



CBD



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BUREAU OF THE CONFERENCE OF THE
PARTIES TO THE CONVENTION ON
BIOLOGICAL DIVERSITY

Nagoya, 17 October 2010

**MINUTES OF THE THIRTEENTH MEETING OF THE COP-9 BUREAU HELD IN
NAGOYA, JAPAN, 17 OCTOBER, 2010**

INTRODUCTION

1. The thirteenth meeting of the COP-9 Bureau was held on 17 October 2010 in Aichi-Nagoya, Japan in conjunction with the tenth meeting of the Conference of the Parties. The meeting was co-chaired by Mr. Jochen Flasbarth, who represented the President of the ninth meeting of the Conference of the Parties and by Mr. Kazuhiko Takemoto, Special Assistant to the Minister of the Environment of Japan representing the incoming COP10 President. Hideki MINAMIKAWA, Vice-Minister for Global Environmental Affairs also attended the meeting.

2. The following Bureau members attended the meeting: Ms. Somaly Chan (Cambodia), Ms. Tania Temata (Cook Islands), Mr. Joseph Ronald Toussaint (Haiti), Mr. Damaso Luna (Mexico), Prof. James Seyani (Malawi), Dr. Abdelbagi Mukhtar Ali (Sudan), Ms. Snežana Prokic (Serbia), Dr. Volodymyr Domashlinets (Ukraine), Mr. Robert Lamb (Switzerland), and Ms. Asa Norrman (Sweden). The meeting was also attended by Mr. Timothy Hodges and Mr. Fernando Casas, Co-Chairs of the Ad Hoc Open-ended Working Group on Access and Benefit-sharing; Mr. Spencer Thomas, Chair of SBSTTA; Mr. Ahmed Djoghlaflaf, Executive Secretary of the Convention, and Mr. David Cooper, Secretary, COP-10;

ITEM 1. OPENING OF THE MEETING

3. The meeting was opened by Mr. Jochen Flasbarth, the representative of the President of the ninth meeting of the Conference of the Parties, with the participation of HEM Ryu Matsumoto, Environment Minister of Japan in his capacity as incoming COP10 President. In his opening address, Minister Matsumoto welcomed the members of the Bureau to Nagoya and paid tribute to Germany and the members of the Bureau of COP 9 for their leadership for the preparation of COP10. He also congratulated the Executive Secretary and his team for their outstanding preparation and praised the team spirit and the team work of the COP9 Bureau. He expressed the hope that such a team spirit will continue to prevail during COP10 and beyond. He called on the members of the Bureau to support him in fulfilling his heavy responsibility.

4. Mr Djoghlafl conveyed on behalf of the secretariat his deep gratitude to Japan for its outstanding leadership for the preparation of COP10 and to Minister Matsumoto for having attended the High Level Event of the 65th session of the United Nations General Assembly held in New York on 22 September a couple of days only after his appointment thus demonstrating his commitment to the success of COP10. He thanked the minister for having organized a breakfast meeting on ABS at the margins of the New York event. He pledged the full support of the secretariat for the success of Japan presidency.

ITEM 2. ADOPTION OF THE AGENDA

5. The Bureau adopted the provisional agenda for its meeting as contained in document UNEP/CBD/COP9/Bur/2010/5/1/Rev1. It was agreed that item 6 (on administrative arrangements) would be considered in a closed evening session of the Bureau.

ITEM 3. PRESENTATION BY THE ABS CO-CHAIRS ON THE OUTCOME OF THE RESUMED SESSION OF THE NINTH MEETING OF THE AD HOC OPEN-ENDED WORKING GROUP ON ACCESS AND BENEFIT SHARING HELD ON 16 OCTOBER 2010

6. The Co-Chairs of the Ad Hoc Open-ended Working Group on Access and Benefit Sharing, Mr. Fernando Casas and Mr. Timothy Hodges, briefed the Bureau on the outcomes of the resumed session of ninth meeting of the Ad Hoc Open-ended Working Group on Access and Benefit Sharing (WGABS9), noting significant progress in several areas. Significant work remained however. The Co-Chairs presented a proposal for continuation of the negotiations during COP-10. They proposed that an open-ended informal consultative group on ABS would work in parallel with the two Working Groups of COP. They indicated their willingness to chair these negotiations and to regularly brief the President, Bureau and informal budget group. The informal consultative group would have a mandate to complete its work and report to Plenary on the fifth day. The group would establish a legal drafting group when necessary.

7. Noting that consultations with regional groups would be necessary, the members of the Bureau and the incoming Presidency indicated their support for the proposal.

8. It was agreed that the potential role of Ministers attending the high-level segment in the negotiations would be reviewed at the end of the first week in light of progress made at that time.

ITEM 4. THE TENTH MEETING OF THE CONFERENCE OF THE PARTIES

9. In introducing this item, the Executive Secretary noted that the small increase in the budget for the Biosafety Protocol meant that there were no additional resources available to support the implementation of supplementary protocol on liability and redress. A number of Bureau members highlighted the need to avoid this situation arising for the ABS Protocol, and with this in mind, noted the importance of the co-chairs briefing the budget committee. The SBSTTA Chair noted the need to avoid the practice last time of funding only one session of SBSTTA. He indicated that he too would brief the budget committee. It was therefore agreed that the budget committee should finalize its work as soon as possible and not later than 26 October 2010.

