



## CONVENTION ON BIOLOGICAL DIVERSITY

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### AD HOC OPEN-ENDED INTER-SESSIONAL WORKING GROUP ON ARTICLE 8(j) AND RELATED PROVISIONS OF THE CONVENTION ON BIOLOGICAL DIVERSITY

Fifth meeting

Montreal, 15-19 October 2007

Item 2 of the provisional agenda\*

### ORGANIZATION OF WORK

#### *Annotations to the provisional agenda*

### INTRODUCTION

1. The Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions was established in decision IV/9 of the Conference of the Parties. In decision V/16, the Conference of the Parties adopted the work programme on Article 8(j) and related provisions and extended the mandate of the Working Group to review progress in the implementation of the priority tasks of the programme of work.
2. In its decision VIII/5 A, paragraph 7, the Conference of the Parties decided that the fifth meeting of the Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions should be organized prior to the ninth meeting of the Conference of the Parties in order to ensure further advancement of the implementation of the work programme on Article 8(j) and related provisions. Accordingly, the fifth meeting of the Working Group on Article 8(j) will take place in Montreal from 15 to 19 October 2007, back-to-back with the fifth meeting of the Ad Hoc Open-ended Working Group on Access and Benefit-sharing.
3. The results of the deliberations of the Working Group will be submitted for consideration by the Conference of the Parties at its ninth meeting, to be held in Bonn, Germany, in May 2008.
4. The meeting will be held at the headquarters of the International Civil Aviation Organization (ICAO). Registration of participants will take place at the venue of the meeting from 3 p.m. to 6 p.m. on Sunday, 14 October, and will continue from 8 a.m. on Monday, 15 October 2007.
5. An information note containing details regarding and logistical arrangements for the meeting, including registration, information on travel, visa requirements, accommodation and other matters is also available on the Secretariat website.

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\* UNEP/CBD/WG8J/5/1.

## **ITEM 1. OPENING OF THE MEETING**

6. The President of the Conference of the Parties or her representative will open the meeting at 10 a.m. on Monday, 15 October 2007. The Executive Secretary will make introductory remarks.

## **ITEM 2. ORGANIZATIONAL MATTERS**

### ***A. Officers***

7. In keeping with established practice, the Bureau of the Conference of the Parties will serve as the Bureau of the Working Group.

### ***B. Adoption of the agenda***

8. The Working Group is invited to consider and adopt the provisional agenda (UNEP/CBD/WG8J/5/1) that has been prepared by the Executive Secretary in line with decisions VIII/5 A-H of the Conference of the Parties and approved by the Bureau.

### ***C. Organization of work***

9. In light of the number of matters to be addressed, and in accordance with past practice, the Working Group may wish to establish two sessional sub-working groups open to all Parties and observers to ensure in-depth consideration of all the items on the agenda.

10. Should the Working Group decide to establish two sessional sub-working groups, it is proposed that the chairs of these groups should be elected at the first plenary session of the meeting.

11. The Working Group may wish to consider the suggested timetable and division of items between the plenary and the two sessional sub-working groups as proposed in the programme of work in annex II. The plenary would take up items 1, 2, 3 and 11 of the provisional agenda, as well as items 12 to 14. Sub-Working Group I would consider items 4, 5, and 6, and Sub-Working Group II would consider items 7, 8, 9, and 10. The two sub-working groups would report back to plenary.

12. A list of documents prepared for the meeting is provided in annex I below.

## **ITEM 3. PROGRESS REPORTS ON THE PROGRAMME OF WORK FOR ARTICLE 8(j) AND RELATED PROVISIONS**

13. In accordance with decision VIII/5 A, paragraph 9, the Executive Secretary has prepared reports on progress of the implementation of the programme of work on Article 8(j) and related provisions based on information provided in the national reports and on the integration of relevant tasks of the programme of work into the thematic programmes (UNEP/CBD/WG8J/5/2). Furthermore, in decision VIII/5 A, paragraph 5, the Conference of the Parties requested the Working Group on Article 8(j) to address as a priority, the timeframe to initiate work on the remaining tasks of the programme of work. <sup>1/</sup> To assist the Working Group with this task, an addendum has been prepared (UNEP/CBD/WG8J/5/2/Add/1), which contains draft recommendations for the consideration of the Working Group.

