



## CONVENTION ON BIOLOGICAL DIVERSITY

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### GROUP OF TECHNICAL EXPERTS ON AN INTERNATIONALLY RECOGNIZED CERTIFICATE OF ORIGIN/SOURCE/ LEGAL PROVENANCE

Lima, Peru, 22-25 January 2007  
Item 2 of the provisional agenda\*

### ANNOTATIONS TO THE PROVISIONAL AGENDA

#### INTRODUCTION

1. The meeting of the Group of Technical Experts on an Internationally Recognized Certificate of Origin/Source/Legal Provenance is being held pursuant to decision VIII/4 C of the Conference of the Parties to the Convention on Biological Diversity, on other approaches, as set out in decision VI/24 B, including consideration of an international certificate of origin/source/legal provenance.
2. In paragraph 1 of this decision, the Conference of the Parties decided:

“[T]o establish a group of technical experts to explore and elaborate possible options, without prejudging their desirability, for the form, intent and functioning of an internationally recognized certificate of origin/source/legal provenance and analyse its practicality, feasibility, costs and benefits, with a view to achieving the objectives of Article 15 and 8(j) of the Convention. The Expert Group shall provide technical input to the Ad Hoc Open-ended Working Group on Access and Benefit-sharing and will operate in accordance with the following terms of reference:

“(a) Consider the possible rationale, objectives and the need for an internationally recognized certificate of origin/source/legal provenance;

“(b) Define the potential characteristics and features of different options of such an internationally recognized certificate;

“(c) Analyse the distinctions between the options of certificate of origin/source/legal provenance and the implications of each of the options for achieving the objectives of Articles 15 and 8(j) of the Convention;

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“(d) Identify associated implementation challenges, including the practicality, feasibility, costs and benefits of the different options, including mutual supportiveness and compatibility with the Convention and other international agreements.”

3. In paragraph 2 of the same decision, the Conference of the Parties also decided “that the group of experts shall be regionally balanced and composed of 25 experts nominated by Parties and 7 observers from, *inter alia*, indigenous and local communities, industry, research institutions/academia, botanical gardens, other *ex situ* collection holders and representatives from relevant international organizations and agreements” and requested the Executive Secretary to recommend the list of selected experts and observers for the approval of the Bureau.

4. In light of this decision, 25 participants were selected from government-nominated experts from each geographic region, taking into account their expertise, the need to ensure regional distribution, and gender balance. In addition, 7 observers were selected from among representatives of indigenous and local communities, industry, research institutions/academia, botanical gardens, other *ex situ* collection holders and relevant international organisations and agreements. The list of selected experts and observers has been approved by the Bureau of the Conference of the Parties.

5. Finally, in paragraph 5 of the same decision, Parties, Governments, relevant organizations, indigenous and local communities and all relevant stakeholders including the private sector were invited “to undertake further work, including through research and submission of views, on the possible options for the form, intent and functioning of an international certificate of origin/source/legal provenance and on its practicality, feasibility, costs and benefits, with a view to achieving the objectives of Article 15 and 8(j), including consideration of certificate models as an input for the work of the Expert Group”.

6. An information note containing details of registration and logistical arrangements for the meeting, including information on travel visa requirements, accommodation and other matters will be made available on the website of the Secretariat ([www.biodiv.org](http://www.biodiv.org)).

#### **ITEM 1. OPENING OF THE MEETING**

7. The meeting will be opened by the Executive Secretary or his representative at 10 a.m. on Monday, 22 January 2007.

#### **ITEM 2. ORGANIZATIONAL MATTERS**

8. Participants will be invited to elect the Chair for the meeting on the basis of proposals from the floor.

9. Participants will also be invited to adopt the agenda for the meeting on the basis of the provisional agenda prepared by the Executive Secretary (UNEP/CBD/GTE-ABS/1/1).

10. The Workshop may wish to carry out its work in plenary or break up into working groups as appropriate. A proposal for the organization of work for the meeting is contained in annex II below.

