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#### SUBSIDIARY BODY ON IMPLEMENTATION

Second meeting Montreal, Canada, 9-13 July 2018 Item 2 of the provisional agenda

#### ANNOTATED PROVISIONAL AGENDA

#### INTRODUCTION

- 1. The Conference of the Parties at its twelfth meeting established the Subsidiary Body on Implementation (SBI) (decision XII/26, para. 1), and provided its terms of reference (decision XII/26, annex). It decided that the rules of procedure for meetings of the Conference of Parties would apply, mutatis mutandis, to the meetings of SBI, with the exception of rule 18 (credentials of representatives), which would not apply (decision XII/26, para. 2(b)).
- 2. At its thirteenth meeting, the Conference of the Parties adopted the modus operandi of the Subsidiary Body on Implementation provided in the annex to decision XIII/25. The Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety at its eighth meeting endorsed the modus operandi of the Subsidiary Body on Implementation and decided that it should apply, mutatis mutandis, when the Subsidiary Body serves the Cartagena Protocol (decision CP-VIII/9). Similarly, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing endorsed the modus operandi of the Subsidiary Body on Implementation and decided that it should apply, mutatis mutandis, when the Subsidiary Body serves the Nagoya Protocol (decision NP-2/11).
- 3. The Conference of the Parties recognized the benefits of integrated approaches to the review and support of the implementation of the Convention and its Protocols and requested SBI to undertake any tasks that fall within the scope of its terms of reference as referred to it by the Conference of the Parties or the Conference of the Parties serving as the meetings of the Parties to the respective Protocols, and to report on its work to these bodies. When the Subsidiary Body on Implementation serves a Protocol to the Convention, decisions under the Protocol shall be taken only by the Parties to the Protocol.
- 4. In accordance with the modus operandi of SBI (decision XIII/25, annex), the Chairperson of the Subsidiary Body on Implementation is to be elected by the Conference of the Parties to ensure active participation in the preparatory process as well as facilitating the meeting. The Chair elected to serve the second meeting of the Subsidiary Body on Implementation is Mr. Francis Meri Sabino Ogwal. In line with decision XII/26, paragraph 2(a), the Bureau of the Conference of the Parties will serve as the Bureau of SBI.
- 5. The second meeting of the Subsidiary Body on Implementation will be held in Montreal, Canada, at the headquarters of the International Civil Aviation Organization, from 9 to 13 July 2018. The Secretariat will issue an information note containing details of registration and other logistical arrangements for the meeting, including information on travel, visa requirements, accommodation and other matters. These annotations to the provisional agenda have been prepared and made available to facilitate preparations for the meeting by Parties and observers.

#### ITEM 1. OPENING OF THE MEETING

6. The Chair will open the meeting at 10 a.m. on Monday, 9 July 2018. A statement will be made by the Executive Secretary.

#### ITEM 2. ADOPTION OF THE AGENDA AND ORGANIZATION OF WORK

- 7. The provisional agenda for the second meeting of the Subsidiary Body on Implementation was prepared by the Executive Secretary in consultation with the Bureau in accordance with paragraphs 8 and 9 of the rules of procedure for the meetings of the Conference of Parties, taking into account the terms of reference of the Subsidiary Body on Implementation and the specific requests made to it by the Conference of the Parties at its thirteenth meeting, the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety at its eighth meeting and the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits arising from their Utilization to the Convention on Biological Diversity at its second meeting.
- 8. The Subsidiary Body on Implementation will be invited to consider the revised provisional agenda for adoption (CBD/SBI/2/1/Rev.1).
- 9. The Subsidiary Body on Implementation will be invited to adopt the proposed organization of work in annex I of CBD/SBI/2/1/Add.1.
- 10. A list of pre-session documents for the meeting is provided in annex II.

# ITEM 3. REVIEW OF PROGRESS IN THE IMPLEMENTATION OF THE CONVENTION AND THE STRATEGIC PLAN FOR BIODIVERSITY 2011-2020

- 11. In decision X/2, paragraph 3, the Conference of the Parties urged Parties to review, and as appropriate, update and revise, their national biodiversity strategies and action plans, in line with the Strategic Plan for Biodiversity 2011-2020 and the guidance adopted in decision IX/9, integrating their national targets developed within the framework of the Strategic Plan and its Aichi Biodiversity Targets.
- 12. In decision XII/26, paragraph 5, the Conference of the Parties, recalling paragraph 14 of decision X/2, requested that, for the period up to 2020, the Subsidiary Body support the Conference of the Parties in reviewing progress in the implementation of the Strategic Plan for Biodiversity 2011-2020 and achievement of the Aichi Biodiversity Targets, taking into account also the multi-year programme of work of the Conference of the Parties to 2020.
- 13. Following a review of progress in implementation by the Subsidiary Body at its first meeting, the Conference of the Parties, in decision XIII/1, paragraphs 21 and 22, invited Parties, other Governments, indigenous peoples and local communities, and relevant international organizations to submit updated information, to allow the Executive Secretary to synthesize and make available the information for consideration by the Subsidiary Body on Implementation at its second meeting.
- 14. In line with these decisions and decision X/2, paragraph 17(b), the Subsidiary Body on Implementation will, under this item, review national, regional and other actions, including targets established in the framework of the Strategic Plan for Biodiversity 2011-2020, and assess the contribution of such national and regional targets towards the global targets.
- 15. Under this agenda item, SBI will have before it a note by the Executive Secretary on these matters (CBD/SBI/2/2), accompanied by addendums describing the status and providing an analysis of the revised national biodiversity strategies and action plans (CBD/SBI/2/2/Add.1) and an analysis of the

contribution of national targets established by Parties and progress towards the achievement of the Aichi Biodiversity Targets (CBD/SBI/2/2/Add.2). These reports will include relevant information on the integration of gender considerations, in addition to which the Subsidiary Body will have before it a note on progress in gender mainstreaming and the implementation of the 2015-2020 Gender Plan of Action (CBD/SBI/2/3).