14. Under this item, the Working Group may wish to review progress in the implementation of the priority tasks of the programme of work and make recommendations to the Conference of the Parties on the timeframe to initiate work on the remaining tasks of the programme of work.

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<sup>1/</sup> For convenience, the programme of work for Article 8(j) is annexed to the progress report of the Executive Secretary (UNEP/CBD/WG8J/5/2), with an indication of tasks not yet commenced.

**ITEM 4. COMPOSITE REPORT ON THE STATUS AND TRENDS REGARDING THE KNOWLEDGE, INNOVATIONS AND PRACTICES OF INDIGENOUS AND LOCAL COMMUNITIES, RELEVANT TO THE CONSERVATION AND SUSTAINABLE USE OF BIODIVERSITY**

15. In accordance with decision VIII/5 B, paragraph 3, the Executive Secretary has reviewed the second phase of the composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities, taking into account comments made at the discussion held during the fourth meeting of the Working Group and, based on information received and input from the Advisory Group <sup>2/</sup>, is circulating as information documents revised versions of the regional reports (UNEP/CBD/WG8J/5/INF/3, 4, 5, 6, 7 and 8). An executive summary of revised phase two of the composite report is also being made available (UNEP/CBD/WG8J/5/3, part I).

16. In reviewing the second phase of the composite report, and as requested by the Conference of the Parties in paragraphs 5-7 of its decision VIII/5, the Executive Secretary has undertaken further activities to complete phase two, including a report exploring the possibilities of developing technical guidelines for recording and documenting traditional knowledge (UNEP/CBD/WG8J/5/3/Add.2), a report on indigenous and local communities highly vulnerable to climate change in the Arctic, small island States and high altitudes with a focus on causes and solutions (see UNEP/CBD/WG8J/5/3, part II, for the executive summary and UNEP/CBD/WG8J/5/INF/18 for the complete report), a report on possible measures to ensure respect for the rights of unprotected and voluntarily isolated communities (see UNEP/CBD/WG8J/4/3, part III, for the executive summary and UNEP/CBD/WG8J/5/INF.17 for the complete report). Finally, the Advisory Group was reconvened in accordance with paragraph 8 of decision VIII/5 B to continue to provide advice on the further development of phase two of the composite report and in particular, element D of the plan of action. The report of the Advisory Group is available as an information document (UNEP/CBD/WG8J/5/INF/11).

17. Under this item, the Working Group may wish to take note of the report of the revised second phase of the composite report and, in particular, of the identification of national processes that may threaten the maintenance, preservation and application of traditional knowledge, innovations and practices and the identification of processes at the local community level that may threaten the maintenance, preservation and application of traditional knowledge, innovations and practices (decision VI/10, annex I), which are provided in the annex to part I of the executive summary of phase two of the composite report (UNEP/CBD/WG8J/5/3), and, on the basis of this document, and in the light of item 5 (Plan of action for the retention of traditional knowledge, innovations and practices) make any appropriate recommendations regarding further work.

**ITEM 5. PLAN OF ACTION FOR THE RETENTION OF TRADITIONAL KNOWLEDGE**

18. In decision VII/16 E, paragraphs 8-9 and annex, the Conference of the Parties adopted elements of a plan of action for the retention of traditional knowledge, innovations and practices embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity. The action plan aims to identify actors and timeframes, taking into account ongoing work under the Convention and relevant organizations, to facilitate synergy between existing initiatives aimed at halting the loss of and encouraging the retention and use of traditional knowledge.

19. In paragraphs 11 and 12 of decision VIII/5 B, the Conference of the Parties requested the Executive Secretary “to continue to report on the further development of elements of the plan of action” and “taking into consideration comments made at the fourth meeting, to continue gathering and analysing information, in consultation with Parties, Governments, indigenous and local communities with a view to further developing the plan of action, giving priority to sections B and D, and to report on the

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<sup>2/</sup> The Advisory Group for the composite report was established by decisions VI/10, annex I, paragraph 28 (b) and VII/16 E, paragraph 4 (d), which called for the establishment of an advisory group/steering committee in which indigenous and local communities are represented.

advancement of the task to the Working Group at its fifth meeting”. In response to this request, the Executive Secretary has prepared an executive summary (UNEP/CBD/WG8J/5/3/Add.1) and a full report focused on section D (“Mechanisms and measures to address the underlying causes of the decline of traditional knowledge, innovations and practices”), which is available as an information document (UNEP/CBD/WG8J/5/INF/9). Section D of the plan of action dealing with indicators is addressed under item 10 of the agenda.

