



# CONVENTION ON BIOLOGICAL DIVERSITY

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

Sixth meeting  
The Hague, 7-19 April 2002  
Item 24 of the provisional agenda\*

### STRATEGIC PLAN, NATIONAL REPORTING AND OPERATIONS OF THE CONVENTION ON BIOLOGICAL DIVERSITY

#### *Review of the status of the decisions of the Conference of the Parties*

*Note by the Executive Secretary*

#### INTRODUCTION

1. In paragraph 38 of its decision V/20, adopted at its fifth meeting, the Conference of the Parties decided to hold an open-ended inter-sessional meeting, to assist with preparations for its sixth meeting. The meeting was mandated to consider, and to the extent possible develop draft elements of decisions on the following topics: preparation of the Strategic Plan for the Convention; the second national reports; and means to support implementation of the Convention, in particular, implementation of priority actions in national biodiversity strategies and action plans.

2. The Open-ended Inter-Sessional Meeting on the Strategic Plan, National Reports and Implementation of the Convention on Biological Diversity was held in Montreal from 19 to 21 November 2001. The Open-ended Inter-Sessional Meeting requested the Executive Secretary, in consultation with and under the guidance of the Bureau of the Conference of the Parties, to carry out a pilot review of the status of implementation and continued relevance of the decisions of the Conference of the Parties and:

(a) Propose a preliminary list of decisions and elements of decisions that could be retired, and those on which no progress on implementation has been made, and

(b) Identify issues on which the Conference of the Parties has commenced work but which it has not considered sufficiently to allow for implementation to start,

and submit a report to the Conference of the Parties for its consideration at its sixth meeting.

3. The Open-ended Inter-Sessional Meeting further requested the Executive Secretary, in consultation with and under the guidance of the Bureau of the Conference of the Parties, to prepare a proposal for submission to the Conference of the Parties at its sixth meeting, on the basis of the pilot review, outlining the manner in which the Conference of the Parties may wish to proceed with the review of the status of its decisions. In the draft elements for a decision by the Conference of the Parties at its

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\* UNEP/CBD/COP/6/1 and Corr.1/Rev.1.

sixth meeting, the Open-ended Inter-sessional Meeting recommends that the Conference of the Parties “decide to review, on the basis of the proposals by the Executive Secretary, the status of implementation of all its decisions at its next meeting with a view to adopting a consolidated body of decisions and to inform decision-making on the long-term work plan of the Convention”.

4 The Executive Secretary has prepared a note (UNEP/CBD/COP/6/5/Add.4) in response to these requests. The present information note contains, in its five annexes, the different options the Conference of the Parties may wish to consider in deciding the best approach for the review of the status of implementation of its decisions. The pilot review of the decisions of the first and second meetings of the Conference of the Parties, undertaken by the Executive Secretary pursuant to the request of the Open-ended Inter-sessional Meeting, is based on annex I to this Information Note. Annexes II to V contain examples of the other options described in the document UNEP/CBD/COP/6/5/Add.4.

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*Annex I***PILOT REVIEW OF THE DECISIONS ADOPTED AT THE FIRST AND SECOND MEETINGS OF THE CONFERENCE OF THE PARTIES AND STATUS OF THEIR IMPLEMENTATION****A. First meeting of the Conference of the Parties****DECISION I/1: RULES OF PROCEDURE OF THE CONFERENCE OF THE PARTIES***Overview of the decision*

By this decision, the COP adopted the rules of procedure for its meetings

*Overall assessment and possible action by the Conference of the Parties*

The issue of paragraph 1 of rule 40 is still pending. The Conference of the Parties may wish to conclusively resolve the issue by removing the brackets from the paragraph.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
The decision adopted the rules of procedure of the Conference contained in its annex, with the exception of paragraph 1 of rule 40, which deals with decision-making on substantive matters.	The Conference of the Parties amended the rules of procedure for its meetings by decision V/20. The amendments affected rules 4, 21 and 25.

**DECISION I/2 – FINANCIAL RESOURCES AND MECHANISM***Overview of the decision*

The decision focuses on the financial mechanism (guidance, review, reporting and designation) and touches upon financial resources. By this decision, the COP adopted the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources as contained in Annex I to the decision; the list of developed country Parties which voluntarily assume the obligations of developed country Parties as contained in Annex II; and designated the restructured GEF as the interim financial mechanism for the Convention

*Overall assessment and possible action by the Conference of the Parties*

In respect of paras.3, 4, 5 and 6, no further action is required. The requests which were made to the Executive Secretary were fully implemented. Since annexes I and II of the decision and the MoU with the GEF Council are still under implementation, the decision has continuing relevance.

Programme priorities of annex I could be grouped together with additional guidance; eligibility criteria could be expanded to include Parties with economies in transition; annex II could be updated.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
The COP,  3. Decided to instruct the restructured Global Environment Facility to take prompt measures to support programmes, projects and activities consistent with the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources contained in annex I to the decision;	Both annexes I and II are under implementation

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
4. Authorized the Secretariat to consult with the restructured Global Environment Facility on the content of a memorandum of understanding which should be formally considered at the second meeting of the Conference of the Parties;	The Executive Secretary developed a MoU in consultation with the GEF. The MoU between the Conference of the Parties and the GEF Council was adopted by the COP in decision III/8
5. Pending the adoption of the MoU, the COP decided to adopt interim guidelines for monitoring and evaluation of the utilization of financial resources by the restructured Global Environment Facility contained in annex III to the decision;	
6. Requested the Secretariat to present to the Conference of the Parties at its second meeting, a report on the financial mechanism, in order that decisions can be adopted by the Conference of the Parties at its second meeting, on the timetable and nature of the review required in Article 21, paragraph 3 of the Convention;	The Executive Secretary provided a report to the Conference of the Parties (UNEP/CBD/COP/2/9)
7. Requested the Secretariat to present to the Conference of the Parties at its second meeting, a study on the availability of financial resources additional to those provided through the restructured GEF, and on the ways and means for mobilizing and channelling these resources in support of the objectives of the Convention.	The Executive Secretary prepared a study on the availability of additional financial resources (UNEP/CBD/COP/2/10).
8. Requested the Secretariat to include items on the agenda of the Conference of the Parties at its second meeting, which would enable the latter to review the financial resources and, bearing in mind Article 39 of the Convention, to take a decision at that meeting on which institutional structure shall be designated in accordance with Article 21 of the Convention.	Relevant items were included in the agenda of the Conference of the Parties at its second meeting (UNEP/CBD/COP/2/1/Add.1, item 5).

### DECISION I/3 – CLEARING-HOUSE MECHANISM

#### *Overview of the decision*

By this decision, the COP decided to implement the provisions of article 18 (3) of the Convention, which requires the COP, at its first meeting, to determine how to establish a clearing-house mechanism.

#### *Overall assessment and possible action by the Conference of the Parties*

The decision has been fully implemented. However, the CHM requires ongoing support and COP may wish to offer the CHM more resources.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Decided to implement article 18, paragraph 3 of the Convention on the establishment of a clearing-house mechanism.</p>	<p>The CHM has been established.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>2. Decided that the activities of the CHM to promote and facilitate technical and scientific cooperation should be funded from the regular budget of SCBD as well as from voluntary contributions, subject to decisions to be taken by the COP at its 2<sup>nd</sup> meeting, in the light of the study referred to in para.3 of the decision.</p>	<p>Funding is ongoing</p>
<p>3. Requested the SCBD to prepare, and report back to the COP, at its 2<sup>nd</sup> meeting, on a comprehensive study, according to article 18, containing concrete costed recommendations to assist the COP in the establishment of the CHM, taking fully into account the views expressed at its first meeting and submitted to SCBD in writing before the end of February 1995, as well as the need to draw on all relevant existing institutional structures.</p>	<p>A report on the establishment of the CHM was prepared by the Executive Secretary. See documents UNEP/CBD/COP/2/6 and UNEP/CBD/COP/2/6 Annex I</p>
<p>4. Include an item on this issue on the agenda of the second meeting of the Conference of the Parties.</p>	<p>The item was included in the agenda of COP 2. See decision II/3/6(a)(b).</p>

**DECISION I/4 – SELECTION OF A COMPETENT INTERNATIONAL ORGANIZATION TO CARRY OUT THE FUNCTIONS OF THE SECRETARIAT OF THE CONVENTION**

*Overview of the decision*

The decision designates UNEP to carry out the functions of the Secretariat of the Convention, pursuant to Article 24(2) of the Convention.

*Overall assessment and possible action by the Conference of the Parties*

The COP may wish to archive paras.2 and 3 of this decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Designated the UNEP to carry out the functions of the Secretariat of the convention while ensuring its autonomy to discharge the functions referred to in Article 24;</p> <p>2. Decided that the functions of the Secretariat shall be carried out by the Secretariat that is provided for under Article 40 of the Convention, until such time as the staff of the secretariat have been appointed;</p> <p>3. Requested the Executive Director of the UNEP to select the Executive Secretary of the Secretariat for the Convention in consultation with the Bureau of the COP.</p>	<p>The decision has been fully implemented. UNEP discharges secretariat functions for the Convention. An ES for the Convention has been selected by the Executive Director of UNEP as mandated.</p>

## DECISION I/5 - SUPPORT TO THE SECRETARIAT BY INTERNATIONAL ORGANIZATIONS

### *Overview of the decision*

The decision encourages coordination and cooperation between SCBD and other international organizations and welcomes the concrete offers made by the FAO and UNESCO in this regard

### *Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the activities of the Convention.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>2. Requested the Executive Secretary to coordinate with those organizations with a view to entering into such administrative and contractual arrangements as may be required to make effective those offers, as provided for in Article 24.1(d) of the Convention.</p> <p>3. Invited other competent organizations which wish to do so to make further proposals to the Secretariat in this regard;</p> <p>4. Requested the Executive Secretary to contact the Secretariats of conventions dealing with matters covered by the convention with a view to establishing appropriate forms of cooperation between this convention and those conventions and report to the COP on this issue, as provided for in Article 23.4(h) of the Convention.</p>	<p>The Secretariat has entered into a number of MoUs and MoCs with relevant international organizations such as CITES, CMS, Ramsar Convention, PEBLDS, CIFOR, UNCTAD, UNESCO and IUCN. The Secretariat also continues to co-operate and co-ordinate its activities with the FAO, WIPO, WTO, UNCCD and UNFCCC amongst others.</p>

## DECISION I/6 – FINANCING AND BUDGET OF THE CONVENTION

### *Overview of the decision*

The decision addresses financial matters under the Convention. It adopts the Financial Rules and Regulations and the budget for the 1995-1996 biennium, and creates a Trust Fund for which UNEP was designated by the same decision as the trustee.

### *Overall assessment and possible action by the Conference of the Parties*

As at 31/10/01, \$4,776,445 of the 1995 assessed contributions or 99.5% has been collected. No further action is required but the COP may wish to resolve the issue of paras.4 and 16 of the Financial Rules.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p><i>PART I</i></p> <p>1. Adopted the Financial Rules for the Administration of the Trust fund for the convention;</p> <p>2. Designated the UNEP as the trustee of the Trust Fund;</p> <p>3. Decided that the Trust Fund shall be established for an initial period of two years;</p> <p>4. Adopted the budget for 1995</p> <p>5. Urged all the parties to pay promptly their</p>	<p>The decision has been fully implemented.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>contributions to the Trust Fund;</p> <p>6. Requested the Parties and States not Parties to the Convention, as well as governmental, intergovernmental and non-governmental organizations and other sources, to contribute to the Trust Fund;</p> <p>7. Requested the Executive Director of UNEP to ensure, by advances, that the 1995 budget is financed until such time as sufficient contributions have been paid;</p> <p>8. Took note of the indicative budget for 1996</p> <p>9. Directed the Secretariat to consider carefully all offers of support from other organizations and to cooperate with them with a view to making the most effective use of the competencies and resources available.</p> <p><i>PART II</i></p> <p>1. Adopted for 1995 the scale of contributions contained in annex II of the decision.</p> <p>2. Requested the Secretariat to make the review of all aspects of scale methodology available to Conference of the Parties.</p> <p>3. Decided to transfer to the second meeting of the Conference of the Parties for further consideration paragraph 4 of the Financial Rules</p> <p>4. Decided to transmit paragraph 16 of the financial rules to the second meeting of the Conference of the Parties;</p> <p>5. Decided to adopt a Financial Rule governing the determination of the scale at the second meeting of the Conference of the Parties.</p>	



**DECISION I/7 – SUBSIDIARY BODY ON SCIENTIFIC, TECHNICAL AND TECHNOLOGICAL ADVICE**

*Overview of the decision*

The decision focuses on the operations and procedures of the SBSTTA.

*Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to consider archiving paras.1(d), 2 and 4 (and annex) of the decision.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Decided               <ol style="list-style-type: none"> <li>a. that SBSTTA shall operate in accordance with the terms of reference in Article 25(1) and (2) of the Convention;</li> <li>b. that SBSTTA report to the COP at each ordinary meeting;</li> <li>c. that SBSTTA meet sufficiently in advance of each meeting of the COP</li> <li>d. Mandated the first ordinary meeting of SBSTTA to consider SBSTTA's <i>modus operandi</i>;</li> </ol> </li> <li>2. Requested SBSTTA to prepare a proposal for a medium-term programme of work and submit it to the COP at its 2<sup>nd</sup> meeting.</li> <li>3. Decided that the COP would decide at each of its meetings the topics on which advice from SBSTTA would be required.</li> <li>4. Decided that the 1<sup>st</sup> meeting of SBSTTA would take place at the headquarters of UNESCO in Paris from 4-8 Sept. 1995 to consider the provisional agenda annexed to the decision.</li> </ol>	<p>The decision has been fully implemented. The <i>modus operandi</i> of SBSTTA was adopted, by COP 4 in decision IV/6, on the basis of Recommendation I/1 of SBSTTA, and further elaborated upon by decision V/20. SBSTTA, in its recommendation I/2, submitted a proposal on its medium-term programme of work for the period 1995-1997 to the Conference of the Parties at its second meeting. See document UNEPO/CBD/COP/2/5.</p>

## DECISION I/8 – PARTICIPATION OF THE CONVENTION ON BIOLOGICAL DIVERSITY IN THE THIRD SESSION OF THE COMMISSION ON SUSTAINABLE DEVELOPMENT

### *Overview of the decision*

The decision contains a statement in its annex from the Conference of the Parties to the Commission on Sustainable Development to be transmitted to the Commission at its third meeting.

### *Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the cooperation between the Convention on Biological Diversity and the Commission on Sustainable Development.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The Conference of the Parties invited its President to transmit the Statement to the high-level segment of the Commission on Sustainable Development at its third session.	The Statement was transmitted to the CSD by the President of COP 1.

## DECISION I/9 – MEDIUM-TERM PROGRAMME OF WORK OF THE CONFERENCE OF THE PARTIES

### *Overview of the decision*

The first part of the decision (para.1 and 2) deals with the overall programme of work of the COP for the period 1995-1997, which was adopted as an annex to the decision. The second part of the decision (para.3 to 8) contains decisions relevant to the creation and operation of an open-ended ad hoc group of experts nominated by Governments to consider the need for and modalities of a protocol on biosafety as required under Article 19(3) of the Convention.

### *Overall assessment and possible action by the Conference of the Parties*

As seen from the status of implementation, this decision has only historical significance. It is fully implemented and the COP may wish to consider archiving it.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP,  1. Decided to adopt the medium-term programme of work for the period 1995 to 1997 contained in the annex to the decision;	
2. Decided to review at its second meeting the medium-term programme of work in light of the progress achieved in the implementation of the Convention.	2. The medium-term programme of work was reviewed at COP 2 and a new medium-term Programme of work was adopted by decision II/18 for the period 1996-1997.
3. Decided to establish an open-ended <i>ad hoc</i> group of experts nominated by Governments to consider the need for and modalities of a protocol setting out appropriate procedures, including, in particular advance informed agreement, in the field of the safe transfer, handling and use of any LMO resulting from biotechnology that may have adverse effect on the conservation and sustainable use of biological diversity;	3. The Open-ended <i>ad hoc</i> group of experts nominated by Governments was established and discharged its mandate. The Cartagena Protocol on Biosafety to the Convention on Biological Diversity was adopted in Montreal on 29 January 2000.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
4. Decided that the open-ended <i>ad hoc</i> group of experts would hold one meeting of one week's duration during 1995 with a view to presenting its report to the COP;	4. The meeting was held in Madrid from 24 to 28 July 1995.
5. Decided that the open-ended <i>ad hoc</i> group of experts would consider, as appropriate, existing knowledge, experience and legislation in the field of biosafety, including the views of the Parties, subregional, regional and international organizations, with a view to presenting a report for the consideration of the second meeting of the COP, so as to enable the COP to reach an informed decision as to the need for and modalities of a protocol;	5. Fulfilled, as reflected in document UNEP/CBD/COP/2/7 (the report of the group's meeting in Madrid).
6. Requested the Secretariat to submit to the open-ended <i>ad hoc</i> group of experts relevant information on these matters in sufficient time to facilitate the discussions of the open-ended ad hoc group of experts;	6. An information document CBD/Biosafety Expert Group/Inf.1 was prepared and submitted to the Open-ended <i>ad hoc</i> group of experts.
7. Decided that, in order to prepare for the work of the open-ended <i>ad hoc</i> group of experts nominated by Governments, the Secretariat shall establish a panel of 15 experts nominated by Governments to prepare a background document to be submitted to the open-ended ad hoc group of experts based on a consideration, as appropriate, of existing knowledge and experience on risk assessment and management, and guidelines and/or legislation already prepared by the Parties, other Governments and by national and competent subregional, regional, international organizations;	7. The panel was established and convened in Cairo from 1 to 5 May 1995, and prepared a background document CBD/Biosafety Expert Group/2 attached to document UNEP/CBD/COP/2/7 as annex IV.
8. Called upon the international community, particularly the developed countries and non-governmental sectors to contribute voluntary funds to assist the open-ended ad hoc group of experts to discharge its mandate effectively.	8. The open-ended <i>ad hoc</i> group of experts was able to meet and discharge its mandate thanks to financial contributions from various sources.

## DECISION I/10 – LOCATION OF SECRETARIAT

### *Overview of the decision*

The decision invites Parties to present offers and views on the possible location of the Secretariat of the Convention.

### *Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may want to archive this decision

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Decided to consider and take a decision on the location of the Secretariat at its second meeting;</li> <li>2. Decided to invite Parties interested in hosting the Secretariat to submit their offers to the Secretariat by 31 March 1995;</li> <li>4. Decided to request the Secretariat to transmit all offers to the Parties, as an official document of the second meeting of the COP, by 31 May 1995.</li> <li>6. Decided that, at its second meeting, it would reach a decision on the location of the Secretariat.</li> </ol>	<p>The decision has been implemented and a location for the Secretariat was chosen at the second meeting of the Conference of the Parties</p>

### **DECISION I/11 – PREPARATION FOR THE SECOND MEETING OF THE CONFERENCE OF THE PARTIES**

#### *Overview of the decision*

The decision calls on the Secretariat and Parties to convene and facilitate regional meetings before the second meeting of the Conference of the Parties.

#### *Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to consider archiving this decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Requested the Secretariat to assist in the organization of regional and sub-regional meetings for the preparation of the second meeting of the COP;</li> <li>2. Invited the developed countries and the international organizations to make voluntary contributions to fund such regional and sub-regional meetings and to facilitate the participation of the developing countries, and in particular the least developed amongst them, in such meetings as well as in the meetings convened under the Convention.</li> </ol>	<p>The Secretariat organized three regional meetings for the Africa region, the Latin America and Caribbean region, and the Asia and Pacific Region in October/November 1995 pursuant to decision I/11.</p> <p>Several developed country Parties and the EC provided financial support for the organization of these meetings. See document UNEP/CBD/COP/2/15.</p>

**DECISION I/12 – INTERNATIONAL DAY FOR BIOLOGICAL DIVERSITY**

*Overview of the decision*

The decision relates to the establishment of an International Day for Biodiversity

*Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the work of the Convention as the basis for an International Biodiversity Day.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP decided to recommend to the UNGA at its forty-ninth session to consider 29 December, the date of entry into force of the CBD, the International Day for Biological Diversity.	The UNGA, by its resolution 49/119 of 19 December 1994 proclaimed 29 December, the date of entry into force of the CBD, the International Day for Biodiversity. At the request of the COP at its 5 <sup>th</sup> meeting (decision V/17), the UNGA by its resolution 55/201 of 8 <sup>th</sup> Feb.2001, changed the date to 22 May, the date of the adoption of the text of the Convention, as the International Day for Biodiversity.

**DECISION I/13 – TRIBUTE TO THE GOVERNMENT OF THE BAHAMAS**

*Overview of the decision*

The decision expresses the gratitude of the COP to the Government of the Bahamas for hosting the first meeting of the Conference of the Parties.

*Overall assessment and possible action by the Conference of the Parties*

The decision has only historical value and can be archived.

**B. Second meeting of the Conference of the Parties**

**DECISION II/1 – REPORT OF THE FIRST MEETING OF THE SUBSIDIARY BODY ON SCIENTIFIC, TECHNICAL AND TECHNOLOGICAL ADVICE**

*Overview of the decision*

The decision concerns the report of the first meeting of SBSTTA, which took place at UNESCO Headquarters, in Paris from 4-8 September 1995.

The decision endorsed SBSSTA recommendation I/1 on the *modus operandi* of SBSTTA and recommendation I/6 on the Global Biodiversity Outlook.

*Overall assessment and possible action by the Conference of the Parties*

Although the first GBO was not published within the time-frame provided for in the decision, the requirements of the decision in this regard and in relation to paras.4 to 6 have now been fulfilled.

The review by SBSTTA of its *modus operandi* is an on going activity.

Paras.1, 2 and 4 to 6 could be archived.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP,  3. Requested SBSTTA to keep under review its <i>modus operandi</i> with a view to improving its functioning	3. SBSTTA reviewed its <i>modus operandi</i> at its 2 <sup>d</sup> meeting held in Montreal from 26 September 1996. Revised elements of the

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
on the basis of experience gained;	<i>modus operandi</i> were submitted by SBSTTA to COP 3 in Recommendation II/11. On the basis of the review, the COP adopted a new <i>modus operandi</i> by its decision IV/16. Further adjustments to the <i>modus operandi</i> were effected by COP 5 in decision V/20. SBSTTA has constantly kept its <i>modus operandi</i> under review and has regularly proposed adjustments to the COP on the basis of experience gained.
<p>4. Decided that the GBO should be financed through voluntary contributions;</p> <p>5. Called upon the international community to make contributions for the preparation and publication of the first GBO to be issued in 1997</p>	4 & 5. A GBO was prepared and published in November 2001. At its 7 <sup>th</sup> meeting, SBSTTA recommended to the COP, in recommendation VII/13, that the second GBO be prepared by the Executive Secretary on the basis of national and thematic reports.
6. Requested the second meeting of SBSTTA, in considering its programme of work for 1996, to ensure that the programme was based on the priorities set in the programme of work of the COP for 1996 and 1997, as contained in decision II/18, and specific requests to the SBSTTA, contained in other decisions of the second meeting of the COP.	6. SBSTTA reviewed its medium-term programme of work (1995-1997) at its 2 <sup>nd</sup> meeting. It based its medium-term programme of work on, <i>inter alia</i> , the medium-term programme of work of COP as adopted by decision II/18.

## DECISION II/2 – PUBLICATION AND DISTRIBUTION OF SCIENTIFIC AND TECHNICAL INFORMATION

### *Overview of the decision*

In this decision, the Conference of the Parties recognized the importance of scientific and technical information in the implementation of the Convention. It also outlined the contribution of other international and intergovernmental organizations.

### *Overall assessment and possible action by the Conference of the Parties*

The COP may wish to consider providing further guidance to the Executive Secretary in order to strengthen the publication and distribution of scientific and technical information and to further develop cooperation with scientific institutions in this regard, such as research centres and universities.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP requested the Executive Secretary, in consultation with the Bureau of SBSTTA, to identify and mobilize, for publication and distribution, scientific and technical information of relevance to the medium-term programme of work, recognizing the limitations of the budget.	Since the year 2000 the Secretariat started publishing a scientific and technical series (CBD Technical Series). 8 publications were printed and disseminated on various topics, including alien invasive species and forest biodiversity.

**DECISION II/3 – CHM**

*Overview of the decision*

The decision establishes a pilot phase for the CHM. It also requires identifying partners and collaborators, information resources and establishment of information exchange mechanisms. It also provides for a review of the pilot phase and of implementation.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<i>Overview of the decision and possible action by the Conference of the Parties</i>
<p>The COP,</p> <p>3. Noted that enhanced cooperation between the information systems and activities relevant to the objectives of the Convention that have been and are being established at international, subregional, regional and national levels will contribute to capacity-building, and noted that, in this context, the role of the Secretariat was to promote and facilitate access to this CHM;</p>	<p>Decision implemented by the Secretariat:</p>	
<p>4. Decided that the CHM should be developed:</p> <p>(a) Starting with a pilot phase (1996-1997);</p>	<p>4(a). The pilot phase was completed. See document UNEP/CBD/COP/5/INF/2.</p>	<p>4(a). No action necessary</p>
<p>(b) Through specific and focused areas of activities related to the promotion of technical and scientific cooperation;</p>	<p>4(b). Completed in the pilot phase. Ongoing in its new phase</p>	<p>4(b). COP may wish to give further support regarding areas of activities related to technical and scientific cooperation.</p>
<p>(c) By gradually building up its functions in response to clear and identified demand based on experience gained and resources available;</p>	<p>4(c). Completed in the pilot phase</p>	<p>4(c). No action necessary</p>
<p>(d) In a neutral, transparent, cost-effective, efficient and accessible manner;</p>	<p>4(d). Implemented in the pilot phase. See document UNEP/CBD/COP/5/INF/2.</p>	<p>4(d). No action necessary</p>
<p>(e) As a decentralized mechanism, using such resources as print and electronic media, including the Internet and other alternative non-electronic systems</p>	<p>4(e). Implemented in the pilot phase through the web site, CD-ROMs, pamphlets, etc...</p>	<p>4(e). No action necessary. COP may wish to offer support for this ongoing activity</p>
<p>(f) By making full use of existing facilities in order to avoid any duplication or overlap of activities and allow for the early implementation of the mechanism</p>	<p>4(f). Implemented in the pilot phase</p>	<p>4(f). No action necessary</p>

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<i>Overview of the decision and possible action by the Conference of the Parties</i>
(g) In close cooperation with relevant international organizations and entities as active partners in the CHM to maximize existing experience and expertise	4(g). Implemented in the pilot phase	4(g). No action necessary
(h) By enhancing networking between existing national, regional, subregional and international centers of relevant expertise as well as governmental and NGO institutions and the private sector	4(h). Implemented in the pilot phase	4(h). No action necessary
<p>5. Decided that, during the pilot phase, the Secretariat should act as a focal point and should:</p> <p>(a) Encourage the development of a network of active partners, such as specified in (h) above. These partners should focus on:</p> <p>(i) Developing national capabilities through exchanging and disseminating information on the experiences and lessons learned by Parties on the implementation of the Convention. This can be done through guidelines, training programmes, seminars, workshops, and by using the CHM exchange of information</p> <p>(ii) Facilitating access to and dissemination of research relevant to the objectives of the Convention</p> <p>(iii) Facilitating transfer of technology through exchanging and disseminating information on experiences and technologies relevant to the conservation and sustainable use of biological diversity</p> <p>(b) Provide information on and facilitate access to these operating active partners</p> <p>(c) Support the active partners to</p>	5. Activities implemented and ongoing	5. No action necessary



CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	<i>Overview of the decision and possible action by the Conference of the Parties</i>
develop specific training for the effective participation of users in the CHM		
<p>6. Decided</p> <p>(a) to provide funding for the pilot phase through the budget of the Convention;</p> <p>(b) Called upon the international community to make additional voluntary contributions for the implementation of the pilot phase</p>	6. Funding was provided for the CHM.	6. No action necessary
7. Called upon the Parties that had not yet designated their NFPs to do so as soon as possible and no later than 02/1996	7. 143 out of 182 Parties have designated their NFPs. This is therefore not fully implemented.	7. COP may wish to urge Parties to establish CHM NFPs as soon as possible
8. Invited all relevant international, regional, subregional and national organizations and entities willing to offer their cooperation as active partners in the operation of the CHM to communicate the details of their offer and requested the Executive Secretary to enter into collaborative arrangements and to report to its third meeting on the results of such arrangements	8. Implemented. The Executive Secretary has signed MoUs and MoCs with a number of international and regional organizations in this regard	8. No action necessary
9. Requested the GEF to explore the modalities of providing support through the financial mechanism to developing country Parties for capacity-building in relation to the operation of the CHM and report to the Conference of the Parties at its third meeting.	9. Implemented. The GEF provided a report on such modalities to the Conference of the Parties at its third meeting (UNEP/CBD/COP/3/36).	9. No action necessary
10. Decided to review the implementation of the pilot phase of the clearing-house mechanism at its third meeting and requested the Executive Secretary to submit a progress report	10. Completed. See document UNEP/CBD/COP/3/4.	10. No action necessary
11. Decided to review the implementation of the pilot phase at its fourth meeting and requested SBSTTA to provide scientific and technical advice.	11. Completed. See document UNEP/CBD/COP/4/8.	11. No action necessary

**DECISION II/4 – PROMOTION OF AND ACCESS TO TRANSFER AND DEVELOPMENT OF TECHNOLOGY<***Overview of the decision*

The decision focuses on the ways and means to promote and facilitate access to, transfer of and development of technology as envisaged in Articles 16 and 18 of the Convention. It takes note of recommendations I/4 adopted by SBSTTA on the issue at its 1<sup>st</sup> meeting.