- 16. In addition, a report on progress towards Aichi Biodiversity Target 3 will be provided in CBD/SBI/2/2/Add.4 with particular focus on the milestones for the full implementation of this Target adopted in decision XII/3 (see also agenda item 9). The note on resource mobilization (CBD/SBI/2/7), which includes an analysis of the information provided by Parties through the financial reporting framework, will also provide information relevant to this agenda item, in relation to Target 20.
- 17. In relation to Target 16, the information provided under item 4 of the agenda on the basis of information provided in the interim national reports under the Nagoya Protocol, the ABS Clearing-house and other relevant sources, also provides information relevant to this agenda item.
- 18. Further, pursuant to paragraph 22 of decision XIII/1, updated information on progress towards Aichi Biodiversity Target 18 on traditional knowledge and customary sustainable use of biodiversity, as well as implementation of the Plan of Action on Customary Sustainable Use, will be available as CBD/SBI/2/2/Add.4, together with any relevant recommendations of the Ad Hoc Open-ended Intersessional Working Group on Article 8(j) and Related Provisions at its tenth meeting.
- 19. The Subsidiary Body on Implementation is expected to review progress in implementation on the basis of the aforementioned information and make recommendations to the Conference of the Parties at its fourteenth meeting. In reviewing progress towards the Aichi Biodiversity Targets, the Subsidiary Body on Implementation may also take into account any relevant recommendations of the Subsidiary Body on Scientific, Technical and Technological Advice arising from its scientific review of progress towards selected Aichi Biodiversity Targets.

## ITEM 4. ASSESSMENT AND REVIEW OF THE EFFECTIVENESS OF THE NAGOYA PROTOCOL

- 20. In accordance with Article 31 of the Nagoya Protocol, the Parties to the Protocol at their third meeting, four years after the entry into force of the Protocol, will undertake the first assessment and review of the effectiveness of the Protocol.
- 21. In decision NP-2/4, paragraph 1, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol decided to conduct the first assessment and review of the Protocol on the basis of the elements and sources of information contained in the annex to that decision, including information from the interim national reports and the ABS Clearing-house. It also requested the Compliance Committee to provide inputs to the first assessment and review in order to assist in addressing challenges to the implementation of the Protocol.
- 22. The meeting of the Parties requested the Executive Secretary to prepare an analysis and synthesis of relevant information for the first assessment and review as well as a framework of indicators as a basis for measuring, in the second assessment and review and thereafter, progress in achieving the objective of the Protocol while taking into account the preparation of and elements included in the first assessment.
- 23. The Subsidiary Body on Implementation will have before it the analysis and synthesis of information and a draft framework of indicators prepared by the Executive Secretary (CBD/SBI/2/3) as well as the report of the Compliance Committee.
- 24. The Subsidiary Body on Implementation is to review the analysis and synthesis of information, as well as the draft framework of indicators submitted by the Executive Secretary, taking into account the

inputs of the Compliance Committee and submit its findings and recommendations for the consideration of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting.

## ITEM 5. MAINSTREAMING OF BIODIVERSITY WITHIN AND ACROSS SECTORS AND OTHER STRATEGIC ACTIONS TO ENHANCE IMPLEMENTATION

- 25. At its thirteenth meeting the Conference of the Parties adopted a comprehensive decision on mainstreaming and the integration of biodiversity within and across sectors (decision XIII/3). In addition, at the high-level segment of the United Nations Biodiversity Conference (Cancun, Mexico, 2016), Parties adopted the Cancun Declaration. The decision provided guidance to Parties on a number of matters, and also requested the Executive Secretary to continue collaboration with a number of partners. At its thirteenth meeting, the Conference of the Parties focussed on the sectors of agriculture, forestry, fisheries and tourism. It decided to focus, at its fourteenth meeting, on the sectors of energy and mining, infrastructure, manufacturing and processing, and health.
- 26. The Subsidiary Body on Implementation will have before it a document providing an update on this work (CBD/SBI/2/4). This will include an analysis of current policies, tools and practices of Parties with respect to the mainstreaming of biodiversity in the sectors of energy and mining, infrastructure, manufacturing and processing and health, as well as options for the consideration of the Subsidiary Body on Implementation. The document will be complemented by addendums addressing the following two specific issues identified for consideration by the Subsidiary Body at its second meeting:
- (a) Institutional mechanisms at the national level Further to paragraph 105 (b) of decision XIII/3, SBI will have before it a note (CBD/SBI/2/4/Add.1) identifying best practices and successful models of institutional mechanisms in place at the national level, drawing on new information from Parties, information available in the fifth national reports, the clearing-house mechanism, and other existing sources of information, to support implementation of the Convention and the Strategic Plan for Biodiversity 2011-2020;
- (b) Guidance for reporting by businesses on their actions related to biodiversity Further to paragraph 105 (b) of decision XIII/3, SBI will have before it a note (CBD/SBI/2/4/Add.2) providing a typology of actions and draft guidance for reporting on business-related actions for consideration by the Subsidiary Body.
- 27. The Subsidiary Body on Implementation will also have before it any relevant recommendations of the Subsidiary Body on Scientific, Technical and Technological Advice concerning the scientific and technical aspects of mainstreaming biodiversity in the sectors of energy and mining, infrastructure, manufacturing and processing, and health.
- 28. The Subsidiary Body on Implementation will also have before it a progress report on messaging approaches on biodiversity mainstreaming for specific target groups related to sectors, including agriculture, forestry, fisheries and aquaculture, and tourism, as part of the delivery on the global communication strategy and messaging approaches (pursuant to decision XIII/3, para. 109(e)).
- 29. The Subsidiary Body on Implementation will have before it an information document providing an analysis of information provided by Parties and others related to sustainable tourism development and rural community tourism (pursuant to decision XIII/3 (para. 111)).
- 30. As part of the modus operandi adopted by the Conference of the Parties at its thirteenth meeting, one of the key functions of the Subsidiary Body on Implementation is to identify strategic actions to enhance implementation (decision XIII/25, annex, para. 2). In decision XIII/1, paragraphs 29 and 30, the Conference of the Parties encouraged Parties to undertake evaluations of the effectiveness of measures undertaken to implement the Strategic Plan for Biodiversity 2011-2020, to document experiences and

