



# General Assembly

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## Sixtieth session

Agenda item 52 (h)

### **Sustainable development: Convention on Biological Diversity**

#### **Report of the Second Committee\***

*Rapporteur:* Mr. Abdulmalik **Alshabibi** (Yemen)

#### **I. Introduction**

1. The Second Committee held a substantive debate on agenda item 52 (see A/60/488, para. 2). Action on sub-item (h) was taken at the 27th and 35th meetings, on 10 November and 9 December 2005. An account of the Committee's consideration of the sub-item is contained in the relevant summary records (A/C.2/60/SR.27 and 35).

#### **II. Consideration of draft resolutions A/C.2/60/L.22 and A/C.2/60/L.55**

2. At the 27th meeting, on 10 November 2005, the representative of Jamaica, on behalf of the Group of 77 and China, introduced a draft resolution entitled "Convention on Biological Diversity" (A/C.2/60/L.22), which read:

*"The General Assembly,*

*"Recalling its resolutions 55/201 of 20 December 2000, 56/197 of 21 December 2001, 57/253 and 57/260 of 20 December 2002, 58/212 of 23 December 2003 and 59/236 of 22 December 2004,*

*"Recalling also the section on development of the 2005 World Summit Outcome,*

*"Reiterating that the Convention on Biological Diversity is the key international instrument for the conservation and sustainable use of biological*

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\* The report of the Committee on this item will be issued in nine parts, under the symbol A/60/488 and Add.1-8.

resources and the fair and equitable sharing of benefits arising from the use of genetic resources,

*“Recalling* the commitments of the World Summit on Sustainable Development to pursue a more efficient and coherent implementation of the three objectives of the Convention and the achievement by 2010 of a significant reduction in the current rate of loss of biological diversity, which will require action at all levels, including the implementation of national biodiversity strategies and action plans and the provision of new and additional financial and technical resources to developing countries,

*“Expressing its deep appreciation* to the Government of Malaysia for hosting the seventh meeting of the Conference of the Parties to the Convention on Biological Diversity and the first meeting of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety, held at Kuala Lumpur from 9 to 20 and on 27 February, and from 23 to 27 February 2004, respectively,

*“Expressing its deep appreciation also* to the Government of Brazil for its offer to host the eighth meeting of the Conference of the Parties to the Convention on Biological Diversity and the third meeting of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety, to be held in the first half of 2006,

“1. *Takes note* of the report of the Executive Secretary of the Convention on Biological Diversity, transmitted by the Secretary-General to the General Assembly at its sixtieth session;

“2. *Reaffirms* the commitment, subject to national legislation, to respect, preserve and maintain the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity, to promote their wider application with the approval and involvement of the holders of such knowledge, innovations and practices, and to encourage the equitable sharing of the benefits arising from their utilization;

“3. *Urges* all Member States to fulfil commitments and significantly reduce the rate of loss of biodiversity by 2010, and emphasizes that this will require the provision of new and additional financial and technical resources to developing countries;

“4. *Calls upon* all Member States to support the implementation of the Convention on Biological Diversity and the Cartagena Protocol on Biosafety and to continue to negotiate, within the framework of the Convention, bearing in mind the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of the Benefits Arising out of their Utilization, an international regime to promote and safeguard the fair and equitable sharing of benefits arising out of the utilization of genetic resources;

“5. *Notes* the recent progress made with respect to the achievement of the three objectives set out in the Convention on Biological Diversity;

“6. *Takes note* of the progress made by the ad hoc open-ended working group on access to genetic resources and benefit-sharing to negotiate an international regime on access and benefit-sharing, and urges parties to the

Convention to make every effort to ensure an early and successful conclusion to the negotiations;

“7. *Also takes note* of the outcome of the tenth meeting of the subsidiary body on scientific, technical and technological advice of the Conference of the Parties to the Convention on Biological Diversity;

“8. *Notes also* the progress made at the second meeting of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety and the continuing efforts towards the implementation of the Protocol, and stresses that this will require the full support of parties and of relevant international organizations, in particular with regard to the provision of assistance to developing countries in capacity-building for biosafety;

“9. *Invites* the countries that have not yet done so to ratify or to accede to the Convention on Biological Diversity;

“10. *Invites* the parties to the Convention on Biological Diversity that have not yet ratified or acceded to the Cartagena Protocol on Biosafety to the Convention to consider doing so;

