

Submission of proposals related to the Further revised draft text of an agreement under the United Nations Convention on the Law of the Sea on the conservation and sustainable use of marine biological diversity of areas beyond national jurisdiction

Please fill out one form for each article which your delegation(s) or group(s) wish(es) to propose, amend or delete.

- 1. Name(s) of Delegation(s) and/or Group(s) making the proposal in the order that they should be listed in any conference room papers or other documents:**

International Union for Conservation of Nature

- 2. Please indicate the relevant part of the Further revised draft text (as reflected in A/CONF.232/2022/5) that this proposal relates to, using the drop-down menu below.**

PART III MEASURES SUCH AS AREA-BASED MANAGEMENT TOOLS, INCLUDING MARINE PROTECTED AREAS

- 3. Please indicate the relevant article of the Further revised draft text (as reflected in A/CONF.232/2022/5) that this proposal relates to (if applicable) or indicate if this is a proposal for an additional article**

Article 18

- 4. Kindly provide the amendments to the article that are being proposed in the text box below, using the “track changes” function in Microsoft Word. Please only reproduce the parts of the article that are being amended or deleted - examples are attached for reference.**

18.2 Upon receipt of a proposal, the secretariat shall ~~transmit it to the Scientific and Technical Body for a preliminary review. The outcome of that review shall be conveyed to the proponent by the secretariat. The proponent shall retransmit the proposal to the secretariat, having taken into account the preliminary review by the Scientific and Technical Body. The secretariat shall~~ make that proposal publicly available and, invite public comments, and assist the proponent to proactively facilitate consultations ~~thereon~~ and sharing of relevant information and data with and amongst the following:

- a) the Scientific and Technical Body;
- b) States, in particular adjacent States;
- c) Bodies of relevant legal instruments and frameworks and relevant global, regional, subregional and sectoral bodies;
- d) Indigenous peoples and local communities with traditional knowledge;
- e) the scientific community;
- f) civil society; and
- g) other relevant stakeholders.

18.3. Consultations and written submissions shall be designed to elicit the following views and information, as follows relevant:

- a) Views on the merits of the proposal (*former (a)(i)*);
- b) Any relevant data, information or other scientific inputs (*former (a)(ii)*);
- c) Any relevant traditional knowledge of indigenous peoples and local communities (*former (c)(iii)*);
- d) Information regarding any existing measures adopted by that instrument, framework or body for the relevant area or for adjacent areas (*former (a)(iii)*);
- e) Views on the potential implications of the proposal for existing measures or protected areas within or beyond national jurisdiction (*combined (a)(iv) and (b)(iii)*);
- f) Views regarding any aspects of the measures and priority elements for a management plan identified in the proposal that fall within the competence of that body (*amended (b)(iii)*);
- g) Views regarding any relevant measures that fall within the competence of another instrument, framework or body (*amended (b)(iv)*); and
- h) Any other relevant information (*(a)(v)*).

18.3.bis. Parties shall cooperate to help identify and facilitate access by the proponent to relevant datasets, information or other knowledge controlled or managed by vessels or nationals under their jurisdiction or control or by global, regional, subregional and sectoral bodies in which they are members.

4. The proponent shall consider and respond to the contributions received during the consultation period and ~~shall either~~may revise the proposal accordingly ~~or continue the consultation process~~.

5. The consultation period shall be time-bound. All Parties shall cooperate to complete the process as expeditiously as possible, and no later than two years

5. Rationale for the proposal, if any.

Revised paragraphs 18.2, 18.3 and 18.3bis seek to streamline the text and put the consultation process into the hands of the proponent with the assistance of the secretariat. The intent is to enable the proponent to facilitate meetings to discuss the proposal in an interactive and inclusive manner so that States and other stakeholder views and questions can be heard and responded to more immediately, and to encourage the sharing of data, information and knowledge in a respectful and collaborative manner.

18.4. The proponent should be required to respond to the comments but may not need to incorporate each and every one in a revised proposal.

18.5 Nimble and prompt responses to ABMT including MPA proposals will be essential to prevent and slow ocean degradation and to safeguard ocean health in the context of accelerating impacts from pollution, habitat loss and degradation, and the compounding effects of climate related changes.