



## **Convention on Biological Diversity**

Distr.  
GENERAL

UNEP/CBD/ICNP/3/INF/7  
5 February 2014\*

ORIGINAL: ENGLISH

**OPEN-ENDED AD HOC INTERGOVERNMENTAL  
COMMITTEE FOR THE NAGOYA PROTOCOL ON  
ACCESS TO GENETIC RESOURCES AND THE  
FAIR AND EQUITABLE SHARING OF BENEFITS  
ARISING FROM THEIR UTILIZATION**

Third meeting

Pyeongchang, Republic of Korea, 24-28 February 2014

Item 4.3 of the provisional agenda\*

### **EXPLANATORY NOTE FOR THE EXCHANGE OF VIEWS ON THE STATE OF IMPLEMENTATION OF THE NAGOYA PROTOCOL**

#### **INTRODUCTION**

1. The Conference of the Parties decided, at its eleventh meeting, that the third meeting of the Intergovernmental Committee would address an additional agenda item on exchange of views on the state of implementation of the Nagoya Protocol (decision XI/1 A, paragraph 6(c)). Further to this decision, the Executive Secretary invited Parties to submit information on national or regional developments of relevance to the ratification and implementation of the Nagoya Protocol. The submissions received by the Secretariat on the above topic have been made available at: <http://www.cbd.int/icnp3/submissions/>.

#### **I. OBJECTIVE OF THE SESSION**

2. The session is meant to provide a platform for sharing information on recent developments, experiences and challenges related to implementation of the Nagoya Protocol. Accordingly, Parties, indigenous and local communities and other stakeholders will be invited to share their views, perspectives and experiences with regards to the approaches taken or being considered at the national level for the development and/or update of legislative, administrative and policy measures to meet the obligations set out in the Nagoya Protocol. They will also be invited to exchange information on the challenges and opportunities faced in relation to the implementation of the Nagoya Protocol.

---

\* The document was initially issued as UNEP/CBD/ICNP/3/INF/8 but has been reissued as UNEP/CBD/ICNP/3/INF/7 in order to adjust the numbering of documents.

\* UNEP/CBD/ICNP/3/1.

/...

In order to minimize the environmental impacts of the Secretariat's processes, and to contribute to the Secretary-General's initiative for a C-Neutral UN, this document is printed in limited numbers. Delegates are kindly requested to bring their copies to meetings and not to request additional copies.

## **II. ORGANIZATION OF WORK**

3. The exchange of views on the state of implementation of the Protocol will be taken up under agenda item 4.3 of the meeting, which has been scheduled for the afternoon of Monday, 24 February 2014 in the organization of work provided in the annotated agenda (UNEP/CBD/ICNP/3/1/Add.1). This three-hour session will consist of two parts:

(a) The first part will begin with brief presentations by a panel of speakers comprising representatives from two Parties, a representative from an indigenous and local community, one representative from the private sector and one representative from the research community. Each panellist will be given up to 10 minutes to make a brief presentation after which questions and comments will be invited from the floor;

(b) The second part of the session will be dedicated to interventions from the floor. Parties and observers will be requested to keep their interventions concise (preferably 5 minutes for Parties and 3 minutes for observers).

4. With a view to facilitate discussions, panellists and participants will be invited, as appropriate, to exchange views regarding the topics outlined below. Please note that the suggested topics are indicative and are only provided as examples of issues that panellists and participants may wish to address when making their interventions.

## **III. EXPECTED OUTCOMES**

5. The summary of the presentations and discussions will be included as an annex to the report of the third meeting of the Intergovernmental Committee.

## **IV. INDICATIVE LIST OF TOPICS**

(a) Approach taken/envisaged by Parties in relation to setting up/implementing rules and procedures for obtaining prior informed consent and for the establishment of mutually agreed terms;

(b) Experiences and challenges faced by users of genetic resources (i.e. private and research sectors) in complying with rules and procedures for obtaining prior consent and for the establishment of mutually agreed terms;

(c) Approach taken/envisaged by Parties for the designation of the competent national authority (ies) (i.e. whether to designate one or more competent national authorities, types of responsibilities assigned to the competent national authority (ies), etc.);

(d) Approach taken/envisaged by Parties to monitor the utilization of genetic resources (i.e. types of checkpoints, designation of one or more checkpoints, functions of checkpoints, types of information to be collected or received by checkpoints, etc.);

(e) Approach taken/envisaged by Parties to ensure that the traditional knowledge associated with genetic resources of indigenous and local communities is accessed with their prior informed consent, approval and involvement and that mutually agreed terms are established;

(f) Views and experiences of indigenous and local communities in relation to the development of tools and mechanisms for access to traditional knowledge associated with genetic resources and the fair and equitable sharing of benefits arising from the utilization of such knowledge (i.e. community protocols, minimum requirements for mutually agreed terms, etc.).