



Convention on Biological Diversity

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Conference of the Parties to the Convention on Biological Diversity Sixteenth meeting

Cali, Colombia, 21 October–1 November 2024

Agenda item 14

Implementation of Article 8(j) and related provisions

Decision adopted by the Conference of the Parties to the Convention on Biological Diversity on 1 November 2024

16/5. Institutional arrangements for the full and effective participation of indigenous peoples and local communities in the work undertaken under the Convention on Biological Diversity

The Conference of the Parties,

Acknowledging the unique role of indigenous peoples and local communities and their innovations, practices and traditional knowledge in the implementation of the Convention on Biological Diversity¹ its Protocols and the Kunming-Montreal Global Biodiversity Framework² and in the work of the Ad Hoc Open-ended Intersessional Working Group on Article 8(j) and Related Provisions of the Convention, and recognizing the need for the full and effective participation of indigenous peoples and local communities through a permanent subsidiary body,

1. *Decides* to establish a subsidiary body on Article 8(j) and other provisions of the Convention on Biological Diversity related to indigenous peoples and local communities, with a mandate to provide advice to the Conference of the Parties, other subsidiary bodies and, subject to their request, the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety³ and the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization⁴ on matters of relevance to indigenous peoples and local communities that are within the scope of the Convention and its Protocols;

2. *Requests* the Subsidiary Body on Article 8(j) and Other Provisions of the Convention on Biological Diversity Related to Indigenous Peoples and Local Communities, at its first meeting, to further elaborate and finalize its modus operandi on the basis of the draft contained in recommendation [12/2](#) of the Ad Hoc Open-ended Intersessional Working Group on Article 8(j) and Related Provisions of the Convention, taking into consideration the consolidated modus operandi of the Subsidiary Body on Scientific, Technical and Technological Advice⁵ and the modus operandi of

¹ United Nations, *Treaty Series*, vol. 1760, No. 30619.

² Decision 15/4, annex.

³ United Nations, *Treaty Series*, vol. 2226, No. 30619.

⁴ United Nations, *Treaty Series*, vol. 3008, No. 30619.

⁵ Decision VIII/10, annex III.

the Subsidiary Body on Implementation,⁶ as well as established procedures of the Ad Hoc Open-ended Intersessional Working Group on Article 8(j) and Related Provisions of the Convention, and to submit it for consideration at the seventeenth meeting of the Conference of the Parties with a view to its adoption;

3. *Also requests* the Subsidiary Body on Article 8(j) and Other Provisions of the Convention Related to Indigenous Peoples and Local Communities, when developing elements of its modus operandi, to take into consideration, inter alia, the following elements:

(a) The need for the full and effective participation of indigenous peoples and local communities;

(b) The cost efficiency of its operations and management compared with those of the Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions of the Convention;

(c) The full recognition of its operations as Party-led processes;

(d) The criteria and process for the selection of representatives of indigenous peoples and local communities to be designated at the beginning of each of its meetings from the seven sociocultural regions to participate in its work as friends of the Bureau, and the role of Parties and the Bureau in those modalities;

(e) Interaction with the other subsidiary bodies, with a view to minimizing duplication and any additional burden to those subsidiary bodies, while enhancing synergies;

4. *Decides* to apply mutatis mutandis the consolidated modus operandi of the Subsidiary Body on Scientific, Technical and Technological Advice and established procedures and practices of the Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions of the Convention on an interim basis, until the Conference of the Parties adopts the modus operandi of the Subsidiary Body on Article 8(j) and Other Provisions of the Convention Related to Indigenous Peoples and Local Communities at its seventeenth meeting;

5. *Encourages* Parties, other Governments and relevant organizations to provide additional support to representatives of indigenous peoples and local communities to participate effectively in the meetings of the Subsidiary Body on Scientific, Technical and Technological Advice, the Subsidiary Body on Implementation and the Subsidiary Body on Article 8(j) and Other Provisions of the Convention Related to Indigenous Peoples and Local Communities.

⁶ Decision XIII/25, annex.