identify lessons learned, and called on the Executive Secretary to compile and analyse this information and make it available to the Subsidiary Body on Scientific, Technical and Technological Advice and the Subsidiary Body on Implementation. In decision XIII/25, paragraph 4, the Conference of the Parties requested the Executive Secretary to prepare, in consultation with Parties and relevant stakeholders, information on the obstacles related to the implementation of the Convention and the Strategic Plan, as well as to identify effective practices related to the implementation of national and global targets, to be considered by the Subsidiary Body on Implementation at its second meeting. The document before the Subsidiary Body on Implementation (CBD/SBI/2/4/Add.1) will respond to these requests and provide options for potential actions and practices to improve implementation at the national level).

31. The Subsidiary Body on Implementation is expected to consider these matters and make recommendations to the Conference of the Parties at its fourteenth meeting.

## ITEM 6. GLOBAL MULTILATERAL BENEFIT-SHARING MECHANISM (ARTICLE 10 OF THE NAGOYA PROTOCOL)

- 32. In decision NP-2/10, the Conference of the Parties serving as the meeting of the Parties to the Protocol, recalled that Parties agreed to consider the need for and modalities of a global multilateral benefit-sharing mechanism to address the fair and equitable sharing of benefits derived from the utilization of genetic resources and traditional knowledge associated with genetic resources that occur in transboundary situations or for which it is not possible to grant or obtain prior informed consent.
- 33. In paragraph 7 of the same decision, the Subsidiary Body on Implementation was requested to explore the need for a global multilateral benefit-sharing mechanism and to make recommendations for consideration by the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting, on the basis of information made available in accordance with paragraphs 3 to 6 of the decision.
- 34. The Subsidiary Body on Implementation will have before it a note by the Executive Secretary developed in accordance with paragraphs 3 to 6 of the decision.
- 35. The Subsidiary Body on Implementation is invited to consider this matter and make recommendations for consideration by the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting.

## ITEM 7. SPECIALIZED INTERNATIONAL ACCESS AND BENEFIT-SHARING INSTRUMENTS (ARTICLE 4 OF THE NAGOYA PROTOCOL)

- 36. At its second meeting, the Conference of the Parties serving as the meeting of the Parties to the Protocol considered cooperation with other international organizations, conventions and initiatives on matters related to access and benefit-sharing.
- 37. In decision NP-2/5, paragraph 3, the Conference of the Parties serving as the meeting of the Parties requested the Executive Secretary, in the context of Article 4, paragraph 4, of the Protocol, subject to the availability of resources, to conduct a study into criteria that could be used to identify what constitutes a specialized international access and benefit-sharing instrument, and what could be a possible process for recognizing such an instrument.
- 38. A note by the Executive Secretary and the study will be issued for the consideration of the Subsidiary Body (CBD/SBI/2/6).
- 39. The Subsidiary Body on Implementation is invited to consider this matter and make recommendations for consideration by the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting.

#### ITEM 8. RESOURCE MOBILIZATION

*Updated analysis of financial reports including methodological approaches* 

- 40. At its thirteenth meeting, the Conference of the Parties, on the basis of information provided by Parties through the financial reporting framework and the analysis by the Executive Secretary, took note of progress made towards the targets adopted in decision XII/3, and noted with concern that the information from the financial reporting frameworks submitted by Parties was insufficient, limiting the basis for a comprehensive assessment of progress. The Conference of the Parties urged Parties that had not yet done so to provide the necessary baseline information and report progress against the targets for resource mobilization by 1 July 2017. The Parties were also urged to increase their efforts to achieve the targets (decision XIII/20, paras. 5 and 6).
- 41. Further to the request of the Conference of the Parties at its thirteenth meeting, the Subsidiary Body on Implementation will have before it a document prepared by the Executive Secretary (CBD/SBI/2/7) providing a stocktake and an updated analysis of financial reports received by the Secretariat with a view to providing an overview of the progress made towards the global targets. The document will also include an analysis of differences across methodological approaches.
- 42. On the basis of this information, the Subsidiary Body will make recommendations for the Conference of the Parties at its fourteenth meeting.

Assessing the contribution of collective actions of indigenous peoples and local communities and safeguards in biodiversity financing mechanisms

- At its thirteenth meeting, the Conference of the Parties considered the role of collective action, 43. including action by indigenous peoples and local communities, and non-market-based approaches for mobilizing resources for achieving the objectives of the Convention, and, in decision XIII/20, welcomed the guiding principles on assessing the contribution of collective action of indigenous peoples and local communities. The Conference of the Parties requested the Executive Secretary to compile and analyse the information on collective action received by Parties through the financial reporting framework and other relevant sources and, taking into account the guiding principles, as well as the report of the Guatemala workshop,<sup>2</sup> to develop elements of methodological guidance for identifying, monitoring, and assessing the contribution of indigenous peoples and local communities to the achievement of the Strategic Plan and the Aichi Biodiversity Targets. Accordingly a document is being prepared for consideration by the Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions at its tenth meeting. The Subsidiary Body will be invited to consider this document (CBD/WG8J/10/5), together with the relevant recommendations from the Working Group on Article 8(j) and Related Provisions, with a view to finalizing the methodological guidance for the consideration and possible adoption by the Conference of the Parties at its fourteenth meeting.
- 44. The Conference of the Parties, in decision XII/3, adopted voluntary guidelines on safeguards in biodiversity financing mechanisms, as contained in the annex III to that decision. The Conference of the Parties also urged Parties, other Governments, business organizations and other stakeholders to take the voluntary guidelines into account when selecting, designing and implementing biodiversity financing mechanisms, and when developing instrument-specific safeguards for them, with a view to effectively harnessing their positive effects and avoiding or mitigating negative effects.
- 45. Pursuant to this decision, and further to paragraphs 26 and 27 of decision XIII/20, the Executive Secretary is compiling and analysing information on how the application of safeguards can ensure that the potential effects of biodiversity financing mechanisms on the economic and social rights and livelihoods of indigenous peoples and local communities are addressed effectively, for the consideration of the

<sup>&</sup>lt;sup>1</sup> As contained in the annex to recommendation 1/6 and decision XIII/20.

