



**Food and Agriculture  
Organization of the  
United Nations**



**The International Treaty**  
**ON PLANT GENETIC RESOURCES**  
**FOR FOOD AND AGRICULTURE**

**Item 2 of the Provisional Agenda**

**INTERNATIONAL TREATY ON PLANT GENETIC RESOURCES  
FOR FOOD AND AGRICULTURE**

**SECOND MEETING OF THE COMPLIANCE COMMITTEE**

**Rome, Italy, 21 – 22 February 2017**

**ANNOTATED DRAFT PROVISIONAL AGENDA AND DRAFT  
PROVISIONAL TIMETABLE**

**INTRODUCTION**

1. The Compliance Committee was established by Resolution 3/2006 of the Governing Body, pursuant to Articles 19.3e and 21 of the Treaty. It held its first meeting from 20 April to 22 April 2013. At that meeting, it agreed on the Draft Rules of Procedure of the Compliance Committee and on the Draft Standard Reporting Format. The Governing Body, at its Fifth Session, approved the *Rules of Procedure of the Compliance Committee*<sup>1</sup>, as well as the (voluntary) *Standard Reporting Format*,<sup>2</sup> Pursuant to Section V.1 of the *Procedures and Operational Mechanisms to Promote Compliance and Address Issues of Non-Compliance*. The *Procedures and Operational Mechanisms to Promote Compliance and Address Issues of Non-Compliance*<sup>3</sup> (Compliance Procedures) had been approved at the Fourth Session of the Governing.

2. Pursuant to Section IV of the Compliance Procedures, the Committee shall, with a view to promoting compliance and addressing issues of non-compliance, and under the overall guidance of the Governing Body, have the following functions:

- a) Consider information submitted to it regarding matters relating to compliance and issues of non-compliance;
- b) Offer advice and/or facilitate assistance, as appropriate, to any Contracting Party, on matters relating to compliance with a view to assisting it to comply with its obligations under the International Treaty;
- c) Assist the Governing Body in its monitoring of the implementation by Contracting Parties of their obligations under the International Treaty on the basis of reports of the Contracting Parties in accordance with Section V of the *Compliance Procedures*;
- d) Address issues of non-compliance and identify the specific circumstances of the issue referred to it, in accordance with Sections VI to VIII of the *Compliance Procedures*;
- e) Promote compliance by addressing statements and questions concerning the implementation of obligations under the International Treaty, in accordance with Section IX of the *Compliance Procedures*;

<sup>1</sup> [Resolution 9/2013 Rev.1](#), Annex 1.

<sup>2</sup> [Resolution 9/2013 Rev.1](#), Annex 2.

<sup>3</sup> [Resolution 2/2011](#), Annex.

- f) Carry out any other functions as may be assigned to it by the Governing Body pursuant to Article 21 of the International Treaty;
- g) Submit a report to each regular session of the Governing Body reflecting:
  - i) the work that the Committee has undertaken;
  - ii) the conclusions and recommendations of the Committee; and
  - iii) the future programme of work of the Committee.

3. Pursuant to the same provision, the Committee shall not consider any questions concerning the interpretation of, implementation of, or compliance with the Standard Material Transfer Agreement by parties or potential parties to it.

4. The present meeting of the Compliance Committee is organized in accordance with Section III.5 and Section V of the *Compliance Procedures* and Rule VI of the *Rules of Procedure of the Compliance Committee*.

### **ITEM 1. OPENING OF THE MEETING**

5. The second meeting of the Compliance Committee is being held in Rome, Italy, from 21 to 22 February 2017. The opening session will begin at 10.00 a.m. on Tuesday, 21 February 2017.

6. The Governing Body at its Sixth Session elected the members of the Compliance Committee.<sup>4</sup>

7. According to Section III.5 of the *Compliance Procedures*, the presence of members representing a two-thirds majority of the membership of the Committee shall be necessary to constitute a quorum at any meeting of the Committee.

### **ITEM 2. ORGANIZATIONAL MATTERS**

#### **ITEM 2.1. ELECTION OF THE CHAIRPERSON AND THE VICE-CHAIRPERSON**

8. Pursuant to Section III.7 of the *Compliance Procedures*, the Compliance Committee shall elect its Chair and Vice-Chair, who will rotate among the FAO regions. The Chair and Vice-Chair serve for up to two years, renewable once.

9. At its first meeting, the Committee elected Mr. René Lefeber as *interim* Chair and Ms. Amparo Ampil as *interim* Vice-Chair, until the election of a Chair and Vice-Chair by the members of the Committee elected by the Governing Body at its Fifth Session. The Committee has not had any meeting since the current members were formally elected by the Governing Body and it thus has not yet elected its Chair and Vice-Chair.

10. Under this agenda item, the Compliance Committee is therefore invited to elect its Chairperson and Vice-Chairperson.

#### **ITEM 2.2. ADOPTION OF THE AGENDA**

11. The present document annotates the *Provisional Agenda*<sup>5</sup>, for consideration of the Compliance Committee, so that it could adopt its Agenda.

#### **ITEM 2.3. ORGANIZATION OF WORK**

12. The list of documents for this session is contained in document IT/GB7/CC-2/17/Inf.1, *List of Documents*. The documents are available on the website of the Treaty at <http://www.fao.org/plant-treaty/meetings/meetings-detail/en/c/452677/>.

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<sup>4</sup> Resolution 6/2015.

<sup>5</sup> IT/GB7/CC-2/17/1.

