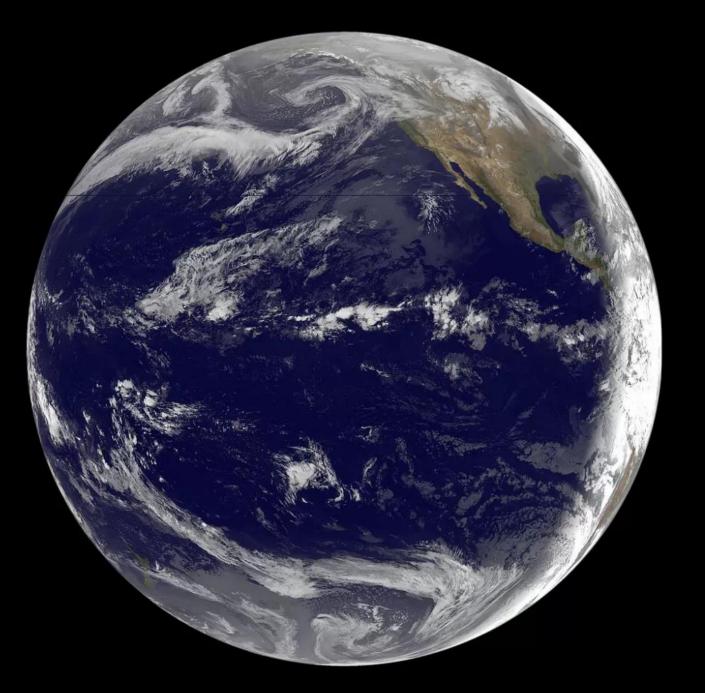


NOAA GOES 11 110311 1200 UTC NASA GSPC GOES Reject



THE HIGH SEAS

Beyond 200 nm (370 km)

Nearly half of the planet's surface

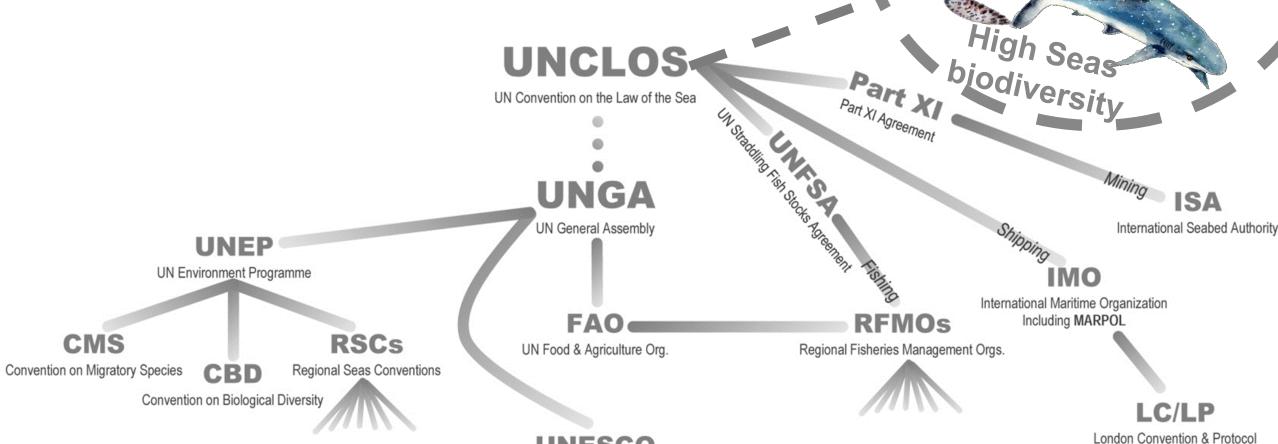
64% of the global ocean surface

95% of the Earth's total habitat by volume

One planet - one ocean



Governance & management framework



CITES

Convention on International Trade in **Endangered Species** (autonomous)

[WHC]

World Heritage Convention (not currently applied in the high seas)

UNESCO

UN Education, Science & Cultural Org.

IWC

International Whaling Commission (autonomous)

(dumping)

IOC



Biodiversity Beyond National Jurisdictions BBNJ Timeline

Postponed 2023 2017 2017 2019 2019 2020 2018 **IGC Session 4** PrepCom concludes in July **UNGA** adopts modalities **IGC Session 1 IGC Session 2 IGC Session 3** IGC5+ IGC5 with a recommendation to the Resolution 72/249 Dec March 25-April 5, August 19-30, Spring 2020 September 4-17, 2021 UN General Assembly to 24, 2017 for the IGC, 2018 2019 2019 convene an and April organizational 2022 meeting on procedural intergovernmental conference (IGC) issues takes place

2016-2017

Series of 4
PrepComs are
held to elaborate
elements of new
treaty

2015

BBNJ concludes; adoption of UNGA Res. 69/292 which recommends development of an IA; establishment of a PrepCom to develop treaty 2014

Congress
Promise of
Sydney calls for
new instrument

2014

BBNJ meets twice 2013

BBNJ holds intersessional workshops 2012

RIO+20 "Future We Want" sets 2015 deadline for IA decision by UNGA 2011

Agreed

text

BBNJ breakthrough. 'Package' elements agreed for BBNJ process

2002

UN ICP discusses protection of marine environment 2004

UN BBNJ (ad hoc working group) established to study issues 2006

BBNJ meets for 1st time and urges action on governance gaps 2006

UNGA adopts Resolution 61/105 on bottom fishing in areas beyond national jurisdiction 2008

