



## 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

Second meeting

Cancun, Mexico, 4-17 December 2016

Agenda item 8

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

#### **2/5. Cooperation with other international organizations, conventions and initiatives**

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

*Recognizing* the importance of cooperation with other international organizations, conventions and initiatives on matters related to access and benefit-sharing, and *welcoming* the cooperative activities undertaken by the Executive Secretary, in particular ongoing collaboration to support ratification and implementation of the Nagoya Protocol through awareness-raising and capacity-building activities,

*Recalling* Articles 4 and 8 of the Nagoya Protocol,

*Recalling also* the preamble to the Nagoya Protocol, in which the Parties to the Protocol acknowledge ongoing work in other international forums relating to access and benefit-sharing and recognize that international instruments related to access and benefit-sharing should be mutually supportive with a view to achieving the objectives of the Convention,

*Recalling further* the preamble to the Nagoya Protocol, in which the Parties to the Protocol are mindful of the International Health Regulations (2005) of the World Health Organization and the importance of ensuring access to human pathogens for public health preparedness and response purposes,

*Welcoming* the Cancun Declaration on Mainstreaming the Conservation and Sustainable Use of Biodiversity for Well-being,<sup>1</sup>

<sup>1</sup> UNEP/CBD/COP/13/24.

1. *Takes note of* the World Health Organization's initiative to carry out a study entitled "Implementation of the Nagoya Protocol and pathogen sharing: public health implications",<sup>2</sup> and *requests* the Executive Secretary to liaise with the World Health Organization on its outcomes and to transmit information on the study to the Conference of the Parties serving as the meeting of the Parties at its third meeting for its consideration;

2. *Requests* the Executive Secretary to share with the World Health Organization relevant information provided by Parties in their national reports on national implementation of the Nagoya Protocol, including its Article 8(b);

3. *Also requests* the Executive Secretary, in the context of Article 4, paragraph 4, of the Protocol, subject to the availability of resources, to conduct a study into criteria that could be used to identify what constitutes a specialized international access and benefit-sharing instrument, and what could be a possible process for recognizing such an instrument, and to refer the study for further consideration by the Subsidiary Body on Implementation before consideration by the Conference of the Parties serving as the meeting of the Parties at its third meeting;

4. *Further requests* the Executive Secretary to continue to engage with relevant ongoing processes and policy debates, including in the World Health Organization, the World Intellectual Property Organization, the Commission on Genetic Resources for Food and Agriculture of the Food and Agriculture Organization of the United Nations, the International Treaty on Plant Genetic Resources for Food and Agriculture, the CGIAR Centers and others, as appropriate, to collect information on current discussions on the relationship between the use of digital sequence information on genetic resources<sup>3</sup> and access and benefit-sharing arising out of the utilization of genetic resources, and to include relevant information gathered during these engagements in the compilation of views referred to in decision XIII/16, paragraph 3(a) of the Conference of the Parties;

5. *Encourages* cooperation among Parties and relevant international organizations working on access and benefit-sharing issues related to genetic resources and associated traditional knowledge at the national level, through capacity-building initiatives and experience sharing.

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<sup>2</sup> [http://www.who.int/influenza/pip/2016-review/NagoyaStudyAdvanceCopy\\_full.pdf](http://www.who.int/influenza/pip/2016-review/NagoyaStudyAdvanceCopy_full.pdf)

<sup>3</sup> Terminology is subject to further discussion in the study and the expert group referred to in decision XIII/16.