13. The language of the meeting will be English.
14. The focus of this meeting will be the synthesis report on submissions received pursuant to Section V of the *Compliance Procedures* that the Committee is requested to prepare for the consideration of the Governing Body. In this regard, the Committee may wish to first make a quantitative assessment of reports received, before drawing its general conclusions from an analysis of the results and if necessary discuss specific issues that may arise. The Committee may then wish to provide guidance to the Secretary on confidentiality, organize its future work and finalize a draft resolution on compliance for consideration of the Governing Body.
15. The Committee is invited to consider the draft provisional timetable in the *Appendix* and organize its work for this meeting.

### **ITEM 3. CONSIDERATION OF REPORTS FROM CONTRACTING PARTIES ON MEASURES TAKEN TO IMPLEMENT THE TREATY**

16. Pursuant to Section V of the *Compliance Procedures*, each Contracting Party shall submit to the Compliance Committee, through the Secretary, a report on the measures it has taken to implement its obligations under the Treaty. The first of such reports was due by October 2016, three years after the approval of the *Standard Reporting Format* by the Governing Body, subsequent reports will be due every five years.
17. Consequently, the Governing Body, by Resolution 6/2015, requested “*Contracting Parties to submit their reports according to Section V of the Compliance Procedures in a timely manner, so that the Compliance Committee could consider them before the Seventh Session of the Governing Body.*”
18. Section V of the *Compliance Procedures* provides that the Committee shall consider the reports received up to 12 months before the next session of the Governing Body and submit to the Governing Body for its consideration a synthesis, on the basis of the reports that it has considered, in order to assist the Governing Body in its monitoring of the implementation by Contracting Parties of their obligations under the Treaty.
19. Under this agenda item, the Compliance Committee is invited to consider the analysis of reports provided in document IT/GB7/CC-2/17/3, identifying progress in and constrains to the implementation of the Treaty at national level, and prepare a synthesis report for the consideration of the Governing Body at its Seventh Session, and to provide guidance to the Secretary as to whether and how reports received under the *Compliance Procedures*, including pursuant to their Section V, should be made publicly available. The Committee is also invited to review draft elements of a resolution for the consideration of the Seventh Session of the Governing Body.

### **ITEM 4. FUTURE WORK OF THE COMPLIANCE COMMITTEE**

20. Under this agenda item, the Compliance Committee will discuss how it wishes to organize its future work. Since the Committee has held only one meeting so far, there is not yet any established practice of the Committee on how it structures its work. Furthermore, the functions of the Committee are established in Section IV of the *Procedures and Operational Mechanisms to Promote Compliance and Address Issues of Non-Compliance*, many of which depend on receiving submissions.
21. Document IT/GB7/CC-2/17/4 contains information on the possible future work that the Committee may wish to consider for the next biennium. It gives particular regard to the active engagement needed from Contracting Parties and possibilities for the Governing Body to provide further specific guidance and requests to the Compliance Committee.
22. Under this agenda item, the Compliance Committee is thus invited to consider the work it may wish to undertake in the next biennium, including possible meetings and guidance to the Secretary, and to make appropriate recommendations to the Governing Body for consideration at its Seventh Session. The

Committee is also invited to review draft elements of a resolution for the Seventh Session of the Governing Body.

#### **ITEM 5. OTHER BUSINESS**

23. No advice or assistance has been requested by any Contracting Party on issues related to compliance for the consideration at this meeting of the Committee, nor did the Governing Body make any particular request on compliance at its Sixth Session.

24. Under this agenda item, the Compliance Committee may wish to discuss any other relevant matters that may be raised by its members.

#### **ITEM 6. ADOPTION OF THE REPORT**

25. Under this agenda item, the Compliance Committee is invited to consider and adopt its report, which would, subsequently, be submitted to the Seventh Session of the Governing Body for its consideration.

#### **ITEM 7. CLOSURE OF THE MEETING**

26. It is expected that the meeting will be closed at 5 p.m. on Wednesday, 22 February 2017.

## Appendix

## PROVISIONAL INDICATIVE TIMETABLE

Time	Agenda Item	Title	Documents
<b>Tuesday, 21 February 2017</b> <b>Morning</b>			
<b>10:00-13:00</b>	1	Opening of the meeting	Resolution 6/2015 <a href="#">Resolution 2/2011</a> , Annex
	2	Organizational matters: 2.1. Election of the Chairperson and the Vice-Chairperson 2.2. Adoption of the agenda 2.3. Organization of work	Resolution 6/2015 <a href="#">Resolution 9/2013 Rev. 1</a> <a href="#">Resolution 2/2011</a> , Annex  IT/GB7/CC-2/17/1 IT/GB7/CC-2/17/2 IT/GB7/CC-2/17/Inf.1
	3	Consideration of reports from Contracting Parties on measures taken to implement the Treaty	<a href="#">Resolution 9/2013 Rev. 1</a> <a href="#">Resolution 2/2011</a> , Annex  IT/GB7/CC-2/17/3
<b>Tuesday, 21 February 2017</b> <b>Afternoon</b>			
<b>15:00-18:00</b>	3 (cont'd)	Consideration of reports from Contracting Parties on measures taken to implement the Treaty (cont'd)	<a href="#">Resolution 9/2013 Rev. 1</a> <a href="#">Resolution 2/2011</a> , Annex  IT/GB7/CC-2/17/3
Time	Agenda Item	Title	Documents
<b>Wednesday, 22 February 2017</b> <b>Morning</b>			
<b>10:00-13:00</b>	4	Future work of the Compliance Committee	<a href="#">Resolution 9/2013 Rev. 1</a> <a href="#">Resolution 2/2011</a> , Annex  IT/GB7/CC-2/17/4
	5	Other business	
<b>Wednesday, 22 February 2017</b> <b>Afternoon</b>			
<b>15:00-18:00</b>	6	Adoption of the report	