

## 8. a) Cartagena Protocol on Biosafety to the Convention on Biological Diversity

*Montreal, 29 January 2000*

<b>ENTRY INTO FORCE:</b>	11 September 2003, in accordance with article 37(2).
<b>REGISTRATION:</b>	11 September 2003, No. 30619.
<b>STATUS:</b>	Signatories: 103. Parties: 171. <sup>1</sup>
<b>TEXT:</b>	United Nations, <i>Treaty Series</i> , vol. 2226, p. 208; depositary notification C.N.251.2000.TREATIES-1 of 27 April 2000; C.N. 1471.2003.TREATIES-41 of 22 December 2003 (Proposal of corrections to the Arabic text of the Protocol) and C.N.291.2004.TREATIES-11 of 26 March 2004 (Rectification of the Arabic text of the Protocol and transmission of the relevant Procès-Verbal).

*Note:* The above Protocol was adopted on 29 January 2000 by the Conference of the Parties to the Convention on Biological Diversity at the resumed session of its first extraordinary meeting held in Montreal from 24 to 29 January 2000. The Protocol will be open for signature by States and by regional economic integration organizations in Nairobi at the United Nations Office from 15 to 26 May 2000, and at United Nations Headquarters in New York from 5 June 2000 to 4 June 2001, in accordance with its article 36.

<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Approval(AA), Accession(a), Succession(d)</i>	<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Approval(AA), Accession(a), Succession(d)</i>
Afghanistan.....		20 Feb 2013 a	Bulgaria .....	24 May 2000	13 Oct 2000
Albania.....		8 Feb 2005 a	Burkina Faso.....	24 May 2000	4 Aug 2003
Algeria .....	25 May 2000	5 Aug 2004	Burundi .....		2 Oct 2008 a
Angola .....		27 Feb 2009 a	Cabo Verde .....		1 Nov 2005 a
Antigua and Barbuda.....	24 May 2000	10 Sep 2003	Cambodia.....		17 Sep 2003 a
Argentina .....	24 May 2000		Cameroon.....	9 Feb 2001	20 Feb 2003
Armenia .....		30 Apr 2004 a	Canada .....	19 Apr 2001	
Austria .....	24 May 2000	27 Aug 2002	Central African Republic .....	24 May 2000	18 Nov 2008
Azerbaijan.....		1 Apr 2005 a	Chad.....	24 May 2000	1 Nov 2006
Bahamas.....	24 May 2000	15 Jan 2004	Chile.....	24 May 2000	
Bahrain.....		7 Feb 2012 a	China <sup>2</sup> .....	8 Aug 2000	8 Jun 2005 AA
Bangladesh.....	24 May 2000	5 Feb 2004	Colombia .....	24 May 2000	20 May 2003
Barbados .....		6 Sep 2002 a	Comoros.....		25 Mar 2009 a
Belarus .....		26 Aug 2002 a	Congo.....	21 Nov 2000	13 Jul 2006
Belgium .....	24 May 2000	15 Apr 2004	Cook Islands .....	21 May 2001	
Belize .....		12 Feb 2004 a	Costa Rica.....	24 May 2000	6 Feb 2007
Benin.....	24 May 2000	2 Mar 2005	Côte d'Ivoire .....		12 Mar 2015 a
Bhutan.....		26 Aug 2002 a	Croatia .....	8 Sep 2000	29 Aug 2002
Bolivia (Plurinational State of).....	24 May 2000	22 Apr 2002	Cuba.....	24 May 2000	17 Sep 2002
Bosnia and Herzegovina .....		1 Oct 2009 a	Cyprus.....		5 Dec 2003 a
Botswana .....	1 Jun 2001	11 Jun 2002	Czech Republic.....	24 May 2000	8 Oct 2001
Brazil .....		24 Nov 2003 a	Democratic People's Republic of Korea .....	20 Apr 2001	29 Jul 2003

