



Convention on
Biological Diversity

Webinar to provide information on the process of developing a new programme of work and institutional arrangements on Article 8(j) and other provisions of the Convention related to indigenous peoples and local communities

7 March 2023

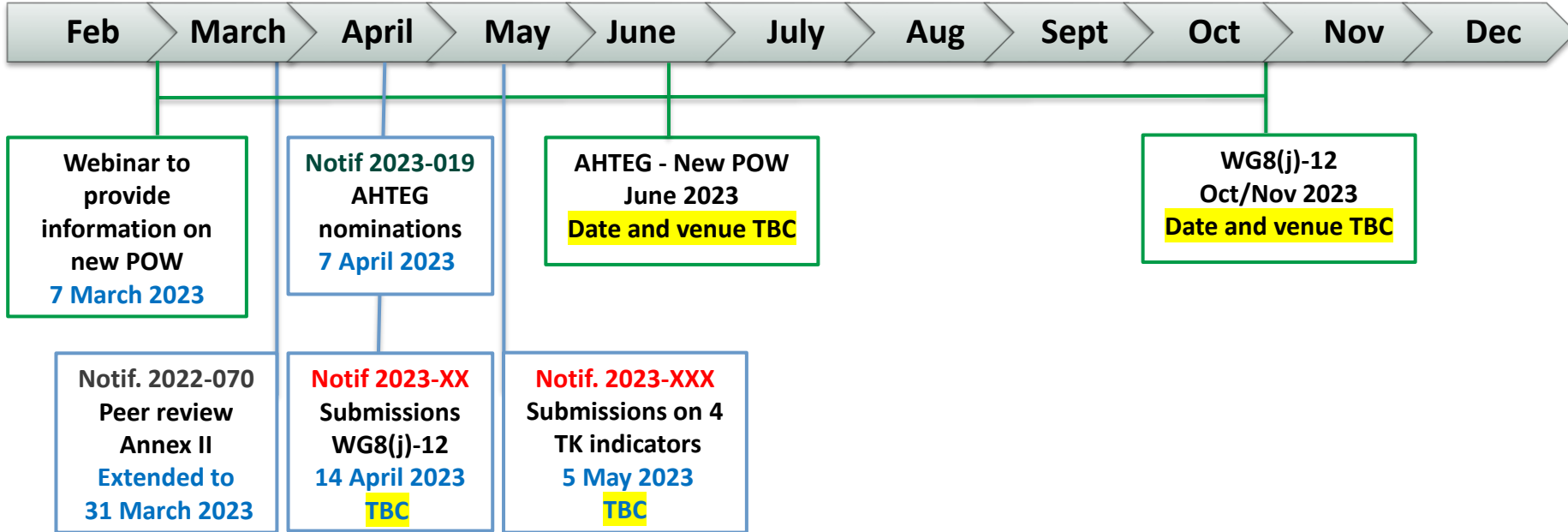


UNITED NATIONS DECADE ON
**ECOSYSTEM
RESTORATION**
2021-2030



environment
programme

Timeline leading up to WG8(j)-12





Process toward the new PoW & institutional arrangements

- Peer Review of decision 15/10 Annex II
 - Deadline: **31 Mar 2023**
- AHTEG on New PoW - nomination
 - Deadline: **7 April 2023**
- WG8(j)-12: submissions
 - Deadline: **14 April 2023 (TBC)**
- WG8(j)-12: submissions on 4 traditional knowledge indicators
 - Deadline: **5 May 2023 (TBC)**





Article 8(j) and provisions related to indigenous peoples and local communities in the work of the Convention

- Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions was established at COP-4, in 1998 (decision IV/9), with the mandate:
 - to provide advice to COP relating to the implementation of Article 8(j) and related provisions (decision IV/9, para. 1),
 - to provide advice to COP on measures to strengthen cooperation at the international level among indigenous peoples and local communities,
 - to review progress in the implementation of the priority tasks of the PoW,
 - to develop a programme of work.
- COP-5, in 2000 (decision V/16), adopted the Programme of Work on the Implementation of Article 8(j) and Related Provisions (PoW).
- COP-10, 2010, (decision X/43) revised the PoW for 2010 to 2020:
17+1 Tasks





Update on the programme of work on Article 8(j) and related provisions

TASK

Status

1. Parties to take measures to enhance and strengthen the capacity of IPLCs to be effectively involved in decision-making	Ongoing
2. Parties to develop appropriate mechanisms, guidelines, legislation or other initiatives to foster and promote the effective participation of IPLCs	Ongoing
4. Parties to develop mechanisms for promoting the participation of IPLCs	Ongoing
7. WG to develop guidelines for the development of mechanisms, legislation or other appropriate initiatives to ensure that IPLCs obtain a fair and equitable share of benefits arising from the use and application of their traditional knowledge	G completed; implementation ongoing
10. WG to develop standards and guidelines for the reporting and prevention of unlawful appropriation of traditional knowledge	G completed; implementation ongoing
12. WG to develop guidelines and definitions that will assist Parties and Governments in the development of legislation or other mechanisms, as appropriate, to implement Article 8(j) and its related provisions	G completed; implementation ongoing
15. WG to develop guidelines that would facilitate repatriation of information, including cultural property	G completed; implementation ongoing
New Task: Implementation of the global Plan of Action on Customary Sustainable Use	Ongoing



Postponed tasks of the programme of work (Decision X/43)

TASK

Status

In decision X/43, the COP 10 adopted a revised multi-year programme of work on Article 8(j), retiring completed or superseded tasks 3, 5, 8, 9 and 16, and postponed tasks 6, 11, 13, 14 and 17

6. WG to develop guidelines for the respect, preservation and maintenance of traditional knowledge and their wider application in accordance with Article 8(j).