*Overall assessment and possible action by the Conference of the Parties*

The decision, though fully implemented, remains relevant to the work of the COP in regard of the promotion of access to, transfer and development of technology. The Conference of the Parties may wish to further address the issue

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>2. Endorsed paragraph 1(d) of Recommendation I/4 of SBSTTA which requested the Executive Secretary to prepare, for consideration by SBSTTA at its 2<sup>nd</sup> meeting, a substantive background document on the issue.</p> <p>3. Endorsed paragraph 1(e) of Recommendation I/4, which requested the Executive Secretary to invite submissions by Parties, Governments, relevant international and non-governmental organizations, including the CSD.</p> <p>4. Requested the 2<sup>nd</sup> meeting of SBSTTA to submit a report on the issue to COP 3.</p>	<p>The Executive Secretary prepared a substantive document on the basis of, <i>inter alia</i>, submissions by Parties, Governments, and relevant international and non-governmental organizations and submitted it to COP 3. See document UNEP/CBD/COP/3/21. SBSTTA considered the issue at its 2<sup>nd</sup> meeting and provided its report to COP 3 through document UNEP/CBD/COP/3/3. See also SBSTTA Recommendation II/3.</p>

**DECISION II/5 – CONSIDERATION OF NEED FOR AND MODALITIES OF A PROTOCOL FOR THE SAFE TRANSFER, HANDLING AND USE OF LIVING MODIFIED ORGANISMS***Overview of the decision*

The decision established an Open-ended Ad Hoc Working Group under the COP, with the mandate to carry out negotiations for a protocol on biosafety.

*Overall assessment and possible action by the Conference of the Parties*

The decision has been fully implemented and the COP may wish to consider archiving it.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Decided to seek solution to biosafety- related regulatory concerns through a negotiation process to develop, in the field of the safe transfer, handling and use of living modified organisms, a protocol on biosafety, specifically focusing on transboundary movement, of any living modified organism resulting from modern biotechnology that may have adverse effect on the conservation and sustainable use of biological diversity, setting out for consideration, in particular, appropriate procedure for advance informed agreement;</p>	<p>1. Several negotiation sessions were held from July 1996 to January 2000, and a protocol, known as the Cartagena Protocol on Biosafety to the Convention on Biological Diversity, was finalized and adopted on 29 January 2000 at an extraordinary meeting of the COP. See decision EM-I/3.</p>

<p>2. Decided to establish an Open-ended Ad Hoc Working Group under its auspices which would operate in accordance with the terms of reference in the annex to the decision;</p>	<p>2. The Working Group was established and, being a negotiation forum, discharged its functions specified in its terms of reference.</p>
<p>3. Requested the Executive Secretary to make the necessary arrangements for the Open-ended Ad Hoc Working Group to meet as soon as possible, at least once before the next meeting of the COP.</p>	<p>3. The necessary arrangements were made by the Executive Secretary for the negotiations and the Working Group ceased to exist after fulfilling its mandate.</p>

## DECISION II/6 – FINANCIAL RESOURCES AND MECHANISM

### *Overview of the decision*

The decision focuses on the operation of the GEF as the interim institutional structure to operate the financial mechanism; review of its effectiveness; and guidance on policies, strategies and programme priorities.

<p><b>CORE ELEMENTS OF THE DECISION</b></p>	<p><b>STATUS OF IMPLEMENTATION</b></p>	<p><b>OVERALL ASSESSMENT AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b></p>
<p>The COP,</p> <p>1. Decided that the restructured GEF shall continue to serve as the institutional structure to operate the financial mechanism under the Convention on an interim basis, in accordance with Article 39 of the Convention, until a decision on which institutional structure was designated in accordance with Article 21 of the Convention. The Conference of the Parties shall endeavour to make such a decision at its third meeting;</p>	<p>1. The GEF remains the interim institutional structure, which operates the financial mechanism in accordance with Article 39.</p>	<p>1. The term “on an interim basis” has been discussed by various COPs. No conclusive agreement has been reached regarding the designation of a permanent institutional structure. The COP may therefore wish to revisit this issue at some future date.</p>
<p>2. Decided to undertake the first review of the effectiveness of the financial mechanism at its fourth meeting in 1997 and a review every three years. The first review would be carried out within the basic approach described in document UNEP/CBD/COP/2/9;</p>	<p>2. The first review was completed and the provision on a review every three years still applies. The Executive Secretary prepared document UNEP/CBD/COP/3/8 for the 3<sup>rd</sup> meeting of COP on the issue.</p>	<p>2. This element of the decision is constantly under implementation.</p>
<p>3. Requested the Executive Secretary to further develop guidelines of the review for consideration and decision</p>	<p>3. Guidelines for the first review were adopted by COP 3, on the basis of a note</p>	

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERALL ASSESSMENT AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
by the COP at its third meeting.	prepared by the Executive Secretary. See document UNEP/CBD/COP/3/8.	
4. Requested the Secretariat of the Convention to continue consultations on the draft <i>Memorandum of Understanding Between the CBD COP and the Council of the GEF Regarding the Institutional Structure Operating the Financial Mechanism of the Convention</i> , jointly prepared by the Secretariats of the Convention and the restructured GEF, in order to ensure that comments by Parties are reflected, and to submit a revised draft Memorandum of Understanding for consideration and decision by the COP at its third meeting;	4. An MoU was adopted by COP 3.	
5. Requested the GEF to facilitate urgent implementation of Article 6 of the Convention by availing to developing country Parties financial resources for projects in a flexible and expeditious manner;	5. Implementation of this element is on-going.	5. Further guidance has been provided by the COP, but this piece of guidance still applies.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERALL ASSESSMENT AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>6. Requested the GEF to incorporate fully, on an ongoing basis, guidance from the COP into the further development of the Operational Strategy and programmes to ensure that the objectives of the Convention are addressed. It further requested the GEF to take the following comments into account when preparing the report to be submitted to the third meeting of the Conference of the Parties: (a) Detailed information should be provided on the conformity of the approved work programmes with the guidance of the Conference of the Parties; (b) A list of projects submitted by eligible country Parties and information on their status should be included;</p>	<p>6. Implementation is on-going. The GEF submitted a report to COP 3. See document UNEP/CBD/COP/3/5.</p>	<p>6 to 12. These elements of the decision are of continuing relevance to the work of the Convention and under implementation.</p>
<p>7. Took note of the recently adopted revised project cycle and the Operational Strategy anticipated to contribute to more timely approval and implementation of projects, and further requested the GEF to take any additional appropriate steps to expedite the project preparation and approval process with a view to implementing fully the guidance of the COP contained in Annex I to decision I/2 on financial resources and mechanism (document UNEP/CBD/COP/1/17);</p>	<p>7. This was replaced by decision IV/11.</p>	
<p>8. Requested participation of a representative of SBSTTA and of the Scientific and Technical Advisory Panel of the GEF in respective meetings of SBSTTA and STAP, on a reciprocal basis, as provided for in the <i>modus operandi</i> of SBSTTA and in the terms of reference of STAP;</p>	<p>8. The provisions are of on-going nature and thus still under implementation</p>	

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERALL ASSESSMENT AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>9. Requested the Executive Secretary to:</p> <p>(a) Further explore possibilities to identify additional financial resources to support the objectives of the Convention;</p> <p>(b) Continue to monitor the availability of additional financial resources and further identify where and how country Parties might gain access to these resources;</p> <p>(c) Study characteristics specific to biodiversity activities to allow the Conference of the Parties to make suggestions to funding institutions on how to make their activities in the area of biodiversity more supportive of the Convention;</p>	<p>9. A report was submitted to COP 3 (see document UNEP/CBD/COP/3/7), and the request is still under further implementation</p>	
<p>10. Recommended, for more effective implementation of its policies, strategies and programme priorities, that the GEF explore the possibility of promoting diverse forms of public involvement and more effective collaboration between all tiers of government and civil society, including the feasibility of a programme of grants for medium-sized projects.</p>	<p>10. A medium-sized project program was developed by the GEF, and other provisions of this recommendation are under further implementation</p>	
<p>11. Requested the GEF to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties;</p>	<p>11. Implementation of this element of the decision is on-going.</p>	
<p>12. Requested the Executive Secretary to present a report to the COP at its third meeting on the implementation of the decision.</p>	<p>12.A report was prepared by the Executive Secretary for COP 3. See document UNEP/CBD/COP/3/6</p>	

**DECISION II/7 – CONSIDERATION OF ARTICLES 6 AND 8 OF THE CONVENTION**

*Overview of the decision*

The decision underlines the crucial importance of the provisions of Articles 6 and 8 on the fulfillment of the objectives of the Convention and stresses the importance of regional and international co-operation for the implementation of these provisions.

*Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the work of the Convention and still under implementation. COP may wish to consider archiving para.7

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Urged Parties and Governments to exchange relevant information and share experiences on measures taken to implement Articles 6 and 8;</li> <li>3. Requested the Executive Secretary to make available information and lessons drawn from national experience and from national reports on the implementation of Articles 6 and 8 through the CHM.</li> <li>4. Requested the Executive Secretary               <ol style="list-style-type: none"> <li>(a) to compile and disseminate information, including experience of relevant conventions, UN bodies, inter-governmental and non governmental organizations in dealing with the provisions of Articles 6 and 8.</li> <li>(b) Prepare suggestions on how the collection and sharing of relevant information and experience may be enhanced</li> </ol> </li> <li>5. Encouraged Parties, in preparing and implementing their national strategies and action plans, to collaborate with relevant organizations and to take into consideration existing guidelines such as UNEP, WRI and IUCN “National Biodiversity Planning”.</li> <li>6. Emphasized the importance of capacity building and financial resources to assist Parties in the implementation of Articles 6 and 8, and requested the GEF to facilitate urgent implementation of these Articles.</li> <li>7. Requested the Executive Secretary to report to COP 3 on the implementation of the decision.</li> </ol>	<p>The Executive Secretary prepared a report for COP 3 on the implementation of the decision describing measures taken by Parties and Governments, the GEF and relevant international organizations for the implementation of Articles 6 and 8. See document UNEP/CBD/COP/3/11.</p> <p>The GEF reported to COP 3 on the measures taken to facilitate the implementation of Articles 6 and 8 (see document UNEP/CBD/COP/3/5). The GEF provided funds to eligible countries for the development of national strategies, plans and programmers. COP 3 called on Parties to include in their national plans, strategies or legislation, measures relating to the implementation of Articles 6 and 8.</p>

**DECISION II/8 – PRELIMINARY CONSIDERATION OF COMPONENTS OF BIOLOGICAL DIVERSITY UNDER THREAT AND ACTION WHICH COULD BE TAKEN UNDER THE CONVENTION**

*Overview of the decision*

The decision endorses SBSTTA recommendation I/3 regarding a preliminary consideration of components of biodiversity that are particularly under threat and possible action under the Convention. It calls for further studies and the identification of priority issues in this respect

*Overall assessment and possible action by the Conference of the Parties*

This decision continues to be relevant to the work of the Convention.

The Conference of the Parties may wish to consider archiving paras.6 and 7.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Reaffirmed the need for a holistic approach in addressing conservation and sustainable use of biodiversity and the ecosystem approach as the primary framework of action.</li> <li>3. Stressed the need to identify driving forces determining the status and trends of components of biodiversity.</li> <li>5. Emphasized the need for capacity building and availability of financial resources for the implementation of the tasks identified in the decision.</li> <li>6. (i) Encouraged Parties, as part, of their first national reports, to identify priority issues in this area. (ii) Requested the Executive Secretary to prepare a paper, which identifies issues of common concern on the basis of the national reports. (iii) Directed SBSTTA to consider the findings of the Executive Secretary and to identify possible options for action by the COP.</li> <li>7. Requested SBSTTA at its second meeting to address the issue of the lack of taxonomists and to advise the COP at its 3<sup>rd</sup> meeting.</li> </ol>	<p>SBSTTA considered the issue of identification, monitoring and assessment of components of biodiversity and of processes that have adverse impacts at its 2<sup>nd</sup> meeting and submitted its recommendations to COP 3. See SBSTTA Recommendation II/1.</p> <p>SBSTTA considered the issue of capacity building in taxonomy at its second meeting and made a recommendation to COP 3 (see Recommendation II/2).</p> <p>A Global Taxonomy Initiative (see SBSTTA Recommendation II/2) was endorsed by decision IV/1 adopted by the Conference of the Parties at its fourth meeting.</p>



## DECISION II/9 – FORESTS AND BIOLOGICAL DIVERSITY

### *Overview of the decision*

The decision focuses on the contribution of CBD to the work of the Intergovernmental Panel on Forests and on the cooperation between the two forums

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERALL ASSESSMENT AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
<p>The COP,</p> <p>1. Decided to invite its President to transmit the Statement contained in the annex to the decision to the Intergovernmental Panel on Forests at its second meeting;</p>	<p>1. The statement was transmitted to the IPF.</p>	
<p>2. Requested the Executive Secretary:</p> <p>a) To provide advice and information pertaining to the relationship between indigenous and local communities and forests, as invited by the Inter-Agency Task Force of the Intergovernmental Panel on Forests;</p>	<p>2(a). Work in this area is continuing and has been advancing understanding of the relationship between indigenous and local communities and forests.</p>	<p>2(a). The COP may wish to invite Parties to include in their national reports information regarding the relationship between indigenous and local communities and forests.</p>
<p>b) To commission and carry out work on forests and biological diversity, with a view to producing a background document on the links between forests and biological diversity in order to consider, at its third meeting, whether further input to the Intergovernmental Panel on Forests is required, and to transmit this document to the Intergovernmental Panel on Forests for information;</p>	<p>2(b). The Executive Secretary prepared document UNEP/CBD/COP/3/16 on Biodiversity and Forests that was submitted to COP 3. The background document was also submitted to SBSTTA 2 and SBSTTA made recommendations regarding inputs to the IPF process (see recommendation II/8).</p>	<p>2(b) COP may wish to consider archiving this paragraph.</p>
<p>c) To invite all Parties, relevant intergovernmental agencies and bodies to contribute to the preparation of the documents on forests and biological diversity to be prepared by the Executive Secretary, and to welcome the input of other Governments, non-governmental organizations and indigenous and local communities;</p>		

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERALL ASSESSMENT AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
3. Invited all Parties to include expertise on forest biological diversity in their delegations to the Intergovernmental Panel on Forests;	3. Still under implementation.	
4. Invited the Secretariat of the Intergovernmental Panel on Forests to communicate progress on issues relevant to forests and biological diversity to the third meeting of the COP.	4. The IPF submitted a report to COP 3 on progress on issues relevant to forests and biological diversity. See UNEP/CBD/COP/3/18. At COP 3, the COP adopted decision III/12 concerning co-ordination with the IPF process and provided inputs into that process.	4. The COP may wish to consider further guidance on the coordination with the IFF/IPF process.

## DECISION II/10 – CONSERVATION AND SUSTAINABLE USE OF MARINE AND COASTAL BIOLOGICAL DIVERSITY

### *Overview of the decision*

The decision supports and elaborates upon SBSTTA's recommendations as set out in Recommendation I/8 (Annex I to the decision). It also emphasises the need for an integrated approach to marine and coastal management and provides guidance to the Parties on the process to be used to develop a work programme on marine and coastal biodiversity (draft contained in Annex II) and on key substantive elements of the work programme. It also provided certain guidance to the Parties on cooperation with related conventions and relevant international and regional organizations.

### *Overall assessment and possible action by the Conference of the Parties*

Most of the elements of the decision have been implemented. A number of its elements have been further developed by the COP at subsequent meetings.

Paras.7, 9, 10 and 14 could be archived. Other paragraphs are of continuing relevance and /or under implementation and should be retained.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP,  1. Took note of SBSTTA Recommendation I/8 on scientific, technical and technological aspects of the conservation and sustainable use of marine and coastal biodiversity;	The decision has been fully implemented except for the study on the genetic resources of the deep seabed. The paragraph concerning collaboration is still on-going, but similar provisions have also been made in decisions IV/5 and V/3.
2. Encouraged the use of integrated marine and coastal area management;	
3. Encouraged Parties to establish and/or strengthen, where appropriate, institutional, administrative, and	

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
legislative arrangements for the development of integrated management of marine and coastal ecosystems, plans, and strategies for marine and coastal areas, and their integration within national developments plans;	
4. Took note of the recently finalized FAO Code of Conduct for Responsible Fisheries, the agreement for implementation of the provisions of the UNCLOS relating to the conservation and management of straddling fish stocks and highly migratory fish stocks, and the Washington Declaration and GPA, and supported their implementation, including that by Parties, in ways that are consistent with, and conform to, the objectives of the CBD;	
5. Welcomed the International Coral Reef Initiative and encouraged participation in the International Coral Reefs Initiative activities to implement its Framework for Action;	
6. Reaffirmed that SBSTTA was the only scientific, technical and technological authority under the Convention to provide advice to the COP	
7. Instructed the Executive Secretary to provide, in accordance with Annex II, the SBSTTA with scientific, technical and technological advice and options for recommendations to the COP in further elaborating the recommendations contained in recommendation I/8.	7. The Executive Secretary drafted a three-year programme of work on the basis of the outcome of first meeting of experts drawn from the roster which took place in Indonesia, in March 1997.
8. Offered the Executive Secretary the following guidance for conducting the work described in paragraph 6 (a) solicit input from all Parties and, as appropriate, from other countries and relevant bodies; (b) Establish, on the basis of country input, a roster of experts with specialization appropriate to the work described in paragraph 6; (c) The roster will draw upon expertise from scientific, technical, technological, social, management, economic, policy, legal, and indigenous and traditional knowledge (d) Convene, as appropriate, meetings of experts, drawn from the roster to support the Secretariat in advancing the work described in paragraph 6.	8(b) A roster of experts on marine and coastal biodiversity was established and held its first meeting in Jakarta, Indonesia in March 1997. The report is contained in document UNEP/CBD/SBSTTA/3/Inf.1.
10. Decided to forward this decision and its annexes to the next session of the CSD;	

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
11. Decided to forward this decision and its annexes to the GEF, other funding agencies and other relevant international bodies;	
12. Requested the Executive Secretary, in consultation with the UNDOALOS, to undertake a study of the relationship between the CBD and the UNCLOS with regard to the conservation and sustainable use of genetic resources on the deep seabed, with a view to enabling the SBSTTA to address at future meetings, as appropriate, the scientific technical, and technological issues relating to bio-prospecting of genetic resources on the deep seabed;	12. Contacts between SCBD and UNDOALOS were established. Work on going. Completion of the study expected at the beginning of 2002 and submission planned to SBSTTA 8.
13. Invited international and regional bodies responsible for legal instruments, agreements, and programmes which address activities relevant to the conservation and sustainable use of marine and coastal biodiversity, to review their programmes with a view to improving existing measures and developing new actions which promote conservation and sustainable use of marine biological diversity, and provide information on their actions on a regular basis to the COP and, in first instance, as soon as possible through the Executive Secretary. Furthermore, these various institutions are invited to cooperate with the COP through the SBSTTA in planning and implementation of programmes affecting marine and coastal biological diversity, so as to reduce any unnecessary duplication or gaps in coverage;	13. Collaborative linkages have been developed with related conventions and international and regional bodies
14. Decided to request SBSTTA to carry out a summary review at its next meeting of the first report from the Executive Secretary and to submit in its report to the COP its recommendation on the work of the Executive Secretary	14. SBSTTA reviewed the report of the Executive Secretary on work in this area at its 2 <sup>d</sup> meeting and provided guidance on how the Executive Secretary should further proceed in its recommendation II/10. See document UNEP/CBD/COP/3/3.

## DECISION II/11 – ACCESS TO GENETIC RESOURCES

### *Overview of the decision*

The decision focuses on possible options for developing national legislative, administrative or policy measures, to implement Article 15 of the Convention.

### *Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the work of the Convention on ABS. The survey of measures is an ongoing process.

At its sixth meeting, the Conference of the Parties may wish to invite Parties to provide information regarding relevant developments on ABS and to request the Executive Secretary to carry out the compilation of studies on the social and economic valuation of genetic resources.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Requested the Executive Secretary to:</p> <p>(a) Further elaborate the survey of measures taken by Governments to implement Art. 15, including any national interpretations of key terms used in that Article, with a view to completing the survey in time for circulation at the third meeting of the COP</p>	<p>1(a). The Executive Secretary has carried out the survey of measures in documents UNEP/CBD/COP/2/13, UNEP/CBD/COP/3/20 and UNEP/CBD/COP/4/23.</p>
<p>(b) Compile an annotated list of studies and other relevant information on the social and economic valuation of genetic resources, including the demand by industry for genetic resources</p>	<p>1(b). The compilation of studies on the social and economic valuation of genetic resources still has to be carried out by the Executive Secretary.</p>
<p>2. Reaffirmed that human genetic resources are not included within the framework of the Convention</p>	
<p>3. Urged Governments to send information on national measures to the Secretariat at their earliest convenience</p>	<p>3. Parties have submitted and continue to submit information on case studies related to access and benefit sharing.</p>
<p>4. Recommended that the Secretariat not duplicate work underway in other forums</p>	

**DECISION II/12 – INTELLECTUAL PROPERTY RIGHTS***Overview of the decision*

The decision concerns the role of Intellectual Property Rights in the implementation of relevant provisions of the Convention and the need for close collaboration between the CBD and the WTO on these issues

*Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to further encourage Parties to forward information to the Executive Secretary to support cooperation between the Convention on Biological Diversity, WTO and WIPO on these issues.

More work is also needed in relation to the respect, preservation and maintenance of the knowledge, innovations and practices of indigenous and local communities.

The Conference of the Parties may also wish to urge Parties, Governments and relevant international organizations to strengthen the role of IPRs in promoting the equitable sharing of benefits arising from the use of such knowledge, innovations and practices. It may want to invite Parties, Governments, indigenous and local communities and other organizations to submit information relating to decision V/16, elements 4, tasks 7 of the programme of work of the Convention on Biological Diversity to the Executive Secretary.

Paras.(a) and (c) may be archived.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>Requested the Executive Secretary to:</p> <p>(a) Liaise with WTO to inform it of the goals and the on going work of the CBD and to invite WTO to assist in the preparation of a paper for COP identifying the synergies and relationship between the objectives of the CBD and the TRIPs Agreement. This paper was to be the basis for consideration by the 3<sup>rd</sup> meeting of the COP in preparing a possible input for negotiations taking place in the Committee on Trade and Environment (CTE) of the WTO.</p>	<p>(a) Collaboration with the WTO Secretariat is on-going. The relationship between the CBD and the TRIPs Agreement was addressed in documents UNEP/CBD/COP/3/22 and UNEP/CBD/COP/3/23 (see also decision III/17).</p>
<p>(b) Consult with all stakeholders, in particular the private sector and indigenous and local communities, in order to gain understanding of the needs and concerns of those groups whose participation will be required for cooperative arrangements to be meaningful and effective in achieving the Convention's objectives. These consultations may take place in the form of roundtable discussions;</p>	<p>(b) Appropriate actions were carried out by the Executive Secretary. However, it is not clear whether consultations were carried out with stakeholders, in particular the private sector and indigenous communities. A workshop was convened in Madrid at the request of COP III. In-depth study continues to be carried out in collaboration with indigenous and local communities and WIPO.</p>
<p>(c) Undertake a preliminary study which analyses the impact of intellectual property rights systems on the conservation and sustainable use of biological diversity and the equitable sharing of benefits derived from its use in order to gain a better understanding of the implications of Article 16(5). The study was to</p>	<p>(c) Case studies and other relevant information have been received by the Secretariat from Parties, indigenous and local communities and other organizations relating to intellectual property rights, benefit sharing and the role and relationship</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>focus on:</p> <p>(i) exploring the relationship between intellectual property rights and the preservation and maintenance of traditional knowledge and practices of indigenous and local communities and the possible role of intellectual property rights in encouraging the equitable sharing of benefits arising from the use of such knowledge and practices; and</p> <p>(ii) inviting Governments and other relevant stakeholders to submit case studies that address the role of intellectual property rights in the technology transfer process, in particular the role of intellectual property rights in the transfer of biotechnology.</p>	<p>between IPR and traditional knowledge and practices of indigenous and local communities.</p> <p>(i) This item has been widely explored. The Impact of Intellectual Property Rights Systems on the Conservation and Sustainable Use of Biological Diversity and on the Equitable Sharing of Benefits from its Use was addressed by documents UNEP/CBD/COP/3/22, UNEP/CBD/COP/3/22/Part1 and UNEP/CBD/COP/3/22/Part2.</p>

### DECISION II/13 – COOPERATION WITH OTHER BIODIVERSITY-RELATED CONVENTIONS

#### *Overview of the decision*

The decision emphasizes the need for cooperation between the Convention on Biological Diversity and other biodiversity-related conventions and the need to avoid duplication of work.

#### *Overall assessment and possible action by the Conference of the Parties*

This decision forms part of the legislative authority for co-operative activities between the Secretariat of the Convention on Biological Diversity and other biodiversity-related Conventions and is therefore of continuing relevance to the work of the Convention.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>2. Stressed the need for mutual supportiveness in the implementation of activities undertaken by the CBD and by other international and regional conventions and agreements related to biological diversity and its components, building particularly on the consultations which have already taken place with certain key conventions, as outlined in document UNEP/CBD/COP/2/Inf.2;</p>	
<p>3. Stressed also the need to avoid unnecessary duplication of activities and costs on the part of Parties and of the organs of the Convention;</p>	
<p>4. Requested the Executive Secretary to coordinate with the Secretariats of relevant biodiversity-related conventions with a view to:</p> <p>(a) Facilitating exchange of information and experience;</p> <p>(b) Exploring the possibility of recommending</p>	<p>4. The SCBD has concluded MoUs and MoCs with the following biodiversity-related conventions in order to facilitate co-operation: CITES, CMS, the Bern Convention, Ramsar Convention, Barcelona Convention, UNESCO, and</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>procedures for harmonizing, to the extent desirable and practicable, the reporting requirements of Parties under those instruments and conventions;</p> <p>(c) Exploring the possibility of coordinating their respective programmes of work;</p> <p>(d) Consulting on how such conventions and other international legal instruments can contribute to the implementation of the provisions of the CBD</p>	UNCCD, among others.
<p>5. Invited the governing bodies of such conventions and other international legal instruments related to biological diversity to consider at their next meetings their possible contribution to the implementation of the goals and objectives of the Convention</p>	
<p>6. Further requested the Executive Secretary to prepare, for its third meeting, a report on the implementation of this decision, containing concrete recommendations aimed at promoting and strengthening institutional cooperation with other global and regional biodiversity-related conventions;</p>	
<p>7. Requested the Executive Secretary to report to the COP at its third meeting on modalities for enhanced cooperation with relevant international biodiversity-related bodies such as the FAO, the UNESCO and the CSD, taking into account the medium-term programme of work on this issue.</p>	<p>7. The Executive Secretary prepared a report to COP 3 on the implementation of the decision and on actions taken to enhance co-operation with other biodiversity-related conventions. See document UNEP/CBD/COP/3/29.</p>



**DECISION II/14 – CONVENING OF AN OPEN-ENDED INTERGOVERNMENTAL WORKSHOP**

*Overview of the decision*

The decision invites UNEP to convene a workshop on the study of the relationships between the Convention on Biological Diversity and other related international conventions

*Overall assessment and possible action by the Conference of the Parties*

The decision has been fully implemented and could be archived.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Invited, subject to the availability of funds, the UNEP, in accordance with its mandate established by Chapter 38 of Agenda 21, to liaise with the CSD to organize an open-ended intergovernmental workshop on the study of the relationship between the CBD and other related international conventions, non-governmental organizations and relevant institutions.</li> <li>2. Invited all international organizations and donor countries to contribute financially to the organization of the workshop.</li> </ol>	<p>Over the years, UNEP has convened coordinating meetings of UNEP-administered conventions. A Division of Environmental Conventions has been established in UNEP whose mandate includes co-ordination and the development of synergies in the implementation of relevant Conventions.</p>

**DECISION II/15 – FAO GLOBAL SYSTEM FOR THE CONSERVATION AND UTILIZATION OF PLANT GENETIC RESOURCES FOR FOOD AND AGRICULTURE**

*Overview of the decision*

The decision reaffirms the COP's support to the process engaged in the FAO Commission on Plant Genetic Resources to comply with Resolution 3 of the Nairobi Final Act, especially regarding the revision of the International Undertaking and Convening the 4<sup>th</sup> International Technical Conference on PGRFA.

*Overall assessment and possible action by the Conference of the Parties*

This decision has been fully implemented and could be archived.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Considered that the outstanding matters regarding plant genetic resources for food and agriculture should be resolved as soon as possible;</li> <li>2. Declared its support for the process engaged in the FAO Commission on Plant Genetic Resources to comply with these recommendations, especially through: <ol style="list-style-type: none"> <li>(a) The implementation of FAO Conference</li> </ol> </li> </ol>	<p>The International Treaty on Plant Genetic Resources for Food and Agriculture was adopted in Rome on 3 November 2002 by the Conference of the UN FAO.</p> <p>The Fourth International Technical Conference on Plant Genetic Resources for Food and Agriculture was held in June 1996 in Leipzig.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>Resolution 7/93 for the adaptation of the International Undertaking on Plant genetic Resources, in harmony with the CBD</p> <p>(b) Convening the 4<sup>th</sup> International Technical Conference on Plant Genetic Resources for Food and Agriculture through which two important elements of the Global System, the first State of the World Report on Plant Genetic Resources for Food and Agriculture, are being developed through a country-driven process.</p>	

**DECISION II/16 – STATEMENT TO THE INTERNATIONAL TECHNICAL CONFERENCE ON THE CONSERVATION AND UTILIZATION OF PLANT GENETIC RESOURCES FOR FOOD AND AGRICULTURE**

*Overview of the decision*

The decision concerns activities and information-sharing between the Convention on Biological Diversity and FAO on issues relating to plant genetic resources for food and agriculture.