20. Under this item, the Working Group may wish to take note of the report on measures and mechanisms (UNEP/CBD/WG8J/5/INF/9) and make recommendations, as appropriate, regarding further work based on the executive summary (UNEP/CBD/WG8J/5/3/Add.1).

## **ITEM 6. INTERNATIONAL REGIME ON ACCESS AND BENEFIT-SHARING**

21. In paragraph 1 of decision VII/19 D, the Conference of the Parties decided to mandate the Ad Hoc Open-ended Working Group on Access and Benefit-sharing “with the collaboration of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions, [...] to elaborate and negotiate an international regime on access to genetic resources and benefit-sharing with the aim of adopting an instrument/instruments to effectively implement the provisions in Article 15 and Article 8(j) of the Convention and its three objectives”. Furthermore, under the terms of reference contained in the annex to decision VII/19 D, the scope of the negotiation includes: traditional knowledge, innovations and practices in accordance with Article 8(j) (decision VII/19 D, annex, paragraph (c) (ii)). Finally, five elements listed in the annex to decision VII/19 D to be considered for inclusion in the international regime are closely related to Article 8(j). They are:

“(x) Measures to ensure compliance with prior informed consent of indigenous and local communities holding traditional knowledge associated with genetic resources, in accordance with Article 8(j).

“(xiv) Disclosure of origin/source/legal provenance of genetic resources and associated traditional knowledge in applications for intellectual property rights.

“(xv) Recognition and protection of the rights of indigenous and local communities over their traditional knowledge associated to genetic resources subject to the national legislation of the countries where these communities are located.

“(xvi) Customary law and traditional cultural practices of indigenous and local communities.

“(xviii) Code of ethics/code of conduct/models of prior informed consent or other instruments in order to ensure fair and equitable sharing of benefits with indigenous and local communities.”

22. In paragraph 5 of decision VII/16 H, the Conference of the Parties decided “on appropriate mechanisms for better cooperation between the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing and the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention in order to ensure the participation and involvement of indigenous and local communities in the Ad Hoc Open-ended Working Group on Access and Benefit-sharing”.

23. Furthermore, in decision VIII/5 C, the Conference of the Parties recalled decision VII/19 D and in, paragraph 1, requested “the collaboration and contribution of the Working Group on Article 8(j) to the fulfilment of the mandate of the Working Group on Access and Benefit-sharing by providing views on the elaboration and negotiation of an international regime on access and benefit-sharing relevant to traditional knowledge, innovations and practices associated with genetic resources and to the fair and equitable sharing of benefits arising from their utilization”.

24. In this connection, an international indigenous and local community expert consultation on access to genetic resources and associated traditional knowledge and the development of an international regime was held on 19-21 September 2007 in Montreal. The report of the meeting is available to the Working Group as an information document (UNEP/CBD/WG8J/5/INF/13) in English, Spanish and French. In addition, an International Expert Group Meeting on the Convention on Biological Diversity's

International Regime on Access and Benefit-Sharing and Indigenous Peoples' Human Rights was held in New York, from 17 to 19 January 2007, under the aegis of the Permanent Forum on Indigenous Issues as a contribution to discussions on an international regime on access and benefit-sharing. The report of that meeting is available as an information document (UNEP/CBD/WG8J/5/INF/10).

25. In light of the above, the Working Group on Article 8(j) may wish to provide views to the Working Group on Access and Benefit-sharing on the international regime on access and benefit-sharing as it relates to traditional knowledge. The Executive Secretary has prepared a note (UNEP/CBD/WG8J/5/4) to assist the Working Group in its consideration of this item.

26. In addition, given the relevance of item 8 of the provisional agenda (Development of elements of *sui generis* systems for the protection of traditional knowledge, innovations and practices), the results of deliberations of the Working Group on this item could also constitute a contribution to the negotiation of an international regime on access and benefit-sharing.

