

Template for submitting comments on the draft guidance for Integrating Human Rights in NBSAPs (OHCHR)

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Please provide general comments on the draft guidance below.	
Please provide other comments indicating the section below.	
Section	Comments
Section 1.2 Paragraph 1 Line 11	<p>Indigenous Peoples are considered by themselves as rights holders as they hold individual, customary and collective rights granted by the UN Declaration on the Rights of Indigenous Peoples.</p> <p>Thus, it is suggested to include the narrative ‘rights holders’, to include the role of Indigenous Peoples, to read it as follows:</p> <ul style="list-style-type: none"> • <i>‘NBSAPs are nationally determined, and their development involves key stakeholders and rights holders working together across sectors to identify threats to biodiversity and ecosystems, alongside strategies and actions to address those threats’.</i> <p>This, to be consistent with the rest of the text:</p> <ul style="list-style-type: none"> -Section 1.3 lines 3, 5, 6 and 11. -Section 3, paragraph 3. -Section 8, paragraph 2, line 4. <p>The rationale is that Indigenous Peoples are considered by themselves as rights holders as they hold individual, customary and collective rights granted by the UN Declaration on the Rights of Indigenous Peoples.</p>
Section 1.3. Paragraph 3	After “livelihoods” add “and food security and nutrition”.

Line 1 (p3)	
Section 1.3. Paragraph 3 Line 17	<p>Indigenous Peoples are considered by themselves as rights holders as they hold individual, customary and collective rights granted by the UN Declaration on the Rights of Indigenous Peoples.</p> <p>Thus, it is suggested to include the narrative ‘rights holders’, to include the role of Indigenous Peoples, to read it as follows:</p> <p>This, with the suggestion to read the sentence as follows:</p> <ul style="list-style-type: none"> • <i>“There is a need for greater policy coherence, communication, and collaboration between government officials, and other stakeholders and rights holders working on environmental issues and those seeking to advance human rights”.</i> <p>This, to be consistent with the rest of the text:</p> <ul style="list-style-type: none"> -Section 1.3 lines 3, 5, 6 and 11. -Section 3, paragraph 3. -Section 8, paragraph 2, line 4.
Section 2. Paragraph 5 Line 2	<p>Indigenous Peoples are considered by themselves as rights holders as they hold individual, customary and collective rights granted by the UN Declaration on the Rights of Indigenous Peoples.</p> <p>Thus, it is suggested to include the narrative ‘rights holders’, to include the role of Indigenous Peoples, to read it as follows:</p> <ul style="list-style-type: none"> • <i>Explicitly incorporate the human rights to access information, and free, active, meaningful, and informed participation by all stakeholders and rights and knowledge holders (see Section 4).</i> <p>This, to be consistent with the rest of the text:</p> <ul style="list-style-type: none"> -Section 1.3 lines 3, 5, 6 and 11. -Section 3, paragraph 3. -Section 8, paragraph 2, line 4.
Section 4.1 Paragraph 5 Line 3	<p>It is suggested a change to deal with possible interpretations of Indigenous Peoples as minority communities. According to statistics there are an estimated 476 million Indigenous Peoples worldwide, so the approach to include them as a minority is not correct.</p> <p>Thus, the suggestion is to read the text as follows:</p> <ul style="list-style-type: none"> • <i>Ensure environmental education, public awareness, and public access to environmental information that is comprehensible and accessible to all people including Indigenous Peoples, and minority communities, children and youth, older persons, minority communities, and persons with disabilities.</i>

<p>Section 5 Addition of new paragraph on FPIC</p>	<p>The document includes six mentions to the Indigenous Peoples' right to the Free, Prior and Informed Consent (FPIC) to a project or process that may affect them or their territories and rights.</p> <p>Thus, it is suggested the inclusion of FPIC under the section of “<i>Other Key Human Rights relevant to Biodiversity</i>” to maintain the consistency of the document.</p> <p>A suggestion of text could be:</p> <ul style="list-style-type: none">• <i>Indigenous Peoples' right to the Free, Prior and Informed consent.</i>• <i>Articles 3, 11.2, 19, 28 and 29.2 of the UN Declaration on the Rights of Indigenous Peoples (2007).</i>• <i>Free, Prior and Informed Consent (FPIC) is a specific right that pertains to indigenous peoples and is recognized in the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP). It allows them to give or withhold consent to a project or process that may affect them or their territories. It includes the respect to their cultural, intellectual, religious and spiritual property, their laws, traditions and customs. Also the rights over their lands, territories and resources.</i>
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