

# **The Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization: *Current status***

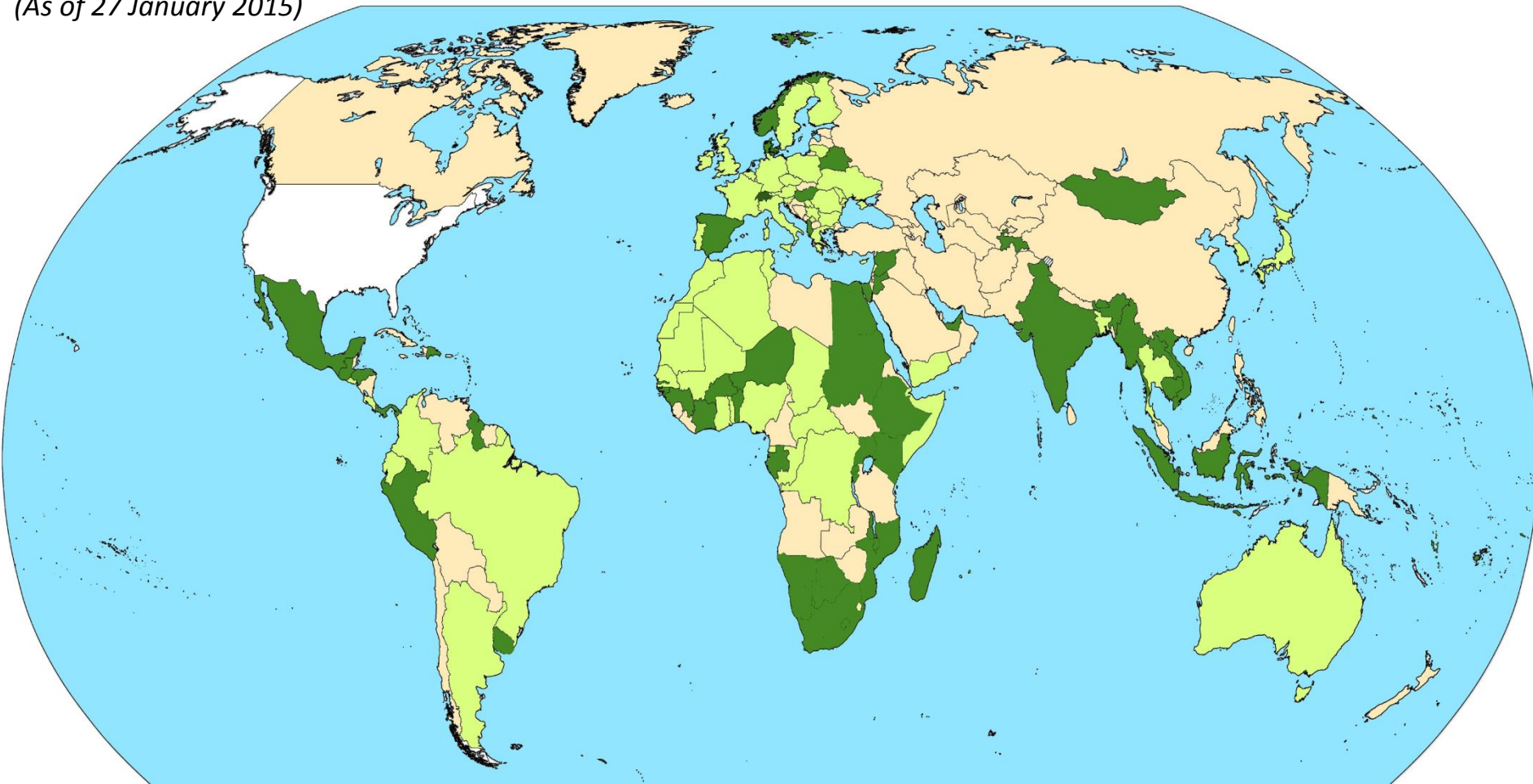
*Kathryn Garforth*

Programme Officer, Access and Benefit-sharing  
Secretariat of the Convention on Biological Diversity

