



## Convention on Biological Diversity

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CONFERENCE OF THE PARTIES SERVING AS THE  
MEETING OF THE PARTIES TO THE CARTAGENA  
PROTOCOL ON BIOSAFETY

Seventh meeting

Pyeongchang, Republic of Korea, 29 September-3 October 2014

Item 11 of the provisional agenda\*

### NAGOYA – KUALA LUMPUR SUPPLEMENTARY PROTOCOL ON LIABILITY AND REDRESS: UPDATE

*Note by the Executive Secretary*

#### I. INTRODUCTION

1. The Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress (Supplementary Protocol hereinafter) was adopted in Nagoya, Japan, on 15 October 2010, at the fifth meeting of the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety (COP-MOP) through its decision BS-V/11. The Supplementary Protocol was opened for signature at United Nations Headquarters in New York from 7 March 2011 to 6 March 2012. By the closing date, it had been signed by 51 Parties to the Cartagena Protocol on Biosafety.

#### II. UPDATE ON RATIFICATION

2. By the time the present document had been finalized, 25 Parties to the Cartagena Protocol had deposited their instrument of ratification, acceptance, approval or accession to the Supplementary Protocol. The following Parties to the Cartagena Protocol have deposited their instrument of ratification, acceptance, approval or accession to the Supplementary Protocol: *Africa*: Burkina Faso, Guinea-Bissau, Uganda; *Asia and the Pacific*: Albania, Cambodia, Mongolia, Syrian Arab Republic, Viet Nam; *Central and Eastern Europe*: Bulgaria, Czech Republic, Hungary, Latvia, Lithuania, Romania, Slovenia; *Group of Latin American and Caribbean Countries*: Mexico; *Western European and other States Group*: European Union, Finland, Germany, Ireland, Luxembourg, Netherlands, Norway, Spain and Sweden.

3. The Supplementary Protocol will enter into force on the ninetieth day after the date of deposit of the fortieth instrument of ratification, acceptance, approval or accession.

#### III. UPDATE ON RELEVANT ACTIVITIES

4. At its sixth meeting, the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety had requested the Executive Secretary to continue encouraging organizations such as the United Nations Environment Programme and the International Union for

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Conservation of Nature (IUCN) to consider the preparation of an explanatory guide to the Supplementary Protocol (BS-VI/11, para. 5). Accordingly, the Executive Secretary continued encouraging the organizations to facilitate the preparation of an explanatory guide to the Supplementary Protocol. However, no firm response has been received to date, and organizations such as IUCN have informed the Secretariat that their efforts had not yielded sufficient funding to undertake the work.

5. The Secretariat also carried out activities aimed at promoting understanding, ratification and implementation of the Supplementary Protocol. These activities were undertaken mainly, as part of or in conjunction with regional training workshops on public awareness and participation; subregional capacity building workshop for the effective implementation of the Cartagena Protocol on Biosafety; and regional workshop on mainstreaming biosafety into national measures, with the financial support from the Government of Japan. These include:

(a) Asia-Pacific regional training workshop on public awareness, education and participation concerning the safe transfer, handling and use of living modified organisms, Hanoi, Viet Nam, 25-29 March 2013. The report of the workshop is available at: <http://www.cbd.int/doc/meetings/bs/bswscblmo-ap-01/official/bswscblmo-ap-01-02-en.pdf>

(b) Caribbean Subregional Workshop on Capacity Building for the Effective Implementation of the Cartagena Protocol on Biosafety and its Supplementary Protocol on Liability and Redress, St. George's, Grenada, 4-8 March 2013. The report of the workshop is available at: <http://www.cbd.int/doc/meetings/bch/bchiac-08/official/bchiac-08-02-en.doc>

(c) Central and Eastern Europe Regional Workshop on Mainstreaming Biosafety into National Measures, Batumi, Georgia, 16-20 December 2013.

#### **IV. SUGGESTED ELEMENTS FOR A DRAFT DECISION**

6. The Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety may wish to:

(a) Welcome those Parties to the Cartagena Protocol on Biosafety that deposited their instrument of ratification, acceptance, approval or accession to the Supplementary Protocol;

(b) Call upon other Parties to the Cartagena Protocol on Biosafety to expedite their internal processes and to deposit their instrument of ratification, acceptance, approval or accession to the Supplementary Protocol as soon as possible with a view to ensuring the entry into force of the Supplementary Protocol in time for the eighth meeting of the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety;

(c) Call upon States that are Parties to the Convention but not Parties to the Cartagena Protocol on Biosafety to ratify, accept, approve or accede to the Protocol, as appropriate, without further delay, so that they can also become Parties to the Supplementary Protocol;

(d) Invite Parties and relevant organizations to make financial contributions with a view to facilitating the organization of further awareness-raising and capacity-building activities, and the preparation of an explanatory guide in order to expedite the entry into force and implementation of the Supplementary Protocol.

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