



## CONVENTION ON BIOLOGICAL DIVERSITY

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OPEN-ENDED AD HOC WORKING  
GROUP ON BIOSAFETY  
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### Note from the Secretariat

#### Clusters Analysis

#### Introduction:

1. The Extended Bureau of the Working Group in considering means to facilitate the consultations on developing a protocol on Biosafety concluded that many of the draft Articles could be considered as clusters where elements of Articles affected other related Articles. The Extended Bureau requested the secretariat to analyze the draft negotiating text and to develop a table of clusters of related Articles. The attached table is intended as a guide, with the full knowledge that other analyses could result in different clusters.
2. The table identifies primary Articles for each heading, and related Articles where discussion of some element of the primary Articles could affect discussion or resolution of an element in the related Article(s).
3. The analysis is intended as a tool to assist participants in the negotiations. The Extended Bureau recommended its use in regional and interregional consultations.

4. Mandate Sub-Working Group 1

Articles 4,5,6,7,8,9,10,11,12,13,14,15,16, 37

1. Issue: Application of Procedures

Primary Articles: 5,  
Related Articles: 11,12,13, 3 and Annexes \*

Items: Products thereof  
Intended for release  
Contained  
Commodities  
  
First transboundary movement  
Simplified procedure  
Definitions and Annexes

2. Issue: Procedures

Primary Articles: 6,7,8,9,10  
Related Articles: 12, Annexes

Items: AIA  
Exporter/Importer  
Responsibility for application  
Responsibility for information provided  
Transit

3. Issue: Risk Assessment & Risk Management

Primary Articles: 14, 15, 16,  
Related Articles: 37 ( Annexes)\*

Items: Information requirements  
Deliberate release  
Contained use

4. Issue: Scope

Primary Article: 4  
Related Article: 11

Items: Exemptions  
Handling and use

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\* Contact Group 1  
\* Contact Group 1

## Mandate Sub-Working Group 2

Articles: 17,18,19,20,21,22,23,24,25,26,27,28, 34

### 5. Issue: Trade

Primary Articles: 24, 25, 34, 18, 26  
 Related Articles: 13, 17, 21, 28, 4,5 and Annexes.

Items: Non discrimination  
 Trade with Non parties  
 Relationships with other instruments  
 Savings clause  
 Commodities  
  
 Scope  
 Confidential Business Information  
 Labeling  
 Liability & Redress  
 Intentional/Unintentional release

### 6. Issue: Capacity Building

Primary Article: 22  
 Related Articles: 14, 15, 20, 29

### 7. Issue Information Sharing/Clearing House

Primary Articles: 20, 21, 23  
 Related Articles: 13, 22, 28

Items: Confidential Business Information  
 Information Sharing  
 Responsibility  
 Operational requirements  
  
 Capacity Building  
 Translation  
 Liability & Redress  
 Multilateral, Bilateral & Regional Agreements

### 8. Issue: Liability and Redress

Primary Article: 28

### 9. Issue: Socio-economic considerations

Primary Article: 27

### 10. Issue: Competent National Authority/Focal Point

Primary Article: 19

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Mandate Contact Group 2

Articles: 29, 30, 31, 32, 33, 35, 36,37,38,39,40,41,42

11. Issue: Preamble

12. Issue: Liability and Compensation

Primary Article: 28

Item: (See Sub-Working group 2)

Mandate Contact Group 1

Articles: 3, Annexes

13. Issue: Definitions

Primary Article: 3

Item: Definition of LMO

14. Issue: Annexes

Item: Number of Annexes

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