(a) Organizational matters

(i) Election of officers

10. In accordance with the rules of procedure, following the formal opening of COP-10 by the representative of the outgoing President, the meeting is expected to elect the Minister of the Environment of Japan, His Excellency Mr. Ryu Matsumoto, as President of COP-10. In that

capacity, Minister Matsumoto or his designated representative will chair plenary meetings during COP-10. Other members of the current Bureau will remain in office until the end of COP-10.

11. In addition, COP-10 must elect the new Bureau members who will initiate their mandate at the end of COP-10. The Chair urged regional groups to nominate the new members as soon as possible so that they can participate in Bureau meetings as early as possible.

(ii) Organization of work

12. The meeting noted that at its meeting on 23 May 2010, the Bureau already decided to recommend the establishment of two working groups to consider the substantive agenda items of COP-10 with the following chairpersons: Ms. Cosima Hufner of Austria for Working Group I and Mr. Damaso Luna of Mexico for Working Group II.

(iii) Budget for the 2011/2012 biennium

13. The Bureau agreed to recommend that the Conference of the Parties establish an informal contact group on budget with the mandate to review this matter in detail and to prepare a draft budget for the consideration by the Conference of the Parties. The Bureau also agreed to recommend to COP-10 the election of Ambassador Conrod Hunte of Antigua and Barbuda as Chairperson of the contact group.

(iv) Election of the Chairperson for the fifteenth and sixteenth meetings of the Subsidiary Body for Scientific, Technical and Technological Advice (SBSTTA)

14. In accordance with the rules of procedure COP-10 must also elect a chairperson for the fifteenth and sixteenth meetings of the SBSTTA. Bureau members were asked to urge their respective group to finalize consultations as soon as possible.

(b) Credentials

15. Bureau members noted that Rule 18 of the rules of procedure, provides that “credentials of representatives... shall be submitted to the Executive Secretary if possible not later than 24 hours after the opening of the meeting” and that credentials must be issued either by the Head of State or Government or by the Minister of Foreign Affairs. Bureau members agreed to remind members of their groups of the need to adhere to this rule as it affects the credibility of decisions made at COP-10 and, more generally, the credibility of the Convention process. Ms. Somaly Chan was designated by MOP-5 to review credentials. The Bureau may wish to agree to recommend Ms. Chan to undertake this responsibility for COP-10.

(c) Nomination of Rapporteur

16. The Bureau agreed to recommend Ms. Snežana Prokic, who acted as rapporteur for MOP-5, to also act as Rapporteur for COP-10.

ITEM 4. HIGH LEVEL SEGMENT OF THE TENTH MEETING OF THE CONFERENCE OF THE PARTIES

17. Representatives of the host country briefed the Bureau on the organization of the high level segment of COP-10. Over 120 Ministers were expected to participate as well as five heads of state and government. Following the opening of the high level segment, Ministers and other heads of delegation will make short statements. In addition to diplomatic channels, the incoming Presidency informed Bureau members that a system was being put in place to allow requests on site for speaking slots.

18. In addition, the incoming Presidency informed the Bureau that an informal meeting of ministers/heads of delegation plus one delegate will be held on 27 October between 4 to 6 pm with a view of briefing the ministers/heads of delegation on pending issues. Further consultations could be held in the morning of the 28th if required. Members of the Bureau were informed that the details of the ministerial informal consultation will be provided following the assessment on progress made at the end of the first week of COP. The plenary to be chaired by one of the heads of delegation of the country holding the post of Vice president of the Bureau will be held in parallel.

ITEM 5. REVISED ADMINISTRATIVE ARRANGEMENTS BETWEEN SCBD AND THE SECRETARIAT OF UNEP

19. At the request of many members of the Bureau, the issue of the revised administrative arrangement was included as an item on the agenda of the meeting. At the request of the Executive Director of UNEP, the meeting reconvened between 8:30 p.m. to 11:00 p.m. to discuss this agenda item. The discussion took place with the participation of the Executive Director of UNEP. The Bureau had before it a note prepared by the President suggesting that the issue be postponed after COP10. Following discussion, the Bureau agreed that all effort should be made to finalize the revised administrative arrangements at COP10. The Bureau also agreed that the discussion should take into account the following principles: the autonomy of the secretariat; the Rio nature of the Convention; the need to minimize the Programme Support Cost; the prerogative of the COP on issue related to the term of office of the Executive Secretary. On 20 October the President of COP10 instructed the Executive Secretary and the Executive Director of UNEP to finalize their discussion before 26 October 2010 no later than 6pm. The revised administrative arrangements were signed on 26 October 2010 and endorsed by COP10. The revised administrative arrangements are attached.

ITEM 6. OTHER MATTERS

20. The Bureau agreed to hold its next meeting at 6.15 on Tuesday October 19th.

ITEM 7. CLOSURE OF MEETING

21. The meeting was closed at 11:00 p.m.