*Overall assessment and possible action by the Conference of the Parties*

This decision has been fully implemented and could be archived.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Requested the FAO of the UN to present the outcome of the International Technical Conference on PGRFA to COP 3 and make the Global Plan of Action and State of the World Reports available to that meeting;</li> <li>3. Decided to invite its President to transmit the statement contained in the annex to the decision to the International Technical Conference on the Conservation and Utilization of Plant Genetic Resources for Food and Agriculture.</li> </ol>	<ol style="list-style-type: none"> <li>1. The outcome of the conference was reported to COP 3 in document UNEP/CBD/COP/3/Inf.18. Reports concerning the Global Plan of Action and the State of the World Reports were made available in document UNEP/CBD/COP/3/Inf.17.</li> <li>2. The statement was transmitted.</li> </ol>

**DECISION II/17 – FORM AND INTERVAL OF NATIONAL REPORTS BY PARTIES**

**(SBSTTA Recommendation I/5 – Scientific and technical information to be contained in the national reports)**

*Overview of the decision*

The decision concerns the submission of national reports by Parties and guidance on the preparation of such reports

*Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to urge Parties that have not done so yet to submit their first national reports.

The dissemination of information through the CHM is of continuing relevance to the work of the Convention.

Guidance provided in the guidelines for preparation of biodiversity country studies is still relevant.

The Conference of the Parties may wish to consider archiving paras.4, 5, 9 and 11.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Took note of the note prepared by the Secretariat on the form and intervals of national reports by Parties, in document UNEP/CBD/COP2/14;</p>	
<p>2. Endorsed recommendation I/5 on 'Scientific and Technical Information to be contained in the National Reports', adopted by the first meeting of SBSTTA;</p>	
<p>3. Decided that the first national reports by Parties would focus in so far as possible on the measures taken for the implementation of Article 6 of the Convention, 'General Measures for Conservation and Sustainable Use' as well as the information available in national country studies on biological diversity, using as a guide the annex to the decision;</p>	<p>3. to 8. and 11. The first national reports were submitted between 1997-1999. At COP 4, the Parties decided on the 2<sup>nd</sup> national reports (see decision IV/14 asking SBSTTA to prepare recommendation). A decision was made at COP 5 (decision V/19).</p>
<p>4. Decided that the first national reports would be due at the fourth meeting of the COP in 1997;</p>	
<p>5. Decided that, at its fourth meeting in 1997, the COP would determine the intervals and form of subsequent national reports. This determination will be based on the experience of Parties in preparing their first national reports and taking into account the state of implementation of the Convention;</p>	
<p>6. Decided that Parties shall submit their national reports in one of the working languages of the COP and, for the benefit of others, encouraged Parties to also make available their reports electronically and, where possible, on the Internet;</p>	
<p>7. Decided that national reports submitted by Parties would not be distinguished as official documents of the COP, but would be made available to Parties upon</p>	

request, and in the language of submission;	
8. Requested that SBSTTA instruct any technical panels that it may establish on topical issues to comment on the feasibility and practicalities of developing technical guidelines for national reporting on the subject matter being considered by the panels, and report to the meeting of the COP in 1997;	8. SBSTTA has never instructed any technical panels to comment on national reporting guidelines.
9. Requested the Executive Secretary to prepare a report based on the synthesis of information contained in national reports and other relevant information and containing also suggested next steps, for consideration by the COP	9. The Executive Secretary prepared a synthesis and recommendations on the basis of information contained in the first national reports. See documents UNEP/CBD/COP/4/11/REV1 and UNEP/CBD/COP/5/13/ADD2.
10. Requested also the Executive Secretary to make available to Parties, through the CHM for technical and scientific cooperation, relevant information contained in national reports submitted by Parties in accordance with Article 26 of the Convention;	10. The CHM has been disseminating information contained in national reports since 1998.
11. Urged all Parties to submit their first national reports to the Secretariat no later than 30 June 1997 to allow consideration of this item by the COP at its fourth meeting;	
12. Urged the financial mechanism under the Convention to make available financial resources to developing country Parties to assist in the preparation of their national reports;	12. Support for the preparation of 1 <sup>st</sup> national reports was provided through GEF enabling activities.
13. Commended the guidance provided in the document 'Guidelines for Preparation of Biodiversity Country Studies', prepared by the UNEP, and the document 'National Biodiversity Planning: Guidelines based on Early Country Experiences', prepared by the WRI, the UNEP and the IUCN, and its relevance in assisting Parties to implement Article 6 of the Convention and in the preparation of national reports.	

## DECISION II/18 – MEDIUM-TERM PROGRAMME OF WORK OF THE COP FOR 1996-1997

### *Overview of the decision*

The decision adopted a medium-term programme of work of the COP for 1996-1997 as contained in an annex to the decision.

### *Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to archive the decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Adopted the medium-term programme of work for the period 1996 to 1997 contained in the Annex to the decision;</li> <li>2. Decided to review at its next meeting the medium-term programme of work in light of the progress achieved in the implementation of the Convention</li> <li>3. Requested the Executive Secretary to prepare the draft provisional agenda of the third meeting of the COP, pursuant to rules 8 and 9 of the rules of procedure, and include all issues arising from its previous meetings and for which action is required by the COP.</li> </ol>	<p>The medium-term programme of work was reviewed by COP 3. By its decision III/22, the COP took a number of measures regarding an overall review of the medium-term programme of work and the development of a longer-term programme of work.</p>

## DECISION II/19 – LOCATION OF THE SECRETARIAT

### *Overview of the decision*

Through this decision, the COP accepted the offer of the Government of Canada to host the SCBD in Montreal.

### *Overall assessment and possible action by the Conference of the Parties*

This decision has been fully implemented and could be archived.

Para.2 should be retained as it provides the basis for the location of the Secretariat.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>2. Decided to accept the offer of the Government of Canada, contained in document UNEP/CBD/COP/2/Rev.1, to host in Montreal the Secretariat of the CBD, established under Article 24 of the Convention.</li> <li>3. Requested the Executive Secretary without delay to discuss and agree with the Government of Canada the practical arrangements for the transfer and hosting of the Secretariat of the Convention in Montreal</li> <li>4. Stressed that such a transfer should, to the maximum extent possible, minimize the negative impact on the substantive preparation by the Secretariat of the meetings to be convened in 1996 under the auspices of the Convention, and other related activities;</li> <li>5. Requested the Executive Director of the UNEP to negotiate and finalize the headquarters agreement with the Government of Canada.</li> <li>6. Further Requested the Executive Secretary to report to</li> </ol>	<p>A Host Government Agreement was negotiated between UNEP (for the SCBD) and the Government of Canada and signed on 25 October 1996 in New York.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
its third meeting on the implementation of the decision.	

## DECISION II/20 – FINANCING OF AND BUDGET FOR THE CONVENTION

### *Overview of the decision*

The decision concerns the financing of and budget for the Convention.

### *Overall assessment and possible action by the Conference of the Parties*

The COP may wish to revisit the outstanding matters regarding the financial rules of the Trust Fund of the Convention. The other elements of the decision have been fully implemented and the COP may wish to consider archiving them.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP,	At its first meeting, the COP adopted the Financial Rules for the administration of the Trust Fund for the Convention, with the exception of paragraph 4 and 16, concerning the scale of assessments for the apportionment of contributions by Parties and related voting procedures respectively. The COP considered these pending issues, at its third and subsequent meetings, but failed to reach any conclusive agreement. These issues therefore remain outstanding.
1. Decided that the Trust Fund shall be extended for a period of one year, beginning 1 January 1997 and ending 31 December 1997;	
2. Adopted the budget for 1996 (attached to Annex I);	
3. Urged all Parties to pay promptly their contributions to the Trust Fund, based on the scale set forth in appendix II to the budget;	
4. Requested the Parties and States not Parties to the Convention, as well as governmental, intergovernmental and non-governmental organizations and other sources, to contribute to the Trust Fund;	
5. Directed the Executive Secretary to prepare a report for the COP on the amount of contributions received under the voluntary budget and on ways in which that income has been spent;	
6. Requested the Executive Secretary in presenting a draft 1997 budget for consideration by the third meeting of the COP, to also provide the indicative budget for 1997, attached as annex I, revised so as to be based on Montreal costings;	
7. Requested the Executive Secretary to prepare an indicative budget for 1998;	
8. Directed the Executive Secretary to consider carefully all offers of support from other organizations and to cooperate with them with a view to making the most effective use of the competencies and resources;	

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>9. Adopted for 1996 the scale of contributions contained in Appendix II, based on the UN scale of assessments for the apportionment of the expenses of the UN, adjusted to provide that no one contribution shall exceed 25% of the total and that no contribution from a least developed country Party shall exceed 0.01% of the total;</p>	
<p>10. Decided to transfer to the third meeting of the COP, for further consideration, paragraph 4 of the Financial Rules contained in Annex II of the present decision;</p>	
<p>11. Also decided to transmit paragraph 16 of the Financial Rules to the third meeting of the COP for further consideration.</p>	

**DECISION II/21 – VENUE AND DATE FOR THIRD MEETING OF THE CONFERENCE OF THE PARTIES**

*Overview of the decision*

The decision provides for a venue and date for the third meeting of the Conference of the Parties .

*Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to archive the decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Decided that the third meeting of the COP would take place in Buenos Aires, Argentina, from 4 to 15 November 1996, including the ministerial-level segment on 13 and 14 November 1996.</li> <li>2. Decided also that Argentina would be an ex officio member of the bureau of the second meeting of the COP.</li> </ol>	<p>The third meeting of the COP was convened in Buenos Aires, Argentina, from 4-15 November 1996 as programmed.</p>

**DECISION II/22 – CONVENING OF REGIONAL AND SUB-REGIONAL MEETINGS***Overview of the decision*

The decision requests Secretariat to convene and facilitate regional meetings.

*Overall assessment and possible action by the Conference of the Parties*

The decision was fully implemented and the COP may wish to archive it.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <ol style="list-style-type: none"> <li>1. Requested the SCBD to convene regional and sub regional meetings, especially for developing country parties, to prepare for the third meeting of the COP;</li> <li>2. Urged the SCBD to seek voluntary contributions for such meetings and to facilitate the participation of developing country parties and, in particular, the least developed countries amongst them.</li> </ol>	<p>The Secretariat organized four regional preparatory meetings prior to COP 3, as requested by the decision. See document UNEP/CBD/COP/3/32.</p>

**DECISION II/23 – TRIBUTE TO THE GOVERNMENT AND PEOPLE OF INDONESIA***Overview of the decision*

The decision expresses the gratitude of the Conference of the Parties to the Republic of Indonesia for hosting the second meeting of the Conference of the Parties.

*Overall assessment and possible action by the Conference of the Parties*

The decision has only historical value and can be archived.



*Annex II*

**PILOT REVIEW OF DECISIONS CONCERNING ACCESS TO GENETIC RESOURCES AND  
BENEFIT-SHARING AND STATUS OF THEIR IMPLEMENTATION**

**A. *Second meeting of the Conference of the Parties***

**DECISION II/11 – ACCESS TO GENETIC RESOURCES**

*Overview of the decision*

The decision focuses on possible options for developing national legislative, administrative or policy measures, to implement Article 15 of the Convention.

*Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the work on access and benefit-sharing under the Convention. The survey of measures is an ongoing process.

At its sixth meeting, the Conference of the Parties may wish to invite Parties to provide information regarding relevant developments on access and benefit-sharing and to request the Executive Secretary to carry out the compilation of studies on the social and economic valuation of genetic resources.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
The COP,  1. Requested the Executive Secretary to: (a) Further elaborate the survey of measures taken by Governments to implement Art. 15, including any national interpretations of key terms used in that Article, with a view to completing the survey in time for circulation at the third meeting of the COP	1(a). The Executive Secretary has carried out the survey of measures in documents UNEP/CBD/COP/2/13, UNEP/CBD/COP/3/20 and UNEP/CBD/COP/4/23.
(b) Compile an annotated list of studies and other relevant information on the social and economic valuation of genetic resources, including the demand by industry for genetic resources	1(b). The compilation of studies on the social and economic valuation of genetic resources still has to be carried out by the Executive Secretary.
2. Reaffirmed that human genetic resources are not included within the framework of the Convention	
3. Urged Governments to send information on national measures to the Secretariat at their earliest convenience	3. Parties have submitted and continue to submit information on case studies related to access and benefit sharing.
4. Recommended that the Secretariat not duplicate work underway in other forums	

**DECISION II/12 – INTELLECTUAL PROPERTY RIGHTS***Overview of the decision*

The decision concerns the role of Intellectual Property Rights in the implementation of relevant provisions of the Convention and the need for close collaboration between the Convention on Biological Diversity and the WTO on these issues

*Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to further encourage Parties to forward information to the Executive Secretary to support cooperation between the Convention on Biological Diversity, WTO and WIPO on these issues.

More work is also needed in relation to the respect, preservation and maintenance of the knowledge, innovations and practices of indigenous and local communities.

The Conference of the Parties may also wish to urge Parties, Governments and relevant international organizations to strengthen the role of IPRs in promoting the equitable sharing of benefits arising from the use of such knowledge, innovations and practices. It may want to invite Parties, Governments, indigenous and local communities and other organizations to submit information relating to decision V/16, elements 4, tasks 7 of the programme of work of the Convention on Biological Diversity to the Executive Secretary.

Paras.(a) and (c) may be archived.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>Requested the Executive Secretary to:</p> <p>(a) Liaise with WTO to inform it of the goals and the on going work of the CBD and to invite WTO to assist in the preparation of a paper for COP identifying the synergies and relationship between the objectives of the CBD and the TRIPs Agreement. This paper was to be the basis for consideration by the 3<sup>d</sup> meeting of the COP in preparing a possible input for negotiations taking place in the Committee on Trade and Environment (CTE) of the WTO.</p>	<p>(a) Collaboration with the WTO Secretariat is on-going. The relationship between the CBD and the TRIPs Agreement was addressed in documents UNEP/CBD/COP/3/22 and UNEP/CBD/COP/3/23 (see also decision III/17).</p>
<p>(b) Consult with all stakeholders, in particular the private sector and indigenous and local communities, in order to gain understanding of the needs and concerns of those groups whose participation will be required for cooperative arrangements to be meaningful and effective in achieving the Convention's objectives. These consultations may take place in the form of roundtable discussions;</p>	<p>(b) Appropriate actions were carried out by the Executive Secretary. However, it is not clear whether consultations were carried out with stakeholders, in particular the private sector and indigenous communities. A workshop was convened in Madrid at the request of COP III. In-depth study continues to be carried out in collaboration with indigenous and local communities and WIPO.</p>
<p>(c) Undertake a preliminary study which analyses the impact of intellectual property rights systems on the conservation and sustainable use of biological diversity and the equitable sharing of benefits derived from its use in order to gain a better understanding of the implications of</p>	<p>(c) Case studies and other relevant information have been received by the Secretariat from Parties, indigenous and local communities and other organizations relating to intellectual property rights, benefit sharing and the role and relationship between IPR and traditional</p>

<p>Article 16(5). The study was to focus on:</p> <p>(i) exploring the relationship between intellectual property rights and the preservation and maintenance of traditional knowledge and practices of indigenous and local communities and the possible role of intellectual property rights in encouraging the equitable sharing of benefits arising from the use of such knowledge and practices; and</p> <p>(ii) inviting Governments and other relevant stakeholders to submit case studies that address the role of intellectual property rights in the technology transfer process, in particular the role of intellectual property rights in the transfer of biotechnology.</p>	<p>knowledge and practices of indigenous and local communities.</p> <p>(i) This item has been widely explored. The Impact of Intellectual Property Rights Systems on the Conservation and Sustainable Use of Biological Diversity and on the Equitable Sharing of Benefits from its Use was addressed by documents UNEP/CBD/COP/3/22, UNEP/CBD/COP/3/22/Part1 and UNEP/CBD/COP/3/22/Part2.</p>
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**DECISION II/18 – MEDIUM-TERM PROGRAMME OF WORK OF THE COP FOR 1996-1997**

*Overview of the decision*

The decision adopted a medium-term programme of work of the COP for 1996-1997 as contained in an annex to the decision.

*Overall assessment and possible action by the Conference of the Parties*

The Conference of the Parties may wish to archive the decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>4. Adopted the medium-term programme of work for the period 1996 to 1997 contained in the Annex to the decision;</p> <p>5. Decided to review at its next meeting the medium-term programme of work in light of the progress achieved in the implementation of the Convention</p> <p>6. Requested the Executive Secretary to prepare the draft provisional agenda of the third meeting of the COP, pursuant to rules 8 and 9 of the rules of procedure, and include all issues arising from its previous meetings and for which action is required by the COP.</p>	<p>The medium-term programme of work was reviewed by COP 3. By its decision III/22, the COP took a number of measures regarding an overall review of the medium-term programme of work and the development of a longer-term programme of work.</p>

**DECISION III/15 - ACCESS TO GENETIC RESOURCES**

*Overview of the decision*

The decision encourages further progress regarding the implementation of Article 15 and exchange of information on progress made by Parties.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Urges Governments, regional economic integration organizations and other international, regional and national competent organizations to send to the Secretariat, five months before the fourth meeting of the COP, information on:</p> <p>(a) National, regional, and sectoral legislative, administrative and policy measures and guidelines for activities covered by Article implementation;</p> <p>(b) National participatory processes for the activities covered by Article 15, and in particular, ways by which access and benefit-sharing measures and guidelines, including related 15, and in particular, on access and benefit-sharing, both adopted and under development, including information on their institutional arrangements, are developed and implemented;</p> <p>(c) As appropriate, research programmes on genetic resources;</p>	<p>1. The Secretariat received few official communication by Governments although reminders were sent on 4 February 1997 and 27 October 1997. Information was provided by the Governments of Tunisia, Turkey, Costa Rica, Germany and the European Commission.</p>
<p>2. Requests the ES, in time for the fourth meeting of the COP:</p> <p>(a) To prepare a note based on information provided in response to paragraph 1, further summarizing legislative, administrative and policy measures, including guidelines and regional and sectoral measures for the activities covered by Article 15, and in particular on access and benefit-sharing, both under development and adopted. The note should include a summary of the scope of the genetic resources included and being considered; any national and regional interpretations of key terms; the elements included in access measures and consideration of the process by which such measures are prepared and implemented, included in access measures and consideration of the process by which such measures are prepared and implemented, including interim measures; and relevant national experiences in the development and</p>	<p>2. UNEP/CBD/COP/4/23/Rev.1 updates information provided in documents UNEP/CBD/COP3/20 and UNEP/CBD/COP/2/13. The note draws on the information available to the Secretariat and synthesizes it to a more general statement.</p> <p>The document contains respectively user and provider related guidelines and elements for consideration in the development of legislation on access and benefit-sharing.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
implementation of such measures, including, as available, case studies;	
(b) To disseminate this information, including through the clearing-house mechanism;	(b) UNEP/CBD/COP/4/23/Rev.1 is available on the CBD website along with all other documents prepared by the Secretariat.
3. Urges Governments, regional economic integration organizations, the interim financial mechanism, and competent international, regional and national organizations to support and implement human and institutional capacity-building programmes for Governments, non-governmental organizations and local and indigenous communities, as appropriate, to promote the successful development and implementation of legislative, administrative and policy measures and guidelines on access, including scientific, technical, business, legal and management skills and capacities;	3. UNEP/CBD/COP/4/22 prepared in response to decision III/15, by the Secretariat in collaboration with the GEF, provides some guidance to the COP on steps to be taken by Parties for the fair and equitable sharing of the benefits arising out of genetic resources.
4. <i>Invites</i> Governments, regional economic integration organizations and competent international, regional and national organizations to conduct analyses of ongoing experiences of legislative, administrative and policy measures and guidelines on access, including regional efforts and initiatives, and to disseminate these widely to assist Parties and stakeholders involved in developing and implementing measures and guidelines on access;	A synthesis of case studies on benefit-sharing is included in UNEP/CBD/COP/4/Inf7  Benefit-sharing case studies are included in: UNEP/CBD/COP/4/Inf.16 UNEP/CBD/COP/4/Inf.25
5. Encourages Governments and regional economic integration organizations to explore and develop, in collaboration with relevant stakeholders, guidelines and practices to ensure mutual benefits to providers and users of access measures and to implement them effectively at the national, regional or international level, as appropriate;	5 and 6. A workshop on best practices for access to genetic resources was held in Cordoba, Spain on 16-17 January 1998. The report of this workshop is available as UNEP/CBD/COP/4/Inf.10.
6. Encourages Governments and regional economic integration organizations to identify and communicate to the Secretariat competent national authorities responsible for granting access to genetic resources and/or competent national authorities to provide information on the granting of access to genetic resources;	
7. Urges Governments and regional economic integration organizations to bring to a rapid conclusion the negotiation for the adaptation of	7. UNEP/CBD/COP/4/Inf.20 provides the Report of the Fourth Extraordinary Session of the Commission on Genetic Resources for Food and

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
the International Undertaking on Plant Genetic Resources for Food and Agriculture, in harmony with the Convention on Biological Diversity, in particular, providing solutions to access to <i>ex situ</i> collections not acquired in accordance with the Convention;	Agriculture, Rome, 1-5 December 1997.
8. Requests the Executive Secretary to cooperate closely with the World Trade Organization through the Committee on Trade and Environment to explore the extent to which there may be linkages between Article 15 and relevant articles of the Agreement on Trade-related Aspects of Intellectual Property Rights;	8. Ongoing collaboration with the WTO Secretariat and participation in the Committee on Trade and Environment.
9. Urges the ES to coordinate closely with the Food and Agriculture Organization of the United Nations, United Nations Conference on Trade and Development and other relevant organizations working on access to genetic resources to ensure complementary efforts.	9. Close coordination with the FAO was carried out during the negotiation process leading to the adoption of the International Treaty on Plant Genetic Resources for Food and Agriculture.

#### DECISION IV/8 - ACCESS AND BENEFIT-SHARING

##### *Overview of the decision*

The decision addresses options for access and benefit-sharing, aims to clarify concepts related to this issue and further assist Parties in the implementation of access and benefit-sharing arrangements.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
The COP, 1. Requests the inter-sessional open-ended meeting referred to in decision IV/16, paragraph 2, to explore options for access and benefit-sharing mechanisms and to start work on paragraph 10 of decision IV/15 and to make recommendations for future work;	1. UNEP/CBD/ISOC/3 reviews options for access and benefit-sharing.
2. Requests the ES to invite information from Parties and relevant organizations in time for the inter-sessional meeting in respect of those <i>ex situ</i> collections which were acquired prior to the entry into force of the CBD and which are not addressed by the Commission on Genetic resources for Food and Agriculture of the Food and Agriculture Organization, to help the inter-sessional meeting to make recommendations to the fifth meeting of the COP for future work on resolving the issue of such <i>ex situ</i> collections, with due regard to the provisions of the Convention;	2. ES invited national focal points, FAO, CGIAR centers, botanical and zoological gardens, microbial collection centers and other relevant bodies to provide information. A report on the information provided was prepared for the ISOC meeting: UNEP/CBD/ISOC/1/4.  UNEP/CBD/COP/5/21, section IV also addresses this issue and provides recommendations to COP V.  Further progress was made regarding <i>ex situ</i> collections following the fifth meeting of the

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>3. Decides to establish a regionally balanced panel of experts appointed by Governments, composed of representatives from the private and the public sectors as well as representatives of indigenous and local communities, operating in accordance with decisions II/15, III/11 and III/15, under the COP and reporting to its next meeting. The mandate of this panel would be to draw upon all relevant sources, including legislative, policy and administrative measures, best practices and case studies on access to genetic resources and benefit-sharing arising from the use of those genetic resources, including the whole range of biotechnology, in the development of a common understanding of basic concepts and to explore all options for access and benefit-sharing on mutually agreed terms including guiding principles, guidelines, and codes of best practice for access and benefit-sharing arrangements. These options might address, inter alia, the elements set out in the annex to the present decision.</p>	<p>Conference of the Parties</p> <p>3. The Panel of Experts was established and met in Costa Rica in October 1999. A document was prepared by the ES for the Panel: "Options for Access and Benefit-sharing Arrangements", UNEP/CBD/EP-ABS/2 and the report of the meeting is available as UNEP/CBD/COP/5/8.</p>
<p>4. Requests the financial mechanism to give special emphasis to the following programme priorities to fund initiatives by eligible Parties:</p> <p>(a) Stock-taking activities, such as, for example, assessments of current legislative, administrative, and policy measures on access to genetic resources and benefit-sharing, evaluation of the strengths and weaknesses of a country's institutional and human capacity, and promotion of consensus-building among its different stakeholders; and, for those developing country Parties that have identified arrangements for benefit-sharing as a national priority;</p> <p>(b) Formulation of access and benefit-sharing mechanisms at the national, subregional and regional level including monitoring and incentive measures;</p> <p>(c) Capacity-building for measures on access to genetic resources and sharing of benefits, including capacity-building for economic valuation of genetic resources;</p> <p>(d) Within biodiversity projects, other specific benefit-sharing initiatives, such as support for entrepreneurial developments by local and indigenous communities, facilitation of financial sustainability of projects promoting the sustainable use of genetic resources, and appropriate targeted research components;</p>	<p>4. In response to the guidance provided by Decision IV/ 8 and decision V/13, paragraph 8, in its report to COP V, UNEP/CBD/COP/5/7, the GEF states that it has integrated this guidance into its existing operational modalities and through modification of its enabling activities criteria so as to provide an "opportunity to request financing for stock-taking activities related to access and benefit-sharing" and "within the context of projects or through short term response measures, the GEF will provide support for specific benefit-sharing initiatives, such as policy, regulatory and institutional frameworks on mechanisms to facilitate access to genetic resources and benefit-sharing."</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
5. Invites all relevant organizations and the private sector to support efforts by Parties and Governments to develop and promote legislative or administrative measures, policies and programmes which facilitate the distribution of benefits arising from the use of genetic resources on mutually agreed terms and to update the ES on a regular basis regarding their activities and experiences;	5. UNEP/CBD/COP/4/Inf.16 submitted by the Government of Switzerland shows a survey in which companies and institutions that are users of genetic resources consider a voluntary code of conduct as a promising instrument for further cooperation between users and providers.
6. Requests the ES:	6. This matter needs to be further explored.
(a) To explore the possibility of linking the clearing-house mechanism with relevant international and other organizations to access publicly available information on intellectual property rights which are based on biological resources and to report on the progress made on this matter to the COP at its fifth meeting;	
(b) To compile information on access and benefit-sharing arrangements and to disseminate such information in a standardized format through the clearing-house mechanism;	(b) Case studies on benefit-sharing are available on the CBD website.
(c) To facilitate the exchange of information related to access and benefit-sharing through appropriate means such as the clearing-house mechanism;	
(d) To prepare a background document on the review of implementation of measures to promote and advance benefit-sharing arrangements, based on the experiences submitted by Parties, Governments and relevant organizations.	(d) Submissions provided by Bahrain, China, Kiribati, Morocco, Oman and Ukraine are briefly outlined in document UNEP/CBD/ISOC/3 prepared for the ISOC meeting. Developments within the OAU and ASEAN were also notified to the Secretariat.



*Annex III*

**PILOT REVIEW OF COP DECISIONS CONCERNING FINANCIAL MECHANISM  
AND STATUS OF THEIR IMPLEMENTATION**

1. This section provides an example of what a stakeholder approach to reviewing COP decisions might address, which was suggested in document UNEP/CBD/COP/6/5/Add.4 (Review of the status of the decisions of the Conference of the Parties). It has compiled all COP decisions directly addressing the financial mechanism, including decisions I/2, II/6, III/5, III/7, III/8, IV/11, IV/13, V/12, and V/13. It does not include all those decisions that are dedicated to thematic areas or crosscutting issues but contain provisions addressed to the Global Environment Facility.

2. Since COP decisions concerning the financial mechanism are at the very heart of the relationship between the Convention and its financial mechanism, any discussion of the process by which these decisions are reviewed and evaluated is of critical concern to relevant stakeholders, and requires thorough and reflective discussion and consensus building. Any review of such COP decisions thus needs to be placed in a comprehensive approach to improving the relationship between the convention and the financial mechanism with a view to strengthening the results and impacts that are being achieved on the ground to advance the objectives of the Convention.

3. The recently completed second Overall Performance Study of the GEF addressed, among other things, the GEF relations with the Conventions for which it serves as a financial mechanism. One very relevant observation noted: “close consultations with the conventions are needed to ensure that current priorities are clearly understood and to clarify the extent to which convention guidance received in previous years is reflected in the current set of priorities.” This would necessarily need to include the issue of reviewing decisions on a regular basis. It is thus proposed that the COP consider requesting the Convention Secretariat and the Global Environment Facility to develop options for strengthening the dialogue with a view to such options being considered by the Conference of the Parties and the GEF Council.

