



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 21 March 2014
(OR. en)**

8022/14

**Interinstitutional File:
2012/0279 (NLE)**

**ENV 310
AGRI 239
WTO 117
PI 36
DEVGEN 73
MI 298
SAN 144**

"I/A" ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 1)/Council
Subject:	Proposal for a Council Decision on the conclusion of the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization to the Convention on Biological Diversity - Adoption of a Council Decision

1. On 29 October 2010, the Conference of the Parties to the Convention on Biological Diversity (Nagoya, 18-29 October 2010) adopted the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization to the Convention on Biological Diversity at the final plenary of the tenth meeting.

2. At its meeting of 20 December 2010, the Council, in its conclusions, welcomed ¹ the adoption of the Nagoya Protocol. The European Union signed the Protocol on 23 June 2011, subject to its conclusion at a later date.
3. On 5 October 2012 the Commission submitted the abovementioned proposal ² on the conclusion of the Protocol by the Union to the Council.
4. On 13 December 2013 the Council decided to request the consent of the European Parliament on the conclusion of the Nagoya Protocol ³, with a view to the later adoption of the Council Decision.
5. The European Parliament gave its consent ⁴ on 11 March 2014 to the conclusion of the Protocol.
6. Consequently, the Committee of Permanent Representatives is invited to suggest that the Council, at one of its forthcoming sessions:
 - a) adopts its Decision ⁵ on the conclusion, on behalf of the European Union, of the Nagoya Protocol;
 - b) decides to inform the European Parliament of the adoption; and
 - c) decides to publish the Decision and the Nagoya Protocol in the Official Journal.

¹ Doc. 17150/10.

² Doc. 14728/12 - COM(2012) 577 final + ADD 1.

³ Doc. 6874/13 + REV 2 (hu) + REV 3 (cs, de, lv, fi) + REV 4 (da, it, lt, pl).

⁴ P7_TA-PROV(2014)0183.

⁵ Doc. 6852/13 + COR 1 (sv). The Croatian version is contained in doc. 5826/1/14.