**ITEM 7. MECHANISMS TO PROMOTE THE EFFECTIVE PARTICIPATION OF INDIGENOUS AND LOCAL COMMUNITIES IN MATTERS RELATED TO THE OBJECTIVES OF ARTICLE 8(j) AND RELATED PROVISIONS OF THE CONVENTION ON BIOLOGICAL DIVERSITY**

27. In decision VIII/5 D, the Executive Secretary was requested to:

(a) Convene, subject to the availability of financial resources, regional and subregional workshops on new information and web-based technologies to assist indigenous and local communities in their use and to facilitate the establishment of communication networks;

(b) Monitor the use of the Convention website and in particular, the traditional knowledge information portal, and to consult with indigenous and local communities and their organizations, that are participating in the work of the Convention, such as the International Indigenous Forum on Biodiversity, to identify any gaps or shortcomings and to report to the fifth meeting of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions;

(c) Launch, subject to available resources, pilot projects in developing countries, in particular the least developed and small island developing States among them, and countries with economies in transition, relating to enhancing the role of the national clearing-house mechanism in providing information to indigenous and local communities;

(d) Provide, in a timely fashion, documentation for meetings under the Convention in the six United Nations languages to the national focal points, in order to facilitate their use in the process of consultations with, between and within indigenous and local communities;

28. The Executive Secretary has reported on these requests (UNEP/CBD/WG8J/5/5). Under this item, the Working Group may wish to further discuss the mechanisms to promote indigenous and local community participation and consider the recommendations for the further development of appropriate communication mechanisms for indigenous and local communities, as contained in that document.

**ITEM 8. DEVELOPMENT OF ELEMENTS OF *SUI GENERIS* SYSTEMS FOR THE PROTECTION OF TRADITIONAL KNOWLEDGE, INNOVATIONS AND PRACTICES**

29. In decision VIII/5 E, paragraph 4, the Parties to the Convention requested the Executive Secretary to continue gathering and analysing information, in consultation with Parties, Governments, indigenous and local communities, to further develop as a priority issue, the possible elements listed in the annex to decision VII/16 H for consideration by the fifth meeting of the Working Group on Article 8(j) and requested the Working Group on 8(j) to identify priority elements of *sui generis* systems.

30. Furthermore, in paragraph 8 of the decision, Parties and Governments, indigenous and local communities and non-governmental organizations were invited to communicate to the Secretariat their views on definitions related to the present decision. The Executive Secretary adhered strictly to this decision and has provided an initial overview of relevant material/s regarding *sui generis* systems for the protection of traditional knowledge, innovations and practices in document UNEP/CBD/WG8J/5/6. The compilation of views, including definitions are provided in an information document (UNEP/CBD/WG8J/5/INF/16).

31. The Working Group is invited to contribute to the further development of elements of *sui generis* systems, taking into account the specific characteristics of the knowledge, innovations and practices of indigenous and local communities and bearing in mind that the issue of *sui generis* systems is related to the negotiation of an international regime on access and benefit sharing. In particular, the Working Group is requested to identify priority elements of *sui generis* systems and to make recommendations on priority elements and definitions, as appropriate, to the ninth meeting of the Conference of the Parties. The note by the Executive Secretary prepared under this item (UNEP/CBD/WG8J/5/6) contains draft recommendations to assist the Working Group with this task.

#### **ITEM 9. ELEMENTS OF AN ETHICAL CODE OF CONDUCT TO ENSURE RESPECT FOR THE CULTURAL AND INTELLECTUAL HERITAGE OF INDIGENOUS AND LOCAL COMMUNITIES**

32. In decision VIII/5 F, paragraph 4, the Executive Secretary was requested to compile views and comments on draft elements of an ethical code of conduct to ensure respect for the cultural and intellectual heritage of indigenous and local communities relevant to the conservation and sustainable use of biological diversity, for the consideration of the fifth meeting of the Working Group on Article 8(j). In paragraph 3 of the same decision the Executive Secretary was requested to transmit the code to the United Nations Permanent Forum on Indigenous Issues and to seek collaboration in the development of the code. A compilation of views, including those by independent experts of the Permanent Forum, has been collated and is available in an information document (UNEP/CBD/WG8J/5/INF/15). The draft elements were revised according to views received and are available in the note by the Executive Secretary prepared under this item (UNEP/CBD/WG8J/5/7).

33. In paragraph 5 of the same decision, the Conference of the Parties requested the Working Group on Article 8(j) to further develop the draft elements of an ethical code of conduct and submit these to the Conference of the Parties at its ninth meeting for consideration and possible adoption.