# Entry into force: 12 October 2014

## 58 ratifications, accessions, approvals, acceptances

*(As of 27 January 2015)*



Albania, Belarus, Benin, Bhutan, Botswana, Burkina Faso, Burundi, Cambodia, Comoros, Côte D'Ivoire, Denmark, Dominican Republic, Egypt, Ethiopia, European Union, Fiji, Gabon, Gambia, Guatemala, Guinea, Guinea Bissau, Guyana, Honduras, Hungary, India, Indonesia, Jordan, Kenya, Lao PDR, Lesotho, Madagascar, Malawi, Marshall Islands, Mauritius, Mexico, the Federated States of Micronesia, Mongolia, Mozambique, Myanmar, Namibia, Niger, Norway, Panama, Peru, Rwanda, Samoa, Seychelles, South Africa, Spain, Sudan, Switzerland, the Syrian Arab Republic, Tajikistan, Uganda, United Arab Emirates, Uruguay, Vanuatu and Viet Nam

*DISCLAIMER: The designations employed and the presentation of the material in this publication do not imply the expression of any opinion whatsoever on the part of the Secretariat of the Convention on Biological Diversity concerning the legal status of any country, territory, city or area of its authorities, or concerning the delimitation of its frontiers or boundaries.*

# Nagoya Protocol COP-MOP 1

- Compliance – decision NP-I/4
- Model contractual clauses, codes of conduct, guidelines, best practices, standards – decision NP-I/5
- Capacity-building – decision NP-I/8
- Awareness-raising – decision NP-I/9
- Global multilateral benefit-sharing mechanism – decision NP-I/10
- ABS Clearing-House – decision NP-I/2

# The ABS-CH?

- What is it?
- What is our goal?
- How are we reaching our goal?

 [HELP](#)

 [SIGN IN](#)



 [Search  
Information](#)

 [Register  
Information](#)

 [Browse  
Country Profiles](#)

The Access and Benefit-sharing Clearing-house (ABSCH) is a platform for exchanging information on ABS and a key tool for facilitating the implementation of the Nagoya Protocol. [read more](#)

## Latest National Records

04 NOV 2014 | DENMARK | NATIONAL DATABASE

Naturstyrelsen - Udnyttelse af genetiske ressourcer og ABS protokollen

## Latest Virtual Library Records

11 OCT 2014 | REPORT / REVIEW / FACT SHEET / NOTES

Defining and Explaining - ABS Terminology





# Article 14

of the Nagoya Protocol

## Article

# 14

### **THE ACCESS AND BENEFIT-SHARING CLEARING-HOUSE AND INFORMATION-SHARING**

1. An Access and Benefit-sharing Clearing-House is hereby established as part of the clearing-house mechanism under Article 18, paragraph 3, of the Convention. It shall serve as a means for sharing of information related to access and benefit-sharing. In particular, it shall provide access to information made available by each Party relevant to the implementation of this Protocol.
2. Without prejudice to the protection of confidential information, each Party shall make available to the Access and Benefit-sharing Clearing-House any information required by this Protocol, as well as information required pursuant to the decisions taken by the Conference of the Parties serving as the meeting of the Parties to this Protocol. The information shall include:
  - (a) Legislative, administrative and policy measures on access and benefit-sharing;
  - (b) Information on the national focal point and competent national authority or authorities; and
  - (c) Permits or their equivalent issued at the time of access as evidence of the decision to grant prior informed consent and of the establishment of mutually agreed terms.
3. Additional information, if available and as appropriate, may include:
  - (a) Relevant competent authorities of indigenous and local communities, and information as so decided;
  - (b) Model contractual clauses;
  - (c) Methods and tools developed to monitor genetic resources; and
  - (d) Codes of conduct and best practices.
4. The modalities of the operation of the Access and Benefit-sharing Clearing-House, including reports on its activities, shall be considered and decided upon by the Conference of the Parties serving as the meeting of the Parties to this Protocol at its first meeting, and kept under review thereafter.