<sup>&</sup>lt;sup>2</sup> UNEP/CBD/SBI/1/INF/6.

Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions at its tenth meeting. The Subsidiary Body will be invited to consider this document (CBD/WG8J/10/6), together with the relevant recommendations from the Working Group on Article 8(j) and Related Provisions, and to develop recommendations for the implementation of the voluntary guidelines on safeguards, adopted in decision XII/3, to address effectively the potential impacts of biodiversity financing mechanisms on different elements of biodiversity, as well as their potential effects on the rights and livelihoods of indigenous peoples and local communities, for consideration by the Conference of the Parties at its fourteenth meeting.

#### ITEM 9. FINANCIAL MECHANISM

- 46. At its thirteenth meeting, the Conference of the Parties adopted the four-year framework of programme priorities (2018-2022) for the seventh replenishment of the Global Environment Facility Trust Fund and consolidated guidance to the financial mechanism (decision XIII/21, annexes I and II), as well as the terms of reference for the fifth review of the effectiveness of the financial mechanism. It also took note of the report on the full assessment of funds needed for the seventh replenishment. It called for a successful replenishment of the Global Environment Facility and requested the Global Environment Facility to include in its reports to the Conference of the Parties information regarding the individual elements of the guidance and framework and how it has responded to the needs assessment, and to make a preliminary draft of its report available to the Subsidiary Body.
- 47. The Subsidiary Body on Implementation will have before it a note by the Executive Secretary on these matters (CBD/SBI/2/8), including a progress report on the replenishment of the Trust Fund and the fifth review of the effectiveness of the financial mechanism. This document will be complemented by the preliminary report of the Global Environment Facility (CBD/SBI/2/8/Add.1) and the synthesis report and recommendations of the independent evaluator for the fifth review of effectiveness (CBD/SBI/2/8/Add.2).
- 48. On the basis of this information, the Subsidiary Body will make recommendations for the Conference of the Parties at its fourteenth meeting.

## ITEM 10. CAPACITY-BUILDING, TECHNICAL AND SCIENTIFIC COOPERATION AND TECHNOLOGY TRANSFER

- 49. At its thirteenth meeting, the Conference of the Parties, in decision XIII/23, adopted a short-term action plan (2017-2020) to enhance and support capacity-building for the implementation of the Convention and its Protocols. It requested the Executive Secretary to undertake monitoring and evaluation of the outcomes and effectiveness of ongoing capacity-building activities supported and facilitated by the Secretariat, with a view to better targeting and improving future capacity-building activities, and to report on the results to the Subsidiary Body on Implementation for consideration at its second meeting. The Conference of the Parties also decided to initiate a process for preparing a long-term strategic framework for capacity-building beyond 2020 ensuring its alignment with the follow-up to the Strategic Plan for Biodiversity 2011-2020 and the work of the Protocols, and requested the Executive Secretary to prepare the terms of reference for a study to provide the knowledge base for consideration by the Subsidiary Body on Implementation at its second meeting.
- 50. In the same decision, the Conference of the Parties, took note of the web strategy for the Convention and its Protocols, in line with the Framework for a Communications Strategy, and requested the Executive Secretary, to implement the web strategy, to update it with priority actions to be taken before 2018 based on decisions emanating from the thirteenth meeting of the Conference of the Parties, and concurrent meetings of the Protocols, and to further develop the clearing-house mechanism in line with the web strategy and with the work programme for the clearing-house mechanism.

- 51. The Subsidiary Body on Implementation will have before it a document providing an update on this work (CBD/SBI/2/9), including the terms of reference of the study on a long-term strategic framework.
- 52. On the basis of this information, the Subsidiary Body is expected to make recommendations for the Conference of the Parties at its fourteenth meeting.

## ITEM 11. COOPERATION WITH OTHER CONVENTIONS, INTERNATIONAL ORGANIZATIONS AND INITIATIVES

- 53. According to the multi-year programme of work of the Conference of the Parties adopted through decision XII/31, the Conference of the Parties will consider at its fourteenth meeting, among other things, synergies among the biodiversity-related conventions.
- 54. At its thirteenth meeting, the Conference of the Parties considered options to enhance synergies among the biodiversity-related conventions. It welcomed the options for enhancing synergies at the national level as well as the road map for enhancing synergies among the biodiversity-related conventions at the international level 2017-2020 (as contained in decision XIII/24, annexes I and II).
- 55. The Executive Secretary was requested, subject to the availability of resources, and in consultation with the Liaison Group of Biodiversity-related Conventions, to enter missing information in the road map, and, where possible, undertake the actions described (decision XIII/24, para. 13). The Conference of the Parties also requested the Executive Secretary, in consultation with the Bureau, and subject to availability of resources, to establish an informal advisory group on synergies consisting of Party representatives with balanced representation, including regionally, to provide advice to the Executive Secretary, the Bureau and the Liaison Group of Biodiversity-related Conventions, as relevant, on further prioritization and implementation of the prioritized actions, and report to the Subsidiary Body on Implementation at its second meeting (decision XIII/24, para. 15).
- 56. In decision XIII/7, the Conference of the Parties requested the Executive Secretary to strengthen collaboration with the members of the Collaborative Partnership on Forests, including the Secretariat of the United Nations Forum on Forests, as well as other relevant organizations and initiatives, to fully respond to the requests of the Conference of the Parties in paragraph 21 of decision XII/6, to support the implementation of the decision.
- 57. Under this item, the Subsidiary Body on Implementation will have before it a note providing information on cooperation with other conventions, international organizations and partnerships, including information on results and achievements of existing cooperation activities pursuant to decision XIII/24, paragraph 2 (CBD/SBI/2/10), complemented by addendums providing: a progress report on implementation of the options for enhancing synergies at the national level and the road map for enhancing synergies among the biodiversity-related conventions at the international level during the period 2017-2020 as well as any proposals to further advance this work (CBD/SBI/2/10/Add.1); and a progress report on collaboration with the members of the Collaborative Partnership on Forests (CBD/SBI/2/10/Add.2).
- 58. On the basis of this information, the Subsidiary Body is expected to make recommendations for consideration by the Conference of the Parties at its fourteenth meeting.