**DECISION I/2 - FINANCIAL RESOURCES AND MECHANISM**

*Overview of the decision*

The decision was focused on the financial mechanism (guidance, review, reporting and designation). It also requested identification and mobilization of financial resources provided other than through the Global Environment Facility.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>1. <i>Decides</i> to adopt the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources contained in annex I to this decision, and the list of developed country Parties and other Parties which voluntarily assume the obligations of developed country Parties contained in annex II to this decision</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Programme priorities of Annex I could be consolidated with additional guidance developed by subsequent COPs; eligibility criteria could be expanded to include Parties with economies in transition; Annex II could be updated.</p>
<p>2. <i>Decides</i> also that the restructured Global Environment Facility (GEF) shall continue to serve as the institutional structure to operate the financial mechanism under the Convention on an interim basis, in accordance with Article 39 of the Convention</p>	<p>The message was taken up in decision II/6 and subsequently integrated into decision III/10 on the Memorandum of Understanding between the COP and the GEF Council</p>	<p>Could be retired</p>
<p>3. <i>Decides</i> to instruct the restructured Global Environment Facility to take prompt measures to support programmes, projects and activities consistent with the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources contained in annex I to this decision</p>	<p>Requests of this nature have become a regular message in subsequent COP decisions</p>	<p>Could be retired</p>
<p>4. <i>Authorizes</i> the Secretariat, on behalf of the Conference of the Parties (COP) and taking account of the views of participants in the first meeting of the Conference of the Parties, which should be provided in writing by 1 February 1995, to consult with the restructured Global Environment Facility on the content of a memorandum of understanding which should be formally considered at the second meeting of the Conference of the Parties</p>	<p>The ES developed a MoU in consultation with the GEF, which was adopted by the COP in decision III/8</p>	<p>Fully implemented, could be retired</p>
<p>5. <i>Decides</i>, pending the adoption of the memorandum of understanding, to adopt the interim guidelines for monitoring and evaluation of the utilization of financial resources by the restructured Global Environment Facility contained in annex III to this decision</p>	<p>The decision was largely incorporated in decision III/8</p>	<p>Could be retired</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>6. <i>Requests</i> the Secretariat to present to the Conference of the Parties at its second meeting, a report on the financial mechanism, in order that decisions can be adopted by the Conference of the Parties at its second meeting, on the timetable and nature of the review required in Article 21, paragraph 3 of the Convention</p>	<p>Document UNEP/CBD/COP/2/9 Report of the Secretariat on the financial mechanism under the Convention was prepared</p>	<p>Should be retired</p>
<p>8. <i>Further requests</i> the Secretariat to include items on the agenda of the Conference of the Parties at its second meeting, which would enable the latter to review the financial resources and, bearing in mind Article 39 of the Convention, to take a decision at that meeting on which institutional structure shall be designated in accordance with Article 21 of the Convention</p>	<p>The item was on the agenda of COP-II</p>	<p>Should be retired</p>
<p>Annex 1, section I <i>Policy and Strategy</i> Financial resources should be allocated to projects that fulfil the eligibility criteria and are endorsed and promoted by the Parties concerned. Projects should contribute to the extent possible to build cooperation at the sub-regional, regional and international levels in the implementation of the Convention. Projects should promote utilization of local and regional expertise. The institutional structure should over time assist all eligible countries to fulfil their obligations under the Convention. Policy and strategy may be revised, as necessary, by the Conference of the Parties.</p>	<p>It has no time dimension, and has been under implementation</p>	<p>The policy and strategy may be revised, as necessary, by COP</p>

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
<p>ANNEX 1, SECTION II, ELIGIBILITY CRITERIA</p> <p>Only developing countries that are Parties to the Convention are eligible to receive funding upon the entry into force of the Convention for them. In accordance with the provisions of the Convention, projects that seek to meet the objectives of conservation of biological diversity and sustainable use of its components are eligible for financial support from the institutional structure.</p>	<p>It has no time dimension, and has been applied by the GEF. Since COP has not updated a list of developed countries, nor developed a list of developing countries, it has been difficult to determine eligibility of countries Parties, in particular those that have reached higher middle income level, that is, countries that are not eligible for traditional funding of UNDP or World Bank</p>	<p>Could be revisited by COP</p>
<p>Annex 1, section III, para. 1. The conservation of biological diversity and sustainable use of its components is one of the key elements in achieving sustainable development and therefore contribute to combating poverty.</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>Annex 1, section III, para. 2. All the actions contemplated in the Convention will have to be carried out at the national and international level, as appropriate. However, for the purpose of giving direction to the interim structure operating the financial mechanism, a list of programme priorities is given in paragraph 4 below. The list may be revised by the Conference of the Parties, as necessary.</p>	<p>It has no time dimension, and has been under implementation</p>	<p>May be revised by the COP, as necessary</p>
<p>Annex 1, section III, para. 3. Programme priorities should promote utilization of regional and local expertise and be flexible to accommodate national priorities and regional needs within the aims of the Convention.</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>Annex 1, section III, para. 4a. Projects and programmes that have national priority status and that fulfil the obligations of the Convention</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>Annex 1, section III, para. 4b. Development of integrated national strategies, plans or programmes for the conservation of biological diversity and sustainable use of its components in accordance with article 6 of the Convention</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
Annex 1, section III, para. 4c. Strengthening conservation, management and sustainable use of ecosystems and habitats identified by national Governments in accordance with article 7 of the Convention	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4d. Identification and monitoring of wild and domesticated biodiversity components, in particular those under threat, and implementation of measures for their conservation and sustainable use	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4e. Capacity-building, including human resources development and institutional development and/or strengthening, to facilitate the preparation and/or implementation of national strategies, plans for priority programmes and activities for conservation of biological diversity and sustainable use of its components	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4f. In accordance with Article 16 of the Convention, and to meet the objectives of conservation of biological diversity and sustainable use of its components, projects which promote access to, transfer of and cooperation for joint development of technology	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4g. Projects that promote the sustainability of project benefits; that offer a potential contribution to experience in the conservation of biological diversity and sustainable use of its components which may have application elsewhere; and that encourage scientific excellence	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4h. Activities that provide access to other international, national and/or private sector funds and scientific and technical cooperation	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
Annex 1, section III, para. 4i. Innovative measures, including in the field of economic incentives, aiming at conservation of biological diversity and/or sustainable use of its components, including those which assist developing countries to address situations where opportunity costs are incurred by local communities and to identify ways and means by which these can be compensated, in accordance with article 11 of the Convention	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4j. Projects that strengthen the involvement of local and indigenous people in the conservation of biological diversity and sustainable use of its components	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4k. Projects that promote the conservation and sustainable use of biological diversity of coastal and marine resources under threat. Also, projects which promote the conservation of biological diversity Could be consolidated with subsequent guidance and sustainable use of its components in other environmentally vulnerable areas such as arid and semi-arid and mountainous areas	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4l. Projects that promote the conservation and/or sustainable use of endemic species	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
Annex 1, section III, para. 4m. Projects aimed at the conservation of biological diversity and sustainable use of its components which integrate social dimensions including those related to poverty	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>Annex II, Part A. <i>List of developed country Parties</i>            Australia Luxembourg            Austria Monaco            Canada Netherlands            Denmark New Zealand            Finland Norway            France Portugal            Germany Spain            Greece Sweden            Iceland Switzerland            Italy United Kingdom of Great Britain and Northern Ireland            Japan</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be updated to reflect new ratifications</p>
<p>Annex II, Part B. List of Parties which voluntarily assume the obligations of developed country Parties</p>	<p>Remains to be developed</p>	<p>Could be taken up by the COP</p>
<p>Annex III, para. 1. The Conference of the Parties (COP) to the Convention on Biological Diversity decides to instruct the restructured GEF to prepare and submit through the Convention Secretariat an annual report on its operations in support of the Convention.</p>	<p>Document            UNEP/CBD/COP/2/8            Report of the Global Environment Facility</p>	<p>Could be retired</p>
<p>Annex III, para. 2. The report should include specific information on how it has applied the guidance and decisions of the COP in its work related to the Convention. This report should be of a substantive nature and incorporate the programme of future activities of the restructured GEF in the areas covered by the Convention and an analysis of how the restructured GEF, in its operations, implemented the policy, strategy, programme priorities and eligibility criteria related to the Convention which have been adopted by the COP.</p>	<p>Document            UNEP/CBD/COP/2/8            Report of the Global Environment Facility</p>	<p>Could be retired</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
Annex III, para. 3. In particular, the report should provide information on the following: (a) A synthesis of the different projects under implementation; (b) A list of project proposals submitted by eligible Parties, for funding, reporting on their approval status; (c) A review of the project activities approved by the restructured GEF and their outcomes, including information on funding and progress in implementation.	Document UNEP/CBD/COP/2/8 Report of the Global Environment Facility	Could be retired
Annex III, para. 4. In order to meet the requirements of accountability to the COP, reports submitted by the restructured GEF should cover all its activities carried out in implementing the Convention, whether decisions on such activities are made by the GEF Council or by the implementing agencies. To this end, it shall make arrangements with such bodies as might be necessary regarding disclosure of information.	Document UNEP/CBD/COP/2/8 Report of the Global Environment Facility	Could be retired

#### DECISION III/6: FINANCIAL RESOURCES AND MECHANISM

##### *Overview of the decision*

The decision further covered the issues raised at the first meeting of the Conference of the Parties, including on finance mechanism and other financial resources

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
1. <i>Decides</i> that the restructured Global Environment Facility shall continue to serve as the institutional structure to operate the financial mechanism under the Convention on an interim basis, in accordance with Article 39 of the Convention, until a decision will be taken on which institutional structure is to be designated in accordance with Article 21 of the Convention. The Conference of the Parties shall endeavour to make such a decision at its third meeting	The message was integrated into decision III/10	Could be retired



CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
2. <i>Decides</i> to undertake the first review of the effectiveness of the financial mechanism at its fourth meeting in 1997 and a review every three years. The first review will be carried out within the basic approach described in document UNEP/CBD/COP/2/9	In general fully implemented	The message on a review every three years could be consolidated with subsequent COP decisions
3. <i>Requests</i> the Executive Secretary to further develop guidelines of the review for consideration and decision by the Conference of the Parties at its third meeting, taking into account comments made by participants at its second meeting and/or provided by Parties in writing to the Secretariat not later than the end of February 1996	Document UNEP/CBD/COP/3/8 Review of the effectiveness of the financial mechanism under the Convention was prepared	Could be retired
4. <i>Takes note</i> of the draft "Memorandum of Understanding Between the Conference of the Parties to the Convention on Biological Diversity and the Council of the Global Environment Facility Regarding the Institutional Structure Operating the Financial Mechanism of the Convention", jointly prepared by the Secretariats of the Convention and the restructured Global Environment Facility, and requests the Secretariat of the Convention to continue consultations on the draft Memorandum of Understanding, in order to ensure that comments by Parties are reflected, and to submit a revised draft Memorandum of Understanding for consideration and decision by the Conference of the Parties at its third meeting	Document UNEP/CBD/COP/2/11 Memorandum of Understanding between the COP and the GEF	Could be retired
5. <i>Requests</i> the interim institutional structure operating the financial mechanism to facilitate urgent implementation of Article 6 of the Convention by availing to developing country Parties financial resources for projects in a flexible and expeditious manner	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>6. <i>Requests</i> the interim institutional structure to incorporate fully, on an ongoing basis, guidance from the Conference of the Parties into the further development of the Operational Strategy and programmes to ensure that the objectives of the Convention are addressed. The Conference of the Parties requests the Global Environment Facility to take the following comments into account when preparing the report to be submitted to the third meeting of the Conference of the Parties:</p> <p>(a) Detailed information should be provided on the conformity of the approved work programmes with the guidance of the Conference of the Parties;</p> <p>(b) A list of projects submitted by eligible country Parties and information on their status should be included</p>	<p>Document UNEP/CBD/COP/3/5 Report of Global Environment Facility was prepared</p>	<p>Could be retired</p>
<p>7. <i>Takes note</i> of the recently adopted revised project cycle and the Operational Strategy which are anticipated to contribute to more timely approval and implementation of projects, and further requests the Global Environment Facility to take any additional appropriate steps to expedite the project preparation and approval process with a view to implementing fully the guidance of the Conference of the Parties contained in Annex I to decision I/2 on financial resources and mechanism entitled "Policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources" (UNEP/CBD/COP/1/17)</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>8. <i>Requests</i> participation of a representative of the Subsidiary Body on Scientific, Technical and Technological Advice of the Convention and of the Scientific and Technical Advisory Panel of the Global Environment Facility in respective meetings of the Subsidiary Body on Scientific, Technical and Technological Advice and the Scientific and Technical Advisory Panel on a reciprocal basis, as provided for in the modus operandi of the Subsidiary Body on Scientific, Technical and Technological Advice and in the terms of reference of the Scientific and Technical Advisory Panel</p>	<p>Already incorporated into MoU</p>	<p>Could be retired</p>
<p>10. <i>Recommends</i>, for more effective implementation of its policies, strategies and programme priorities, that the Global Environment Facility explore the possibility of promoting diverse forms of public involvement and more effective collaboration between all tiers of government and civil society, including the feasibility of a programme of grants for medium-sized projects. Such exploration should take into account the eligibility criteria set out by the Conference of the Parties in Annex I to decision I/2 on financial resources and mechanism, contained in document UNEP/CBD/COP/1/17</p>	<p>It has not time dimension and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>11. <i>Requests</i> the interim institutional structure to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties</p>	<p>It has not time dimension and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>12. <i>Requests</i> the Executive Secretary to present a report to the Conference of the Parties at its third meeting on the implementation of the present decision</p>	<p>Seven reports were prepared for COP-3</p>	<p>Could be retired</p>

**C. Third meeting of the Conference of the Parties****DECISION III/5 ADDITIONAL GUIDANCE TO THE FINANCIAL MECHANISM***Overview of the decision*

For the first time, a decision was specifically devoted to guidance.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
1. Urges the Implementing Agencies of the Global Environment Facility to enhance cooperation to increase efforts to improve the processing and delivery systems of the Global Environment Facility	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
2(a). For capacity-building in biosafety, including for the implementation by developing countries of the UNEP International Technical Guidelines on Safety in Biotechnology	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
2(b). For capacity-building, including taxonomy, to enable developing countries to develop and carry out an initial assessment for designing, implementing and monitoring programmes in accordance with Article 7, taking into account the special need of small island States (Note: The Conference of the Parties endorsed recommendation II/2 of the Subsidiary Body on Scientific, Technical and Technological Advice, concerning capacity-building for taxonomy)	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
2(c). For supporting, as a priority, efforts for the conservation and sustainable use of biological diversity important to agriculture, in accordance with decision 3/11 It has no time dimension, and has been under implementation	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>2(d). For supporting the following activities as critical components in the implementation of the clearing-house mechanism at the national, subregional and regional levels, including in the pilot phase, to which critical components the Global Environment Facility shall give effect by implementing its revised operational criteria for enabling activities in relation to the clearing-house mechanism as quickly as possible:</p> <p>(i) capacity-building for the purpose of the clearing-house mechanism, including training in information systems technologies that will allow developing countries to take advantage of the recent developments in electronic communication, including the Internet;</p> <p>(ii) country-driven pilot projects, focused on priority areas identified by the Conference of the Parties which would enable developing countries to begin to implement the main features of the pilot-phase of the clearing-house mechanism;</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>3. <i>Reconfirms</i> the importance of the Global Environment Facility's support for incentive measures, guidance for which was contained in Annex I to decision I/2, paragraph 4 (i), taking note of decision III/18</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>
<p>4. <i>Urges</i> the Global Environment Facility, along with Governments, regional economic integration organizations, and competent international, regional and national organizations, to support human and institutional capacity-building programmes for Governments, non-governmental organizations and local and indigenous communities, as appropriate, to promote the successful development and implementation of legislative, administrative and policy measures and guidances on access to genetic resources, including scientific, technical, business, legal and management skills and capacities</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with subsequent guidance</p>

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
5. <i>Requests</i> the Global Environment Facility to examine the support of capacity-building projects for indigenous and local communities embodying traditional lifestyles related to the preservation and maintenance of their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity with their prior informed consent and their participation	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
6. <i>Requests</i> the Global Environment Facility, in preparing projects in conformity with the Conference of the Parties guidance on policy, strategy, programme priorities and eligibility criteria, to include in such projects, when relevant to the project's objectives and consistent with national priorities, project components addressing: (a) Targeted research which contributes to conservation of biological diversity and the sustainable use of its components including research for reversing current trends of biodiversity loss and species extinction; (b) Promotion of the understanding of the importance of, and measures required for, the conservation and sustainable use of biological diversity	It has no time dimension, and has been under implementation	Could be consolidated with subsequent guidance
7. Requests the Secretariat of the Convention and the Global Environment Facility to collaborate in preparing, for consideration by the Conference of the Parties at its fourth meeting, a proposal on the means to address the fair and equitable sharing of the benefits arising out of genetic resources including assistance to developing country Parties	Document UNEP/CBD/COP/4/22 Addressing the Fair and Equitable Sharing of the Benefits Arising out of Genetic Resources: Options for Assistance to Developing Country Parties to the Convention on Biological Diversity	Could be retired

**DECISION III/7 - GUIDELINES FOR THE REVIEW OF THE EFFECTIVENESS OF THE FINANCIAL MECHANISM**

*Overview of the decision*

The decision provided for objectives, criterion and methodology of the review.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
1. <i>Decides</i> to adopt the attached Annex, containing the objectives and criteria for the first review of the effectiveness of the financial mechanism to be conducted in time for the fourth meeting of the Conference of the Parties	Enabling clauses for the decision, and the first review was concluded at COP-IV	Could be retired
2. <i>Decides also</i> that the review referred to in paragraph 3 of Article 21 of the Convention should be conducted under the authority of the Conference of the Parties	It was for the first review which was concluded at COP-IV	Could e retired
3. <i>Decides further</i> that, based on the results of the review, the Conference of the Parties shall take appropriate action to improve the effectiveness of the mechanism if necessary	It was for the first review which was concluded at COP-IV	Could e retired
Annex. Objectives and Criteria for the First Review of the Effectiveness of the Financial Mechanism	It was for the first review which was concluded at COP-IV	Could e retired

**DECISION III/8: MEMORANDUM OF UNDERSTANDING BETWEEN THE CONFERENCE OF THE PARTIES AND THE GEF COUNCIL**

*Overview of the decision*

The memorandum of understanding outlines the relationship between the Convention and the Global Environment Facility.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
The Conference of the Parties 1. Adopts the Memorandum of Understanding contained in the annex to the present decision	Enabling clause for the MoU, and remains to be in effect	
2. Requests the Executive Secretary to transmit this decision to the Council of the Global Environment Facility	The GEF Council approved the MoU as a result of the transmission	Could be retired
Annex, para. 1.1. The purpose of the present Memorandum of Understanding is to make	It has no time dimension, and has been under	Could be reviewed by COP

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
provision for the relationship between the Conference of the Parties and the Council in order to give effect to the provisions of Article 21, paragraph 1, of the Convention and paragraph 26 of the GEF Instrument and, on an interim basis, in accordance with Article 39 of the Convention	implementation	
Annex, para. 2.1. In accordance with Article 21 of the Convention the Conference of the Parties will determine the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources available through the financial mechanism, including monitoring and evaluation on a regular basis of such utilization. GEF, in operating the financial mechanism under the Convention, will finance activities that are in full conformity with the guidance provided to it by the Conference of the Parties. For this purpose, the Conference of the Parties will communicate its guidance, and any revisions to such guidance as it may adopt, on the following matters: (a) Policy and strategy; (b) Programme priorities; (c) Eligibility criteria; (d) An indicative list of incremental costs; (e) A list of developed country Parties and other Parties which voluntarily assume the obligations of developed country Parties; (f) Any other matter relating to Article 21, including periodic determination of the amount of resources needed as detailed in paragraph 5 of this Memorandum.	It has no time dimension, and has been under implementation	Could be reviewed by the COP
Annex, para. 2.2. The Council will communicate to the Conference of the Parties all relevant information, including information on the projects in the area of biological diversity funded by GEF outside the framework of the financial mechanism of the Convention.	It has no time dimension, and has been under implementation	Could be reviewed by the COP
Annex, para. 3.1. The Council will prepare and submit a report for each ordinary meeting of the Conference of the Parties.	It has no time dimension, and has been under implementation	
Annex, para. 3.2. The reports will include	It has no time dimension,	Could be reviewed by



<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
<p>specific information on how the GEF Council, its Secretariat and its Implementing and Executing Agencies have applied the guidance and implemented the policy, strategies, programme priorities and eligibility criteria determined by the Conference of the Parties, as well as any other decision of the Conference of the Parties communicated to GEF, under Article 21 of the Convention. The Council should also report on its monitoring and evaluation activities concerning projects in the biodiversity focal area.</p>	<p>and has been under implementation</p>	<p>the COP</p>
<p>Annex, para. 3.3. In particular, the reports will provide detailed information on the GEF biodiversity focal area, including:</p> <p>(a) Information on how GEF has responded to the guidance provided by the Conference of the Parties as described by paragraph 2, including, where appropriate, through its incorporation in the GEF operational strategy and operational programmes;</p> <p>(b) The conformity of the approved work programmes with guidance of the Conference of the Parties;</p> <p>(c) A synthesis of the different projects under implementation and a listing of the projects approved by the Council in the biodiversity focal area, as well as a financial report with an indication of the financial resources allocated to these projects;</p> <p>(d) A list of project proposals submitted for approval to the Council, through the GEF Implementing Agencies, by eligible Parties, including reporting on their approval status and, in cases of projects not approved, the reasons therefore;</p> <p>(e) A review of the project activities approved by GEF and their outcomes, including information on funding and progress in implementation; and</p> <p>(f) Additional financial resources leveraged by GEF for the implementation of the Convention.</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be reviewed by the COP</p>
<p>Annex, para. 3.4. In order to meet the requirements of accountability to the</p>	<p>It has no time dimension, and has been under</p>	<p>Could be reviewed by the COP</p>

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
Conference of the Parties, reports submitted by the Council will cover all GEF-financed activities carried out for the purpose of the Convention, whether decisions on such activities are made by the Council or by the GEF Implementing and/or Executing Agencies. To this end, the Council will make arrangements as might be necessary with the Implementing Agencies regarding disclosure of information.	implementation	
Annex, para. 3.5. The Council will also provide information on other matters concerning the discharge of its functions under Article 21, paragraph 1, as may be requested by the Conference of the Parties. If the Council has difficulties in responding to any such request, it will explain its concerns to the Conference of the Parties and the Conference of the Parties and the Council will find a mutually agreed solution.	It has no time dimension, and has been under implementation	Could be reviewed by the COP
Annex, para. 4.1. The Conference of the Parties may raise with the Council any matter arising from the reports received.	It has no time dimension, and has been under implementation	
Annex, para. 4.2. The funding decisions for specific projects should be agreed between the developing country Party concerned and GEF in accordance with policy, strategy, programme priorities and eligibility criteria established by the Conference of the Parties. The GEF Council is responsible for approving the GEF work programmes. If a Party considers that a decision of the Council regarding a specific project was not made in compliance with the policies, programme priorities and eligibility criteria established by the Conference of the Parties in the context of the Convention, the Conference of the Parties should analyse the observations presented to it by the Party and take decisions on the basis of compliance with such policy, strategy, programme priorities and eligibility criteria. In the event that the Conference of the Parties considers that this specific project decision does not comply with the policy, strategy, programme priorities and eligibility criteria	It has no time dimension, and has been under implementation	

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
established by the Conference of the Parties, it may ask the GEF Council for further clarification on the specific project decision.		
Annex, para. 4.3. As provided for in Article 21, paragraph 3, of the Convention, the Conference of the Parties will periodically review the effectiveness of the financial mechanism in implementing the Convention and communicate to the Council relevant decisions taken by the Conference of the Parties as the result of such review, to improve the effectiveness of the financial mechanism in assisting developing country Parties to implement the Convention.	It has no time dimension, and has been under implementation	
Annex, para. 5.1. In anticipation of the replenishment of GEF, the Conference of the Parties will make an assessment of the amount of funds that are necessary to assist developing countries, in accordance with the guidance provided by the Conference of the Parties, in fulfilling their commitments under the Convention over the next GEF replenishment cycle, taking into account: (a) Article 20, paragraph 2, and Article 21, paragraph 1, of the Convention; (b) Guidance to the financial mechanism from the Conference of the Parties which calls for future financial resources; (c) The information communicated to the Conference of the Parties in the national reports submitted in accordance with Article 26 of the Convention; (d) National strategies, plans or programs developed in accordance with Article 6 of the Convention; (e) Information communicated to the Conference of the Parties from GEF on the number of eligible programmes and projects that were submitted to GEF, the number that were approved for funding, and the number that were turned down owing to lack of resources; (f) Experience gained by those concerned in the implementation of projects.	It has no time dimension, and has never been under implementation	Should be taken up by the COP
Annex, para. 5.2. On the occasion of each	It has no time dimension,	Should be taken up by

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
replenishment, GEF will, in its regular report to the Conference of the Parties as provided for in paragraph 3 of this Memorandum of Understanding, indicate how it has responded during the replenishment cycle to the previous assessment by the Conference of the Parties prepared in accordance with paragraph 5.1 and inform the Conference of the Parties of the conclusion of replenishment negotiations.	and has never been under implementation	the COP
Annex, para. 5.3. On the basis of the report referred to in paragraph 5.2 of this Memorandum of Understanding the Conference of the Parties will review the amount of funding necessary for the implementation of the Convention, on the occasion of each replenishment of the financial mechanism.	It has no time dimension, and has never been under implementation	Should be taken up by the COP
Annex, para. 6. <i>Reciprocal representation</i> On a reciprocal basis, representatives of GEF will be invited to attend meetings of the Conference of the Parties and representatives of the Convention will be invited to attend meetings of GEF.	It has not time dimension, and has been under implementation	
Annex, para. 7. <i>Inter-secretariat cooperation</i> The Secretariat of the Convention and the Secretariat of GEF will communicate and cooperate with each other and consult on a regular basis to facilitate the effectiveness of the financial mechanism in assisting developing country Parties to implement the Convention. In particular, the two secretariats will consult on the project proposals under consideration for inclusion in a proposed work programme, especially with regard to the consistency of the project proposals with the guidance of the Conference of the Parties. Official documentation of GEF will be made available to the Secretariat of the Convention on Biological Diversity.	It has no time dimension, and has been under implementation	
Annex, para. 8. <i>Amendments</i> Any amendments to the present Memorandum of Understanding will be decided upon by the Conference of the Parties and the Council in writing.	It has no time dimension, and has been under implementation	
Annex, para. 9. <i>Interpretation</i>	It has no time dimension,	

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
If differences arise in the interpretation of the present Memorandum of Understanding, the Conference of the Parties and the Council will reach a mutually acceptable solution.	and has been under implementation	
Annex, para. 10.1. The present Memorandum of Understanding will come into effect upon approval by the Conference of the Parties and by the Council. Either participant may withdraw this Memorandum of Understanding at any time by written notification addressed to the other. The withdrawal will take effect six months after its notification.	It has no time dimension, and has been under implementation	
Annex, para. 10.2. The withdrawal of this Memorandum of Understanding by either Party to this Memorandum of Understanding shall not affect any projects considered and/or approved in accordance with the Memorandum of Understanding prior to the withdrawal.	It has no time dimension, and has been under implementation	

**D. Fourth meeting of the Conference of the Parties**

**DECISION IV/11: REVIEW OF THE EFFECTIVENESS OF THE FINANCIAL MECHANISM**

*Overview of the decision*

The decision concluded the first review and provided several guidance to improve the effectiveness of the GEF.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
1. <i>Determines</i> to further improve the effectiveness of the financial mechanism	Enabling clause, no implementation requirement	Could be retired
2. <i>Requests</i> the Council of the Global Environment Facility to take the action identified in the annex to the present decision with a view to improving the effectiveness of the financial mechanism, and further requests the Global Environment Facility to report thereon to the Conference of the Parties at its fifth meeting	It has no time dimension, and has been under implementation. Document UNEP/CBD/COP/5/7 Report of the Global Environment Facility was prepared	Could be partially consolidated with subsequent guidance and partially retired by the COP

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
3. <i>Decides</i> that the Conference of the Parties at its fifth meeting will determine terms of reference for the second review of the effectiveness of the financial mechanism	Decision V/12 Second review of the financial mechanism was adopted	Could be retired
4. <i>Requests</i> the Executive Secretary to advise the Parties on matters relating to recommendations for further guidance to the financial mechanism with respect to: (a) The relationship of any draft guidance to previous guidance; and (b) Any possible effects of that draft guidance on the implementation of previous guidance from the Conference of the Parties.	It has no time dimension, and has been under implementation on an ongoing basis. For instance document UNEP/CBD/COP/5/13 Progress report on the mechanisms for implementation	Could be reviewed by the COP
Annex, para. 1(a). Further streamlining its project cycle with a view to making project preparation simpler, more transparent and more country-driven	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(b). Further simplifying and expediting procedures for approval and implementation, including disbursement, for GEF-funded projects	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(c). Developing policies and procedures that fully comply with the guidance from the Conference of the Parties in a straightforward and timely manner	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(d). Increasing support to priority actions identified in national plans and strategies of developing countries	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(e). Applying in a more flexible, pragmatic and transparent manner the incremental cost principle	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(f). Promoting genuine country ownership through greater involvement of participant countries in GEF-funded activities	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(g). Increasing its flexibility to respond to the thematic longer-term programme of work of the Convention on Biological Diversity, in accordance with the guidance of the Conference of the Parties	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(h). Promoting the catalytic role of the Global Environment Facility in mobilizing funding from other sources for GEF-funded activities	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
Annex, para. 1(i). Including in its monitoring and evaluation activities the assessment of the compliance under its operational programmes with the policy, strategy, program priorities and eligibility criteria established by the Conference of the Parties	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(j). Promoting efforts to ensure that the implementing agencies fully comply with the policy, strategy, programme priorities and eligibility criteria of the Conference of the Parties in their support for country-driven activities funded by the Global Environment Facility	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
Annex, para. 1(k). Undertaking efforts to improve the efficiency, effectiveness and transparency of the process of cooperation and coordination between the implementing agencies with a view to improving the processing and delivery systems of the Global Environment Facility, and to avoid duplication and parallel processes	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance

**DECISION IV/13: ADDITIONAL GUIDANCE TO THE FINANCIAL MECHANISM**

*Overview of the decision*

It was solely devoted to further guidance.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
1. Provide adequate and timely support for country-driven projects at national, regional and subregional levels addressing the issue of alien species in accordance with decision IV/1 C	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2. Provide financial resources for country-driven activities within the context of its operation programmes to participate in the Global Taxonomy Initiative which take into account as appropriate, elements of the Suggestions for Action contained in the annex to decision IV/1 D	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
3. Within the context of implementing	It has no time dimension,	Could be consolidated

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
national biological diversity strategies and action plans, provide adequate and timely support to eligible projects which help Parties to develop and implement national, sectoral and cross-sectoral plans for the conservation and sustainable use of biological diversity of inland water ecosystems in accordance with decision IV/4	and has been under implementation	with relevant guidance
4. In accordance with decision IV/7 and with Article 7 of the Convention and also within the context of implementing national biological diversity strategies and plans, provide adequate and timely financial support to Parties for projects and capacity-building activities for implementing the programme of work of forest biological diversity at the national, regional and subregional levels and the use of the clearing-house mechanism to include activities that contribute to halting and addressing deforestation, basic assessments and monitoring of It has no time dimension, and has been under implementation forest biological diversity, including taxonomic studies and inventories, focusing on forest species, other important components of forest biological diversity and ecosystems under threat	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance



CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>5. In accordance with decision IV/2:</p> <p>(a) Support capacity-building activities and country-driven pilot projects focused on priority areas, as critical components in the implementation of the clearing-house mechanism at the national, subregional, biogeographic, and regional levels, both during and after the pilot phase;</p> <p>(b) Provide, as appropriate, increased support, in the framework of country-driven projects to promote the objectives of the Convention, to establish and strengthen biodiversity information systems such as, <i>inter alia</i>, training, technology and processes related to the collection, organization, maintenance and updating of data and information and its communication to users through the clearing-house mechanism;</p> <p>(c) Evaluate at the end of the clearing-house mechanism pilot phase the experience of the Global Environment Facility's support for developing countries' activities, to consider additional efforts to meet the increasing interest in taking part in and having access to the clearing-house mechanism, including in regional networking, and to report to the Conference of the Parties prior to the next meeting of the Subsidiary Body on Scientific, Technical and Technological Advice</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with relevant guidance</p>
<p>6. Continue to provide financial assistance for the preparation of national reports, having regard to the constraints and needs identified by Parties in their first national reports, in accordance with decision IV/14</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with relevant guidance</p>
<p>7. Provide adequate and timely support for the design and approaches relevant to the implementation of incentive measures, including, where necessary, assessment of biological diversity of the relevant ecosystems, capacity-building necessary for the design and implementation of incentive measures and the development of appropriate legal and policy frameworks, and projects with components that provide for these incentives, in accordance with decision IV/10</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with relevant guidance</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>8. In accordance with decision IV/8, provide support for:</p> <p>(a) Stock-taking activities, such as, for example, assessments of current legislative, administrative and policy measures on access to genetic resources and benefit-sharing, evaluation of the strengths and weaknesses of a country's institutional and human capacity, and promotion of consensus-building among its different stakeholders;</p> <p>(b) Formulation of access and benefit-sharing mechanisms at the national, subregional and regional levels, including monitoring, assessment, and incentive measures;</p> <p>(c) Capacity-building on measures on access to genetic resources and sharing of benefits, including capacity-building on economic valuation of genetic resources;</p> <p>(d) Within biodiversity projects, other specific benefit-sharing initiatives such as support for entrepreneurial developments by local and indigenous communities, facilitation of financial sustainability of projects promoting the sustainable use of genetic resources, and appropriate targeted research components.</p>	<p>It has no time dimension, and has been under implementation</p>	<p>Could be consolidated with relevant guidance</p>

*E. Fifth meeting of the Conference of the Parties*

**DECISION V/12 SECOND REVIEW OF THE FINANCIAL MECHANISM**

*Overview of the decision*

The decision was solely devoted to the second review of the effectiveness of the financial mechanism.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
<p>1. Decides to adopt the annex to the present decision, containing the objectives and criteria for the second review of the effectiveness of the financial mechanism to be conducted in time for the sixth meeting of the Conference of the Parties</p>	<p>To be completed at COP VI</p>	<p>Could be retired</p>

2. Decides also that this second review should be conducted under the authority of the Conference of the Parties	To be completed at COP VI	Could be retired
3. Decides further that, based on the results of the review, the Conference of the Parties shall take appropriate action to improve the effectiveness of the mechanism if necessary	To be completed at COP VI	Could be retired

## DECISION V/13 FURTHER GUIDANCE TO THE FINANCIAL MECHANISM

### *Overview of the decision*

Another single decision on further guidance to the GEF.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>	<b>OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES</b>
1. Welcomes the decision of the Council of the Global Environment Facility requesting its secretariat, in consultation with the Implementing Agencies and the Secretariat of the Convention on Biological Diversity, to develop an initial strategy for assisting countries to prepare for the entry into force of the Cartagena Protocol on Biosafety	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(a). For projects utilizing the ecosystem approach, without prejudice to differing national needs and priorities which may require the application of approaches such as single-species conservation programmes, in accordance with decision V/6	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(b). As a priority, for projects which: (i) Implement the Convention's programme of work on agricultural biodiversity, in accordance with decision V/5, through the timely finalization and implementation of its operational programme on agricultural biodiversity, and through the development and implementation of other relevant operational programmes; (ii) Implement the Convention's programme of work on biodiversity of dry and sub-humid lands, in accordance with decision V/23, through the development, review and implementation of its operational programmes, in particular, the operational programme on arid and semi-arid ecosystems; (iii) Assist in the implementation of the programme of work on forest biodiversity at the national, subregional and regional levels, and consider	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
the operational objectives of the aforementioned programme of work as guidance for funding, in accordance with decision V/4;		
2(c). For projects which assist with the development and implementation of the International Initiative for the Conservation and Sustainable Use of Pollinators in Agriculture, in accordance with decision V/5	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(d). For capacity-building at the national, subregional and regional level to address the issue of coral bleaching within the context of implementation of the programme of work on marine and coastal biological diversity, in accordance with decision V/3	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(e). For the consultative processes referred to in paragraph 6 of decision V/19, which are aimed at assisting with the preparation of second national reports, taking into account the fact that the Conference of the Parties may develop guidelines for subsequent national reports	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(f). For participation in the clearing-house mechanism of the Convention, in accordance with decision V/14	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(g). For projects that will address the issue of access and benefit-sharing, in accordance with decision V/26		Could be consolidated with relevant guidance
2(h). For projects that incorporate incentive measures that promote the development and implementation of social, economic and legal incentive measures for the conservation and sustainable use of biological diversity, in accordance with decision V/15	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(i). For the implementation of the priority activities identified in the programme of work on Article 8(j) and related provisions, in accordance with decision V/16	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(j). To strengthen capabilities to develop monitoring programmes and suitable indicators for biological diversity, in accordance with decision V/7	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(k). To continue promoting awareness of the Global Taxonomy Initiative in the relevant activities of the Global Environment Facility, such as the Country Dialogue Workshops, and	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION	OVERVIEW OF THE DECISION AND POSSIBLE ACTION BY THE CONFERENCE OF THE PARTIES
to facilitate capacity-building in taxonomy, including in its Capacity Development Initiative		
2(l). For capacity development for education, public awareness and communication in biological diversity at the national and regional levels, in accordance with decision V/17	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(m). For activities to implement the Global Invasive Species Programme, in accordance with decision V/8	It has no time dimension, and has been under implementation	Could be consolidated with relevant guidance
2(n). For the implementation of capacity-building measures for developing and implementing national and sectoral plans for the conservation and sustainable use of inland water ecosystems, including comprehensive assessments of the biological diversity of inland waters, and capacity-building programmes for monitoring the implementation of the programme of work and the trends in inland water biological diversity and for information gathering and dissemination among riparian communities		Could be consolidated with relevant guidance

*Annex IV*

**PILOT REVIEW OF COP DECISIONS: STATUS OF IMPLEMENTATION OF REQUESTS TO THE EXECUTIVE SECRETARY**

**A. First meeting of the Conference of the Parties**

**DECISION I/2: FINANCIAL RESOURCES AND MECHANISM**

*Overview of the decision*

The decision focuses on the financial mechanism (guidance, review, reporting and designation) and touches upon financial resources. By this decision, the Conference of the Parties adopted the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources as contained in Annex I to the decision; the list of developed country Parties which voluntarily assume the obligations of developed country Parties as contained in annex II; and designated the restructured GEF as the interim financial mechanism for the Convention

*Overall assessment and possible action by the Conference of the Parties*

The requests which were made to the Executive Secretary have been fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>4. Authorized the Secretariat to consult with the restructured Global Environment Facility on the content of a memorandum of understanding which should be formally considered at the second meeting of the Conference of the Parties;</p> <p>5. Requested the Secretariat to present to the Conference of the Parties at its second meeting, a report on the financial mechanism, in order that decisions can be adopted by the Conference of the Parties at its second meeting, on the timetable and nature of the review required in Article 21, paragraph 3 of the Convention;</p> <p>7. Requested the Secretariat to present to the Conference of the Parties at its second meeting, a study on the availability of financial resources additional to those provided through the restructured GEF, and on the ways and means for mobilizing and channelling these resources in support of the objectives of the Convention.</p> <p>8. Requested the Secretariat to include items on the agenda of the Conference of the Parties at its second meeting, which would enable the latter to review the financial resources and, bearing in mind Article 39 of the Convention, to take a decision at that meeting on which institutional structure shall be designated in accordance with Article 21 of the Convention.</p>	<p>The Executive Secretary developed a MoU in consultation with the GEF. The MoU between the Conference of the Parties and the GEF Council was adopted by the Conference of the Parties in decision III/8.</p> <p>The Executive Secretary provided a report to the Conference of the Parties (UNEP/CBD/COP/2/9)</p> <p>The Executive Secretary prepared a study on the availability of additional financial resources (UNEP/CBD/COP/2/10.)</p> <p>Relevant items were included in the agenda of the second meeting of the Conference of the Parties (UNEP/CBD/COP/2/1/Add.1, item 5).</p>

### DECISION I/3 – CLEARING-HOUSE MECHANISM

*Overview of the decision*

By this decision, the Conference of the Parties decided to implement the provisions of Article 18, paragraph 3, of the Convention, which requires the Conference of the Parties, at its first meeting, to determine how to establish a clearing-house mechanism.

*Overall assessment and possible action by the Conference of the Parties*

The decision has been fully implemented. However, the CHM requires ongoing support and the Conference of the Parties may wish to offer the CHM more resources.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Requested the Secretariat to prepare, and report back to the Conference of the Parties, at its second meeting, on a comprehensive study, according to Article 18, containing concrete costed recommendations to assist the Conference of the Parties in the establishment of the clearing-house mechanism, taking fully into account the views expressed at its first meeting and submitted to Secretariat in writing before the end of February 1995, as well as the need to draw on all relevant existing institutional structures.</p>	<p>The CHM has been established. Funding is ongoing A report on the establishment of the CHM was prepared by the Executive Secretary. (see UNEP/CBD/COP/2/6 and UNEP/CBD/COP/2/6, annex I). The item was included in the agenda of the second meeting of the Conference of the Parties (see decision II/3, para. 6(a) and (b)).</p>

### DECISION I/5: SUPPORT TO THE SECRETARIAT BY INTERNATIONAL ORGANIZATIONS

*Overview of the decision*

The decision encourages coordination and cooperation between the Secretariat and other international organizations and welcomes the concrete offers made by the FAO and UNESCO in this regard

*Overall assessment and possible action by the Conference of the Parties*

The decision is of continuing relevance to the activities of the Convention.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>2. Requested the Executive Secretary to coordinate with those organizations with a view to entering into such administrative and contractual arrangements as may be required to make effective those offers, as provided for in Article 24.1(d) of the Convention.</p> <p>4. Requested the Executive Secretary to contact the Secretariats of conventions dealing with matters covered by the convention with a view to establishing appropriate forms of cooperation between this convention and those conventions and report to the Conference of the Parties on this issue, as provided for in Article 23.4(h) of the Convention.</p>	<p>The SCBD has entered into a number of MoUs and MoCs with relevant international organizations such as CITES, CMS, Ramsar Convention, PEBLDS, CIFOR, UNCTAD, UNESCO and IUCN. The Secretariat also continues to co-operate and co-ordinate its activities with the FAO, WIPO, WTO, UNCCD and UNFCCC amongst others.</p>

### DECISION I/6 – FINANCING AND BUDGET OF THE CONVENTION

#### *Overview of the decision*

The decision addresses financial matters under the Convention. It adopts the Financial Rules and Regulations and the budget for the 1995-1996 biennium, and creates a Trust Fund for which UNEP was designated by the same decision as the trustee.

#### *Overall assessment and possible action by the Conference of the Parties*

The Secretariat has entered into cooperative arrangements with a number of relevant organizations such as FAO and UNESCO..

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p><i>Part I</i></p> <p>9. Directed the Secretariat to consider carefully all offers of support from other organizations and to cooperate with them with a view to making the most effective use of the competencies and resources available.</p> <p><i>Part II</i></p> <p>2. Requested the Secretariat to make the review of all aspects of scale methodology available to COP.</p>	<p>The decision is still under implementation.</p>

### DECISION I/9 – MEDIUM-TERM PROGRAMME OF WORK OF THE COP

#### *Overview of the decision*

The first part of the decision (para.1 and 2) deals with the overall programme of work of the COP for the period 1995-1997, which was adopted as an annex to the decision. The second part of the decision (para.3 to 8) contains decisions relevant to the creation and operation of an open-ended ad hoc group of experts nominated by Governments to consider the need for and modalities of a protocol on biosafety as required under Article 19(3) of the Convention.



*Overview of the decision and possible action by the Conference of the Parties*

The requests were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>6. Requested the Secretariat to submit to the open-ended <i>ad hoc</i> group of experts relevant information on these matters in sufficient time to facilitate the discussions of the open-ended <i>ad hoc</i> group of experts;</p>	<p>The open-ended <i>ad hoc</i> group of experts nominated by Governments was established and discharged its mandate. The Cartagena Protocol on Biosafety to the Convention on Biological Diversity was adopted in Montreal on 29 January 2000.</p> <p>An information document CBD/Biosafety Expert Group/Inf.1 was prepared and submitted to the Open-ended <i>ad hoc</i> group of experts.</p> <p>1. The open-ended <i>ad hoc</i> group of experts was able to meet and discharge its mandate thanks to financial contributions from various sources.</p>

**DECISION I/10 – LOCATION OF SECRETARIAT**

*Overview of the decision*

The decision invites Parties to present offers and views on the possible location of the Secretariat of the Convention.

*Overall assessment and possible action by the Conference of the Parties*

The request was fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>Decided to request the Secretariat to transmit all offers to the Parties, as an official document of the second meeting of the COP, by 31 May 1995.</p>	<p>The decision has been implemented and a location for the Secretariat was chosen at COP 2.</p> <p>Document UNEP/CBD/COP/2/2 was prepared by the ES and submitted to COP 2.</p>

## DECISION I/11 – PREPARATION FOR THE SECOND MEETING OF THE CONFERENCE OF THE PARTIES

### *Overview of the decision*

The decision calls on the Secretariat and Parties to convene and facilitate regional meetings before the second meeting of the Conference of the Parties.

### *Overall assessment and possible action by the Conference of the Parties*

The request was fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Requested the Secretariat to assist in the organization of regional and sub-regional meetings for the preparation of the second meeting of the COP;</p>	<p>The Secretariat organized three regional meetings for the Africa region, the Latin America and Caribbean region, and the Asia and Pacific Region in October/November 1995 pursuant to decision I/11. Several developed country Parties and the EC provided financial support for the organization of these meetings. See document UNEP/CBD/COP/2/15.</p>

### *B. Second meeting of the Conference of the Parties*

## DECISION II/2 – PUBLICATION AND DISTRIBUTION OF SCIENTIFIC AND TECHNICAL INFORMATION

### *Overview of the decision*

In this decision, the COP recognized the importance of scientific and technical information in the implementation of the Convention. It also outlined the contribution of other international and intergovernmental organizations.

### *Overview of the decision and possible action by the Conference of the Parties*

The COP may wish to consider providing further guidance to the Executive Secretary in order to strengthen the publication and distribution of scientific and technical information and to further develop cooperation with scientific institutions in this regard, such as research centers and universities.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP requested the Executive Secretary, in consultation with the Bureau of SBSTTA, to identify and mobilize, for publication and distribution, scientific and technical information of relevance to the</p>	<p>Since the year 2000 the Secretariat started publishing a scientific and technical series (CBD Technical Series). 8 publications were printed and disseminated on various topics, including alien invasive species and</p>

*medium-term programme of work, recognizing the limitations of the budget.	forest biodiversity.
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## DECISION II/3 – CLEARING-HOUSE MECHANISM

### *Overview of the decision*

The decision establishes a pilot phase for the CHM. It also requires identifying partners and collaborators, information resources and establishment of information exchange mechanisms. It also provides for a review of the pilot phase and of implementation.

### *Overview of the decision and possible action by the Conference of the Parties*

The COP may wish to give further support regarding areas of activities related to technical and scientific cooperation.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>4. Decided that the clearing-house mechanism should be developed:</p> <p>(a) Starting with a pilot phase (1996-1997);</p> <p>(b) Through specific and focused areas of activities related to the promotion of technical and scientific cooperation;</p> <p>(c) By gradually building up its functions in response to clear and identified demand based on experience gained and resources available;</p> <p>(d) In a neutral, transparent, cost-effective, efficient and accessible manner;</p> <p>(e) As a decentralized mechanism, using such resources as print and electronic media, including the Internet and other alternative non-electronic systems;</p> <p>(f) By making full use of existing facilities in order to avoid any duplication or overlap of activities and allow for the early implementation of the mechanism;</p> <p>(g) In close cooperation with relevant international organizations and entities as active partners in the CHM to maximize existing experience and expertise;</p> <p>(h) By enhancing networking between existing national, regional, subregional and international centres of relevant expertise as well as governmental and NGO institutions and the private sector;</p> <p>5. Decided that, during the pilot phase, the Secretariat should act as a focal point and should:</p> <p>(a) Encourage the development of a network of active partners, such as specified in 4 (h) above. These partners should focus on:</p>	<p>Decision implemented by the Secretariat:</p> <p>4(a). The pilot phase was completed. See document UNEP/CBD/COP/5/INF/2.</p> <p>4(b). Completed in the pilot phase. Ongoing in its new phase</p> <p>4(c). Completed in the pilot phase</p> <p>4(d). Implemented in the pilot phase. See document UNEP/CBD/COP/5/INF/2.</p> <p>4(e). Implemented in the pilot phase through the web site, CD-ROMs, pamphlets, etc...</p> <p>4(e). COP may wish to offer support for this ongoing activity.</p> <p>4(f). Implemented in the pilot phase</p> <p>4(g). Implemented in the pilot phase</p> <p>4(h). Implemented in the pilot phase</p> <p>5. Activities implemented and ongoing</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>(i) Developing national capabilities through exchanging and disseminating information on the experiences and lessons learned by Parties on the implementation of the Convention. This can be done through guidelines, training programmes, seminars, workshops, and by using the CHM exchange of information;</p> <p>(ii) Facilitating access to and dissemination of research relevant to the objectives of the Convention</p> <p>(iii) Facilitating transfer of technology through exchanging and disseminating information on experiences and technologies relevant to the conservation and sustainable use of biological diversity</p> <p>(b) Provide information on and facilitate access to these operating active partners</p> <p>(c) Support the active partners to develop specific training for the effective participation of users in the CHM</p> <p>8. Invited all relevant international, regional, subregional and national organizations and entities willing to offer their cooperation as active partners in the operation of the CHM to communicate the details of their offer and requested the Executive Secretary to enter into collaborative arrangements and to report to its third meeting on the results of such arrangements</p> <p>10. Decided to review the implementation of the pilot phase of the clearing-house mechanism at its third meeting and requested the Executive Secretary to submit a progress report</p>	<p>8. Implemented. The Executive Secretary has signed MoUs and MoCs with a number of international and regional organizations in this regard</p> <p>10. Completed. See document UNEP/CBD/COP/3/4.</p>

**DECISION II/4 – PROMOTION OF AND ACCESS TO TRANSFER AND DEVELOPMENT OF TECHNOLOGY**

*Overview of the decision*

The decision focuses on the ways and means to promote and facilitate access to, transfer of and development of technology as envisaged in Articles 16 and 18 of the Convention. It takes note of recommendations I/4 adopted by SBSTTA on the issue at its 1<sup>st</sup> meeting

*Overview of the decision and possible action by the Conference of the Parties*

The request to the Executive Secretary was fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>3. <i>Endorses also</i> paragraph 1(e) of recommendation I/4, requesting the Executive Secretary to invite relevant submissions by States Parties, observers and relevant international and non-governmental organizations, including, in particular, the Commission on Sustainable Development and the private sector and to take these into account in the preparation of the background document. The document should also take due cognisance of regional and subregional inputs and comments. The background document should identify key priority issues relating to opportunities for and obstacles to the transfer of technology for consideration by the Subsidiary Body on Scientific, Technical and Technological Advice;</p>	<p>The Executive Secretary prepared a substantive document on the basis of, <i>inter alia</i>, submissions by Parties, Governments, and relevant international and non-governmental organizations and submitted it to COP 3. See document UNEP/CBD/COP/3/21. SBSTTA considered the issue at its 2<sup>nd</sup> meeting and provided its report to COP 3 through document UNEP/CBD/COP/3/3. See also SBSTTA Recommendation II/3.</p>

**DECISION II/5 – CONSIDERATION OF NEED FOR AND MODALITIES OF A PROTOCOL FOR THE SAFE TRANSFER, HANDLING AND USE OF LIVING MODIFIED ORGANISMS**

*Overview of the decision*

The decision established an Open-ended Ad Hoc Working Group under the COP, with the mandate to carry out negotiations for a protocol on biosafety.

*Overview of the decision and possible action by the Conference of the Parties*

The decision has been fully implemented and the COP may wish to consider archiving it.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Requested the Executive Secretary to make the necessary arrangements for the Open-ended Ad Hoc Working Group to meet as soon as possible, at least once before the next meeting of the COP.</p>	<p>The necessary arrangements were made by the Executive Secretary for the negotiations. Several negotiation sessions were held from July 1996 to January 2000, and a protocol, known as the Cartagena Protocol on Biosafety to the Convention on</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
	<p>Biological Diversity, was finalized and adopted on 29 January 2000 at an extraordinary meeting of the COP. See decision EM-I/3.</p> <p>The Working Group ceased to exist after fulfilling its mandate.</p>

## DECISION II/6 – FINANCIAL RESOURCES AND MECHANISM

### *Overview of the decision*

The decision focuses on the operation of the GEF as the interim institutional structure to operate the financial mechanism; review of its effectiveness; and guidance on policies, strategies and programme priorities.

### *Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary have been fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Requested the Executive Secretary to further develop guidelines of the review for consideration and decision by the Conference of the Parties at its third meeting;</p> <p>4. (...) requested the Secretariat of the Convention to continue consultations on the draft Memorandum of Understanding Between the Conference of the Parties to the Convention on Biological Diversity and the Council of the GEF Regarding the Institutional Structure Operating the Financial Mechanism of the Convention, jointly prepared by the Secretariats of the Convention and the restructured GEF, in order to ensure that comments by Parties are reflected, and to submit a revised draft Memorandum of Understanding for consideration and decision by the COP at its third meeting;</p> <p>9. Requested the Executive Secretary to:</p> <p>(a) Further explore possibilities to identify additional financial resources to support the objectives of the Convention;</p>	<p>Guidelines for the first review were adopted by the Conference of the Parties at its third meeting, on the basis of a note prepared by the Executive Secretary. See document UNEP/CBD/COP/3/8. The first review was completed and the provision on a review every three years still applies. The Executive Secretary prepared document UNEP/CBD/COP/3/8 for the third meeting of Conference of the Parties on the issue.</p> <p>An MoU was adopted by the Conference of the Parties at its third meeting.</p> <p>9. A report was submitted to the Conference of the Parties at its third meeting (UNEP/CBD/COP/3/7), and the request is still under further implementation</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>(b) Continue to monitor the availability of additional financial resources and further identify where and how country Parties might gain access to these resources;</p> <p>(c) Study characteristics specific to biodiversity activities to allow the Conference of the Parties to make suggestions to funding institutions on how to make their activities in the area of biodiversity more supportive of the Convention;</p> <p>12. Requested the Executive Secretary to present a report to the COP at its third meeting on the implementation of the decision.</p>	<p>12.A report was prepared by the Executive Secretary for the third meeting of the Conference of the Parties (UNEP/CBD/COP/3/6)</p>

## DECISION II/7 – CONSIDERATION OF ARTICLES 6 AND 8 OF THE CONVENTION

### *Overview of the decision*

The decision underlines the crucial importance of the provisions of Articles 6 and 8 on the fulfillment of the objectives of the Convention and stresses the importance of regional and international co-operation for the implementation of these provisions.

### *Overview of the decision and possible action by the Conference of the Parties*

The request to the Executive Secretary was fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Requested the Executive Secretary to make available information and lessons drawn from national experience and from national reports on the implementation of Articles 6 and 8 through the CHM.</p> <p>4. Requested the Executive Secretary</p> <p>(a) to compile and disseminate information, including experience of relevant conventions, UN bodies, inter-governmental and non governmental organizations in dealing with the provisions of Articles 6 and 8.</p> <p>(b) Prepare suggestions on how the collection and sharing of relevant information and experience may be</p>	<p>The Executive Secretary prepared a report for COP 3 on the implementation of the decision describing measures taken by Parties and Governments, the GEF and relevant international organizations for the implementation of Articles 6 and 8. See document UNEP/CBD/COP/3/11.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>enhanced</p> <p>7. Requested the Executive Secretary to report to the Conference of the Parties at its third meeting on the implementation of the decision.</p>	

## DECISION II/9 – FORESTS AND BIOLOGICAL DIVERSITY

### *Overview of the decision*

The decision focuses on the contribution of Convention on Biological Diversity to the work of the Intergovernmental Panel on Forests and on the cooperation between the two forums.

### *Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>2. Requested the Executive Secretary:</p> <p>(a) To provide advice and information pertaining to the relationship between indigenous and local communities and forests, as invited by the Inter-Agency Task Force of the Intergovernmental Panel on Forests;</p> <p>(b) To commission and carry out work on forests and biological diversity, with a view to producing a background document on the links between forests and biological diversity in order to consider, at its third meeting, whether further input to the Intergovernmental Panel on Forests is required, and to transmit this document to the Intergovernmental Panel on Forests for information;</p> <p>(c) To invite all Parties, relevant intergovernmental agencies and bodies to contribute to the preparation of the documents on forests and biological diversity to be prepared by the Executive Secretary, and to welcome the input of other Governments, non-governmental organizations and indigenous and local communities;</p>	<p>The Executive Secretary prepared document UNEP/CBD/COP/3/16 on Biodiversity and Forests that was submitted to the Conference of the Parties at its third meeting. The background document was also submitted to SBSTTA at its second meeting ,and SBSTTA made recommendations regarding inputs to the IPF process (see recommendation II/8).</p>



**DECISION II/10 – CONSERVATION AND SUSTAINABLE USE OF MARINE AND COASTAL BIOLOGICAL DIVERSITY**

*Overview of the decision*

The decision supports and elaborates upon SBSTTA’s recommendations as set out in recommendation I/8 (annex I to the decision). It also emphasises the need for an integrated approach to marine and coastal management and provides guidance to the Parties on the process to be used to develop a work programme on marine and coastal biodiversity (draft contained in annex II) and on key substantive elements of the work programme. It also provided certain guidance to the Parties on cooperation with related conventions and relevant international and regional organizations.

*Overview of the decision and possible action by the Conference of the Parties*

All the requests to the ES have been implemented except for the joint study which is currently being undertaken.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p><b>The COP,</b></p> <p>7. Instructed the Executive Secretary to provide, in accordance with Annex II, the SBSTTA with scientific, technical and technological advice and options for recommendations to the COP in further elaborating the recommendations contained in recommendation I/8.</p> <p>8. Offered the Executive Secretary the following guidance for conducting the work described in paragraph 6</p> <p>(a) Solicit input from all Parties and, as appropriate, from other countries and relevant bodies;</p> <p>(b) Establish, on the basis of country input, a roster of experts with specialization appropriate to the work described in paragraph 6;</p> <p>(c) The roster will draw upon expertise from scientific, technical, technological, social, management, economic, policy, legal, and indigenous and traditional knowledge</p> <p>(d) Convene, as appropriate, meetings of experts, drawn from the roster to support the Secretariat in advancing the work described in paragraph 6.</p> <p>12. Requested the Executive Secretary, in consultation with the UNDOALOS, to undertake a study of the relationship between the CBD and the UNCLOS with regard to the</p>	<p>The decision has been fully implemented except for the study on the genetic resources of the deep seabed. The paragraph concerning collaboration is still on-going, but similar provisions have also been made in decisions IV/5 and V/3.</p> <p>The Executive Secretary drafted a three-year programme of work on the basis of the outcome of first meeting of experts drawn from the roster which took place in Indonesia, in March 1997.</p> <p>A roster of experts on marine and coastal biodiversity was established and held its first meeting in Jakarta, Indonesia in March 1997. The report is contained in document UNEP/CBD/SBSTTA/3/Inf.1.</p> <p>Contacts between SCBD and UNDOALOS were established. Work on going. Completion of the study expected at the beginning of 2002 and submission planned to SBSTTA 8.</p> <p>Collaborative linkages have been developed with related conventions and international and regional bodies</p> <p>SBSTTA reviewed the report of the Executive Secretary on work in this area at its 2<sup>nd</sup> meeting and provided guidance on how the Executive Secretary should further proceed in its recommendation II/10. See document UNEP/CBD/COP/3/3.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
conservation and sustainable use of genetic resources on the deep seabed, with a view to enabling the BSTTA to address at future meetings, as appropriate, the scientific technical, and technological issues relating to bio-prospecting of genetic resources on the deep seabed;	

**DECISION II/11 – ACCESS TO GENETIC RESOURCES**

*Overview of the decision*

The decision focuses on possible options for developing national legislative, administrative or policy measures, to implement Article 15 of the Convention.

*Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary have been fully implemented. The Conference of the Parties may wish to request the Executive Secretary to carry out the compilation of studies on the social and economic valuation of genetic resources.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Requested the Executive Secretary to:</p> <p>(a) Further elaborate the survey of measures taken by Governments to implement Art. 15, including any national interpretations of key terms used in that Article, with a view to completing the survey in time for circulation at the third meeting of the COP</p> <p>(b) Compile an annotated list of studies and other relevant information on the social and economic valuation of genetic resources, including the demand by industry for genetic resources.</p>	<p>1(a). The Executive Secretary has carried out the survey of measures in documents UNEP/CBD/COP/2/13, UNEP/CBD/COP/3/20 and UNEP/CBD/COP/4/23.</p> <p>1(b). The compilation of studies on the social and economic valuation of genetic resources still has to be carried out by the Executive Secretary.</p>

**DECISION II/12 – INTELLECTUAL PROPERTY RIGHTS**

*Overview of the decision*

The decision concerns the role of Intellectual Property Rights in the implementation of relevant provisions of the Convention and the need for close collaboration between the CBD and the WTO on these issues.

*Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary have been fully implemented.

The Conference of the Parties may wish to further encourage Parties to forward information to the Executive Secretary to support cooperation between the Convention on Biological Diversity, WTO and WIPO on these issues.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>Requested the Executive Secretary to:</p> <p>(a) Liaise with WTO to inform it of the goals and the on going work of the CBD and to invite WTO to assist in the preparation of a paper for COP identifying the synergies and relationship between the objectives of the Convention on Biological Diversity and the TRIPs Agreement. This paper was to be the basis for consideration by the 3<sup>rd</sup> meeting of the COP in preparing a possible input for negotiations taking place in the Committee on Trade and Environment (CTE) of the WTO;</p> <p>(b) Consult with all stakeholders, in particular the private sector and indigenous and local communities, in order to gain understanding of the needs and concerns of those groups whose participation will be required for cooperative arrangements to be meaningful and effective in achieving the Convention's objectives. These consultations may take place in the form of roundtable discussions;</p> <p>(c) Undertake a preliminary study which analyses the impact of intellectual property rights systems on the conservation and sustainable use of biological diversity and the equitable sharing of benefits derived from its use in order to gain a better understanding of the implications of Article 16(5). The study was to focus on:</p> <p>(i) Exploring the relationship between intellectual property</p>	<p>(a) Collaboration with the WTO Secretariat is on-going. The relationship between the CBD and the TRIPs Agreement was addressed in documents UNEP/CBD/COP/3/22 and UNEP/CBD/COP/3/23 (see also decision III/17).</p> <p>(b) Appropriate actions were carried out by the Executive Secretary. However, it is not clear whether consultations were carried out with stakeholders, in particular the private sector and indigenous communities. A workshop was convened in Madrid at the request of COP III. In-depth study continues to be carried out in collaboration with indigenous and local communities and WIPO.</p> <p>(c) Case studies and other relevant information have been received by the Secretariat from Parties, indigenous and local communities and other organizations relating to intellectual property rights, benefit sharing and the role and relationship between IPR and traditional knowledge and practices of indigenous and local communities.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>rights and the preservation and maintenance of traditional knowledge and practices of indigenous and local communities and the possible role of intellectual property rights in encouraging the equitable sharing of benefits arising from the use of such knowledge and practices; and</p> <p>(ii) Inviting Governments and other relevant stakeholders to submit case studies that address the role of intellectual property rights in the technology transfer process, in particular the role of intellectual property rights in the transfer of biotechnology.</p>	<p>(i) This item has been widely explored. The Impact of Intellectual Property Rights Systems on the Conservation and Sustainable Use of Biological Diversity and on the Equitable Sharing of Benefits from its Use was addressed by documents UNEP/CBD/COP/3/22, UNEP/CBD/COP/3/22/Part1 and UNEP/CBD/COP/3/22/Part2.</p>

**DECISION II/13 – COOPERATION WITH OTHER BIODIVERSITY-RELATED CONVENTIONS**

*Overview of the decision*

The decision emphasizes the need for cooperation between Convention on Biological Diversity and other biodiversity-related conventions and the need to avoid duplication of work.

*Overview of the decision and possible action by the Conference of the Parties*

This decision forms part of the legislative authority for cooperative activities between the Secretariat of the Convention and other biodiversity-related Conventions and is therefore of continuing relevance to the work of the Convention. The implementation of the requests to the Executive Secretary ongoing.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>4. Requested the Executive Secretary to coordinate with the Secretariats of relevant biodiversity-related conventions with a view to:</p> <p>(a) Facilitating exchange of information and experience;</p> <p>(b) Exploring the possibility of recommending procedures for harmonizing, to the extent desirable and practicable, the reporting requirements of Parties under those instruments and conventions;</p>	<p>The SCBD has concluded MoUs and MoCs with the following biodiversity-related conventions in order to facilitate co-operation: CITES, CMS, the Bern Convention, Ramsar Convention, Barcelona Convention, UNESCO, and UNCCD, among others.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>(c) Exploring the possibility of coordinating their respective programmes of work;</p> <p>(d) Consulting on how such conventions and other international legal instruments can contribute to the implementation of the provisions of the CBD</p> <p>6. Further requested the Executive Secretary to prepare, for its third meeting, a report on the implementation of this decision, containing concrete recommendations aimed at promoting and strengthening institutional cooperation with other global and regional biodiversity-related conventions;</p> <p>7. Requested the Executive Secretary to report to the COP at its third meeting on modalities for enhanced cooperation with relevant international biodiversity-related bodies such as the FAO, the UNESCO and the CSD, taking into account the medium-term programme of work on this issue.</p>	<p>7. The Executive Secretary prepared a report to COP 3 on the implementation of the decision and on actions taken to enhance co-operation with other biodiversity-related conventions. See document UNEP/CBD/COP/3/29.</p>

**DECISION II/18 – MEDIUM-TERM PROGRAMME OF WORK OF THE COP FOR 1996-1997**

*Overview of the decision*

The decision adopted a medium-term programme of work of the COP for 1996-1997 as contained in an annex to the decision.

*Overview of the decision and possible action by the Conference of the Parties*

The request was fully implemented. The COP may wish to archive the decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Requested the Executive Secretary to prepare the draft provisional agenda of the third meeting of the Conference of the Parties, pursuant to rules 8 and 9 of the rules of procedure, and include all issues arising from its previous meetings and for which action is required by the Conference of the Parties.</p>	<p>The Executive Secretary prepared the draft provisional agenda for the third meeting of the Conference of the Parties as requested: (UNEP/CBD/COP/3/1 and Add.1).</p>

**DECISION II/19 – LOCATION OF THE SECRETARIAT***Overview of the decision*

Through this decision, the Conference of the Parties accepted the offer of the Government of Canada to host the Secretariat of the Convention in Montreal.

*Overview of the decision and possible action by the Conference of the Parties*

These requests to the Executive Secretary were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Requested the Executive Secretary without delay to discuss and agree with the Government of Canada the practical arrangements for the transfer and hosting of the Secretariat of the Convention in Montreal</p> <p>5. Requested the Executive Director of the UNEP to negotiate and finalize the headquarters agreement with the Government of Canada.</p> <p>6. Further requested the Executive Secretary to report to its third meeting on the implementation of the decision.</p>	<p>A Host Government Agreement was negotiated between UNEP (for the SCBD) and the Government of Canada and signed on 25 October 1996 in New York.</p> <p>A report was made to the Conference of the Parties at its third meeting (UNEP/CBD/COP/3/32)</p>

**DECISION II/20 – FINANCING OF AND BUDGET FOR THE CONVENTION***Overview of the decision*

The decision concerns the financing of and budget for the Convention.

*Overview of the decision and possible action by the Conference of the Parties*

The requests from Conference of the Parties were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>5. Directed the Executive Secretary to prepare a report for the COP on the amount of contributions received under the voluntary budget and on ways in which that income has been spent;</p> <p>7. Requested the Executive Secretary in presenting a draft 1997 budget for consideration by the third meeting of the Conference of the Parties, to also provide the indicative budget for 1997, attached as annex I, revised so as to be based on Montreal costings;</p> <p>8. Requested the Executive Secretary to prepare an indicative budget for 1998;</p>	<p>A report was prepared for the Conference of the Parties on the issue (UNEP/CBD/COP/3/32)</p> <p>See UNEP/CBD/COP/3/33</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
9. Directed the Executive Secretary to consider carefully all offers of support from other organizations and to cooperate with them with a view to making the most effective use of the competencies and resources;	

## DECISION II/22 – CONVENING OF REGIONAL AND SUB-REGIONAL MEETINGS

### *Overview of the decision*

The decision requests Secretariat to convene and facilitate regional meetings.

### *Overview of the decision and possible action by the Conference of the Parties*

The decision was fully implemented and the COP may wish to archive it.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. Requested the Secretariat to convene regional and sub regional meetings, especially for developing country parties, to prepare for the third meeting of the Conference of the Parties;</p> <p>2. Urged the Secretariat to seek voluntary contributions for such meetings and to facilitate the participation of developing country parties and, in particular, the least developed countries amongst them.</p>	<p>The Secretariat organized four regional preparatory meetings prior to the third meeting of the Conference of the Parties, as requested by the decision. See document UNEP/CBD/COP/3/32.</p>

### *C. Third meeting of the Conference of the Parties*

## DECISION III/4 - CLEARING-HOUSE MECHANISM TO PROMOTE AND FACILITATE TECHNICAL AND SCIENTIFIC COOPERATION

### *Overview of the decision*

The decision focuses on the further development of the pilot phase of the clearing-house mechanism which was launched by decision II/3.

### *Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>12. Agrees that the clearing-house mechanism shall be assisted in its functioning by an informal advisory committee, constituted</p>	<p>An informal advisory committee was established by the Executive Secretary (see UNEP/CBD/COP/4/8)</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>and coordinated by the Executive Secretary in a transparent manner, which will guide and integrate the development of the pilot phase activities and endeavour to ensure that all Parties can participate in the pilot phase of the clearing-house mechanism;</p> <p>13. Recognizes that close cooperation is needed with other conventions and agreements, and requests the Secretariat to identify those activities and organizations which could support the clearing-house mechanism, and to provide appropriate advice to SBSTTA at its next meeting;</p> <p>16. Requests those Parties with access to the Internet to connect their national clearing-house mechanism homepage to the Secretariat's clearing-house mechanism homepage on the Internet, where possible, and further requests the Executive Secretary and partners to collaborate on the provision of advice to Parties and others on, inter alia, the necessary layout and system specifications.</p>	<p>The Executive Secretary identified activities and organizations in document UNEP/CBD/COP/4/8.</p>

### DECISION III/5 - ADDITIONAL GUIDANCE TO THE FINANCIAL MECHANISM

#### *Overview of the decision*

The decision contains recommendations to the Implementing Agencies regarding the operations of the GEF and provides additional guidance to the GEF in the provision of financial resources to eligible Parties.

#### *Overview of the decision and possible action by the Conference of the Parties*

The request was fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p><b>The COP,</b></p> <p>7. Requests the Secretariat of the Convention and the Global Environment Facility to collaborate in preparing, for consideration by the Conference of the Parties at its fourth meeting, a proposal on the means to address the fair and equitable sharing of benefits arising out of genetic resources including assistance to developing country Parties.</p>	<p>A report on the issue was submitted to the Conference of the Parties at its fourth meeting by the Executive Secretary (UNEP/CBD/COP/4/22)</p>



## DECISION III/6 - ADDITIONAL FINANCIAL RESOURCES

### *Overview of the decision*

The decision addresses the issue securing from financial institutions additional financial resources for the conservation and sustainable use of biological diversity.

### *Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>The COP</p> <p>2. Requested the Executive Secretary:</p> <p>(a) To explore as soon as possible ways of collaborating with funding institutions to facilitate these efforts to achieve greater support for the Convention;</p> <p>(b) To invite all funding institutions to provide information to the Secretariat on ways in which their activities support the Convention, and further requests the Secretariat to submit a report to the next Conference of the Parties on the basis of this information;</p> <p>3. Requested the Executive Secretary to explore further possibilities for encouraging the involvement of the private sector in supporting the Convention's objectives;</p> <p>5. Invites other funding institutions, including bilateral and multilateral donors as well as regional funding institutions and non-governmental organizations, to compile information on their financial support for the Convention and to provide the Secretariat with such information;</p> <p>6. Requests the Executive Secretary to make the information referred to above available to the Conference of the Parties.</p>	<p>Reports on financing were prepared and submitted to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/15 and Add.1 and the various annexes)</p>

### DECISION III/8 - MEMORANDUM OF UNDERSTANDING BETWEEN THE CONFERENCE OF THE PARTIES TO THE CONVENTION AND THE COUNCIL OF THE GEF

#### *Overview of the decision*

In the decision, the Conference of the Parties adopted the memorandum of understanding between the Conference of the Parties and the GEF Council annexed to the decision.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>2. <i>Requests</i> the Executive Secretary to transmit this decision to the Council of the Global Environment Facility</p>	<p>The decision was transmitted to the GEF by the Executive Secretary..</p>

### DECISION III/9 - IMPLEMENTATION OF ARTICLES 6 AND 8 OF THE CONVENTION

#### *Overview of the decision*

The decision provides guidance to Parties and the GEF on the implementation of Articles 6 and 8 of the Convention.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>7. Requests the Executive Secretary to explore ways of enhancing the collection and dissemination to Parties of information on the implementation of Articles 6 and 8 by involving in a more regular and systematic fashion organizations already concerned with the collection and dissemination of such information;</p> <p>8. Requests the Executive Secretary to prepare a paper for consideration by the next meeting of the Subsidiary Body on Scientific, Technical and Technological Advice, identifying existing conventions and other international agreements relevant to the implementation of the various paragraphs of Article 8;</p> <p>9. <i>Recommends</i> the development of a thematic approach in the further compilation and dissemination of information on the implementation of Articles 6 and 8 and commends the inclusion of the following work areas within this approach:</p> <p>(a) Methodologies to evaluate and mitigate threats to biological diversity;</p> <p>(b) Ways to suppress or mitigate perverse or negative incentives having a deleterious effect on biological diversity;</p>	<p>A document on the implementation of Article 8 was prepared by the ES for COP 4: see UNEP/CBD/COP/4/10.</p> <p>The Executive Secretary prepared a document for the third meeting of SBSTTA on methodologies for assessment of biological diversity: (UNEP/CBD/COP/SBSTTA/3/8).</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
(c) Alien species; and (d) Protected areas;	

**DECISION III/11 - CONSERVATION AND SUSTAINABLE USE OF AGRICULTURAL BIOLOGICAL DIVERSITY**

*Overview of the decision*

The decision establishes a multi-year programme of activities on agricultural biological diversity.

*Overview of the decision and possible action by the Conference of the Parties*

Request was fully implemented by the Executive Secretary.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>2. Requests the Executive Secretary to invite the Food and Agriculture Organization of the United Nations, in close collaboration with other relevant United Nations bodies and regional and international organizations, to identify and assess relevant ongoing activities and existing instruments at the international level, choosing among the thematic areas in the indicative list in Annex 2. The results should be reported back on a phased basis to the Conference of the Parties through the Subsidiary Body on Scientific, Technical and Technological Advice;</p> <p>7. Requests the Executive Secretary, in close collaboration with the Food and Agriculture Organization of the United Nations, as appropriate, to report the results, together with advice from the Subsidiary Body on Scientific, Technical and Technological Advice, of the above initiatives as a basis for setting priorities by the Conference of the Parties for further work within this programme of work using as criteria, inter alia:</p> <p>(c) The relevance of the issue to the objectives of the Convention;</p> <p>(d) The extent to which work on the issue is not already being undertaken;</p>	<p>A review of existing instruments and on-going activities in the area of agricultural biodiversity was undertaken by the Executive Secretary in collaboration with the FAO and a report made to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/6).</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>18. Notes that the various options for the legal status of a revised International Undertaking on Plant Genetic Resources, which include a voluntary agreement, binding instrument, or protocol to the Convention on Biological Diversity, have not been decided upon by the Food and Agriculture Organization of the United Nations, requests the Food and Agriculture Organization of the United Nations to inform the Conference of the Parties of its deliberations, affirms its willingness to consider a decision by the Conference of the Food and Agriculture Organization of the United Nations that the International Undertaking should take the form of a protocol to this Convention once revised in harmony with this Convention and <i>further requests</i> the Executive Secretary to inform the Commission on Genetic Resources for Food and Agriculture accordingly;</p> <p>24. Recalls paragraph 39 (g) from the World Food Summit Plan of Action and encourages the World Trade Organization through its Committee on Trade and Environment, in collaboration with other relevant organizations, to consider developing a better appreciation of the relationship between trade and agricultural biodiversity and, in this consideration, recommends the collaboration with the Convention on Biological Diversity and requests the Executive Secretary to convey this request to the World Trade Organization.</p>	

### **DECISION III/12 - PROGRAMME OF WORK FOR TERRESTRIAL BIOLOGICAL DIVERSITY: FOREST BIOLOGICAL DIVERSITY**

#### ***Overview of the decision***

The decision concerns the development of a programme of work on forest biological diversity and cooperation between the Convention on Biological Diversity and the Intergovernmental Panel on Forests.

#### ***Overview of the decision and possible action by the Conference of the Parties***

The request was fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>5. Requests the Executive Secretary to explore ways and means to cooperate with the Intergovernmental Panel on Forests or any successor process on matters relating to biological diversity and forests including inter-sessional work, with a view to developing common priorities for further consideration. In this process the Executive Secretary should take account of the research and technical priorities listed in recommendation II/8 of the Subsidiary Body on Scientific, Technical and Technological Advice;</p> <p>6. Further requests the Executive Secretary to develop a focused work programme for forest biological diversity. Optional elements for such a work programme should initially focus on research, cooperation and the development of technologies necessary for the conservation and sustainable use of forest biological diversity. In addition the programme should:</p> <p>(a) Take account of the outcome of the Intergovernmental Panel on Forests and other forest-related forums;</p> <p>(b) Facilitate the application and integration of the objectives of the Convention on Biological Diversity in the sustainable management of forests at the national, regional and global levels, in accordance with the ecosystem approach;</p> <p>(c) Complement and not duplicate the work of relevant international forums, notably the Intergovernmental Panel on Forests;</p> <p>(d) Complement existing national, regional or international criteria and indicator frameworks for sustainable forest management;</p> <p>(e) Incorporate traditional systems of forest biological diversity conservation;</p> <p>7. Requests the Executive Secretary in developing this draft work programme, to work closely with the Intergovernmental Panel on</p>	<p>A draft programme of work was developed and submitted to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/7).</p> <p>Parties were requested to provide information on elements of a programme of work on forest biological diversity. The POW was developed in close collaboration with the IPF, IFF and the ITFF.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>Forests and relevant institutions, and also to take full account of the decisions of the United Nations Commission on Sustainable Development, noting in particular the report on institutional aspects contained in the programme element V.1 of the Intergovernmental Panel on Forests mandate resulting from the Swiss/Peruvian initiative on forests held in support of the Intergovernmental Panel on Forests, and encourages all Parties actively to assist the Executive Secretary in carrying out this work;</p> <p>8. Requests the Executive Secretary to report on progress in the draft programme of work to the next meeting of the Conference of the Parties for its discussion and consideration;</p>	

**DECISION III/13: FUTURE PROGRAMME OF WORK FOR TERRESTRIAL BIOLOGICAL DIVERSITY: DRYLAND, MOUNTAIN AND INLAND WATER ECOSYSTEMS**

*Overview of the decision*

The decision concerns the future programme of work on terrestrial biological diversity and cooperation with the UNCCD and other relevant international organizations on issues regarding dryland, mountain and inland water ecosystems.

*Overview of the decision and possible action by the Conference of the Parties*

This is an on-going activity.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>1. Endorses paragraph 5 of recommendation II/8 of the Subsidiary Body on Scientific, Technical and Technological Advice and thereby requests the Executive Secretary:</p> <p>(a) To explore ways and means to cooperate with the United Nations Convention to Combat Desertification in those Countries Experiencing Serious Drought and/or Desertification particularly in Africa on matters relating to biological diversity and drylands, with a view to identifying common priorities;</p> <p>(b) To contact those agencies and networks working on sustainable mountain development with a view to examining forms of cooperation on matters relating to</p>	<p>Cooperative arrangements and activities were undertaken with various organizations including the UNCCD and reported to thecop1 at its fourth meeting (UNEP/CBD/COP/4/13)</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>biological diversity and mountains;</p> <p>(c) To make the results of these activities available to the third meeting of the Subsidiary Body on Scientific, Technical and Technological Advice;</p>	

**DECISION III/14: IMPLEMENTATION OF ARTICLE 8(J)**

*Overview of the decision*

The decision concerns the implementation by Parties of Article 8(j) of the Convention both at national level and within the Convention process. It calls for submission of information regarding the implementation of Art. 8(j), e.g , national legislation and administrative and incentive measures.

*Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>4. Requests the Executive Secretary to remain informed as to relevant international processes and bodies, including, inter alia, those under the auspices of the Commission on Human Rights and the Commission on Sustainable Development, Convention 169 of the International Labour Organization, the World Intellectual Property Organization, the World Bank, the Food and Agriculture Organization of the United Nations, the United Nations Educational, Social and Cultural Organization, and the World Trade Organization, and to provide periodic reports related to Article 8 (j) and related articles to the Conference of Parties;</p> <p>5. Requests the interim financial mechanism to examine the support of capacity-building projects for indigenous and local communities embodying traditional lifestyles related to the preservation and maintenance of their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity with their prior informed consent and their participation;</p> <p>6. Recommends that the indigenous knowledge post in the Secretariat should be filled as soon as possible;</p> <p>7. Decides that an intersessional</p>	<p>A workshop on traditional knowledge and biological diversity was held in Madrid, Spain, in November 1997 (see UNEP/CBD/TKBD/1/3).</p> <p>The post of Programme Officer, Indigenous Knowledge was established and filled in 1998.</p> <p>Representatives of indigenous and local communities participated in the Madrid workshop.</p> <p>A background document was prepared for the Madrid workshop according to the terms of reference specified in the decision.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>process should be established to advance further work on the implementation of Article 8 (j) and related provisions with a view to producing a report for consideration at the fourth meeting of the Conference of the Parties;</p> <p>8. Decides that activities as part of the intersessional process referred to in paragraph 7 should include representation by Governments, indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biodiversity, and other relevant bodies;</p> <p>9. Requests the Executive Secretary to arrange, as part of the intersessional process referred to in paragraph 7, a five-day workshop before the fourth meeting of the Conference of the Parties according to the terms of reference in the annex;</p> <p>10. Further requests the Executive Secretary to produce, in support of the intersessional process referred to in paragraph 7, a background document containing the following:</p> <p>(a) The consideration of the linkages between Article 8 (j) and related issues including, inter alia, technology transfer, access to genetic resources, ownership, intellectual property rights, alternative systems of protection of knowledge, innovations and practices, incentives and Articles 6 and 7 and the remainder of Article 8;</p> <p>(b) The elaboration of concepts of key terms of Article 8 (j) and related provisions such as Articles 10 (c), 17.2 and 18.4;</p> <p>(c) A survey of the activities undertaken by relevant organizations and their possible contribution to Article 8 (j) and related articles;</p> <p>11. Further requests the Executive Secretary to invite representatives of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biodiversity to provide input to the meeting;</p>	



## DECISION III/15 - ACCESS TO GENETIC RESOURCES

### *Overview of the decision*

The decision deals with the implementation of Article 15 of the Convention.

### *Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary have been fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>2. Requests the Executive Secretary, in time for the fourth meeting of the Conference of the Parties:</p> <p>(a) To prepare a note based on information provided in response to paragraph 1, further summarizing legislative, administrative and policy measures, including guidelines and regional and sectoral measures for the activities covered by Article 15, and in particular on access and benefit-sharing, both under development and adopted. The note should include a summary of the scope of the genetic resources included and being considered; any national and regional interpretations of key terms; the elements included in access measures and consideration of the process by which such measures are prepared and implemented, including interim measures; and relevant national experiences in the development and implementation of such measures, including, as available, case studies;</p> <p>(b) To disseminate this information, including through the clearing-house mechanism</p> <p>8. Requests the Executive Secretary to cooperate closely with the World Trade Organization through the Committee on Trade and Environment to explore the extent to which there may be linkages between Article 15 and relevant articles of the Agreement on Trade-related Aspects of Intellectual Property Rights;</p> <p>9. Urges the Executive Secretary to coordinate closely with the Food and Agriculture Organization of the United Nations, United Nations Conference on Trade and Development and other relevant organizations working on access to genetic resources to ensure complementary efforts</p>	<p>A document reviewing national, regional and sectoral measures and guidelines for the implementation of Article 15 was prepared and submitted to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/23).</p> <p>The Executive Secretary has continued to cooperate with relevant international organizations on this issue, including the WTO, UNCTAD and FAO. The Secretariat secured observer status in the CTE of the WTO.</p> <p>Information on case-studies and national measures has been disseminated to Parties and other stakeholders through the CHM..</p>

**DECISION III/17 - INTELLECTUAL PROPERTY RIGHTS***Overview of the decision*

The decision addresses the issue of the role and potential of existing intellectual property rights systems in achieving the objectives of the Convention and cooperation between the CBD and relevant international organizations.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>The COP,</p> <p>3. Requests the Executive Secretary to contact relevant international organizations, particularly the World Intellectual Property Organization, to invite them to take into account in their development cooperation programmes, where appropriate, the need to build capacity to achieve the objectives of the Convention on Biological Diversity as related to intellectual property rights;</p> <p>4. Requests the Executive Secretary to transmit to the Secretariat of the World Trade Organization, for use by appropriate World Trade Organization bodies, decisions of the third meeting of the Conference of the Parties, as well as the documents placed before the third meeting of the Conference of the Parties, and to endeavour to undertake further cooperation and consultation with the World Trade Organization Secretariat, as appropriate. The documents shall be accompanied by the note from the Conference of the Parties included as the annex to this decision;</p> <p>6. Requests the Executive Secretary to apply for observer status in the Committee on Trade and Environment of the World Trade Organization, for the purpose of representing the Convention on Biological Diversity in meetings whose agendas have a relationship with the Convention;</p>	

## DECISION III/18 - INCENTIVE MEASURES

### *Overview of the decision*

The decision deals with the implementation of incentive measures, including the incorporation by Parties of the market and non-market values of biological diversity into plans, policies and programs and other relevant areas, inter alia, national accounting systems and investment strategies, and capacity building for the implementation of incentive measures.

### *Overview of the decision and possible action by the Conference of the Parties*

The requests to the Executive Secretary were fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>7. Invites Parties to share experiences on incentive measures and make relevant case studies available to the Secretariat, and requests the Executive Secretary to facilitate the exchange of information on incentive measures, including case studies, amongst Parties, through appropriate means such as the clearing-house mechanism and regional workshops;</p> <p>8. Requests the Executive Secretary to provide an initial background document for consideration by the Conference of the Parties at its fourth meeting, providing guidance to the Parties on the design and implementation of incentive measures;</p> <p>9. Requests the Executive Secretary to take into consideration relevant work under way in other forums, such as United Nations Conference on Trade and Development and the Organisation for Economic Cooperation and Development;</p>	<p>The Secretariat through a notification in Sept. 1997 requested the submission of case studies and information on national experiences from Parties. The information was made available to Parties through the CHM.</p> <p>The Executive Secretary prepared a background document on the design and implementation of incentive measures, (UNEP/CBD/COP/4/18) or the fourth meeting of the Conference of the Parties.</p> <p>Collaborative activities on case-studies on incentive measures were undertaken with the OECD Expert Group on Economic Aspects of Biological Diversity (see UNEP/CBD/SBSTTA/3/Inf.17).</p>

## DECISION III/19 - SPECIAL SESSION OF THE GENERAL ASSEMBLY TO REVIEW IMPLEMENTATION OF AGENDA 21

### *Overview of the decision*

The decision concerns a statement from the Conference of the Parties to the nineteenth special session of the United Nations General Assembly.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>2. Also requests the Executive Secretary to provide to the special session of the General Assembly and to the preparatory process such information related to activities</p>	<p>Information was provided to the General Assembly at its special session on the implementation of Agenda 21.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
and developments under the Convention as may be required, including the reports of the meetings of the Conference of the Parties	The outcome of the special session was reported to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/12)

**DECISION III/21 - RELATIONSHIP OF THE CONVENTION WITH THE COMMISSION ON SUSTAINABLE DEVELOPMENT AND BIODIVERSITY-RELATED CONVENTIONS, OTHER INTERNATIONAL AGREEMENTS, INSTITUTIONS AND PROCESSES OF RELEVANCE**

*Overview of the decision*

The decision deals with developing and enhancing cooperation with relevant international agreements and institutional processes.

*Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented. Cooperation ongoing.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Requests the Executive Secretary to continue to coordinate with the secretariats of relevant biological diversity-related conventions, institutions, and processes, with a view to: facilitating the exchange of information and experience; exploring the possibility of recommending procedures for harmonizing, to the extent desirable and practicable, the reporting requirements of Parties under those instruments and conventions; exploring the possibility of coordinating their respective programmes of work; and consulting on how such conventions and other international legal instruments can contribute to the implementation of the provisions of the Convention on Biological Diversity;</p> <p>4. Also requests the Executive Secretary to develop closer relationships with, in particular, the United Nations Framework Convention on Climate Change and the United Nations Convention to Combat Desertification in those Countries Experiencing Serious Drought and/or Desertification, particularly in Africa, with a view to making implementation activities and institutional arrangements mutually supportive;</p> <p>5. Encourages the further</p>	<p>Memoranda of cooperation were signed with the IOC, the World Bank, the FAO, IUCN, UNESCO, and UNCTAD.</p> <p>Cooperation with Ramsar was initiated on a wide range of issues (see UNEP/CBD/COP/4/13)</p> <p>The ES attended meetings organized by UNFCCC and UNCCD.</p>

development of cooperative arrangements at the scientific and technical level with appropriate biological diversity-related conventions and institutions, such as the Scientific Council of the Convention on Conservation of Migratory Species and the Scientific and Technical Review Panel of the Convention on Wetlands of International Importance, through the Subsidiary Body on Scientific, Technical and Technological Advice;

6. Takes note of document UNEP/CBD/COP/3/35 and the comments made by participants at its third meeting, and invites the Executive Secretary to continue to investigate, in collaboration with relevant global and regional conventions, institutions and processes, modalities for cooperation, and to report back to the Conference of the Parties at its fourth meeting in the light of the longer-term review of work;

7. Decides:

(a) In relation to cooperation with the Convention on Wetlands of International Importance:

(i) To note the Strategic Plan for 1997-2002 adopted by the Conference of Contracting Parties to the Convention on Wetlands of International Importance, in March 1996, which includes actions aimed at creating synergy between that Convention and the Convention on Biological Diversity;

(ii) To invite the Convention on Wetlands of International Importance to cooperate as a lead partner in the implementation of activities under the Convention related to wetlands, and, in particular, requests the Executive Secretary to seek inputs from the Convention on Wetlands of International Importance, in the preparation of documentation concerning the status and trends of inland water ecosystems for the

<p>consideration of the Conference of the Parties at its fourth meeting;</p> <p>(b) In relation to cooperation with the Convention on the Conservation of Migratory Species, to request the Executive Secretary, in consultation with the Secretariat of that Convention, to evaluate how the implementation of that Convention can complement the implementation of the Convention on Biological Diversity through its transboundary coordinated and concerted action on a regional, continental and global scale;</p>	
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**DECISION III/22 - MEDIUM-TERM PROGRAMME OF WORK FOR 1996-1997**

*Overview of the decision*

The decision deals with the medium-term programme of work of the Conference of the Parties for the period 1996-1997.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>2. Invites Parties, participants and other relevant institutions to submit by 31 March 1997 their views to the Executive Secretary on:</p> <p>(a) The operations of the Conference of the Parties;</p> <p>(b) The overall review of the medium-term programme of work for 1995-1997;</p> <p>(c) A longer-term programme of work;</p> <p>3. Requests the Executive Secretary to submit a synthesis of these views to the Conference of the Parties for consideration at its fourth meeting;</p>	<p>A synthesis report of submissions by Parties on the operation of the Convention was prepared and submitted to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/14).</p>

**DECISION III/23 - ADMINISTRATIVE MATTERS**

*Overview of the decision*

The decision deals with the administrative arrangements between UNEP and the Secretariat of the Convention.

