

**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 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<sup>1</sup>) that this proposal relates to (if applicable) or indicate if this is a proposal for an additional article**

Article 19

- 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.**

19.1 The Conference of the Parties shall take decisions on ~~the establishment of matters related to measures such as~~ area-based management tools, including marine protected areas ~~and with respect to proposals submitted~~ **and** taking into account the scientific advice or recommendations and the contributions received during the

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

consultation and assessment process, [as well as the application of precaution and an ecosystem approach.](#)

19.2 The Conference of Parties, while respecting relevant legal instruments and frameworks and relevant global, regional, or sectoral bodies, shall also take decisions on measures [additional to and compatible with complementary](#) to those adopted under such instruments, frameworks and bodies, and make recommendations to Parties to this Agreement to promote the adoption of relevant measures through such instruments, frameworks and bodies, in accordance with their respective [geographic, ecosystem and biodiversity](#) mandates.

19.3. The Conference of the Parties shall make arrangements for [ongoing](#) consultation to enhance cooperation and coordination with and among relevant legal instruments and frameworks and relevant global, regional, subregional and sectoral bodies with regard to area-based management tools, including marine protected areas, as well as coordination among related measures adopted under such instruments and frameworks and by such bodies.

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

19. Option 1. Para 1. Option 1 is preferred as it provides a clearer mandate to the COP to take decisions, while also taking into account the advice, recommendations and contributions from others. Precaution and an ecosystem approach should be the basis for decision-making and not just “identification” in 17bis.

19.2 An alternative to “complementary” is offered, noting this example: “*A definition of complementary is someone or something that completes or makes someone or something better. An example of complementary is drinking red wine with an Italian meal.*”<sup>2</sup> Also, IUCN suggests that additional information on the mandates of different bodies may help to determine the scope of their authority, including geographic, ecosystem and biodiversity.

19.3. Consultation and coordination need to be ongoing and multidirectional to enable the interaction required for effective cooperation. Such ongoing cooperation is most efficiently facilitated by a secretariat with the support of the COP.

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<sup>2</sup> Reference: <https://www.yourdictionary.com › complementary>