

# Key Developments: From the Adoption Towards Entry into force of the Nagoya Protocol

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# Outline



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- Background
- What has been done so far?
  - Support for ratification and entry into force of the Protocol (GEF MSP)
  - SCBD support for implementation of the Protocol
  - Support Initiatives by other partners (e.g. (GEF-NPIF projects, ABS-CDI)
  - Preparations for entry into force: Intergovernmental Committee for the Nagoya Protocol (ICNP) meetings



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# Background: Towards entry into force

- 92 CBD Parties signed the Protocol while it was open for **signature** (2 Feb 2011 - 1 Feb 2012)
- **Entry into force** on the 90th day deposit of the 50th instrument of ratification or accession
- 29 countries have deposited so far, including 2 from CEE: **Albania** and **Tajikistan**.
- 50<sup>th</sup> instrument has to be deposited by 7 July 2014 to convene MOP-1 concurrently with COP-12 in Oct. 2014

# Ratifications/Accessions by Region



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Africa (13)	Asia/Pacific (10)	CEE (2)	GRULAC (3)	WEOG (1)
Benin	Bhutan	Albania	Honduras	Norway
Botswana	Fiji	Tajikistan	Mexico	
Burkina Faso	India		Panama	
Comoros	Indonesia			
Côte d'Ivoire	Jordan			
Egypt	Lao PDR			
Ethiopia	Micronesia			
Gabon	Mongolia			
Guinea-Bissau	Myanmar			
Mauritius	Syria			
Rwanda				
Seychelles				
South Africa				



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# What has been done to support ratification

GEF Medium-Sized Project executed by SCBD (April 2011 to March 2014)

## Awareness-raising activities

- **Briefings of parliamentarians** (e.g. IPU General Assembly, Asia Pacific Parliamentary Forum, Commonwealth Parliamentary Association, Pan African Parliament)
- **Briefings of UN missions** (e.g. New York, Geneva, Rome)
- **Briefings of relevant international organisations** (e.g. WIPO, ITPGRFA, CGRFA)
- **Briefings of ILCs and relevant stakeholders** (e.g. UNPFII, business community, research community)



# What has been done to support ratification



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## Capacity-building activities

- June 2011, back to back with ICNP
- November 2011, back to back with WG 8(j)
- July 2012, back to back with ICNP 2

## ABS component in NBSAP workshops

- South Africa: 14 - 20 March 2011, Kasane, Botswana
- West Africa: 22-26 May 2011, Dakar, Senegal
- Central Africa: 19- 23 June 2011, Brazzaville, Congo
- Eastern Africa: 27 -30 June 2011, Kigali, Rwanda
- Pacific: 5 – 13 October, Nadi, Fiji
- Caribbean: 21 – 22 October 2011, St. Georges, Grenada
- Central America: 1 – 3 December 2011, San José, Costa Rica



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# What has been done to support ratification

- **GEF-5 GEF regional and national projects:** GRULAC (UNEP-IUCN), Africa and ASEAN (ACB); Guatemala, China, Ethiopia, Guatemala, India, Malaysia, Morocco & Viet Nam
- **Nagoya Protocol Implementation Fund**
  - Established in May 2011 to facilitate entry into force of NP and create enabling conditions for its implementation

Has supported:

- 1 global project (support for NP entry into force for 30 countries), 3 regional projects (Pacific, COMIFAC, Caribbean) and 8 national projects (Bhutan, Colombia, Cook Islands, Costa Rica, Fiji, Gabon, Kenya, Panama)

# Other Relevant Developments



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- Letter by UN Secretary General to all Heads of State and Government
  - Sent in April 2013 urging countries to ratify/accede to the Protocol to ensure its early implementation
- Special briefing to the second committee of the UN General Assembly (30 October 2013, New York)
  - Joint briefing by UNEP, WIPO, UNESCO, UNCTAD and SCBD
  - To provide update on actions undertaken to promote access to and sharing of benefits from GR and ATK





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# SCBD Support for ratification/implementation

## Regional CB Workshops

- 11 - 13 December 2012, Budapest, Hungary (CEE and Central Asia)
- 9-10 April 2013, Amman, Jordan (Middle East, Djibouti, Libya, Mauritania)
- 25-29 Nov 2013, Suva, Fiji (Pacific)
- 3-7 December 2013, Chennai, India (East, SE and South Asia)
- 24 - 28 March 2014 (Latin America)
- 31 March-4 April 2014 (CEE)
- 19-22 May 2014 (Caribbean)
- 9-13 June 2014 (Africa)



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# SCBD Support for ratification/implementation



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- **E-learning modules under development**
- **Development of the pilot phase of the ABS Clearing-House**
  - Training on the use of the ABS-CH (ICNP-3; All regional CB workshops)
  - Testing the pilot phase of the ABS-CH



The screenshot shows the ABS-CH website with the following elements:

- Header:** ABS-CH logo and the text "ACCESS AND BENEFIT-SHARING CLEARING-HOUSE". Below the header are four circular icons representing different aspects of biodiversity and science.
- Navigation Bar:** Home, About ABS-CH, Search, Register, Resources, Nagoya Protocol, CBD, a country profile dropdown menu, Sign In, and Language.
- Main Content Area:**
  - Search clearing-house records:** A search bar with a right arrow. Below it are four categories with counts: National Focal Points (190), National ABS Websites and Databases (2), ABS Measures (2), and ABS Competent National Authorities (4).
  - Register Information:** A section with a right arrow and a "Sign In" button. Text below says "Sign In to register information with the ABS-CH".
  - Resources:** A section with a right arrow and a "Sign In" button. Text below says "Sign In to add new resources." Below this are three resource links with document icons: "Online discussion forum", "Factsheets on the Nagoya Protocol", and "ABS Information Kit".

# Awareness-raising materials



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- ABS Information Kit with detailed information on the Protocol (soon to be updated)
  - Contains a brochure, factsheets and a PowerPoint presentation on ABS

Available on the Protocol Web Portal in the six UN Languages:

<https://www.cbd.int/abs/awareness-raising/default.shtml>



# Awareness-raising materials

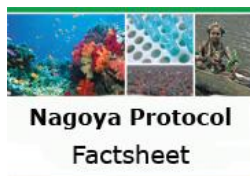
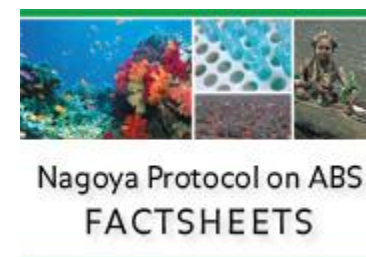


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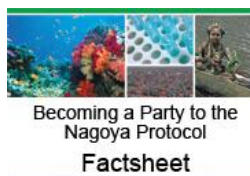
## Factsheets on the Nagoya Protocol



[Access and Benefit-sharing](#)



[Nagoya Protocol](#)



[Becoming a Party to the Nagoya Protocol](#)



# Awareness materials developed by SCBD



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## Policy Briefs and Factsheets –

Bioscience at a crossroads: ABS in a Time of Scientific, Technological and Industry Change:

- The Agricultural Sector
- Botanicals
- The Cosmetics Sector
- The Food and Beverage Sector
- Industrial Biotechnology
- The Pharmaceutical Industry



# Awareness-raising: Web Portal on the Nagoya Protocol



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**Convention on Biological Diversity**

The Convention | Cartagena Protocol | **Nagoya Protocol** | Programmes | Mechanisms | Information | Secretariat

**ACCESS AND BENEFIT-SHARING** [Home](#) > [Access and Benefit-sharing](#)

## The Nagoya Protocol on Access and Benefit-sharing

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* is an international agreement which aims at sharing the benefits arising from the utilization of genetic resources in a fair and equitable way, including by appropriate access to genetic resources and by appropriate transfer of relevant technologies, taking into account all rights over those resources and to technologies, and by appropriate funding, thereby contributing to the conservation of biological diversity and the sustainable use of its components. It was adopted by the Conference of the Parties to the Convention on Biological Diversity at its tenth meeting on 29 October 2010 in Nagoya, Japan.

The fair and equitable sharing of the benefits arising out of the utilization of genetic resources is one of the three objectives of the Convention on Biological Diversity. For background information on the Convention's work programme on access and benefit-sharing prior to the adoption of the Nagoya Protocol and information on the negotiations of the Nagoya Protocol, please visit the following pages: [Background](#) and [ABS Developments under the CBD Prior to the Nagoya Protocol](#).

**What's New** | Notifications | Upcoming Meetings | News Headlines

**What's New**  
**News Headlines**

**Nagoya Protocol on ABS FACTSHEETS**

Arabic | English | Spanish  
French | Russian | Chinese

**ABS Developments under the CBD Prior to the Nagoya Protocol**

28 February 2011  
**Press Release: Rwanda Sixth Country to Sign International Protocol on Genetic Resources.**

25 February 2011  
**Press Release: Mexico Signs Nagoya Protocol on Genetic Resources: Megadiverse Country is the Fifth Signatory to the Historic Treaty.**

23 February 2011  
**Mexico will sign the Nagoya Protocol on 24 February 2011.**  
[More news >](#)

**Resources**

- Awareness-raising material
- ABS Measures Database
- Existing instruments, guidelines, codes of conduct and tools addressing ABS
- Governmental CHMs
- Related Web Sites
- Bibliographic References

**Activities and Communications**

- Meetings and Documents
- Notifications
- Statements and Press releases
- Search

**Signatories to the Nagoya Protocol**

- Intergovernmental Committee
- Background

**Convention on Biological Diversity: ABS**

**Access and benefit-sharing information kit**

ABS Information Kit



# Pilot phase of the ABS Clearing-House



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## ABS-CH

ACCESS AND BENEFIT-SHARING CLEARING-HOUSE



Home About ABS-CH Search Register Resources Nagoya Protocol CBD Select a country profile Sign In Language