34. Under this item, the Working Group may wish to consider the revised draft elements and further develop the draft elements of the ethical code of conduct for submission to the ninth meeting of the Conference of the Parties.

#### **ITEM 10. INDICATORS FOR ASSESSING PROGRESS TOWARDS THE 2010 BIODIVERSITY TARGET: STATUS OF TRADITIONAL KNOWLEDGE, INNOVATIONS AND PRACTICES**

35. In decision VIII/5 G, the Conference of the Parties considered that a more structured technical process is required to guide further work on the further development of indicators and welcomed an initiative of the International Indigenous Forum on Biodiversity (IIFB) working group on indicators, to organize an international expert seminar of indicators relevant for indigenous and local communities. The expert seminar was also assisted by extensive regional consultations and in particular, the report of the Latin American consultation (UNEP/CBD/WG8J/5/INF/1 and Add/I) is available in English and Spanish.

36. The outcomes of the international expert seminar are contained in an executive summary (UNEP/CBD/WG8J/5/8) and the complete report is available as an information document (UNEP/CBD/WG8J/5/INF/2). The report on possible indicators, including but not limited to the retention and use of traditional knowledge, status and trends of linguistic diversity and numbers of speakers of

indigenous languages, as well as other possible indicators to assess the success or failure of measures to promote or preserve traditional knowledge, innovations and practices and others is available as the basis of discussions regarding the possible adoption of indicators for immediate testing and indicators for further development.

37. The Working Group may wish to further elaborate a limited number of meaningful and practical indicators for assessing progress in the implementation of the Strategic Plan of the Convention and the 2010 biodiversity target and to make recommendations, as appropriate, to the Conference of the Parties.

#### **ITEM 11. RECOMMENDATIONS OF THE UNITED NATIONS PERMANENT FORUM ON INDIGNEOUS ISSUES**

38. The note by the Executive Secretary on recommendations of the United Nations Permanent Forum on Indigenous Issues to the Convention on Biological Diversity (UNEP/CBD/WG8J/4/9) provides an overview of recommendations of the Permanent Forum and actions taken to date. In particular, the development of a code of conduct to ensure respect for the cultural and intellectual heritage of indigenous and local communities is also in response to a recommendation of the Forum, and will be taken up under agenda item 9.

39. Furthermore, in its most recent report emerging from its sixth session, the Permanent Forum has provided recommendations, which include, but are not limited to, the development of an international regime on access and benefit-sharing and the protection of traditional knowledge and the development of *sui generis* systems.

40. As an initiative of the Permanent Forum, an International Expert Group Meeting on the Convention on Biological Diversity's International Regime on Access and Benefit-Sharing and Indigenous Peoples' Human Rights was held in New York, from 17 to 19 January 2007, as a contribution to discussions surrounding the development of an international regime on access and benefit-sharing. The report of that meeting will be available as an information document (UNEP/CBD/WG8J/5/INF/10), and the issue of access and benefit-sharing is taken up under agenda item 6.

41. The Working Group may wish to take note of the report, consider the recommendations provided and invite the Executive Secretary to continue to cooperate with the Forum.

#### **ITEM 12. OTHER MATTERS**

42. Under this item, delegates may wish to propose for discussion other matters related to the subject matter of the meeting.

#### **ITEM 13. ADOPTION OF THE REPORT**

43. The Working Group will be invited to adopt its report, which will be submitted to the consideration of the Conference of the Parties at its ninth meeting.

#### **ITEM 14. CLOSURE OF THE MEETING**

44. The fifth meeting of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions is expected to be closed at 6 p.m. on Friday, 19 October, 2007.