#### ITEM 12. MECHANISMS FOR REVIEW OF IMPLEMENTATION

59. In decision XIII/25, the Conference of the Parties invited Parties to develop, enhance and make use of national processes to review the measures that they have taken for the implementation of the Convention and related strategic plans, including, as appropriate, participatory approaches and engagement of indigenous peoples and local communities, civil society, women and youth, to identify

obstacles that may exist to such implementation, and to share this information through the clearing-house mechanism (para. 3). The Executive Secretary was requested to prepare, in consultation with Parties and relevant stakeholders, information on the obstacles identified, as well as to identify effective practices related to the implementation of national and global targets, based on national reports, including consideration of possible elements of mechanisms for review of implementation, such as the voluntary peer review mechanism for national biodiversity strategies and action plans, and taking into account the views expressed by Parties and observers at the first meeting of the Subsidiary Body on Implementation and additional views provided by Parties and observers, including indigenous peoples and local communities (para. 4). In the same decision, the Conference of the Parties requested the Executive Secretary to facilitate the further testing of the voluntary peer-review mechanism, and development of the methodology, including its application through a pilot phase, and to report on progress, including information on the cost of the pilot phase (para. 2).

- 60. Also in decision XIII/25, the Conference of the Parties requested the Executive Secretary to further develop the decision-tracking tool, taking into account any views or comments provided by Parties and other Governments, and to continue reviewing the decisions of the Conference of the Parties taken from the first to the seventh meetings, as well as the decisions of the tenth and eleventh meetings, and to provide the Subsidiary Body on Implementation with an update at its second meeting.
- 61. Under this item, the Subsidiary Body on Implementation will have before it a note by the Executive Secretary on these matters (CBD/SBI/2/11).
- 62. The Subsidiary Body on Implementation is expected to review this information and make recommendations for the Conference of the Parties, concerning mechanisms for review of implementation.

## ITEM 13. NATIONAL REPORTING, AND ASSESSMENT AND REVIEW, UNDER THE CONVENTION AND ITS PROTOCOLS

Process for aligning national reporting under the Convention and its Protocols post-2020

- 63. As requested by the Conference of the Parties in decision XIII/27, the Executive Secretary made available the guidelines, including the reporting templates, for the sixth national report, as well as the resource manual, to Parties by 31 March 2017, including through the clearing-house mechanism of the Convention and the voluntary online reporting tool, which has been fully aligned with the reporting templates.
- Also at its thirteenth meeting, the Conference of the Parties requested the Executive Secretary, in consultation with the Bureau, to develop, subject to subsequent endorsement by the Conference of the Parties serving as the meetings of the Parties to the Cartagena and Nagoya Protocols, proposals for the alignment of national reporting under the Convention and its Protocols. The Conference of the Parties also requested the Executive Secretary, subject to the availability of resources and in collaboration with the secretariats of the biodiversity-related conventions and Rio conventions, and the United Nations Environment Programme's World Conservation Monitoring Centre, to explore options for enhancing synergy on national reporting among these conventions (decision XIII/27, para. 9).
- 65. Under this item, the Subsidiary Body on Implementation will have before it a note by the Executive Secretary (CBD/SBI/2/12).
- 66. The Subsidiary Body on Implementation is expected to review this information and make recommendations for the Conference of the Parties.

Format for the fourth national reports and fourth assessment and review of the Cartagena Protocol

- 67. In line with decision BS-1/9, by which the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol requested Parties to submit their reports on a general frequency of every four years from the date of entry into force of the Protocol, the next national reports for the Cartagena Protocol are due in 2019, to be reviewed at the tenth meeting of the Parties to the Cartagena Protocol, in 2020.
- 68. The eighth meeting of the Parties to the Cartagena Protocol (decision CP-VIII/14, para. 8), requested the Executive Secretary to develop a revised format for the fourth national reports with a view to ensuring that complete and accurate information is captured while striving to ensure the applicability of the baseline information, as established in decision BS-VI/15, in particular by improving the formulation of questions for their clarity, providing further explanation where necessary, eliminating the redundancy observed in the questions used for the third national report, and adding questions that address mainstreaming of biosafety into national biodiversity strategies and action plans, other policies and legislation.
- 69. Pursuant to the decision, the Executive Secretary is preparing a revised format for the fourth national reports (CBD/SBI/2/13) for the consideration of the second meeting of the Subsidiary Body on Implementation. The Subsidiary Body will also have before it a note prepared by the Executive Secretary (CBD/SBI/2/13/Add.1) describing a suggested process for the fourth assessment and review of the Cartagena Protocol and the final evaluation of its Strategic Plan.
- 70. The Subsidiary Body on Implementation is expected to review this draft revised format for the fourth national reports and the suggested process for the fourth assessment and review, and make recommendations for the consideration of the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol at its ninth meeting. In doing so, the Subsidiary Body on Implementation may wish to take into account its discussions on the previous sub-item concerning the process for aligning national reporting under the Convention and its Protocols post-2020.