Search clearing-house records

National Focal Points	190
National ABS Websites and Databases	2
ABS Measures	2
ABS Competent National Authorities	4

Register Information

Sign In to register information with the ASB-CH

Resources

- Sign In to add new resources.
- Online discussion forum
- Factsheets on the Nagoya Protocol
- ABS Information Kit

Web interface: <http://absch.cbd.int>

Will contribute to transparency and certainty

# Support Initiatives by partner organizations



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- **ABS Capacity Development Initiative:** Support African, Caribbean and Pacific Group of States to ratify and implement the Nagoya Protocol
- **Partnerships developed in the context of the GEF Medium-sized project**
  - **GLOBE International:** Awareness-raising activities to engage legislators around the world
  - **UNU-IAS:** Raising awareness among parliamentarians and decision-makers in Asia, Pacific and Latin American regions.
- **ITPGRFA Secretariat**
- **ACB, ICIMOD and SPREP initiatives**

# Preparation for entry into force: ICNP



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- Open-ended Intergovernmental Committee on the Nagoya Protocol (ICNP) preparing for the first meeting of COP/MOP
  - First meeting: 6 to 10 June 2011 in Montreal, Canada
  - Second meeting: April 2012 in New Delhi, India
  - Third meeting: 24-28 February 2014 in Pyeongchang, Korea



# Issues considered by ICNP-1



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- ABS Clearing-House Mechanism
- Capacity-building
- Awareness-raising
- Compliance

Documents available at:

- [www.cbd.int/doc/?meeting=ICNP-01](http://www.cbd.int/doc/?meeting=ICNP-01)





# Issues considered by ICNP-2



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- Guidance for financial mechanism
- Guidance for resource mobilization
- Need and modalities of global multilateral benefit-sharing mechanism
- Outstanding issues from ICNP-1
  - Awareness-raising
  - Capacity-building
  - Compliance



Documents available at:

- [www.cbd.int/doc/?meeting=ICNP-02](http://www.cbd.int/doc/?meeting=ICNP-02)

# Intersessional activities 2013-2014



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- **8 April - 24 May 2013:** Online discussion groups/ consultations on Article 10 (global multilateral benefit-sharing mechanism)
- **3-5 June 2013:** expert meeting to further develop capacity-building framework
- **17-19 September 2013:** Expert Group meeting on Article 10
- **2-4 October 2013:** Meeting of the Informal Advisory Committee for the pilot phase of the ABS Clearing-House
- Ongoing capacity-building & awareness-raising activities



# Issues considered by ICNP-3



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- Outstanding issues from ICNP-2
  - Budget for the biennium following the entry into force
  - Rules of procedure for the COP-MOP
  - Provisional agenda for MOP-1;
  - The need for and modalities of a global multilateral benefit-sharing mechanism
  - Modalities of operation of the ABS Clearing-House;
  - Strategic framework for capacity-building/ development
  - Procedures and institutional mechanisms to promote compliance

# Issues considered by ICNP-3



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- Additional issues identified in decision COP/XI
  - Monitoring and reporting (Article 29);
  - Exchange of views on the development, updating and use of sectoral and cross-sectoral model contractual clauses, voluntary
  - Exchange of views on the state of implementation of the Nagoya Protocol
- Outcomes of ICNP-3 available at:  
<http://www.cbd.int/icnp3/insession/>

# Main outcomes of ICNP-3



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- Comprehensive Strategic Framework for Capacity-Building
- MOP-1 agenda adopted
- Significant progress made on the procedures and institutional mechanisms to promote compliance (square brackets reduced from 260 to 100)
- Outcomes of ICNP-3 available at:  
<http://www.cbd.int/icnp3/insession>



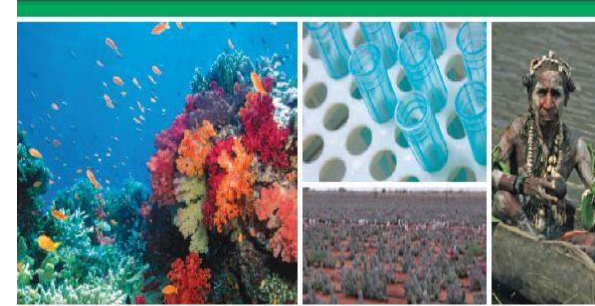
# Beyond ICNP-3: Key actions



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## Countries that have not yet done so need to:

- Deposit their **instruments of ratification or accession** with the UN Secretary General by 7 July to be Parties by MOP-1
- Develop or update **ABS measures** to implement the Protocol
- Put in place the required **institutional structures**:
  - ABS National Focal Point
  - One or more competent national authority/ies
  - One or more checkpoints
- Develop **capacity** and **raise awareness** about the Protocol
- Integrate ABS in the revised/updated NBSAP (currently ongoing)



THE NAGOYA PROTOCOL ON ACCESS AND BENEFIT-SHARING  
Towards Early Ratification



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# Thank you for your attention!

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## FOR MORE INFORMATION ON ABS:

[www.cbd.int/abs](http://www.cbd.int/abs)