

Attachment A

Issues that could be raised in discussions on a multi-lateral instrument on BBNJ.

Oceans conservation

- What conservation management tools would best support Pacific nation's objectives to sustainably manage and conserve marine resources?
- Are existing regional models such as the Coral Triangle Initiative replicable to address Biodiversity Beyond National Jurisdiction (BBNJ)?
- Are there any area based management tools that would be preferred over others for protecting area beyond national jurisdiction?
- Which existing scientific criteria and guidelines could be implemented for areas beyond national jurisdiction? For example, would Pacific nations advocate drawing on the Convention on Biological Diversity's Ecologically or Biologically Significant Areas (EBSAs) framework or IMO guidelines on criteria for the establishment of Particularly Sensitive Sea Areas? Are there any others?
- What kind of approaches to environmental and strategic impact assessments would Pacific nations like an international instrument to address?
- What are the specific gaps in the current measures for environmental impact assessments that Pacific nations view as critical to address?
- How can a multilateral instrument further strengthen and promote marine species conservation?
- How would an implementing agreement intersect with other conventions with responsibility for specific regions or marine species such as the International Convention for the Regulation of Whaling, the Convention on Migratory Species (CMS), the Convention for the Conservation of Southern Bluefin Tuna, the Convention for the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean.

Transport

- How might increased regulation of area beyond national jurisdiction impact on shipping routes?
- Could an instrument impact on Pacific nation's international trade competitiveness?

Marine Genetic Resources

- What are Pacific nations' interests regarding Marine Genetic Resources in the high seas and the international seabed area?
- Does the Access and Benefit Sharing regime under the Nagoya Protocol of the Convention on Biological Diversity (CBD) provide a useful model that could be adapted to BBNJ? What other Access and Benefit Sharing models could work?

Scientific Research, technology transfer and capacity building

- What opportunities are there in a multilateral agreement in terms of
 - Improving data collection and research
 - improving access to data, research and marine technology
 - capacity building
 and how could this benefit Pacific nations?

International law and current governance arrangements

- How would this instrument interact with existing management/conservation frameworks that cover areas beyond national jurisdiction, such as United Nations Fish Stocks Agreement (UNFSA) and Part XI UNCLOS?
- What are the associated risks and opportunities to other forums and institutions – including regional forums - that currently address issues on biodiversity beyond national jurisdiction?
- What are Pacific nation's key existing interests and associated rights and obligations under international law that might be affected by an instrument?

Fisheries

- How would a possible implementing agreement to address biodiversity beyond national jurisdiction intersect with existing fisheries agreements and arrangements?
- How could regional fora be used to build support for stronger fisheries disciplines in regional areas beyond national jurisdiction?
- What are the long-term benefits to sustainable fishing from Area-based management tools in the high seas?
- Which key stakeholders in the Pacific do we need to bring into the discussions on Pacific Island interests in BBNJ such as the Council of Regional Organisations of the Pacific?

Seabed mining

- What are the threats and opportunities involved for mining interests?
- How would the International Seabed Authority work with a new international instrument?