# ITEM 14. ENHANCING INTEGRATION UNDER THE CONVENTION AND ITS PROTOCOLS WITH RESPECT TO ACCESS AND BENEFIT-SHARING-RELATED PROVISIONS, BIOSAFETY-RELATED PROVISIONS, AND ARTICLE 8(J) AND RELATED PROVISIONS

Enhancing integration under the Convention and its Protocols with respect to ABS-related provisions

- 71. In decision XII/13, the Conference of the Parties requested the Executive Secretary to prepare a note on possible ways and means to promote integrated approaches to issues at the interface between the access and benefit-sharing-related provisions of the Convention and the provisions of the Nagoya Protocol, taking into account the latest national reports under the Convention, available information in the Access and Benefit-sharing Clearing-House, and the interim national reports under the Nagoya Protocol, as well as other information submitted to the Executive Secretary, for consideration by the Conference of the Parties at its fourteenth meeting as well as the Conference of Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting.
- 72. Pursuant to this decision, the Subsidiary Body on Implementation will have before it a note by the Executive Secretary on possible options to enhance integration under the Convention with respect to ABS-related Provisions (CBD/SBI/2/14).
- 73. The Subsidiary Body on Implementation is expected to review the note and make recommendations for the consideration of the Conference of the Parties at its fourteenth meeting and the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting, as appropriate.

Enhancing integration under the Convention and its Protocols with respect to biosafety-related provisions

- 74. In decision XIII/26, paragraph 1, the Conference of the Parties requested the Executive Secretary to prepare a note on possible ways and means to promote integrated approaches to issues at the interface between the biosafety-related provisions of the Convention and the provisions of the Cartagena Protocol, taking into account Article 8(g) and Article 19, paragraph 4, of the Convention, and other issues of relevance to both the Convention and the Cartagena Protocol.
- 75. Pursuant to this decision, the Subsidiary Body on Implementation will have before it a note by the Executive Secretary on options for enhancing integration under the Convention and the Cartagena Protocol (CBD/SBI/2/15).
- 76. The Subsidiary Body on Implementation is expected to review this information and make recommendations for the consideration of the Conference of the Parties at its fourteenth meeting and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol at its ninth meeting, as appropriate.

Enhancing integration under the Convention and its Protocols with respect to Article 8(j) and related provisions

- 77. At its twelfth meeting the Conference of the Parties, in decision XII/1, requested the Executive Secretary, to identify existing and possible ways and means to address the key scientific and technical needs, in cooperation with relevant organizations regarding traditional knowledge, including the need for better ways to include relevant indigenous and traditional knowledge systems and the collective actions of indigenous and local communities to complement scientific knowledge in support of the effective implementation of the Strategic Plan for Biodiversity 2011-2020, with the approval and involvement of the holders of such knowledge, innovations and practices.
- 78. In addition, at its thirteenth meeting, the Conference of the Parties, in decision XIII/26, paragraph 3, invited Parties, other Governments and representatives of indigenous peoples and local communities, to submit views on possible ways and instruments for achieving full integration of Article 8(j) and provisions related to indigenous peoples and local communities in the work of the Convention and its Protocols, with full and effective participation of indigenous peoples and local communities and aiming at enhancing efficiencies, coherence and coordination and requested the Executive Secretary to develop on the basis of the views submitted, proposals on ways and instruments which should entail no additional financial burden and make such proposals available to the tenth meeting of the Working Group for its consideration.
- 79. Pursuant to this request, the Executive Secretary solicited views through a notification.<sup>3</sup> On the basis of the views submitted, the Executive Secretary is developing a note containing proposals on ways and instruments for achieving integration for the consideration of the tenth meeting of the Ad Hoc Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions (CBD/WG8J/10/6). The Subsidiary Body on Implementation will be invited to consider the proposals and recommendations made by the Working Group at its tenth meeting, and to prepare recommendations for the further consideration of the Conference of the Parties at its fourteenth meeting.

## ITEM 15. REVIEW OF THE EFFECTIVENESS OF PROCESSES UNDER THE CONVENTION AND ITS PROTOCOLS

80. According to the multi-year programme of work of the Conference of the Parties adopted through decision XII/31, the Conference of the Parties will consider at its fourteenth meeting, among other things, a review of the effectiveness of processes under the Convention and its Protocols.

<sup>&</sup>lt;sup>3</sup> SCBD/SPS/DC/VN/JS/DM/86220, dated 26 January 2017.

- 81. To assist the Conference of the Parties in this review, the Executive Secretary will prepare a report for the consideration of the Subsidiary Body (CBD/SBI/2/16).<sup>4</sup>
- 82. At its twelfth meeting, the Conference of the Parties decided to hold its future ordinary meetings within a two-week period that would include the meetings of the Parties to the Cartagena and Nagoya Protocols. It also decided to review, at its fourteenth and fifteenth meetings, experience with the holding of concurrent meetings (decision XII/27). The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol similarly decided to undertake this review at its third and fourth meetings (decision NP 1/12). The Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol had also taken similar decision to complete such a review at its tenth meeting (decision BS-VII/9 A. para. 5).
- 83. On the basis of recommendations from the Subsidiary Body on Implementation, the Conference of the Parties at its thirteenth meeting, the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol at its eighth meeting, and the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its second meeting agreed on criteria for this review (see decisions XIII/26, CP-VIII/10, and NP-2/12, respectively), and requested the Executive Secretary to prepare a preliminary review, using these criteria.
- 84. The preliminary review of the experience in concurrent meetings is provided in a note by the Executive Secretary (SBI/2/16/Add.1).
- 85. The Subsidiary Body on Implementation is expected to review this information and make recommendations for the consideration of the Conference of the Parties at its fourteenth meeting, and, as appropriate, the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol at its ninth meeting and the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting.

