



## Convention on Biological Diversity

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CONFERENCE OF THE PARTIES TO THE CONVENTION  
ON BIOLOGICAL DIVERSITY SERVING AS THE  
MEETING OF THE PARTIES TO THE NAGOYA  
PROTOCOL ON ACCESS TO GENETIC RESOURCES  
AND THE FAIR AND EQUITABLE SHARING OF  
BENEFITS ARISING FROM THEIR UTILIZATION

Third meeting

Sharm El-Sheikh, Egypt, 17-29 November 2018

Agenda item 9

### DECISION ADOPTED BY THE PARTIES TO THE NAGOYA PROTOCOL ON ACCESS AND BENEFIT-SHARING

#### **3/5. Measures to assist in capacity-building and capacity development (Article 22)**

##### **A. Strategic framework for capacity-building and development for the implementation of the Nagoya Protocol**

*The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing*

1. *Takes note* of the progress made in the implementation of the strategic framework for capacity-building and development for the implementation of the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from Their Utilization;<sup>1</sup>

2. *Invites* Parties, other Governments and relevant organizations to expand their efforts to implement the strategic framework and further share information about their capacity-building initiatives, including emerging experiences, best practices and lessons learned, and capacity-building resources through the Access and Benefit-sharing Clearing-House, using the relevant common formats;

3. *Invites* Parties, other Governments and relevant organizations to consider developing regional and subregional projects as a way forward to support regional cooperation and address the capacity-building gaps in certain regions;

4. *Takes note* of the report of the meeting of the Informal Advisory Committee on Capacity-building for the Implementation of the Nagoya Protocol held during the intersessional period,<sup>2</sup> and *decides* to extend the mandate of the Informal Advisory Committee until the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol, so that it can continue to support the implementation of the strategic framework for capacity-building and development in accordance with the terms of reference contained in decision [NP-1/8](#);

5. *Decides* that the Informal Advisory Committee will hold one meeting, and online consultations as needed, and *requests* the Informal Advisory Committee to provide inputs for the evaluation

<sup>1</sup> [CBD/NP/MOP/3/4](#).

<sup>2</sup> [CBD/ABS/CB-IAC/2018/1/4](#).

of the strategic framework through a review of preliminary findings and by providing additional information and recommendations;

6. *Also decides* to evaluate the strategic framework for capacity-building and development to support the effective implementation of the Nagoya Protocol<sup>3</sup> on the basis of the elements in the annex to the present decision;

7. *Requests* the Executive Secretary:

(a) To continue to carry out and facilitate capacity-building activities to support the ratification and implementation of the Nagoya Protocol, subject to the availability of resources, as set out in the short-term action plan (2017-2020) annexed to decision [NP-2/8](#) of the Conference of the Parties serving as the meeting of the Parties to the Protocol and decision [XIII/23](#) of the Conference of the Parties to the Convention to enhance and support capacity-building for the implementation of the Strategic Plan for Biodiversity 2011-2020 and its Aichi Biodiversity Targets;

(b) To prepare an evaluation of the strategic framework for capacity-building and development in accordance with decision NP-1/8, paragraph 9(f), and submit the evaluation report for the consideration of the Subsidiary Body on Implementation at its third meeting, with a view to ensuring an effective approach to capacity-building under the Nagoya Protocol that is consistent with the post-2020 global biodiversity framework;

8. *Requests* the Subsidiary Body on Implementation at its third meeting to review the evaluation report submitted by the Executive Secretary and submit its recommendations to the Conference of the Parties serving as the meeting of the Parties to the Protocol at its fourth meeting.

#### **B. Long-term strategic framework for capacity-building beyond 2020**

*The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol,*

*Recalling* decisions [NP-1/8](#) and [NP-2/8](#),

1. *Takes note* of the progress report on the implementation of the short-term action plan (2017-2020) to enhance and support capacity-building for the implementation of the Convention and its Protocols supported and facilitated by the Executive Secretary in collaboration with various partners;<sup>4</sup>

2. *Welcomes* the terms of reference for the study to provide an information base for the preparation of a long-term strategic framework for capacity-building beyond 2020, as contained in decision 14/24, annex I, appendix, and *notes* that, in decision 14/24, the Conference of the Parties requested the Executive Secretary to commission a study, subject to the availability of resources, to provide an information base for the preparation of a long-term strategic framework for capacity-building beyond 2020, and *requests* that aspects relevant to the Nagoya Protocol be considered in the study;

3. *Invites* Parties, indigenous peoples and local communities and relevant organizations to provide the Executive Secretary with views and suggestions on the possible elements of the long-term strategic framework for capacity-building beyond 2020;

4. *Also invites* Parties as well as indigenous peoples and local communities and relevant organizations to participate in the consultative workshops and online discussion forums on the draft long-term strategic framework for capacity-building beyond 2020, in conjunction with the preparatory process for the post-2020 global biodiversity framework;

5. *Requests* the Informal Advisory Committee on Capacity-building for the implementation of the Nagoya Protocol to contribute to the development of the draft long-term strategic framework for capacity-building beyond 2020;

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<sup>3</sup> Decision [NP-1/8](#), annex I.

<sup>4</sup> [CBD/COP/14/INF/10](#).