“11. *Invites* countries to consider ratifying or acceding to the International Treaty on Plant Genetic Resources for Food and Agriculture;

“12. *Encourages* developed countries parties to the Convention to contribute to the relevant trust funds of the Convention, in particular so as to enhance the full participation of the developing countries parties in all of its activities;

“13. *Urges* parties to the Convention to facilitate the transfer of environmentally sound technologies to developing countries for the effective implementation of the Convention in accordance with its provisions;

“14. *Takes note* of the ongoing work of the liaison group of the secretariats and offices of the relevant subsidiary bodies of the United Nations Framework Convention on Climate Change, the United Nations Convention to Combat Desertification in Those Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa, and the Convention on Biological Diversity, and further encourages continuing cooperation in order to promote complementarities among the secretariats, while respecting their independent legal status;

“15. *Stresses* the importance of harmonizing the reporting requirements of the biodiversity-related conventions while respecting their independent legal status;

“16. *Invites* the Executive Secretary of the Convention on Biological Diversity to continue reporting to the General Assembly on the ongoing work regarding the Convention, including its Cartagena Protocol;

“17. *Decides* to include in the provisional agenda of its sixty-first session, under the item entitled ‘Sustainable development’, the sub-item entitled ‘Convention on Biological Diversity’.”

3. At the same meeting, the representative of Jamaica, on behalf of the Group of 77 and China, orally revised the second preambular paragraph of the draft resolution as follows: “*Recalling also* the development section of the 2005 World Summit Outcome” (see A/C.2/60/SR.27).

4. At its 35th meeting, on 9 December, the Committee had before it a draft resolution entitled “Convention on Biological Diversity” (A/C.2/60/L.55) submitted by the Vice-Chairman of the Committee, Stefano Toscano (Switzerland), on the basis of informal consultations held on draft resolution A/C.2/60/L.22 (see A/C.2/60/SR.35).

5. At the same meeting, the Committee was informed that the draft resolution had no programme budget implications (see A/C.2/60/SR.35).

6. Also at the same meeting, the Committee adopted draft resolution A/C.2/60/L.55 (see para. 8).

7. In the light of the adoption of draft resolution A/C.2/60/L.55, draft resolution A/C.2/60/L.22 was withdrawn by its sponsors.

### III. Recommendation of the Second Committee

8. The Second Committee recommends to the General Assembly the adoption of the following draft resolution:

#### **Convention on Biological Diversity**

*The General Assembly,*

*Recalling* its resolutions 55/201 of 20 December 2000, 56/197 of 21 December 2001, 57/253, 57/260 of 20 December 2002, 58/212 of 23 December 2003 and 59/236 of 22 December 2004,

*Recalling also* the 2005 World Summit Outcome,<sup>1</sup>

*Reiterating* that the Convention on Biological Diversity<sup>2</sup> is the key international instrument for the conservation and sustainable use of biological resources and the fair and equitable sharing of benefits arising from the use of genetic resources,

*Taking note of* the reports of the Millennium Ecosystem Assessment,

*Recalling* the commitments of the World Summit on Sustainable Development to pursue a more efficient and coherent implementation of the three objectives of the Convention and the achievement by 2010 of a significant reduction in the current rate of loss of biological diversity, which will require action at all levels, including the implementation of national biodiversity strategies and action plans and the provision of new and additional financial and technical resources to developing countries,

*Expressing its deep appreciation* to the Government of Malaysia for hosting the seventh meeting of the Conference of the Parties to the Convention on Biological Diversity and the first meeting of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety, held in Kuala Lumpur from 9 to 20 and on 27 February, and from 23 to 27 February 2004, respectively,

*Expressing its deep appreciation also* to the Government of Brazil for its offer to host the eighth meeting of the Conference of the Parties to the Convention on Biological Diversity and the third meeting of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety, to be held in Curitiba from 20 to 31 March, and from 13 to 17 March 2006, respectively,

1. *Takes note* of the report of the Executive Secretary of the Convention on Biological Diversity, transmitted by the Secretary-General to the General Assembly at its sixtieth session;<sup>3</sup>

2. *Notes* the recent progress made with respect to the achievement of the three objectives set out in the Convention on Biological Diversity;

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<sup>1</sup> See resolution 60/1.

<sup>2</sup> United Nations, *Treaty Series*, vol. 1760, No. 30619.

<sup>3</sup> A/60/171, sect. III.