## ITEM 16. PREPARATION FOR THE FOLLOW UP TO THE STRATEGIC PLAN FOR BIODIVERSITY 2011-2020

- 86. In 2010, the Conference of the Parties adopted the Strategic Plan for Biodiversity 2011-2020, with its Aichi Targets (decision X/2) and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety adopted the Strategic Plan of the Cartagena Protocol on Biosafety for the period 2011 2020 and its multi-year programme of work (decision BS-V/16).
- 87. According to the multi-year programme of work of the Conference of the Parties adopted through decision XII/31, the Conference of the Parties at its fifteenth meeting will consider, among other things, the follow up to the Strategic Plan for Biodiversity 2011-2020 and related means of implementation, including resource mobilization.
- 88. In decision XIII/1, paragraph 34, the Conference of the Parties recognized the need for a comprehensive and participatory process to develop proposals for the follow-up to the Strategic Plan for Biodiversity 2011-2020, emphasizing the need to focus current efforts related to the implementation of the Strategic Plan for Biodiversity 2011-2020 and enhance efforts to achieve the Aichi Biodiversity Targets, and requested the Executive Secretary to prepare a proposal for a comprehensive and participatory preparatory process and timetable for the follow-up to the Strategic Plan for Biodiversity 2011-2020, taking into consideration that this work must cover the Convention on Biological Diversity and also consider its Protocols.

<sup>4</sup> Among other things, this report will update information provided for the first meeting of the Working Group on Review of Implementation (see UNEP/CBD/WGRI/1/3 and related documents).

- 89. Pursuant to this request, the Subsidiary Body on Implementation will have before it a note by the Executive Secretary (CBD/SBI/2/17) containing a proposal for a participatory preparatory process and timetable for the follow-up to the Strategic Plan for Biodiversity 2011-2020, taking into consideration the work of the Convention on Biological Diversity and its Protocols, including options for fostering commitments and strengthened implementation, taking into account the preparation of the fifth edition of the Global Biodiversity Outlook, the final assessment of the implementation of the Strategic Plan for Biodiversity 2011-2020, the national reports, and the thematic, regional and global assessments of the Intergovernmental Science-Policy Platform on Biodiversity and Ecosystem Services, and providing for consultations among Parties, and with other Rio Conventions, other biodiversity-related multilateral environmental agreements, and inputs from indigenous peoples and local communities and relevant stakeholders and sectors.
- 90. The Subsidiary Body is invited to consider this note and make recommendations for the consideration of the Conference of the Parties at its fourteenth meeting, the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol at its ninth meeting, and the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its third meeting.

# ITEM 17. TRUST FUND FOR FACILITATING PARTICIPATION OF PARTIES IN THE CONVENTION PROCESS: ALLOCATION OF RESOURCES AND POSSIBILITIES OF ENGAGING THE PRIVATE SECTOR

- 91. At its twelfth meeting, the Conference of the Parties decided that the Trust Fund for Facilitating Participation of Parties in the Convention Process would be merged with the corresponding trust fund under the Cartagena Protocol and would also be available to facilitate participation in the meetings of the Nagoya Protocol.
- 92. At its thirteenth meeting, the Conference of the Parties requested the Executive Secretary to prepare a report on the status of contributions to this Trust Fund over the last four bienniums, on the level of participation of developing country Parties, in particular the least developed countries and small island developing States and Parties with economies in transition, in meetings of the Convention and its Protocols in each of those bienniums, and on the effects of shortfalls in contributions on attendance and the possible repercussions on the effective functioning of the meetings of the Parties to the Convention and its Protocols, including the open-ended intersessional meetings (decision XIII/32 para. 40).
- 93. Recalling the request of the Subsidiary Body on Implementation at its first meeting, the Conference of the Parties also requested the Executive Secretary to prepare a proposal for the review and updating of the current guidelines set out in the Procedure for the Allocation of Funding from this Trust Fund for consideration by the Subsidiary Body on Implementation at its second meeting (decision XIII/32, para. 39).
- 94. Further, the Conference of the Parties requested the Executive Secretary to explore possibilities for formally engaging the private sector in supporting this Trust Fund, with modalities to ensure the transparency of private sector contributions and avoid the appearance of influence, in accordance with Principle 10 of the United Nations Global Compact, for consideration by the Subsidiary Body on Implementation at its second meeting and a decision at the next meetings of the Parties to the Convention and its Protocols (decision XIII/32, para. 36).
- 95. Pursuant to these requests, the Subsidiary Body on Implementation will have before it a note by the Executive Secretary on the Trust Fund for Facilitating Participation of Parties in the Convention Process, including a proposal for the review and updating of the current guidelines options and a report on the possibilities for and modalities of private sector contributions (CBD/SBI/2/18). In line with decision XIII/32, paragraph 40, the relevant information will also be provided to the Executive Director of the United Nations Environment Programme in accordance with the United Nations Environment Assembly resolution 2/18, paragraph 3.

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96. The Subsidiary Body is invited to consider this matter and make recommendations for the consideration of the Conference of the Parties at its fourteenth meeting.

#### ITEM 18. OTHER MATTERS

97. Under this item, the Subsidiary Body may address other matters related to the subject matter of the meeting.

#### ITEM 19. ADOPTION OF THE REPORT

98. The Subsidiary Body will be invited to consider and adopt the report on the work of its second meeting on the basis of the draft report prepared by the Rapporteur.