6. *Requests* the Executive Secretary, subject to the availability of resources, to submit a draft long-term strategic framework for capacity-building beyond 2020 for consideration by the Subsidiary Body on Implementation at its third meeting and for subsequent consideration by the Conference of the Parties serving as the meeting of the Parties to the Protocol at its fourth meeting;

*Annex*

**ELEMENTS FOR THE EVALUATION OF THE STRATEGIC FRAMEWORK FOR  
CAPACITY-BUILDING AND DEVELOPMENT TO SUPPORT THE EFFECTIVE  
IMPLEMENTATION OF THE NAGOYA PROTOCOL**

**A. Scope and objectives of the evaluation**

1. It is proposed that the exercise focus on evaluating the relevance and effectiveness of the strategic framework in guiding the capacity-building and development efforts during the short and medium term (2014-2020) and offering recommendations that could be useful for the possible revision of the strategic framework beyond 2020. In other words, the objective of the evaluation will be to assess the framework's contribution in helping foster a strategic, coherent and coordinated approach to capacity-building and development for the effective implementation of the Nagoya Protocol.

2. Specific objectives of the evaluation will be threefold:

(a) To take stock and review progress made in the implementation of the strategic framework, including the main achievements by key area of the strategic framework, limitations and lessons learned since its adoption in 2014, based on the achievement of the objectives of the strategic framework;<sup>5</sup>

(b) To review the relevance and effectiveness of the strategic framework in guiding and facilitating capacity-building efforts while fostering coordination and cooperation in the short and medium term;

(c) To propose options and make recommendations for further capacity-building to support the implementation of the Nagoya Protocol that could be taken into consideration for the preparation of the long-term strategic framework for capacity-building and development beyond 2020 pursuant to decision XIII/23 of the Conference of the Parties.

**B. Methodology and sources of information**

3. The Secretariat will be responsible for carrying out the evaluation in 2019 with inputs from Parties, international organizations and other relevant stakeholders. Three main data collection methods will be used: (a) documentation review; (b) an online survey; and (c) interviews with representatives of key organizations working on capacity-building and development related to access and benefit-sharing.

4. To guide the review, the following set of questions and sub-questions is proposed:

(a) What progress has been made in the implementation of the strategic framework?

(i) What have been the main achievements relating to the implementation of the strategic framework?

(ii) What progress has been made in strengthening capacities in the five key areas<sup>6</sup> identified by the strategic framework?

(iii) Are there any gaps (thematic and/or geographic) in the implementation of the strategic framework?

(iv) Have the measures and capacity-building activities proposed in appendix II of the strategic framework been used in capacity-building initiatives?

<sup>5</sup> See decision [NP-1/8](#), annex I, para. 21.

<sup>6</sup> See decision NP-1/8, annex I, paras. 19 and 20.

- (v) What have been the main challenges/obstacles to implementation?
  - (vi) What have been the most successful approaches and lessons arising from the capacity-building initiatives?
  - (b) To what extent has the strategic framework been effective in fostering a systematic, coherent and coordinated approach to capacity-building and development?
    - (i) To what extent is the framework being used as a reference to guide the policies and actions of Parties, organizations and donors in relation to capacity-building for access and benefit-sharing (ABS)? If so, how? If it has not been used as a reference, please explain why;
    - (ii) What have been the most useful mechanisms to facilitate coordination of the implementation of the strategic framework and how?
    - (iii) To what extent are Parties and relevant organizations cooperating on capacity-development?
  - (c) In what way has the strategic framework been effective in guiding and facilitating capacity-building activities?
    - (i) How has the strategic framework been used to guide capacity-building activities at the national, regional and international levels?
    - (ii) Was the strategic framework used to guide resource mobilization by Parties and has it influenced donor financing?
    - (iii) To what extent was the strategic framework taken into account by eligible countries in the design of their ABS capacity-building projects submitted to the Global Environment Facility?
  - (d) Are the elements of the strategic framework (i.e. key areas, objectives, proposed activities) still relevant?
    - (i) Are the objectives of the strategic framework still valid? To what extent?
    - (ii) Are the key areas and indicative activities for capacity-building<sup>7</sup> still consistent with the overall strategic goals, objectives and desired changes in capacity-building and development to support the implementation of the Nagoya Protocol?
  - (e) Recommendations for the preparation of the long-term strategic framework for capacity-building and development beyond 2020:
    - (i) Which are the priority capacity-building actions related to ABS that should be included in the long-term strategic framework for capacity-building and development beyond 2020?
    - (ii) What key recommendations can you make for enhancing capacity-building and development on ABS beyond 2020, taking into account the challenges/obstacles identified under paragraph 4(a)?
5. Information for the review will be drawn from various sources including the following:
- (a) The assessment and review of the effectiveness of the Nagoya Protocol and related decisions of the Conference of the Parties serving as the meeting of the Parties to the Protocol;
  - (b) Information published in the interim national reports;
  - (c) Information published in the ABS Clearing-House;
  - (d) Progress reports on capacity-building and development initiatives supporting the implementation of the Nagoya Protocol prepared by the Secretariat;

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<sup>7</sup> See decision NP-1/8, annex I, appendix II.

- (e) Reports of the Informal Advisory Committee;
- (f) Project reports, evaluations and submissions from the Global Environment Facility and its implementing agencies, as well as from other key organizations involved in capacity-building (for example, the ABS Capacity Development Initiative);
- (g) Needs assessments carried out by Parties and international organizations;
- (h) Information gathered in an online survey and targeted interviews with key stakeholders.

### **C. Expected output and outcomes**

6. The strategic framework is a flexible and living document. From its inception, it was intended to be used, adapted and updated on the basis of emerging experiences and lessons learned. As per paragraph 44 of the strategic framework, the main output of the review will be a report to be used by the Conference of the Parties serving as the meeting of the Parties to the Protocol to review and, as appropriate, revise the strategic framework for capacity-building and development in conjunction with the consideration and adoption of a post-2020 global biodiversity framework.

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