



KINGDOM OF BELGIUM

Gouvernement Princier
PRINCIPAUTÉ DE MONACOCOSTA RICA
GOBIERNO DEL BICENTENARIO
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Guiding Questions to Consider: Capacity-Building & Transfer of Marine Technology

- Without qualifying as mandatory or obligatory, what types of CBTMT are important/essential for fulfilling the objectives of the future agreement as listed in Annex II of the revised draft of an agreement and are not already listed in other parts of the revised draft? (*Article 46/Annex II*)
- What are the linkages between CBTMT and the implementation of other parts of the future agreement, such as marine genetic resources, including questions on the sharing of benefits, measures such as area-based management tools, including marine protected areas and environmental impact assessments?
- How will the needs and priorities of developing States Parties for CBTMT be assessed? Could a needs assessment be facilitated through a formal needs mechanism for CBTMT, and if so, how could such a CBTMT needs assessment review operate and be implemented/operated?
- For purposes of ILBI what are the implementing elements of cooperation under article 266 (1) of UNCLOS that provides “*States, directly or through competent international organizations, shall cooperate in accordance with their capabilities to promote actively the development and transfer of marine science and marine technology on fair and reasonable terms and conditions*”.
- For purposes of the ILBI what are the implementing elements of “promoting” as provided for in article 266(2) that States shall promote the development of the marine scientific and technological capacity of States which may need and request technical assistance in this field, particularly developing States, including land-locked and geographically disadvantaged States, with regard to the exploration, exploitation, conservation and management of marine resources, the protection and preservation of the marine environment, marine scientific research and other activities in the marine environment compatible with this Convention, with a view to accelerating the social and economic development of the developing States?
- For purposes of the ILBI, what are the implementing elements of “promoting” as provided for in article 268?
- What modalities could be required to ensure that relevant existing capacity-building efforts and activities are taken into account under the future agreement and not duplicated? How could the future agreement support strengthened cooperation, coordination and synergies between relevant legal instruments and frameworks and relevant global, regional, subregional and sectoral bodies with respect to CBTMT?
- What could be the role of a clearing-house mechanism in facilitating CBTMT?
- What kind of financial mechanism could be required to support CBTMT? How could such mechanism be funded? What role should be made for private financing mechanisms?
- What modalities could be required to ensure effective monitoring and review of CBTMT under the future agreement?