*Overview of the decision and possible action by the Conference of the Parties*

The requests were fully implemented.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>The COP,</p> <p>3. Invites the Executive Director of the United Nations Environment Programme and the</p>	<p>Administrative arrangements between UNEP and the Secretariat were proposed</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>Executive Secretary of the Convention on Biological Diversity to develop procedures, making an effort to conclude by 27 January 1997, with respect to the functioning of the Permanent Secretariat of the Convention on Biological Diversity, to clarify and make more effective their respective roles and responsibilities;</p> <p>2. Stresses that these procedures must provide for the managerial autonomy and efficiency of the Permanent Secretariat and its responsiveness to the needs of the Convention, and must ensure the administrative accountability of the Executive Secretary to the Conference of the Parties;</p> <p>3. Stresses also that the procedures must be in accordance with the United Nations financial and staff rules and regulations and with decision I/4 of the Conference of the Parties and should as far as possible, and where appropriate, follow the Personnel, Financial and Common Services arrangements agreed to between the United Nations and the Framework Convention on Climate Change;</p> <p>4. Requests the Executive Secretary to make available to the Parties copies of the agreed procedures on a timely basis and to report to the Conference of the Parties through its Bureau at its fourth meeting on the implementation of these arrangements.</p>	<p>to the Conference of the Parties at its fourth meeting (UNEP/CBD/COP/4/24). They entered into force on 30 June 1997. The Conference of the Parties endorsed the arrangements by decision IV/17.</p>

**DECISION III/24 - BUDGET OF THE TRUST FUND FOR THE CONVENTION ON BIOLOGICAL DIVERSITY**

*Overview of the decision*

The decision addresses the financial issues pertinent to the Convention; approves the budget for 1997-8; and establishes two special trust funds.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>6. Requests the Executive Secretary to explore in conjunction with the Executive Secretaries of the United Nations Framework Convention on Climate Change and the United Nations Convention to Combat Desertification in those Countries Experiencing Serious Drought and/or Desertification, particularly in Africa, the availability, cost and funding of suitable liaison</p>	<p>The instructions were dealt with appropriately as reflected in document UNEP/CBD/COP/4/24.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>arrangements in Geneva and/or New York and to report thereon to the Conference of the Parties at its next meeting;</p> <p>7. Urges all those making financial contributions to a trust fund of the Convention to provide details promptly to the Executive Secretary regarding the amounts, date of payment, conditions and any other relevant information;</p> <p>8. Requests the Executive Secretary to ensure that duplicates of all the information on financial matters and the relevant documents are kept in custody at the seat of the Permanent Secretariat according to the Financial Rules and Regulations of the United Nations;</p> <p>9. Directs the Executive Secretary to consider carefully all offers of support from other organizations and to cooperate with them with a view to making the most effective use of the available competencies, resources and services and to enter into such administrative and contractual arrangements as may be necessary for the effective discharge of the functions of the Permanent Secretariat;</p> <p>10. Requests the Executive Secretary to prepare and submit to Parties a quarterly report on the administration of the Convention including such matters as staff lists, status of contributions, progress on the implementation of the medium-term work programme and financial expenditures;</p> <p>11. Requests the Executive Secretary to include in the documents circulated for consideration at future meetings of the Conference of the Parties estimates of the likely costs of the recommendations contained therein, where such recommendations would have significant implications for the budget of the Convention.</p>	



**DECISION III/26 - CONVENING OF REGIONAL AND SUB-REGIONAL MEETINGS FOR PARTIES TO THE CONVENTION**

*Overview of the decision*

The decision deals with regional preparatory meetings for COP 4.

*Overview of the decision and possible action by the Conference of the Parties*

The requests were fully implemented.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
The COP,  1. Requests the Executive Secretary to seek voluntary contributions to meet the administrative costs of the regional/subregional meetings;  2. Urges the Secretariat of the Convention to seek additional voluntary contributions for such meetings to facilitate the participation of developing country Parties, in particular the least developed countries and small island developing States.	Regional meetings were organized as mandated, see UNEP/CBD/COP/4/24.

**D. Fourth meeting of the Conference of the Parties**

**DECISION IV/1 - REPORT AND RECOMMENDATIONS OF THE THIRD MEETING OF SBSTTA, AND INSTRUCTIONS OF THE CONFERENCE OF THE PARTIES TO SBSTTA**

*Overview of the decision*

The decision deals with the recommendations of the third meeting of SBSTTA, including on indicators, the ecosystem approach, alien species and the Global Taxonomy Initiative.

*Overview of the decision and possible action by the Conference of the Parties*

The requests have been fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>3. Endorses recommendation III/5 of the Subsidiary Body on Scientific, Technical and Technological Advice, and requests the Executive Secretary to undertake the work outlined in its annex, in accordance with the guidance contained in the same recommendation, for consideration by the Subsidiary Body on Scientific, Technical and Technological Advice at its fourth meeting;</p> <p>10. The Executive Secretary should ensure that the clearing-house mechanism (in collaboration with the OECD Megascience Forum's Biodiversity Informatics Subgroup Initiative) develop protocols and strategies for coordinating access to and distribution of taxonomic information contained in collections. In addition, the clearing-house mechanism, through its national focal points, should establish and update directories of taxonomists and their research and identification expertise.</p>	<p>A roster of experts on indicators of biological diversity established after the fourth meeting of the Conference of the Parties (see UNEP/CBD/COP/5/12)</p> <p>Information was requested and received from OECD, FAO, UNEP, the World Bank, GEF and the Ramsar Convention on their initiatives on indicators.</p> <p>An indicator framework was developed with assistance of WCMC and a liaison group and submitted to SBSTTA at its fifth meeting (UNEP/CBD/SBSTTA/5/12)</p> <p>Work on the development of a menu of indicators in thematic areas commenced after the fourth meeting of the Conference of the Parties.</p>

## DECISION IV/2 - REVIEW OF THE OPERATIONS OF THE CLEARING-HOUSE MECHANISM

### *Overview of the decision*

The decision concerns the operations of the clearing-house mechanism and the review of its pilot phase .

### *Overview of the decision and possible action by the Conference of the Parties*

Most of the requests have been implemented; others are under implementation.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>10. Instructs the Executive Secretary:</p> <p>(a) To put in place a list server with all officially designated clearing-house mechanism national focal points and other partners for the purpose of disseminating information on new and recent developments regarding the clearing-house mechanism, at either the national, regional or international level;</p> <p>(b) To act as a focal point, during and after the pilot phase, to encourage the development of a network of partners, including indigenous and local communities, and to facilitate these in developing specific training for the effective participation of users in the clearing-house network;</p> <p>(c) To ensure that the clearing-house mechanism should be continuously assisted in its functioning by the Informal Advisory Committee which is to provide guidance to the Executive Secretary during and after the pilot phase, and to play a full role in the further development of the clearing-house mechanism;</p> <p>(d) To provide encouragement for and facilitate the coordination of biodiversity-related networks, activities and focal points that may constitute the clearing-house mechanism, to encourage their linkages within the clearing-house mechanism network and to make available information arising from the Secretariat's own functions as outlined in Article 24 of the Convention;</p> <p>(e) To assist in ensuring that the implementation of Articles 16 (Transfer of and Access to Technology), 17 (Information Exchange) and 18 (Scientific and Technical Cooperation) of the Convention on Biological Diversity is facilitated by the clearing-house mechanism;</p> <p>(f) To produce an informative and widely disseminated clearing-house mechanism brochure and newsletter to increase awareness of the activities of the clearing-house mechanism;</p> <p>(g) To improve synergy in regard to</p>	<p>Done: Convention on Biological Diversity, SBSTTA and clearing-house mechanism list-servers established at national, regional and international levels.</p> <p>The Secretariat acts as a focal point. 143 Parties have clearing-house mechanism focal points. Seven regional capacity building workshops on the CHM held in CEE, Asia &amp; the Pacific, Africa and GRULAC.</p> <p>IAC continues to advise the Executive Secretary and participate in the development of the clearing-house mechanism. Twelve meetings held to-date.</p> <p>Ongoing. memoranda of cooperation established with Nature Serve, and UNEP/GEF Sustainable Technology Transfer Networks.</p> <p>The clearing-house mechanism continues to play an active role in information exchange and, through workshops, assist in the transfer and access to technologies.</p> <p>New brochure published updating the first edition. Newsletter published and expanded into the CBD News.</p> <p>Executive Secretary working with UNEP and WCMC to facilitate harmonization of information management.</p> <p>CD-ROM of publications produced.</p> <p>Done in conjunction with IAC and through the Toolkit.</p> <p>Toolkit produced.</p> <p>Done: see UNEP/CBD/COP/5/INF/2.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>information exchange with other biodiversity-related conventions and ongoing international or supranational information initiatives, and to contribute to the harmonization of the information management of other biodiversity-related treaties and to continue to discuss the possibilities of joint and harmonized approaches with the United Nations Framework Convention on Climate Change and the United Nations Convention to Combat Desertification;</p> <p>(h) To facilitate support to those Parties without adequate Internet access, preparing and disseminating to them updated information arising from the Secretariat's own functions as outlined in Article 24 of the Convention on, inter alia, CD-ROM or diskettes, either periodically or as required, and facilitating the dissemination of appropriate information to those Parties;</p> <p>(i) To collaborate, with partners, on the provision of advice to Parties and others on, inter alia, the necessary layout and system specifications of the clearing-house mechanism;</p> <p>(j) To produce a tool-kit prototype containing necessary information for national focal points to build their national clearing-house mechanisms, drawing upon the recommendations of the regional workshops and following an informal assessment of national practices in collaboration with the Informal Advisory Committee on the clearing-house mechanism;</p> <p>(k) To undertake an independent review of the pilot phase of the clearing-house mechanism, starting at the end of 1998, to be presented to the Subsidiary Body on Scientific, Technical and Technological Advice for its consideration together with a longer-term programme of work for the clearing-house mechanism.</p>	

**DECISION IV/4 - STATUS AND TRENDS OF THE BIOLOGICAL DIVERSITY OF INLAND WATER ECOSYSTEMS AND OPTIONS FOR CONSERVATION AND SUSTAINABLE USE**

*Overview of the decision*

The decision adopts a work programme on the biological diversity of inland water ecosystems and the associated matters of identification and monitoring, assessment methodology and taxonomy.

*Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>10. Requests the Executive Secretary to facilitate the programme of work outlined in the present decision, including in its annexes I and II; including implementation of the tasks outlined for the Executive Secretary in paragraphs 1, 2 and 4 of annex I to the present decision, and additionally, in particular, to begin compiling information and case studies for use by the Subsidiary Body on Scientific, Technical and Technological Advice in addressing paragraphs 8 (a) and (c) of annex I to the present decision.</p> <p><i>Programme of work</i></p> <p>A. <i>Assessment of the status and trends of the biological diversity of inland water ecosystems and identification of options for conservation and sustainable use</i></p> <p>3. <i>General</i></p> <p>1. The Executive Secretary should continue and further develop the collaboration with organizations, institutions, and conventions working with research, management and conservation of inland water biological diversity. These include (but are not limited to) the Convention on Wetlands, FAO, the International Center for Living Aquatic Resources Management (ICLARM), Global Water Partnership, World Water Council, UNDP, UNEP, DIVERSITAS, Wetlands International, IUCN, World Bank, Bonn Convention, et al.</p> <p>2. The Executive Secretary of this Convention and the Secretary-General of the Convention on Wetlands are encouraged to elaborate a work plan that ensures cooperation, and avoids overlap between the two conventions, noting the Memorandum of Cooperation with the</p>	<p>The Executive Secretary prepared a note on inland waters biological diversity (UNEP/CBD/SBSTTA/5/6), which provided information on ways and means to implement the program of work.</p> <p>In July 1998 the Executive Secretary solicited and received information from relevant international organizations as mandated by the decision.</p> <p>A new joint work program with the Ramsar Convention for the period 2000-2001 was developed and submitted to SBSTTA 5 and endorsed by decision V/2.</p> <p>A roster of experts on biodiversity of inland waters established by Feb. 2000, see UNEP/CBD/COP/5/10.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>Convention on Wetlands, and decision III/21 of the Conference of the Parties, whereby the Convention on Wetlands would be a lead partner in inland water ecosystems.</p> <p>4. The Conference of the Parties requests the Executive Secretary to develop a roster of experts on the conservation and sustainable use of the biological diversity of inland waters, and urge Governments to nominate experts to the roster, noting also that the Ramsar Bureau is establishing a similar list of experts.</p>	

#### **DECISION IV/5 - CONSERVATION AND SUSTAINABLE USE OF MARINE AND COASTAL BIOLOGICAL DIVERSITY, INCLUDING A PROGRAMME OF WORK**

##### *Overview of the decision*

The decision adopts a programme of work on marine and coastal biological diversity.

##### *Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>4. <i>Urges</i> the Executive Secretary to cooperate with the Convention on Wetlands of International Importance, especially as Waterfowl Habitat, where appropriate, in relation to the implementation of the joint work plan having regard to linkages with the programme of work on inland water biological diversity adopted by decision IV/4;</p>	<p>Review of existing instruments, guidelines and mechanisms undertaken for the fifth meeting of the Conference of the Parties (UNEP/CBD/COP/5/INF/6).</p> <p>Links established with the clearing-house of the GPA.</p> <p>The Executive Secretary explored the possibility of assistance to Parties with the UNDOALOS, UNDP and IOC.</p> <p>Cooperative arrangements entered into with GIWA regarding guidelines for evaluation and assessment, including indicators.</p>

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p style="text-align: center;"><i>II. Coral reefs</i></p> <p>2. Instructs the Executive Secretary to express its concern to the Executive Secretary of the United Nations Framework Convention on Climate Change and the Secretary-General of the Convention on Wetlands and convey it to the conferences of the Parties to the United Nations Framework Convention on Climate Change and the Convention on Wetlands at their next meetings;</p>	<p>An analysis of coral bleaching undertaken for the fifth meeting of SBSTTA (UNEP/CBD/SBSTTA/5/7). The Executive Secretary conveyed the message to the secretariats of the two conventions in writing shortly after the fourth meeting of the Conference of the Parties; and reiterated it to the Conference of the Parties of UNFCCC at its fourth meeting (Buenos Aires, November 1998).</p>

#### DECISION IV/6 - AGRICULTURAL BIOLOGICAL DIVERSITY

##### *Overview of the decision*

The decision addresses the issues of agricultural biological diversity; sustainable agricultural production; and cooperation with the FAO.

##### *Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>2. <i>Reiterates its wish</i>, in accordance with paragraph 2 of decision III/11, that FAO maintain its coordinating role in the assessment of ongoing activities and instruments at regional and international levels and <i>requests</i> the Executive Secretary, in collaboration with FAO, to further consult with Parties, Governments and relevant organizations and bodies in the finalization of this review with a view to making available a clear and well structured report, well in advance of the fourth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice, that will facilitate the work of the Subsidiary Body on Scientific, Technical and Technological Advice;</p> <p>3. <i>Requests</i> the Executive Secretary to reiterate the invitation to Parties and Governments for further national submissions, if possible in electronic form, on ongoing activities, existing instruments and lessons learned in the area of agricultural biological diversity, in the light of paragraphs 4, 5 and 6 and annex 2 of decision III/11;</p> <p>9. <i>Requests</i> the Executive Secretary, as a complement to decision III/17, paragraph 6, to apply for observer status in the Committee on Agriculture of the World Trade Organization for</p>	<p>The Executive Secretary collected case-studies and disseminated the same through the CHM and also submitted to COP 5, see UNEP/CBD/COP/5/INF/10..</p> <p>An assessment of on-going activities and existing instruments undertaken in collaboration with FAO and submitted to SBSTTA (UNEP/CBD/SBSTTA/5/INF/10).</p> <p>A draft programme of work was developed by SBSTTA on the basis of proposals by the Executive Secretary (see SBSTTA recommendation V/9).</p>

the purpose of representing the Convention in meetings whose agendas may influence implementation of decision III/11 and related decisions of the Conference of the Parties;

10. *Requests* the Executive Secretary to report to the Conference of the Parties on the impact of trade liberalization on the conservation and sustainable use of agricultural biological diversity in consultation with relevant bodies, such as the World Trade Organization;

## DECISION IV/7 - FOREST BIOLOGICAL DIVERSITY

### *Overview of the decision*

The decision endorses a programme of work on forest biological diversity; provides guidance to the GEF regarding the implementation of the programme of work; and calls for cooperation with the FAO, UNFCCC and UNCCD.

### *Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>1. <i>Notes</i> the potential impact of afforestation, reforestation, forest degradation and deforestation on forest biological diversity and on other ecosystems, and, accordingly, <i>requests</i> the Executive Secretary to liaise and cooperate with the Secretariat of the United Nations Framework Convention on Climate Change and the Secretariat of the Convention to Combat Desertification in Those Countries Experiencing Serious Drought and/or Desertification, particularly in Africa to achieve the objectives of the Convention on Biological Diversity;</p> <p>2. <i>Requests</i> the Executive Secretary to compile a synthesized report on the information on forest biological diversity made available to the Conference of the Parties, particularly national reports;</p> <p>3. <i>Requests</i> the Executive Secretary, in implementing the work programme on forest biological diversity to actively continue collaborating and cooperating with the secretariat of the Intergovernmental Forum on Forests and relevant institutions and to inform the Conference of the Parties thereon;</p> <p>4. <i>Requests</i> the Executive Secretary to transmit this decision to the Intergovernmental Forum on Forests at its second meeting, to the Conference of the Parties to the United Nations</p>	<p>The ES participated in the 4<sup>th</sup> and 5<sup>th</sup> COPs of UNFCCC and the 2<sup>nd</sup> and 3<sup>rd</sup> COPs of UNCCD and transmitted decision IV/7 to both forums.</p> <p>A synthesis report on forest biological diversity was prepared for the fifth meeting of the Conference of the Parties (UNEP/CBD/COP/5/INF/18).</p> <p>The Executive Secretary participated in the third and fourth meetings of the IFF.</p> <p>The Executive Secretary participated in the development of the IFF proposals for action on traditional forest-related knowledge adopted at the fifth meeting of the IFF.</p>



<p>Framework Convention on Climate Change at its fourth meeting and to the Conference of the Parties to the Convention on Desertification at its second meeting.</p>	
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**DECISION IV/8 - ACCESS AND BENEFIT-SHARING**

*Overview of the decision*

The decision establishes a Panel of Experts on access and benefit-sharing and establishes a framework for information-gathering on access and benefit-sharing.

*Overview of the decision and possible action by the Conference of the Parties*

Requests fully implemented.

<p><b>CORE ELEMENTS OF THE DECISION</b></p>	<p><b>STATUS OF IMPLEMENTATION</b></p>
<p>The COP,</p> <p>2. <i>Requests</i> the Executive Secretary to invite information from Parties and relevant organizations in time for the inter-sessional meeting in respect of those <i>ex situ</i> collections which were acquired prior to the entry into force of the Convention on Biological Diversity and which are not addressed by the Commission on Genetic Resources for Food and Agriculture of the Food and Agriculture Organization, to help the inter-sessional meeting to make recommendations to the fifth meeting of the Conference of the Parties for future work on resolving the issue of such <i>ex situ</i> collections, with due regard to the provisions of the Convention;</p> <p>6. <i>Requests</i> the Executive Secretary:</p> <p>(a) To explore the possibility of linking the clearing-house mechanism with relevant international and other organizations to access publicly available information on intellectual property rights which are based on biological resources and to report on the progress made on this matter to the Conference of the Parties at its fifth meeting;</p> <p>(b) To compile information on access and benefit-sharing arrangements and to disseminate such information in a standardized format through the clearing-house mechanism;</p> <p>(c) To facilitate the exchange of information related to access and benefit-sharing through appropriate means such as the clearing-house mechanism;</p> <p>(d) To prepare a background document on</p>	<p>The Executive Secretary prepared a synthesis report of submissions by Parties for the ISOC meeting (see UNEP/CBD/ISOC/3).</p> <p>Consultations continue with various international organizations on such linkages.</p> <p>Case-studies were gathered, synthesized and disseminated through the CHM.</p> <p>A background document on options for access and benefit-sharing arrangements was prepared for the first meeting of the Panel of Experts (see UNEP/CBD/EP-ABS/2)</p> <p>A roster of experts on access to genetic resources and benefit-sharing was established.</p>

<p>the review of implementation of measures to promote and advance benefit-sharing arrangements, based on the experiences submitted by Parties, Governments and relevant organizations.</p>	
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**DECISION IV/9 - IMPLEMENTATION OF ARTICLE 8 (J) AND RELATED PROVISIONS**

*Overview of the decision*

The decision establishes an ad hoc open-ended inter-sessional working group on Article 8(j) as a mechanism for the provision of advice to COP on the implementation of Article 8(j) and to develop a work programme.

*Overview of the decision and possible action by the Conference of the Parties*

The requests have been implemented.

<p><b>CORE ELEMENTS OF THE DECISION</b></p>	<p><b>STATUS OF IMPLEMENTATION</b></p>
<p>The COP,</p> <p>10. As part of the short-term activities, <i>invites</i> Governments, international agencies, research institutions, representatives of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and non-governmental organizations to submit case-studies and other relevant information to the Executive Secretary, on the following, as background information for the working group without being a prior condition to or pre-empting the deliberations of the working group in discharging its mandate as set out in paragraph 1 (c) of the present decision:</p> <p>(a) Interactions between traditional and other forms of knowledge relating to the conservation and sustainable use of biological diversity;</p> <p>(b) The influence of international instruments, intellectual property rights, current laws and policies on knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity;</p> <p>(c) The extent to which traditional knowledge of indigenous and local communities has been incorporated into development and resource-management decision-making processes;</p> <p>(d) Documented examples and related information on ethical guidance for the conduct of research in indigenous and local communities</p>	<p>The Executive Secretary prepared document UNEP/CBD/WG8J/1/2 on legal and other appropriate forms of protection of traditional knowledge in consultation with relevant international organizations for the first meeting of the Working Group.</p> <p>The ES also prepared document UNEP/CBD/WG8J/1/3 on the draft programme of work for the same meeting.</p> <p>Decisions of the Conference of the Parties at its fourth meeting were transmitted to WIPO.</p> <p>The application for observer status is still pending.</p> <p>Case-studies and other information was received from Parties and the Biotrade Initiative of UNCTAD and disseminated through the CHM.</p> <p>A memorandum of understanding is currently under negotiation with WIPO.</p>

about the knowledge they hold; and

(e) Matters of prior informed consent, fair and equitable sharing of benefits and *in situ* conservation in lands and territories used by indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity;

13. *Requests* the Executive Secretary to prepare a suitable format for the presentation of the information requested in paragraph 10 of the present decision, in order to assist in the preparation of its synthesis in support of the programme of work.

14. *Requests* the Executive Secretary to transmit to the secretariat of the World Intellectual Property Organization, decisions and documents of the fourth meeting of the Conference of the Parties and to apply for observer status in the World Intellectual Property Organization, for the purpose of representing the Convention on Biological Diversity in meetings related to main programme 11.1 and 11.2 of the Organization;

15. *Encourages* Governments, relevant international and regional organizations and representatives of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity to conduct and communicate to the Executive Secretary, case studies for dissemination through means such as the clearing-house mechanism and *requests* the Executive Secretary to compile case-studies submitted under decisions of the Conference of the Parties at its third and fourth meetings relating to Article 8(j) and intellectual property rights, including existing *sui generis* systems and/or adapted forms of protection to the knowledge, innovations and practices of indigenous and local communities relevant to the conservation and sustainable use of biological diversity for transmittal to the World Intellectual Property Organization and for use in initiatives on legislating on the implementation of Article 8(j) and related provisions;

17. *Requests* the Executive Secretary to seek ways, including the possibility of negotiating a memorandum of understanding with the World Intellectual Property

<p>Organization, to enhance cooperation between the Convention on Biological Diversity and the World Intellectual Property Organization on issues arising from Article 8(j) and related provisions and <i>encourages</i> Parties to forward information to the Executive Secretary to support such cooperation.</p>	
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**DECISION IV/10 - MEASURES FOR IMPLEMENTING THE CONVENTION ON BIOLOGICAL DIVERSITY**

*Overview of the decision*

The decision addresses various measures for the implementation of the Convention, including incentive measures, public education and awareness and impact assessment.

*Overview of the decision and possible action by the Conference of the Parties*

The requests have been fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p><b>A. Incentive measures</b></p> <p>5. <i>Requests</i> the Executive Secretary:</p> <p>(a) To compile the information received from Parties, Governments and relevant organizations and to facilitate the exchange of information through appropriate means, such as the clearing-house mechanism, taking full advantage of existing and ongoing work of Parties and relevant organizations in this area;</p> <p>(b) To prepare in collaboration with the Organisation for Economic Development and Cooperation (OECD), the World Conservation Union (IUCN) and other relevant organizations, a background paper containing further analysis of the design and implementation of incentive measures for the conservation and sustainable use of biodiversity, as it is related to the incentive measures in the thematic focus of the fifth meeting of the Conference of the Parties, with the aim of developing guidance to Parties;</p> <p>(c) To describe, in this document, ways and means to identify perverse incentives and possibilities to remove or mitigate their negative effects on biological diversity.</p> <p><b>B. Education &amp; public awareness</b></p> <p>6. <i>Invites</i> the United Nations Educational, Scientific and Cultural Organization (UNESCO) to consider launching a global initiative on</p>	<p>A document on the design and implementation of incentive measures was prepared in collaboration with relevant international organizations and submitted to the Conference of the Parties at its fifth meeting (UNEP/CBD/COP/5/15).</p> <p>A proposal on a global initiative on public</p>

biological diversity education, training and public awareness and *requests* the Executive Secretary to explore the feasibility of such an initiative and to report to the fifth meeting of the Conference of the Parties on the progress of such an initiative;

**C. Impact assessment**

1. *Invites* Parties, Governments, national and international organizations, and indigenous and local communities embodying traditional lifestyles, to transmit to the Executive Secretary for the purpose of exchanging information and sharing experiences on:

(a) Impact assessments that consider environmental effects and interrelated socio-economic aspects relevant to biological diversity;

(b) Strategic environmental assessments;

(c) Ways and means of fully incorporating biodiversity considerations into environmental impact assessment procedures;

(d) Reports and case studies relating to environmental impact assessment in the thematic areas specifically referred to in its decisions, particularly with respect to biological diversity, including in respect of activities with transboundary implications and for environmental impacts having cumulative effects on biological diversity;

(e) Reports relating to existing legislation, experience with environmental impact assessment procedures and guidelines for environmental impact assessment, particularly with regard to the incorporation of biological diversity considerations into environmental impact assessment;

(f) Reports concerning the implementation of mitigating measures and incentive schemes to enhance compliance with existing national environmental impact assessment systems;

2. *Requests* the Executive Secretary to prepare a synthesis report based on the information contained in such submissions and other relevant information, for the consideration of the Subsidiary Body on Scientific, Technical and Technological Advice;

*Liability and redress*

8. *Invites* Parties, Governments and relevant international organizations to provide the Executive Secretary with information on national, international and regional measures and

education and awareness was developed by UNESCO in consultation with the Secretariat and submitted to COP 5 as document UNEP/CBD/COP/5/INF/5.

A synthesis report on case-studies relating to EIA was prepared for SBSTTA 4 as document UNEP/CBD/SBSTTA/4/10 and formed the basis for recommendation IV/6 to COP 5.

A web-page in the CHM was established for the dissemination of information on impact assessment.

Discussions on coordination and collaboration on EIA issues were held with IUCN and Ramsar in 1998.

<p>agreements on liability and redress applicable to damage to biological diversity, including the nature, scope and coverage of such provisions, and information on experiences in their implementation, as well as information regarding access by foreign citizens to national courts potentially applicable to or in cases involving transboundary environmental harm;</p> <p>9. <i>Invites</i> Parties to include in their national reports information on actions taken with respect to liability and redress for damage to biological diversity;</p> <p>10. <i>Requests</i> the Executive Secretary to prepare a synthesis report based on the information contained in submissions by Parties and other relevant information, for examination by the Conference of the Parties at its fifth meeting;</p>	<p>A synthesis report of submissions from Governments and international organizations in response to a questionnaire on liability and redress under the Convention was prepared and submitted to COP 5.</p>
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**DECISION IV/11 - REVIEW OF THE EFFECTIVENESS OF THE FINANCIAL MECHANISM**

*Overview of the decision*

The decision concerns the second review of the effectiveness of the financial mechanism and the terms of reference for the review, and measures to improve the effectiveness of the mechanism.