#### ITEM 20. CLOSURE OF THE MEETING

99. The meeting is expected to close at 6 p.m. on Friday, 13 July 2018.

#### Annex I

#### PROPOSED ORGANIZATION OF WORK

	10 a.m. – 1 p.m.	3 p.m. – 6 p.m.
Monday 9 July 2018	<ol> <li>Opening of the meeting;</li> <li>Adoption of the agenda and organization of work.</li> <li>Review of progress in the implementation of the Convention and the Strategic Plan for Biodiversity 2011-2020.</li> <li>Assessment and review of the effectiveness of the Nagoya Protocol.</li> </ol>	Items 3, 4 continued, as necessary.  5. Mainstreaming of biodiversity within and across sectors and other strategic actions to enhance implementation.
Tuesday 10 July 2018	<ul> <li>6. Global multilateral benefit-sharing mechanism (Article 10) of the Nagoya Protocol.</li> <li>7. Specialized international access and benefit-sharing instruments in the context of Article 4, paragraph 4, of the Nagoya Protocol.</li> </ul>	<ul><li>8. Resource mobilization.</li><li>9. Financial mechanism.</li><li>10. Capacity-building, technical and scientific cooperation and technology transfer.</li></ul>
Wednesday 11 July 2018	<ol> <li>Cooperation with other conventions, international organizations and initiatives.</li> <li>Mechanisms for review of implementation.</li> <li>National reporting, and assessment and review, under the Convention and its Protocols.</li> <li>Enhancing integration under the Convention and its Protocols with respect to ABS-related provisions, Biosafety-related provisions, and Article 8(j) and related provisions.</li> <li>Review of the effectiveness of the processes under the Convention and its Protocols.</li> </ol>	<ul> <li>16. Preparation for the follow up to the Strategic Plan for Biodiversity 2011-2020.</li> <li>17. Trust Fund for Facilitating Participation of Parties in the Convention Processes: allocation of resources and possibilities of engaging the private sector.</li> <li>Consideration of conference room papers</li> </ul>
Thursday 12 July 2018	Consideration of conference room papers	Consideration of conference room papers
Friday 13 July 2018	<ul><li>18. Other matters</li><li>19. Adoption of the report.</li></ul>	Item 19 continued, as necessary.  20. Closure of the meeting

#### Annex II

#### LIST OF WORKING DOCUMENTS

Symbol	Title	Agenda item
CBD/SBI/2/1/Rev.1	Revised provisional agenda	2
CBD/SBI/2/1/Add.1	Annotated provisional agenda	2
CBD/SBI/2/2	Progress in the implementation of the Convention and the Strategic Plan for Biodiversity 2011-2020 and towards the achievement of the Aichi Biodiversity Targets	3
CBD/SBI/2/2/Add.1	Update and analysis of national biodiversity strategies and action plans received after the adoption of the Strategic Plan for Biodiversity 2011-2020	3
CBD/SBI/2/2/Add.2	Analysis of the contribution of targets established by Parties and progress towards the Aichi Biodiversity Targets	3
CBD/SBI/2/2/Add.3	Progress in the implementation of the 2015-2020 Gender Plan of Action	3
CBD/SBI/2/2/Add.4	Progress towards Aichi Biodiversity Target 3	3
CBD/SBI/2/3	Assessment and review of the effectiveness of the Nagoya Protocol	4
CBD/SBI/2/4	Mainstreaming of biodiversity within and across sectors and other strategic actions to enhance implementation	5
CBD/SBI/2/4/Add.1	Institutional mechanisms and options for potential actions and practices to improve implementation at the national level	5
CBD/SBI/2/4/Add.2	Guidance for reporting by businesses on their actions related to biodiversity	5
CBD/SBI/2/5	Global multilateral benefit-sharing mechanism (Article 10) of the Nagoya Protocol	6
CBD/SBI/2/6	Specialized international access and benefit-sharing instruments in the context of Article 4, paragraph 4, of the Nagoya Protocol	7
CBD/SBI/2/7	Resource mobilization	8
CBD/SBI/2/8	Guidance to the financial mechanism	9
CBD/SBI/2/8/Add.1	Preliminary report of the Global Environment Facility	9
CBD/SBI/2/8/Add.2	Synthesis report and recommendations of the independent evaluator for the fifth review of effectiveness	9
CBD/SBI/2/9	Capacity-building, technical and scientific cooperation, technology transfer and the clearing-house mechanism	10
CBD/SBI/2/10	Cooperation with other conventions, international organizations and partnerships	11
CBD/SBI/2/10/Add.1	Implementation of options to enhance synergies among the biodiversity-related conventions	11
CBD/SBI/2/10/Add.2	Collaboration with the members of the Collaborative Partnership on Forests	11

Symbol	Title	Agenda item
CBD/SBI/2/11	Mechanisms to facilitate review of implementation	12
CBD/SBI/2/12	National reporting under the Convention and its Protocols	13
CBD/SBI/2/13	Revised draft format for the fourth national reports under the Cartagena Protocol	13
CBD/SBI/2/13/Add.1	Proposed process for the fourth assessment and review of the Cartagena Protocol on Biosafety	13
CBD/SBI/2/14	Integrated approaches to issues at the interface between the access and benefit-sharing-related provisions of the Convention and the provisions of the Nagoya Protocol	14
CBD/SBI/2/15	Integrated approaches to issues at the interface between the biosafety-related provisions of the Convention and the provisions of the Cartagena Protocol	14
CBD/SBI/2/16	Review of the of the effectiveness of processes under the Convention and its Protocols	15
CBD/SBI/2/16/Add.1	Review of the experience in holding concurrent meetings of the Conference of the Parties of the Convention and the meetings of the Parties of the protocols	15
CBD/SBI/2/17	Preparation of follow-up to the Strategic Plan for Biodiversity 2011-2020	16
CBD/SBI/2/18	Trust Fund for Facilitating Participation of Parties in the Convention Process: allocation of resources and possibilities of engaging the private sector	17
CBD/WG8J/10/5	Elements of methodological guidance for identifying, monitoring, and assessing the contribution of indigenous peoples and local communities	
CBD/WG8J/10/6	Taking the voluntary guidelines on safeguards in biodiversity financing mechanisms into account when selecting, designing and implementing biodiversity financing mechanisms and when developing instrument-specific safeguards	