*Annex I*

**DOCUMENTS FOR THE FOURTH MEETING OF THE OPEN-ENDED INTER-SESSIONAL  
WORKING GROUP ON ARTICLE 8(j) AND RELATED PROVISIONS OF THE  
CONVENTION ON BIOLOGICAL DIVERSITY**

*Symbol*

*Title*

**A. Working documents**

UNEP/CBD/WG8J/5/1	Provisional agenda
UNEP/CBD/WG8J/5/1/Add.1/Rev.1	Revised annotated agenda
UNEP/CBD/WG8J/5/2	Progress report on the implementation of the programme of work on Article 8(j) and related provisions
UNEP/CBD/WG8J/5/2/Add.1	Remaining tasks of the programme of work on Article 8(j) and related provisions
UNEP/CBD/WG8J/5/3	Executive Summary, phase two of the composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities relevant to the conservation and sustainable use of biological diversity.
UNEP/CBD/WG8J/5/3/Add.1	Elements of a plan of action for the retention of traditional knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, with a focus on section B, measures and mechanisms to address the underlying causes of the decline of traditional knowledge, innovations and practices.
UNEP/CBD/WG8J/5/3/Add.2	Considerations for developing technical guidelines for recording and documenting traditional knowledge and the potential threat of such documentation.
UNEP/CBD/WG8J/5/4	International regime on access and benefit-sharing: Collaboration with the ad hoc open-ended working group on access and benefit-sharing and participation of indigenous and local communities.
UNEP/CBD/WG8J/5/5	Participatory mechanisms for indigenous and local communities in the Convention
UNEP/CBD/WG8J/5/6	Development of elements of <i>sui generis</i> systems for the protection of traditional knowledge, innovations and practices to identify priority elements.



UNEP/CBD/WG8J/5/7	Revised draft on elements of an ethical code of conduct to ensure respect for the cultural and intellectual heritage of indigenous and local communities
UNEP/CBD/WG8J/5/8	Indicators for assessing progress towards the 2010 biodiversity target: status of traditional knowledge, innovations and practices: report of the international expert seminar on indicators relevant for indigenous peoples, the convention on biological diversity and the millennium development goals.
UNEP/CBD/WG8J/5/9	Recommendations of the United Nations Permanent Forum on Indigenous Issues.

**B. Information documents**

UNEP/CBD/WG8J/5/INF/1	Report of the Latin American regional consultations on indicators relevant to indigenous and local communities and the Convention on Biological Diversity (Spanish)
UNEP/CBD/WG8J/5/INF/1/Add.1	Report of the Latin American regional consultations on indicators relevant to indigenous and local communities and the Convention on Biological Diversity (English).
UNEP/CBD/WG8J/5/INF/2	Report of the International Expert Seminar on Indicators by the International Indigenous Forum on Biodiversity's working group on indicators.
UNEP/CBD/WG8J/5/INF/3	Revision of the second phase of the composite report – Africa
UNEP/CBD/WG8J/4/INF/4	Revision of the second phase of the composite report – Arctic.
UNEP/CBD/WG8J/5/INF/5	Revision of the second phase of the composite report – Asia/Australia
UNEP/CBD/WG8J/5/INF/6	Revision of the second phase of the composite report Latin America and the Caribbean
UNEP/CBD/WG8J/5/INF/7	Revision of the second phase of the composite report – North America
UNEP/CBD/WG8J/5/INF/8	Revision of the second phase of the composite report – the Pacific
UNEP/CBD/WG8J/5/INF/9	Report on research on and implementation of mechanisms and measures to address the underlying

	causes of the decline of traditional knowledge, innovations and practices
UNEP/CBD/WG8J/5/INF/10	Report of the UNPFII International Expert Group Meeting on the Convention on Biological Diversity's International regime on Access and Benefit-sharing and Indigenous Peoples' Human Rights
UNEP/CBD/WG8J/5/INF/11	Report of the second meeting of the Advisory Group meeting to Article 8(j) and related provisions, Montreal, 30 April – 3 May 2007
UNEP/CBD/WG8J/5/INF/12	UNPFII study on customary laws pertaining to indigenous traditional knowledge and on to what extent such customary laws should be reflected in international and national standards addressing traditional knowledge.
UNEP/CBD/WG8J/5/INF/13	Report of the international indigenous and local community expert consultation on access to genetic resources and associated traditional knowledge, and the development of an international regime, 19-21 September 2007, Montreal. (English, Spanish and French available).
UNEP/CBD/WG8J/5/INF/14	Report of the Article 8(j)/CHM Joint Capacity Building Workshop – LAC region.
UNEP/CBD/WG8J/5/INF/15	Compilation of views regarding the draft elements of an ethical code of conduct.
UNEP/CBD/WG8J/5/INF/16	Compilation of views concerning sui generis systems and a glossary of terms relevant to Article 8(j).
UNEP/CBD/WG8J/5/INF/17	Informe de Posibles Medidas para Asegurar el Respeto de los Derechos de Comunidades Indigenas y Locales Desprotegidas y Voluntariamente Aisladas Tomando en Consideracion sus Conocimientos Tradicionales y el Desarrollo de Acceso y Participacion en los Beneficios (Spanish only)
UNEP/CBD/WG8J/5/INF/17/Add.1	Report on the situation of isolated indigenous peoples and the protection of traditional knowledge (English summary of the above- mentioned report)
UNEP/CBD/WG8J/5/INF/18	Report on indigenous and local communities highly vulnerable to climate change inter alia of the Arctic, small island States and high altitudes, with a focus on causes and solutions

