

Preparatory Committee established by General Assembly resolution 69/292: Development of an international legally binding instrument under the

Further discussions on the

Informal working groups at the second session of the Preparatory Committee

The present indicative list of clusters of issues and questions, which draws from the issues raised at the first session of the Preparatory Committee ("PrepComl"), is aimed at assisting further discussion in the Informal working groups at the second session of the Preparatory Committee on: marine genetic resources, including questions on the sharing of benefits; measures such as area based management tools, including marine protected areas; environmental impact assessments; capacity building and transfer of marine technology; and crosscutting issues. The list is not

Questions on the sharing of benefits

- x How might the shared interest in marine genetic resources be operationalized?
- x How might the special challenges and needs of developing countries, in particular SIDS, be taken into account?
- x How might the interests of landlocked countries be taken into account?
- x How might an international instrument facilitate and encourage marine scientific research and research and development and avoid creating disincentives?
- x How might different benefit sharing regimes for marine genetic resources of the Area and for the high seas

Institutional arrangements

- x What kind of institutional arrangement might be required to administer an access and benefit sharing regime as well as ensure compliance?
- x How might the role of the International Seabed Authority be expanded?
- x What might be a light and cost effective institutional arrangement?

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

Concepts and definitions

- x How might existing concepts and definitions of area based management tools, including marine protected areas, be used and adapted to the conservation and sustainable use of marine biodiversity of areas beyond national

- x Might management measures be time bound?
- x What might management measures encompass (e.g. sectoral measures? crosssectoral measures? etc.)

Monitoring, review and compliance

- x What monitoring and review measures might be included in an international

- x What procedural steps might SEAs, EIAs and TEIAs follow under an international instrument?
- x Who might review the SEA, EIA and TEIA reports?
- x Who might make the decision on whether an activity should proceed or not on the basis of SEAs, EIAs and TEIAs?
- x What role might there be for stakeholders other than the proponent of the policy/project/activity?
- x What might be an acceptable nature/level of impact for a policy/project/activity to proceed?
- x Within what timeframe might a proposed policy/proje,

- x How might an international instrument create incentives to address possible limitations of voluntary transfer of marine technology?
- x How might an international instrument address intellectual

- x What might be the relationship between institutional arrangement(s) under an international instrument and existing relevant global, regional and sectoral bodies?
- x How might the role of the International Seabed Authority be