*Overview of the decision and possible action by the Conference of the Parties*

Request fully implemented.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>The COP,</p> <p>4. <i>Requests</i> the Executive Secretary to advise the Parties on matters relating to recommendations for further guidance to the financial mechanism with respect to:</p> <p>(a) The relationship of any draft guidance to previous guidance; and</p> <p>(b) Any possible effects of that draft guidance on the implementation of previous guidance from the Conference of the Parties.</p>	<p>A report on matters relating to further guidance to the financial mechanism was submitted to the Conference of the Parties at its fifth meeting (UNEP/CBD/COP/5/13/Add.1).</p>

## DECISION IV/12 - ADDITIONAL FINANCIAL RESOURCES

### *Overview of the decision*

The decision concerns sources of additional financial resources for implementation of the Convention.

### *Overview of the decision and possible action by the Conference of the Parties*

Request fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>Requested the Executive Secretary to prepare, for consideration by the Parties at the fifth meeting of the Conference of the Parties, a report on additional financial resources.</p>	<p>A report on additional financial resources was submitted to the Conference of the Parties at its fifth meeting (UNEP/CBD/COP/5/14).</p>

## DECISION IV/14 - NATIONAL REPORTS BY PARTIES

### *Overview of the decision*

The decision deals with submission by Parties of their first national reports and the information to be included in such reports.

### *Overview of the decision and possible action by the Conference of the Parties*

Request fully implemented.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>2. Requested the Executive Secretary to prepare, in time for the fourth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice, a revised version of the report referred to in decision II/17 on the basis of the national reports received and other relevant information;</p>	<p>A synthesis of information contained in the first national reports and other relevant information was prepared for the fifth meeting of SBSTTA (UNEP/CBD/SBSTTA/5/INF/6).</p>

## DECISION IV/15 - THE RELATIONSHIP BETWEEN THE CBD WITH THE CSD AND BIODIVERSITY-RELATED CONVENTIONS, OTHER INTERNATIONAL AGREEMENTS, INSTITUTIONS AND PROCESSES OF RELEVANCE

### *Overview of the decision*

The decision further explores cooperative activities with relevant international organizations and processes and the development of memoranda of understanding and joint work programmes.

### *Overview of the decision and possible action by the Conference of the Parties*

Cooperative activities were undertaken as requested.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p>4. Requested that the Executive Secretary, on behalf of the Conference of the Parties, consider matters of liaison, cooperation and collaboration as a key responsibility;</p> <p>5. Requested the Executive Secretary to continue to coordinate with the secretariats of relevant biodiversity-related conventions, institutions and processes, and to cooperate with related processes at regional and subregional levels, with a view to:</p> <p>(a) Facilitating the exchange of information and experience;</p> <p>(b) Exploring the possibility of procedures for promoting efficiencies between the reporting requirements of Parties under those instruments and conventions;</p> <p>(c) Exploring the possibility of developing joint work programmes, similar to that between the Convention on Biological Diversity and the Convention on Wetlands referred to above, between the Convention on Biological Diversity and other relevant institutions and conventions;</p> <p>(d) Exploring modalities, where appropriate, for suitable liaison arrangements in relevant centres, in particular Geneva and/or New York, for the purpose of enhancing linkages with relevant processes, which will assist in achieving greater coherence in these intergovernmental organizations and processes;</p> <p>6. Encouraged the Executive Secretary to develop relationships with other processes with a view to fostering good management practices in areas such as: methods and approaches to deal with protected areas; ecosystem and bioregional approaches to protected area management and sustainable use of biological diversity; mechanisms to enhance stakeholder involvement; methods for developing systems plans and integrating biological diversity considerations into sectoral strategies and plans; and transboundary protected areas;</p> <p>11. Requested the Executive Secretary to enhance cooperation with the World Intellectual Property Organization with respect to the Organization's programme of work;</p> <p>12. Also requests the Executive Secretary to prepare a report on the implementation of the Convention to assist the Conference of the Parties to contribute to the review of the implementation of Agenda 21 in the year 2002;</p> <p>13. Further requests the Executive Secretary to</p>	<p>The Executive Secretary undertook cooperation activities on an on-going basis with relevant international organizations.</p> <p>An MOU was signed with the Council of Europe and UNEP as joint secretaries to PEBLDS in March 2000.</p> <p>The Executive Secretary participated in the Inter-Agency Committee in order to assist in preparations for meetings and work of the CSD.</p> <p>Cooperation with UNESCO on the development of a global programme of work on public education and awareness continued.</p> <p>The Executive Secretary presented reports on the work of the Convention to the UNGA at its 54<sup>th</sup> and 55<sup>th</sup> sessions.</p> <p>Consultations were held with CMS on complementarities with the CBD programme of work.</p>



<p>strengthen relationships with, in particular, the United Nations Framework Convention on Climate Change and its Kyoto Protocol, and the United Nations Convention to Combat Desertification in those Countries Experiencing Serious Drought and/or Desertification, particularly in Africa, with a view to making implementation activities and institutional arrangements mutually supportive;</p> <p>16. Requests the Executive Secretary to provide inputs based on the above submissions to the discussion at the Commission on Sustainable Development at its seventh session to ensure that any future work of the Commission on Sustainable Development in these areas fully incorporates biological diversity considerations and makes full use of existing materials and national guidelines;</p> <p>17. Requests the Executive Secretary to report to the Conference of the Parties at its fifth meeting on the collaborative efforts with the Commission on Sustainable Development and with the Committee on Trade and Environment of the World Trade Organization, including suggestions for improving this relationship.</p>	
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**DECISION IV/16 - INSTITUTIONAL MATTERS AND THE PROGRAMME OF WORK**

*Overview of the decision*

The decision deals with various institutional issues including preparations for meetings of the Conference of the Parties, the *modus operandi* of SBSTTA and the review of the programme of work of Conference of the Parties.

*Overview of the decision and possible action by the Conference of the Parties*

The requests were fully implemented.

<b>CORE ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>The COP,</p> <p>3. <i>Requests</i> the Executive Secretary to analyse for the meeting described in paragraph 2 of the present decision the development and experience of other conventions and agreements and their potential relevance to the work of the Convention;</p> <p>5. <i>Requests</i> the Executive Secretary, subject to necessary voluntary contributions, to organize regional/subregional meetings to consider ways and means of implementing the Convention and the decisions of the Conference of the Parties;</p> <p>6. <i>Requests</i> the Executive Secretary when preparing the provisional annotated agenda to clearly indicate whether matters are for</p>	<p>The Executive Secretary prepared an analysis of the development and experience of the operations of other conventions and agreements for ISOC (UNEP/CBD/ISOC/1/2).</p> <p>The Secretariat contributed to events in the regions and sub-regions which served as inputs to the preparatory process for the fifth meeting of the Conference of the Parties but budgetary constraints had made it impossible to organize stand-alone meetings in each of the regions to prepare for the fifth meeting of the Conference of the Parties. The Secretariat, however, facilitated the</p>

<p>information or for consideration and when preparing the supporting documentation to include suggestion of elements for draft decisions as appropriate;</p> <p>8. <i>Requests</i> the Executive Secretary to distribute the provisional annotated agenda for ordinary meetings of the Conference of the Parties as well as the principal documents for the meeting, in the official languages of the United Nations, as early as possible and in reasonable time for any regional preparatory meetings organized by the Executive Secretary and, in any event, preferably six months before the opening of its ordinary meetings;</p> <p>10. <i>Requests</i> the Executive Secretary to prepare, in time for the next meeting of the Conference of the Parties, a handbook that relates the decisions of the Conference of the Parties, and other material relevant to the operation of the Convention, as well as to the text of the Convention</p> <p>15. <i>Requests</i> its Bureau to liaise on a regular basis with the bureaux of its subsidiary bodies, in particular the Bureau of the Subsidiary Body on Scientific, Technical and Technological Advice, and, to this end, <i>requests</i> the Executive Secretary to organize wherever possible back-to-back meetings of the bureaux of the Conference of the Parties and the Subsidiary Body on Scientific, Technical and Technological Advice;</p> <p>19. <i>Requests</i> the Executive Secretary to prepare the provisional agenda of the fifth meeting of the Conference of the Parties in agreement with the President within the framework of the programme of work contained in annex II to the present decision;</p>	<p>holding of regional preparatory meetings in Nairobi immediately prior to the fifth meeting of the Conference of the Parties.</p> <p>On the advice of the COP Bureau the Executive Secretary prepared a compilation of draft decisions for the fifth meeting of the Conference of the Parties.</p> <p>Documents for meetings of the Conference of the Parties have been distributed in all official languages within the time-frame stipulated since COP 4.</p> <p>A draft Handbook of the Convention on Biological Diversity was finalized and distributed to delegates at the fifth meeting of the Conference of the Parties.</p> <p>Meetings of the two bureaux have been organized back to back whenever there has been an opportunity to do so.</p> <p>A provisional agenda was prepared for the fifth meeting of the Conference of the Parties in the manner requested by this decision.</p>
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## DECISION IV/17 - PROGRAMME BUDGET FOR THE BIENNIUM 1999-2000

### *Overview of the decision*

The decision addresses budgetary matters for the biennium and endorses the administrative arrangements between UNEP and the Secretariat of the Convention.

### *Overview of the decision and possible action by the Conference of the Parties*

The requests have been fully complied with.

CORE ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>1. <i>Endorses</i> the administrative arrangements between the United Nations Environment Programme and the Secretariat of the Convention on Biological Diversity, contained in annex III of document UNEP/CBD/COP/4/24, which entered into force on 30 June 1997, and <i>requests</i> the Executive Secretary to report regularly to the Conference of the Parties, through its Bureau, on the implementation of its provisions;</p> <p>8. <i>Invites</i> all Parties to the Convention to note that contributions to the core budget are due on 1 January of each year in accordance with paragraph 4 of the financial rules and to pay promptly and in full, for each of the years 1999 and 2000, the contributions required to finance expenditures approved under paragraph 2 above, as offset by surpluses noted in paragraph 3 and contributions noted under paragraph 4 of the present decision and, in this regard, <i>requests</i> the Executive Secretary to notify all Parties of the amount of their contributions by 1 October of the year preceding the year in which their contributions are due;</p> <p>14. <i>Authorizes</i> the Trustee to transfer the unspent balance of additional special voluntary contributions received prior to 1997 from the Trust Fund for the Convention (BY) to the Special Trust Fund (BE) for additional activities approved by the Conference of the Parties and <i>requests</i> the Executive Secretary to consult with the original donor country/countries on the use of these funds for additional activities approved by the Conference of the Parties;</p> <p>15. <i>Requests</i> the Executive Secretary to report to the Conference of the Parties at its fifth session on income and budget performance, and to propose any adjustments that might be needed in the Convention budget for the biennium 1999-2000.</p>	<p>This has been done on a regular basis.</p> <p>Such notification has been effected on an on-going basis.</p> <p>Consultations were held with the respective donor countries on the use of the funds.</p> <p>A report was submitted to the Conference of the Parties at its fifth meeting (UNEP/CBD/COP/5/9).</p>

*Annex V*

**PILOT REVIEW OF COP DECISIONS RELATING TO MARINE AND COASTAL BIOLOGICAL DIVERSITY**

**A. *Second meeting of the Conference of the Parties***

**DECISION II/10: CONSERVATION AND SUSTAINABLE USE OF MARINE AND COASTAL BIOLOGICAL DIVERSITY**

*Overview of the decision*

The decision supports and elaborates upon SBSTTA's recommendations as set out in Recommendation I/8 (Annex I to the decision). It also emphasises the need for an integrated approach to marine and coastal management and provides guidance to the Parties on the process to be used to develop a work programme on marine and coastal biodiversity (draft contained in Annex II) and on key substantive elements of the work programme. It also provided certain guidance to the Parties on cooperation with related conventions and relevant international and regional organizations.

*Overall assessment and possible action by the Conference of the Parties*

Most of the elements of the decision have been implemented. A number of its elements have been further developed by the COP at subsequent meetings.

Paras.7, 9, 10 and 14 could be archived. Other paragraphs are of continuing relevance and /or under implementation and should be retained.

<b>ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
The COP  6. Took note of SBSTTA recommendation I/8 on scientific, technical and technological aspects of the conservation and sustainable use of marine and coastal biodiversity;	The decision has been fully implemented except for the study on the genetic resources of the deep seabed. The paragraph concerning collaboration is still on-going, but similar provisions have also been made in decisions IV/5 and V/3.
7. Encouraged the use of integrated marine and coastal area management as the most suitable framework for addressing human impacts on marine and coastal biological diversity and for promoting conservation and sustainable use of this biodiversity;	
8. Encouraged Parties to establish and/or strengthen, where appropriate, institutional, administrative, and legislative arrangements for the development of integrated management of marine and coastal ecosystems, plans, and strategies for marine and coastal areas, and their integration within national developments plans;	

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>9. Took note of the recently finalized FAO Code of Conduct for Responsible Fisheries, the agreement for implementation of the provisions of the UNCLOS relating to the conservation and management of straddling fish stocks and highly migratory fish stocks, and the Washington Declaration and GPA, and supported their implementation, including that by Parties, in ways that are consistent with, and conform to, the objectives of the Convention on Biological Diversity;</p>	
<p>10. Welcomed the International Coral Reef Initiative and encouraged participation in the International Coral Reefs Initiative activities to implement its Framework for Action;</p>	
<p>11. Reaffirmed that under Article 25 SBSTTA is the only scientific, technical and technological authority under the Convention to provide advice to the COP</p>	
<p>12. Instructed the Executive Secretary to provide, in accordance with Annex II, the SBSTTA with scientific, technical and technological advice and options for recommendations to the COP in further elaborating the recommendations contained in recommendation I/8.</p>	<p>The Executive Secretary drafted a three-year programme of work on the basis of the outcome of first meeting of experts drawn from the roster which took place in Indonesia, in March 1997.</p>
<p>13. Offered the Executive Secretary the following guidance for conducting the work described in paragraph 7</p> <p>(a) Solicit input from all Parties and, as appropriate, from other countries and relevant bodies;</p> <p>(b) Establish, on the basis of country input, a roster of experts with specialization appropriate to the work described in paragraph 6;</p> <p>(c) The roster will draw upon expertise from scientific, technical, technological, social, management, economic, policy, legal, and indigenous and traditional knowledge</p> <p>(d) Convene, as appropriate, meetings of experts, drawn from the roster to support the Secretariat in advancing the work described in paragraph 7.</p>	<p>8(b) A roster of experts on marine and coastal biodiversity was established.</p>
<p>14. Welcomed the offer from Indonesia to be the host country of the first such meeting of Experts on Marine and Coastal Biological Diversity</p>	<p>The first meeting of Experts was held in Jakarta, Indonesia in March 1997. The report is contained in document UNEP/CBD/SBSTTA/3/Inf.1.</p>
<p>15. Decided to forward this decision and its annexes to the next session of the CSD;</p>	<p>Decision was forwarded to the Commission on Sustainable Development.</p>
<p>16. Decided to forward this decision and its</p>	<p>11. Decision was forwarded to the GEF.</p>

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
annexes to the GEF, other funding agencies and other relevant international bodies;	
17. Requested the Executive Secretary, in consultation with the UNDOALOS, to undertake a study of the relationship between the CBD and the UNCLOS with regard to the conservation and sustainable use of genetic resources on the deep seabed, with a view to enabling the SBSTTA to address at future meetings, as appropriate, the scientific technical, and technological issues relating to bio-prospecting of genetic resources on the deep seabed;	Contacts between SCBD and UNDOALOS were established. Work on going. Completion of the study expected at the beginning of 2002 and submission planned to SBSTTA 8.
18. Invited international and regional bodies responsible for legal instruments, agreements, and programmes which address activities relevant to the conservation and sustainable use of marine and coastal biodiversity, to review their programmes with a view to improving existing measures and developing new actions which promote conservation and sustainable use of marine biological diversity, and provide information on their actions on a regular basis to the COP and, in first instance, as soon as possible through the Executive Secretary. Furthermore, these various institutions are invited to cooperate with the COP through the SBSTTA in planning and implementation of programmes affecting marine and coastal biological diversity, so as to reduce any unnecessary duplication or gaps in coverage;	Collaborative linkages have been developed with related conventions and international and regional bodies, for example the United Nations Environment Programme (UNEP) and its Global Programme of Action for the Protection of the Marine Environment from Land-based Activities (GPA), the Food and Agriculture Organization of the United Nations (FAO), the Intergovernmental Oceanographic Commission of the United Nations Educational, Scientific and Cultural Organization (UNESCO), the International Maritime Organization, International Coral Reef Initiative (ICRI), the Global International Waters Assessment (GIWA)
19. Decided to request SBSTTA to carry out a summary review at its next meeting of the first report from the Executive Secretary and to submit in its report to the COP its recommendation on the work of the Executive Secretary	SBSTTA reviewed the report of the Executive Secretary on work in this area at its 2 <sup>nd</sup> meeting and provided guidance on how the Executive Secretary should further proceed in its recommendation II/10. See document UNEP/CBD/COP/3/3.

### ***B. Fourth meeting of the Conference of the Parties***

#### **DECISION IV/5: CONSERVATION AND SUSTAINABLE USE OF MARINE AND COASTAL BIOLOGICAL DIVERSITY, INCLUDING PROGRAMME OF WORK**

##### *Overview of the decision*

The decision adopted a multi-year programme of work arising from decision II/10. The multi-year programme of work was based on the input provided by the first meeting of the Group of Experts on Marine and Coastal Biological Diversity, and subsequent amendment by SBSTTA at its third meeting. The decision also contains two sections specifically addressing the issue of coral reefs and the special needs and considerations of small island developing States in implementing the programme of work

##### *Overall assessment and possible action by the Conference of the Parties*

The implementation of this decision is ongoing. Although the implementation of certain elements of the decision, such as parts II. 2 and II.3, have been completed, they will still require follow-up action in

the future. In addition, the implementation of the work programme contained in the annex to this decision is still ongoing. The work programme could benefit from evaluation, elaboration and refocusing by future meetings of the COP.

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP,</p> <p style="text-align: center;"><b>I. Programme of work</b></p> <p>1. Adopted the programme of work on marine and coastal biological diversity as contained in annex to the decision;</p>	<p>The implementation of the programme or work is ongoing at the national, regional and global levels.</p>
<p>2. Urged Parties, countries, relevant organizations and donor agencies to contribute to the implementation of specific elements of the programme of work;</p> <p>3. Urged Parties, when requesting for assistance through the financial mechanism of the Convention, to propose projects which, while being fully consistent with previous guidance of the Conferences of the Parties, promote the implementation of the programme of work;</p> <p>4. Urged the Executive Secretary to cooperate with the Convention on Wetlands of International Importance, especially as Waterfowl Habitat, where appropriate, in relation to the implementation of the joint work plan having regard to linkages with the programme of work on inland water biological diversity adopted by decision IV/4;</p>	<p>The Executive Secretary has developed and implemented two joint work plans with the Ramsar Convention, which included joint activities in inland water ecosystems and marine and coastal biological diversity. A third joint work plan will be presented for approval at the sixth meeting of the Conference of the Parties.</p>
<p style="text-align: center;"><i>II. Coral reefs</i></p> <p>1. Requested the Subsidiary Body on Scientific, Technical and Technological Advice to make an analysis of the coral bleaching phenomenon and provide relevant information to the fifth meeting of the Conference of the Parties for its consideration;</p>	<p>The Executive Secretary convened an expert consultation on coral bleaching in October 1999. The expert consultation led to an analysis of the coral bleaching phenomenon, its potential to cause severe loss of biological diversity, and its consequent socio-economic impacts. The analysis was presented for consideration of SBSTTA at its fifth meeting and the Conference of the Parties at its fifth meeting.</p>
<p>2. Invited the Executive Secretary to express its concern to the Executive Secretary of the United Nations Framework Convention on Climate Change and the Secretary-General of the Convention on Wetlands and convey it to the conferences of the Parties to the United Nations Framework Convention on Climate Change and the Convention on Wetlands at their next meetings;</p>	<p>The Executive Secretary conveyed the message to the secretariats of the two conventions in writing shortly after the fourth meeting of the Conference of the Parties; and reiterated it to the Conference of the Parties of UNFCCC at its fourth meeting (Buenos Aires, November 1998).</p>

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>3. Invited the United Nations Framework Convention on Climate Change to urgently address this issue in its deliberations; and</p>	<p>The Conference of the Parties of the UNFCCC forwarded the issue to the attention of its Subsidiary Bodies on Scientific and Technological Advice and on Implementation (SBSTA and SBI, respectively). At their tenth joint session, the subsidiary bodies decided that the request of the Conference of the Parties to the Convention on Biological Diversity would be addressed by the Subsidiary Body on Scientific and Technological Advice only.</p>
<p>4. Urged Parties, with reference to programme element 1.3 (c) (To promote the identification of key habitats for marine living resources on a regional basis, with a view to further develop policies for action to prevent physical alteration and destruction of these habitats, and pursue restoration of degraded habitats, including, <i>inter alia</i>, coral reef systems) of the programme of work, to take appropriate actions to mitigate impacts upon marine and coastal biological diversity and consequent socio-economic effects;</p>	
<p><i>III. Small island developing States</i> Strongly recommended to Parties, countries, relevant organizations and donor agencies that the special needs and considerations of small island developing States be a focus for implementing each of the elements of the programme of work, as appropriate;</p>	

**C. Fifth meeting of the Conference of the Parties**

**DECISION V/3: PROGRESS REPORT ON THE IMPLEMENTATION OF THE PROGRAMME OF WORK ON MARINE AND COASTAL BIOLOGICAL DIVERSITY (IMPLEMENTATION OF DECISION IV/5)**

***Overview of the decision:***

The decision provided updated advice on the implementation of decision IV/5, and the programme of work in its annex. The decision also provided for the integration of coral reefs into the programme of work

***Overall assessment and possible action by the Conference of the Parties:***

The implementation of this decision is ongoing.

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>The COP</p> <p>1. Took note of the tools that have been used</p>	



ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>for the implementation of the programme of work on the conservation and sustainable use of marine and coastal biological diversity, as set out in the note by the Executive Secretary on the subject prepared for the fifth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice (UNEP/CBD/SBSTTA/5/7, annex I), requests the Executive Secretary to report to future meetings of the Subsidiary Body on Scientific, Technical and Technological Advice on the application of these tools, encourages the Secretariat and the Subsidiary Body to complete, as soon as possible, the implementation of decision IV/5 on the programme of work on marine and coastal biodiversity as adopted by the Conference of Parties at its fourth meeting, and notes that the work element on coral reefs was enabled at the fifth meeting of the Conference of the Parties, and will have a minimum three year time schedule;</p>	
<p>2. Endorsed the results of the Expert Consultation on Coral Bleaching, held in Manila from 11 to 13 October 1999, as contained in the annex to the present decision;</p> <p>3. Decided to integrate coral reefs into programme element 2 (Marine and coastal living resources) of the programme of work;</p>	
<p>4. Requested the Executive Secretary to integrate fully the issue of coral bleaching in the programme of work on the conservation and sustainable use of marine and coastal biological diversity and to develop and implement a specific work plan on coral bleaching, taking into account the recommendations set out in the annex to the present decision, as appropriate, and in cooperation with the United Nations Framework Convention on Climate Change, and invites Parties, other Governments and relevant bodies to contribute to its implementation. In conducting his work on coral bleaching, the Executive Secretary will also liaise with, inter alia, the Convention on Wetlands, the Convention on International Trade in Endangered Species of Wild Fauna and Flora, the United Nations Educational, Scientific and Cultural Organization (including the World Heritage Convention), the Food and Agriculture Organization of the United Nations, regional fisheries organizations, the Intergovernmental Panel on Climate Change and the Global International Waters Assessment and will formally</p>	<p>The specific work plan on coral bleaching has been developed and is incorporated in recommendation VI/2 of the SBSTTA. The Executive Secretary is liaising with the organizations and bodies listed in this decision in regards to the coral bleaching work plan.</p>

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>liaise with the Global Coral Reef Monitoring Network and the International Coral Reef Initiative;</p> <p>5. Noted that there is significant evidence that climate change is a primary cause of the recent and severe extensive coral bleaching, and that this evidence is sufficient to warrant remedial measures being taken in line with the precautionary approach, transmits that view to the United Nations Framework Convention on Climate Change and urges the United Nations Framework Convention on Climate Change to take all possible actions to reduce the effect of climate change on water temperatures and to address the socio-economic impacts on the countries and communities most affected by coral bleaching;</p>	
<p>6. Urged Parties, other Governments and relevant bodies to implement response measures to the phenomenon of coral bleaching by:</p> <p>(a) Identifying and instituting additional and alternative measures for securing the livelihoods of people who directly depend on coral-reef services;</p> <p>(b) Encouraging and supporting multidisciplinary approaches to action relating to coral-reef management, research and monitoring, including the use of early-warning systems for coral bleaching, and collaborating with the International Coral Reef Initiative and the Global Coral Reef Monitoring Network;</p> <p>(c) Building stakeholder partnerships, community participation programmes and public education campaigns and information products that address the causes and consequences of coral bleaching;</p> <p>(d) Using appropriate policy frameworks to implement integrated marine and coastal area management plans and programmes that supplement marine and coastal protected areas and the multiple conservation measures outlined in the Renewed Call to Action of the International Coral Reef Initiative;</p> <p>(e) Supporting capacity-building measures, including training of and career opportunities for marine taxonomists, ecologists and members of other relevant disciplines, particularly at the national level;</p> <p>(f) Implementing and coordinating targeted research programmes, including predictive modelling, in the context, as appropriate, of the ongoing activities referred to in paragraph 4 of the</p>	

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
present decision;	
7. Invited Parties, other Governments and relevant bodies to submit case-studies on the coral-bleaching phenomenon to the Executive Secretary, for dissemination through the clearing-house mechanism;	A small number of case studies have been received. Work in this respect is ongoing.
8. Agreed that physical degradation and destruction of coral reefs also pose a significant threat to the biological diversity of coral-reef ecosystems, and therefore decides to expand its request to the Subsidiary Body on Scientific, Technical and Technological Advice, as contained in section II, paragraph 1, of decision IV/5, so as to include the effects of such factors;	Elements of a work plan on physical degradation and destruction of coral reefs are incorporated in SBSTTA recommendation VI/2.
9. Endorsed further work on developing guidelines for coastal areas, taking into account decision V/6, on the ecosystem approach;	Further guidelines for coastal areas are being developed with the assistance of the Government of the Netherlands.
10. Encouraged the Subsidiary Body on Scientific, Technical and Technological Advice, with the assistance of the Executive Secretary, to continue work on ecosystem evaluation and assessment, <i>inter alia</i> , through guidelines on evaluation and indicators;	The Executive Secretary is collaborating with various global assessment programmes in this regard. The Executive Secretary has also developed a project brief for a pilot assessment of marine and coastal biological diversity, leading to guidance on use of existing assessment methods, and potential recommendations for new methods.
11. Requested the Executive Secretary to gather information on approaches to management of marine and coastal living resources in relation to those used by local and indigenous communities and to make the information available through the clearing-house mechanism;	Gathering of information is in progress. A number of case studies are available.
12. Took note of the work of the Executive Secretary on marine and coastal genetic resources, including bioprospecting, and requests the Subsidiary Body on Scientific, Technical and Technological Advice to analyse, and provide advice on scientific, technical and technological matters related to the issue of marine and coastal genetic resources;	The study on conservation and sustainable use of genetic resources on the deep seabed (requested in decision II/10) is ongoing and will be presented to SBSTTA at its eighth meeting to facilitate discussion.

ELEMENTS OF THE DECISION	STATUS OF IMPLEMENTATION
<p>13. Suggested that the Subsidiary Body on Scientific, Technical and Technological Advice consider the following issues and prioritize them as appropriate: the use of unsustainable fishing practices, including the effects on marine and coastal biological diversity of the discard of by-catch; the lack of use of marine and coastal protected areas in the context of management of marine and coastal living resources; and the economic value of marine and coastal resources, including sea grasses, mangroves and other coastal ecosystems; as well as capacity-building for undertaking stock assessments and for economic evaluations;</p>	<p>The prioritization will be undertaken by SBSTTA at its eighth meeting.</p>
<p>14. Requested the Executive Secretary to make use of existing information, expertise and best practices on alien species in the marine environment in the implementation of the work programme on alien species under decision IV/1 C;</p>	<p>Existing information reviewed by SBSTTA 6. Implementation of this element of the decision is ongoing.</p>
<p>15. Approved the terms of reference and the duration of work specified for the ad hoc technical expert groups on marine and coastal protected areas and mariculture, as contained in annex II to recommendation V/14 of the Subsidiary Body on Scientific, Technical and Technological Advice, with the addition of "Identification of best practices" for mariculture;</p>	<p>The ad hoc technical expert group on marine and coastal protected areas met for the first time in Leigh, New Zealand from 22 to 26 October 2001. A second meeting is planned from 20 to 24 May 2002. The ad hoc technical expert group on mariculture will tentatively meet for the first time in Rome, Italy from 1 to 5 July. This meeting will be held in collaboration with the FAO.</p>
<p>16. Requested the Executive Secretary to make further use of the roster of experts for peer-review and preparation of background documents;</p>	<p>Implementation is ongoing.</p>
<p>17. Invited the United Nations Educational, Scientific and Cultural Organization to continue its strong involvement in the implementation of the programme of work, and requests the Executive Secretary to further strengthen cooperation with other global organizations;</p>	<p>UNESCO continues to be actively involved in the implementation of the programme of work. Collaboration with other global organizations is also ongoing.</p>

<b>ELEMENTS OF THE DECISION</b>	<b>STATUS OF IMPLEMENTATION</b>
<p>18. Requested the Executive Secretary to coordinate with the secretariats of regional seas conventions and action plans with a view to exploring the possibility of further collaboration, including the development of joint work programmes, in the implementation of the Jakarta Mandate on Marine and Coastal Biological Diversity, paying particular attention to the identification of priorities for action at the regional level, the development of joint implementation strategies and identification of joint activities and the use of regional networks, and to report to the Conference of the Parties at its sixth meeting on collaboration with the regional seas conventions and action plans.</p>	<p>The Secretariat has existing Memoranda of Cooperation with the Cartagena, Barcelona and Lima Conventions, and continues to seek collaboration with all regional seas conventions. Implementation ongoing.</p>

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