WG made contributions

11. WG to assess instruments, particularly intellectual property instruments, that have implications on the protection of traditional knowledge

To be determined

13. WG to develop guiding principles and standards to strengthen the use of traditional knowledge for the conservation and sustainable use of biological diversity

To be determined

14. WG to develop guidelines and proposals for the establishment of national incentive schemes for IPLCs to preserve and maintain their traditional knowledge

To be determined

17. Executive Secretary to develop, in cooperation with Governments and IPLCs, methods and criteria to assist in assessing the implementation of Article 8(j) and reporting of such on national reports (Art. 26).

To be determined



WG8(j) Outcomes

Guidelines and Other Tools

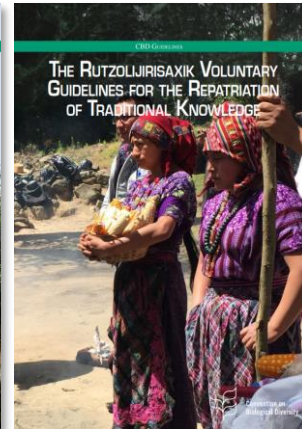
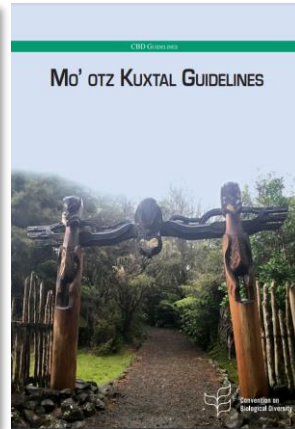
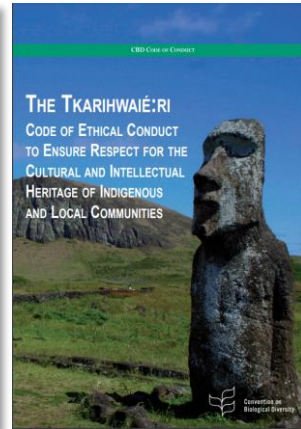
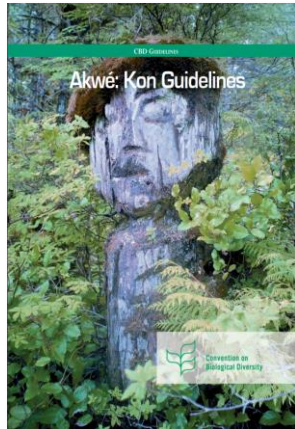
- [Akwé: Kon Voluntary Guidelines](#) for the Conduct of Cultural, Environmental and Social Impact Assessments Regarding Developments Proposed to Take Place on, or Impact, Sacred Sites and Lands and Waters Traditionally Occupied or Used by Indigenous and Local Communities
- [Tkarihwaié:ri Code of Ethical Conduct](#) to Ensure Respect for the Cultural and Intellectual Heritage of Indigenous and Local Communities
- [Mo'otz Kuxtal Voluntary Guidelines](#) for the development of mechanisms, legislation or other appropriate initiatives to ensure the “prior and informed consent”, “free, prior and informed consent” or “approval and involvement” of indigenous peoples and local communities for accessing their knowledge, innovations and practices, for fair and equitable sharing of benefits arising from the use of their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity, and for reporting and preventing unlawful appropriation of traditional knowledge
- [Rutzolijirisaxik Voluntary Guidelines](#) for the Repatriation of Traditional Knowledge Relevant for the Conservation and Sustainable Use of Biological Diversity
- [Glossary of relevant key terms and concepts](#) within the context of Article 8(j) and related provisions

Source: www.cbd.int/traditional/outcomes





WG8(j) Outcomes



COP15 Decisions

- Kunming-Montreal Global Biodiversity Framework ([CBD/COP/DEC/15/4](#))
- Development of a new programme of work and institutional arrangements on Article 8(j) and other provisions, Annexes I and II ([CBD/COP/15/10](#))
 - Joint Programme of Work on the Links Between Biological and Cultural Diversity (Nature & Culture)



CBD/COP/15/10 - Annex I

DRAFT OBJECTIVES, GENERAL PRINCIPLES, AND ELEMENTS OF WORK FOR THE NEW PROGRAMME OF WORK ON ARTICLE 8(J) AND OTHER PROVISIONS OF THE CONVENTION RELATED TO INDIGENOUS PEOPLES AND LOCAL COMMUNITIES

- I. OBJECTIVE
- II. GENERAL PRINCIPLES



CBD/COP/15/10 - Annex II

DRAFT POSSIBLE ELEMENTS OF THE NEW PROGRAMME OF WORK ON ARTICLE 8(J) AND OTHER PROVISIONS OF THE CONVENTION RELATED TO INDIGENOUS PEOPLES AND LOCAL COMMUNITIES

- I. Sustainable use
- II. Conservation and Restoration
- III. Sharing of benefits from genetic resources
- IV. Knowledge and Culture
- V. Protection of indigenous peoples and local communities and traditional knowledge innovations and practices, including through application of guidelines and standards, and further advancement of article 8(j) and related provisions
- VI. Full and effective participation of indigenous peoples and local communities



Thank you

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