*Annex II*

**PROPOSED ORGANIZATION OF WORK FOR THE FIFTH MEETING OF THE AD HOC OPEN-ENDED INTER-SESSIONAL WORKING GROUP ON ARTICLE 8(j) AND RELATED PROVISIONS OF THE CONVENTION**

	<i>Plenary</i>	<i>Sub-Working Group I</i>	<i>Sub-Working Group II</i>
Monday 15 October 2007 10 a.m. to 1 p.m.	<p>Items:</p> <ol style="list-style-type: none"> <li>1. Opening of the meeting.</li> <li>2. Organizational matters: <ol style="list-style-type: none"> <li>2.1 Officers;</li> <li>2.2 Adoption of the agenda;</li> <li>2.3 Organization of work.</li> </ol> </li> <li>3. Progress reports on the programme of work for Article 8(j) and related provisions: <ol style="list-style-type: none"> <li>(a) Implementation of the programme of work through the national reports;</li> <li>(b). Integration of relevant tasks into the thematic areas of the Convention.</li> </ol> </li> <li>11. Recommendations of the United Nations Permanent Forum on Indigenous Issues</li> </ol>		

	<i>Plenary</i>	<i>Sub-Working Group I</i>	<i>Sub-Working Group II</i>
3 – 6 p.m.		<p>4. Composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities, relevant to the conservation and sustainable use of biodiversity:</p> <p>(a) Revised regional reports – identification of obstacles for traditional knowledge.</p> <p>(b) Considerations for guidelines for documenting traditional knowledge;</p>	7. Mechanisms to promote the effective participation of indigenous and local communities in matters related to the objectives of Article 8(j) and related provisions.
<p>Tuesday</p> <p>16 October 2007</p> <p>10 a.m. to 1 p.m.</p>		<p>4. Composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities, relevant to the conservation and sustainable use of biodiversity (<i>continued</i>):</p> <p>(c) ILCs highly vulnerable to climate change;</p> <p>(d) Protecting the rights of ILCs living in voluntary isolation.</p>	8. Development of sui generis systems for the protection of traditional knowledge, innovations and practices.
3 – 6 p.m.		5. Plan of action for the retention of traditional knowledge: – measures and mechanisms to address the underlying causes for the decline of traditional knowledge.	9. Elements of an ethical code of conduct to ensure respect for the cultural and intellectual property of indigenous and local communities.
<p>Wednesday</p> <p>17 October 2008</p> <p>10 a.m. to 1 p.m.</p>		6. International regime on access and benefit-sharing.	9. Elements of an ethical code of conduct to ensure respect for the cultural and intellectual property of indigenous and local communities.
3 – 5 p.m.		6. International regime on access and benefit-sharing.	10. Indicators for assessing progress towards the 2010 biodiversity target: status and trends of traditional knowledge innovations and practices.
5 – 6 p.m.	Plenary (to review progress)		

	<i>Plenary</i>	<i>Sub-Working Group I</i>	<i>Sub-Working Group II</i>
Thursday 18 October 2007 10 a.m. to 1 p.m.		Item 4,5 and 6 ( <i>continued</i> )	Items 7, 8, 9, 10 ( <i>continued</i> )
3-6 p.m.		Adoption of the recommendations of Sub-Working Group I	Adoption of the recommendations of Sub-Working Group II
Friday 19 October 2007 10 a.m. to 1 p.m.	Adoption of recommendations under agenda items 3 to 12. 13. Other matters 14. Adoption of the report 15. Closure of the meeting		
3-6 p.m.	( <i>Continued as needed</i> )		

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