

**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**

**Template**

*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<sup>1</sup>) that this proposal relates to, using the drop-down menu below.**

PART II MARINE GENETIC RESOURCES, INCLUDING QUESTIONS ON THE SHARING OF BENEFITS

- 3. Please indicate the relevant article of the Further revised draft text (as reflected in A/CONF.232/2022/5<sup>1</sup>) that this proposal relates to (if applicable) or indicate if this is a proposal for an additional article**

Article 8

- 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.**

1. The provisions of this Part Agreement shall apply to the collection in situ of, access ex situ, ~~including as digital sequence information, to, and to the utilization of~~ marine genetic resources ~~[or their derivatives]~~ originating from areas beyond national jurisdiction, ~~as defined including derivatives and digital sequence information, for their utilization, in this Agreement.~~

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<sup>1</sup> Currently available as an advance, unedited, version on the website of the IGC: [Fifth substantive session \(un.org\)](https://www.un.org/)

**5. Rationale for the proposal, if any.**

This paragraph should read “the provisions of this Part”. If it is intended to refer to the provisions of the entire Agreement, it should be moved to article 3. The phrasing implies that digital sequence information is a form of marine genetic resource. This question is still under discussion in the CBD, and it is important that the concepts and definitions used for genetic resources within and outside national jurisdiction are aligned.