## Article 14(1)

**Establishes the ABS-CH - as part of the CHM**

**Main function - to facilitate the exchange of ABS relevant information**

### Article

## 14

### **THE ACCESS AND BENEFIT-SHARING CLEARING-HOUSE AND INFORMATION-SHARING**

1. An Access and Benefit-sharing Clearing-House is hereby established as part of the clearing-house mechanism under Article 18, paragraph 3, of the Convention. It shall serve as a means for sharing of information related to access and benefit-sharing. In particular, it shall provide access to information made available by each Party relevant to the implementation of this Protocol.
2. Without prejudice to the protection of confidential information, each Party shall make available to the Access and Benefit-sharing Clearing-House any information required by this Protocol, as well as information required pursuant to the decisions taken by the Conference of the Parties serving as the meeting of the Parties to this Protocol. The information shall include:
  - (a) Legislative, administrative and policy measures on access and benefit-sharing;
  - (b) Information on the national focal point and competent national authority or authorities; and
  - (c) Permits or their equivalent issued at the time of access as evidence of the decision to grant prior informed consent and of the establishment of mutually agreed terms.
3. Additional information, if available and as appropriate, may include:
  - (a) Relevant competent authorities of indigenous and local communities, and information as so decided;
  - (b) Model contractual clauses;
  - (c) Methods and tools developed to monitor genetic resources; and
  - (d) Codes of conduct and best practices.
4. The modalities of the operation of the Access and Benefit-sharing Clearing-House, including reports on its activities, shall be considered and decided upon by the Conference of the Parties serving as the meeting of the Parties to this Protocol at its first meeting, and kept under review thereafter.

## **Article 14(2)**

The main information that is to be shared:

- 1. ABS Measures**
- 2. National Focal Points**
- 3. Competent National Authorities**
- 4. Permits or their equivalent**

### Article

## 14

### **THE ACCESS AND BENEFIT-SHARING CLEARING-HOUSE AND INFORMATION-SHARING**

1. An Access and Benefit-sharing Clearing-House is hereby established as part of the clearing-house mechanism under Article 18, paragraph 3, of the Convention. It shall serve as a means for sharing of information related to access and benefit-sharing. In particular, it shall provide access to information made available by each Party relevant to the implementation of this Protocol.
2. Without prejudice to the protection of confidential information, each Party shall make available to the Access and Benefit-sharing Clearing-House any information required by this Protocol, as well as information required pursuant to the decisions taken by the Conference of the Parties serving as the meeting of the Parties to this Protocol. The information shall include:
  - (a) Legislative, administrative and policy measures on access and benefit-sharing;
  - (b) Information on the national focal point and competent national authority or authorities; and
  - (c) Permits or their equivalent issued at the time of access as evidence of the decision to grant prior informed consent and of the establishment of mutually agreed terms.
3. Additional information, if available and as appropriate, may include:
  - (a) Relevant competent authorities of indigenous and local communities, and information as so decided;
  - (b) Model contractual clauses;
  - (c) Methods and tools developed to monitor genetic resources; and
  - (d) Codes of conduct and best practices.
4. The modalities of the operation of the Access and Benefit-sharing Clearing-House, including reports on its activities, shall be considered and decided upon by the Conference of the Parties serving as the meeting of the Parties to this Protocol at its first meeting, and kept under review thereafter.

facilitate the  
implementation of  
the NP

facilitate exchange of  
relevant information

**The goal of the  
ABS Clearing-  
House**

- ✓ legal certainty, clarity, transparency
- ✓ fair and non-arbitrary rules and procedures
- ✓ monitoring to ensure compliance



# **Guiding principles of the ABS-CH**

**How we are reaching our goal**

1. Finding and sharing information should be easy

2. Published information is relevant and correct

3. Strengthen participation and build capacity

# 1. Finding and sharing information should be easy

information is collected and shared using “common formats”

simple and user-friendly interface – <http://absch.cbd.int>

**help is always available**

## 2. Published information is relevant and correct

users interacting with the ABS-CH have roles and permissions

workflows to publish records

national and reference records

information classified using common vocabularies

automated reminders and notifications to help ensure records  
are kept up-to-date, correct and complete

**help is always available**

### 3. Strengthen participation and build capacity

outreach campaign

capacity-building

**help is always available**

**you**



# Thank you

## Secretariat of the Convention on Biological Diversity

413 Saint Jacques Street, Suite 800

Montreal, QC, H2Y 1N9, Canada

Tel: +1 514 288 2220

Fax: + 1 514 288 6588

Email: [secretariat@cbd.int](mailto:secretariat@cbd.int)

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

## FOR MORE INFORMATION ON ABS:

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

[absch.cbd.int](http://absch.cbd.int)