3. *Urges* all Member States to fulfil their commitments to significantly reduce the rate of loss of biodiversity by 2010, and emphasizes that this will require an appropriate focus on the loss of biodiversity in their relevant policies and programmes and the continued provision of new and additional financial and technical resources to developing countries, including through the Global Environmental Facility;

4. *Reiterates* the commitment of States parties to the Convention on Biological Diversity and the Cartagena Protocol on Biosafety to the Convention on Biological Diversity<sup>4</sup> to support the implementation of the Convention and the Protocol, as well as other biodiversity-related agreements and the Johannesburg commitment for a significant reduction in the rate of loss of biodiversity by 2010, and to continue to negotiate within the framework of the Convention, bearing in mind the Bonn Guidelines,<sup>5</sup> an international regime to promote and safeguard the fair and equitable sharing of benefits arising out of the utilization of genetic resources, and reiterates also the resolve of all States to fulfil commitments and significantly reduce the rate of loss of biodiversity by 2010 and to continue ongoing efforts towards elaborating and negotiating an international regime on access to genetic resources and benefit-sharing;

5. *Reaffirms* the commitment, subject to national legislation, to respect, preserve and maintain the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity, promote their wider application with the approval and involvement of the holders of such knowledge, innovations and practices and encourage the equitable sharing of the benefits arising from their utilization;

6. *Notes* the tenth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice of the Conference of the Parties to the Convention on Biological Diversity, as well as the meetings of the Ad Hoc Open-ended Working Group on Access and Benefit-sharing and the first meeting of the Ad Hoc Open-ended Working Group on Protected Areas;

7. *Also notes* the progress made at the second meeting of the Conference of the Parties to the Convention serving as the Meeting of the Parties to the Cartagena Protocol on Biosafety and the continuing efforts made towards the implementation of the Protocol, and stresses that this will require the full support of parties and of relevant international organizations, in particular with regard to the provision of assistance to developing countries as well as countries with economies in transition in capacity-building for biosafety;

8. *Invites* the countries that have not yet done so to ratify or to accede to the Convention on Biological Diversity;

9. *Invites* the parties to the Convention that have not yet ratified or acceded to the Cartagena Protocol on Biosafety to consider doing so;

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<sup>4</sup> See UNEP/CBD/ExCOP/1/3 and Corr.1, part two, annex.

<sup>5</sup> UNEP/CBD/COP/6/20, annex I, decision VI/24A.

10. *Invites* countries to consider ratifying or acceding to the International Treaty on Plant Genetic Resources for Food and Agriculture;<sup>6</sup>

11. *Encourages* developed countries parties to the Convention to contribute to the relevant trust funds of the Convention, in particular so as to enhance the full participation of the developing countries parties in all of its activities;

12. *Urges* parties to the Convention on Biological Diversity to facilitate the transfer of technology for the effective implementation of the Convention in accordance with its provisions;

13. *Takes note* of the ongoing work of the liaison group of the secretariats and offices of the relevant subsidiary bodies of the United Nations Framework Convention on Climate Change,<sup>7</sup> the United Nations Convention to Combat Desertification in Those Countries Experiencing Serious Drought and/or Desertification, Particularly in Africa,<sup>8</sup> and the Convention on Biological Diversity, and further encourages continuing cooperation in order to promote complementarities among the secretariats, while respecting their independent legal status;

14. *Stresses* the importance of reducing duplicative reporting requirements of the biodiversity-related conventions while respecting their independent legal status and their independent mandates;

15. *Invites* the States parties to the Convention to provide the new Executive Secretary of the Convention on Biological Diversity with full support for the fulfilment of his mandate and towards promoting the implementation of the Convention;

16. *Invites* the Executive Secretary of the Convention on Biological Diversity to continue reporting to the General Assembly on the ongoing work regarding the Convention, including its Cartagena Protocol;

17. *Decides* to include in the provisional agenda of its sixty-first session, under the item entitled “Sustainable development”, the sub-item entitled “Convention on Biological Diversity”.

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<sup>6</sup> Food and Agriculture Organization of the United Nations, *Report of the Conference of FAO, Thirty-first Session, Rome, 2-13 November 2001* (C 2001/REP), appendix D.

<sup>7</sup> United Nations, *Treaty Series*, vol. 1771, No. 30822.

<sup>8</sup> *Ibid.*, vol. 1954, No. 33480.