11. The language of the meeting will be English.

#### **ITEM 3. POSSIBLE OPTIONS FOR THE FORM, INTENT AND FUNCTIONING OF AN INTERNATIONALLY RECOGNIZED CERTIFICATE OF ORIGIN/SOURCE/LEGAL PROVENANCE AND ANALYSIS OF ITS PRACTICALITY, FEASIBILITY, COSTS AND BENEFITS**

12. As noted in paragraph 2 above, the Group of Experts is requested to explore and elaborate possible options, without prejudging their desirability, for the form, intent and functioning of an internationally recognized certificate of origin/source/legal provenance and analyse its practicality, feasibility, costs and benefits, with a view to achieving the objectives of Articles 15 and 8(j) of the Convention.

13. Under this item, the Group of Experts will be invited, in accordance with paragraph 1 of decision VIII/4 C of the Conference of the Parties, to provide technical input to the Working Group on Access and Benefit-sharing in accordance with the following terms of reference:

(a) Consider the possible rationale, objectives and the need for an internationally recognized certificate of origin/source/legal provenance;

(b) Define the potential characteristics and features of different options of such an internationally recognized certificate;

(c) Analyse the distinctions between the options of certificate of origin/source/legal provenance and the implications of each of the options for achieving the objectives of Article 15 and 8(j) of the Convention;

(d) Identify associated implementation challenges, including the practicability, feasibility, costs and benefits of the different options, including mutual supportiveness and compatibility with the Convention and other international agreements.

14. A note by the Executive Secretary providing a basis for discussions under this item is being prepared and will be made available under the symbol UNEP/CBD/GTE-ABS/1/2. In addition, a compilation of contributions received by the Secretariat from Parties, indigenous and local communities, international organizations and other relevant stakeholders will also be made available (UNEP/CBD/GTE-ABS/1/3).

#### **ITEM 4. ADOPTION OF THE REPORT**

15. The Group will consider and adopt its report.

16. The final report of the Group of Technical Experts will be presented by the Chair of the meeting to the fifth meeting of the Ad Hoc Open-ended Working Group on Access and Benefit-sharing for its consideration.

#### **ITEM 6. CLOSURE OF THE MEETING**

17. The meeting will be closed at 6 p.m. on Thursday, 25 January 2007.

*Annex I*

**LIST OF DOCUMENTS**

<i>Symbol</i>	<i>Title</i>
UNEP/CBD/GTE-ABS/1/1	Provisional agenda
UNEP/CBD/GTE-ABS/1/1/Add.1	Annotations to the provisional agenda
UNEP/CBD/GTE-ABS/1/2	Internationally recognized certificate of origin/source/legal provenance: note by the Executive Secretary
UNEP/CBD/GTE-ABS/1/3	Compilation of submissions provided by Parties and relevant organizations in preparation for the meeting of the Group of Technical Experts

*Annex II***PROPOSED ORGANIZATION OF WORK**

<b>Date and time</b>	<b>Agenda items</b>
Monday, 22 January 2007 A.M.	<ol style="list-style-type: none"> <li>1. Opening of the meeting</li> <li>2. Organizational matters</li> <li>3. Possible options for the form, intent and functioning of an internationally recognized certificate of origin/source/legal provenance and analysis of its practicality, feasibility, costs and benefits: <ol style="list-style-type: none"> <li>3.1 Consideration of the possible rationale, objectives and the need for an internationally recognized certificate of origin/source/legal provenance</li> </ol> </li> </ol>
P.M.	<ol style="list-style-type: none"> <li>3.2 Definition of the potential characteristics and features of different options of such an internationally recognized certificate</li> </ol>
Tuesday 23 January 2007 A.M.	<ol style="list-style-type: none"> <li>3.3 Analysis of the distinctions between the options of certificate of origin/source/legal provenance and the implications of each of the options for achieving the objectives of Article 15 and 8(j) of the Convention</li> </ol>
P.M.	<ol style="list-style-type: none"> <li>3.4 Identification of associated implementation challenges, including the practicality, feasibility, costs and benefits of the different options, including mutual supportiveness and compatibility with the Convention on Biological Diversity and other international agreements</li> </ol>
Wednesday 24 January 2007 A.M.	Continuation of discussions on items 3.2 to 3.4
P.M.	Finalization of discussions and preparation of the report
Thursday 25 January 2007 A.M.	<ol style="list-style-type: none"> <li>4. Other matters</li> <li>5. Adoption of the report</li> </ol>
P.M.	<ol style="list-style-type: none"> <li>6. Closure of the meeting</li> </ol>

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