BBNJ recognizes urgency and debates new Implementing Agreement (IA) 2010

BBNJ calls for progress on legal regime 2010

CBD COP10 (Aichi Targets) calls for expedited BBNJ process



IUCN support

Commentary



UCN commentary

n 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 agrees beyond national invisition (A/CONE 232/2027/S)

8 August 202

Prepared by

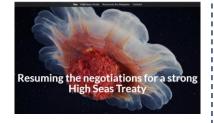
IUCN World Commission on Environmental Law - Ocean Specialist Grou

Ocean team, IUCN Centre for Conservation Action, International Union for Conservation of





Multimedia stories



Policy brief



Webinars



Building Ambition for a new High Seas Treaty: 4. Integrating Climate Change into Environmental Impact Assessments (EIAs) (July 2021)

Briefing for delegates





Overview of IUCN briefs for BBNJ IGC4 negotiators

The first stages of negotiations for the Unitetti Agreement presents transmity with a republy closing visions of opportunity to return a healthy, productive and rectified committee supports former and fundamental to the Autor general forms, should be a content and precovers of informative shapes and fundamental content of the productive shapes and the productive shapes are productive shapes are productive shapes and the productive shapes are productive shapes and the productive shapes are productive shapes are productive shapes and the productive shapes are productive shapes and the productive

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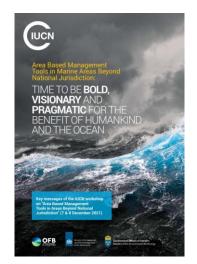
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Should be provide problem for the BULLing present in commissions, againing on the principle of the first discretization for discretization and the proposal or region and great size states (control control and pulsaria principle of the complete and operation complete the bullion of and policy principle of the complete and operation complete the season for discretization and bullion of the complete of the complete and operation complete the season for discretization of the other point of the BULLING operation. From the complete complete the complete and control coloring and, he to be exceptated out of the fight was as when they have got an application operation probability of the policy of the complete control of the fight was as when they have got an application operation contact got and the control of the control of the fight was as when they have got an application of the control of contact got and the control of the control of

AREA-BASED MANAGEMENT TOOLS, INCLUDING MARINE

Date IMT/o regular and different and completes the menugement, become on the private objective of languages continued with the private objective of languages continued with the private objective of languages and continued to the opportunity of the opportunity

Workshop



Peer-reviewed publications



Documentaries on the High Seas scientific expedition



The Last Frontier (26 min)



IUCN delegation



Despina SYMONS,

CEM



IUCN movie on BBNJ Treaty



https://www.youtube.com/watch?v=_EBHr8tac1U





A 'package deal' agreed elements and focus of the treaty



Area-based Management Tools, including Marine **Protected Areas**



Environmental Impact Assessment and Strategic **Environmental Assessment**



Marine Genetic Resources, including Access and Benefit Sharing



Capacity Building and Technology Transfer



Cross-cutting issues



Key outcomes of the High Seas Treaty

- Establishment of MPAs and other ABMTs in ABNJ
 - ✓ Proposed by States (individually or collectively)
 - ✓ Assessment by Scientific and Technical Body (STB) + public consultations
 - ✓ Opt-out procedures included
- Strengthening of Environmental Impact Assessments (EIA) provisions in UNCLOS
 - ✓ Clear process requiring stakeholder consultations + involvement of the STB.
 - ➤ Much greater oversight and involvement from States
 - ✓ Include the possibility of SEA
- On Marine Genetic Resources (MGR)
 - ✓ Common heritage of humankind
 - ✓ Innovative financial architecture for the fair and equitable sharing of benefits
 - > All monetary benefits will be used for implementation
 - ✓ Implementation of this part to be guided by future decisions of CBD on DSI.
- Capacity building and transfer of marine technology underpins all sections of the Treaty
 - ✓ Establishment of a dedicated committee
 - ✓ Definition of marine technology included, covering biotechnology
 - Modalities for the transfer of marine technology defined for ALL types of technology
 - Vehicle for bringing more equity and parity
- Promote cooperation and coordination to "not undermine" other bodies
- Emergency measures (in response to human-induced threats, e.g. oil spill or climate change)



Fisheries & the BBNJ Agreement

- Relationship between RFMOs and the BBNJ Agreement:
 - ✓ Art. 8.2, Fish/fisheries are excluded from the Marine Genetic Resources (MGR) chapter.
 - Fish taken as part of fishing efforts wouldn't be subject to the access and benefit-sharing scheme set up for Marine Genetic Resources
 - ✓ BBNJ parties intending to propose an MPA are obliged to collaborate and consult with relevant RFMOs as they develop the MPA proposal (Art. 17.2))
 - ✓ Relevant RFMO that might be affected by a BBNJ MPA would need to be consulted as part of the consultation process (Art. 18.2(b)), and provide input, including on any associated management measures proposed.
 - ✓ Where measures fall within the competence of an RFMO, the BBNJ COP may recommend measures to be promoted for adoption within that RFMO by States that are party to both BBNJ and that RFMO (Art. 19.1(c)).
 - ✓ RFMOs will be invited to provide information about how they have implemented any measures that they (the RFMO) have adopted to achieve the objectives of BBNJ MPAs (Art. 21.2).

Other aspects of the relationship remain unclear and will need to be defined at the first COP of the BBNJ Agreement once in force.



Next steps

Fast-Tracking the Implementation of the BBNJ Agreement

- Formal adoption:19 June 2023 (UN HQ)
- 60 States need to ratify for the Agreement to enter into force





Based on Gjerde, K. M. et al. (2022). Getting beyond yes: fast-tracking implementation of the United Nations agreement for marine biodiversity beyond national jurisdiction, NPJ Ocean Sustainability 1:6 https://doi.org/10.1038/s44183-022-00006-2