<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Approval(AA), Accession(a), Succession(d)</i>	<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Approval(AA), Accession(a), Succession(d)</i>
Democratic Republic of the Congo.....		23 Mar 2005 a	Kenya.....	15 May 2000	24 Jan 2002
Denmark <sup>3</sup> .....	24 May 2000	27 Aug 2002	Kiribati.....	7 Sep 2000	20 Apr 2004
Djibouti.....		8 Apr 2002 a	Kuwait.....		1 Jun 2017 a
Dominica.....		13 Jul 2004 a	Kyrgyzstan.....		5 Oct 2005 a
Dominican Republic.....		20 Jun 2006 a	Lao People's Democratic Republic.....		3 Aug 2004 a
Ecuador.....	24 May 2000	30 Jan 2003	Latvia.....		13 Feb 2004 a
Egypt.....	20 Dec 2000	23 Dec 2003	Lebanon.....		6 Feb 2013 a
El Salvador.....	24 May 2000	26 Sep 2003	Lesotho.....		20 Sep 2001 a
Eritrea.....		10 Mar 2005 a	Liberia.....		15 Feb 2002 a
Estonia.....	6 Sep 2000	24 Mar 2004	Libya.....		14 Jun 2005 a
Eswatini.....		13 Jan 2006 a	Lithuania.....	24 May 2000	7 Nov 2003
Ethiopia.....	24 May 2000	9 Oct 2003	Luxembourg.....	11 Jul 2000	28 Aug 2002
European Union.....	24 May 2000	27 Aug 2002 AA	Madagascar.....	14 Sep 2000	24 Nov 2003
Fiji.....	2 May 2001	5 Jun 2001	Malawi.....	24 May 2000	27 Feb 2009
Finland.....	24 May 2000	9 Jul 2004	Malaysia.....	24 May 2000	3 Sep 2003
France.....	24 May 2000	7 Apr 2003 AA	Maldives.....		3 Sep 2002 a
Gabon.....		2 May 2007 a	Mali.....	4 Apr 2001	28 Aug 2002
Gambia.....	24 May 2000	9 Jun 2004	Malta.....		5 Jan 2007 a
Georgia.....		4 Nov 2008 a	Marshall Islands.....		27 Jan 2003 a
Germany.....	24 May 2000	20 Nov 2003	Mauritania.....		22 Jul 2005 a
Ghana.....		30 May 2003 a	Mauritius.....		11 Apr 2002 a
Greece.....	24 May 2000	21 May 2004	Mexico.....	24 May 2000	27 Aug 2002
Grenada.....	24 May 2000	5 Feb 2004	Monaco.....	24 May 2000	
Guatemala.....		28 Oct 2004 a	Mongolia.....		22 Jul 2003 a
Guinea.....	24 May 2000	11 Dec 2007	Montenegro <sup>4</sup> .....		23 Oct 2006 d
Guinea-Bissau.....		19 May 2010 a	Morocco.....	25 May 2000	25 Apr 2011
Guyana.....		18 Mar 2008 a	Mozambique.....	24 May 2000	21 Oct 2002
Haiti.....	24 May 2000		Myanmar.....	11 May 2001	13 Feb 2008
Honduras.....	24 May 2000	18 Nov 2008	Namibia.....	24 May 2000	10 Feb 2005
Hungary.....	24 May 2000	13 Jan 2004	Nauru.....		12 Nov 2001 a
Iceland.....	1 Jun 2001		Nepal.....	2 Mar 2001	
India.....	23 Jan 2001	17 Jan 2003	Netherlands.....	24 May 2000	8 Jan 2002 A
Indonesia.....	24 May 2000	3 Dec 2004	New Zealand <sup>5</sup> .....	24 May 2000	24 Feb 2005
Iran (Islamic Republic of).....	23 Apr 2001	20 Nov 2003	Nicaragua.....	26 May 2000	28 Aug 2002
Iraq.....		3 Mar 2014 a	Niger.....	24 May 2000	30 Sep 2004
Ireland.....	24 May 2000	14 Nov 2003	Nigeria.....	24 May 2000	15 Jul 2003
Italy.....	24 May 2000	24 Mar 2004	Niue.....		8 Jul 2002 a
Jamaica.....	4 Jun 2001	25 Sep 2012	Norway.....	24 May 2000	10 May 2001
Japan.....		21 Nov 2003 a	Oman.....		11 Apr 2003 a
Jordan.....	11 Oct 2000	11 Nov 2003	Pakistan.....	4 Jun 2001	2 Mar 2009
Kazakhstan.....		8 Sep 2008 a	Palau.....	29 May 2001	13 Jun 2003

<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Approval(AA), Accession(a), Succession(d)</i>	<i>Participant</i>	<i>Signature</i>	<i>Ratification, Acceptance(A), Approval(AA), Accession(a), Succession(d)</i>
Panama.....	11 May 2001	1 May 2002	Sudan .....		13 Jun 2005 a
Papua New Guinea .....		14 Oct 2005 a	Suriname .....		27 Mar 2008 a
Paraguay .....	3 May 2001	10 Mar 2004	Sweden.....	24 May 2000	8 Aug 2002
Peru.....	24 May 2000	14 Apr 2004	Switzerland .....	24 May 2000	26 Mar 2002
Philippines .....	24 May 2000	5 Oct 2006	Syrian Arab Republic .....		1 Apr 2004 a
Poland .....	24 May 2000	10 Dec 2003	Tajikistan .....		12 Feb 2004 a
Portugal.....	24 May 2000	30 Sep 2004 A	Thailand.....		10 Nov 2005 a
Qatar .....		14 Mar 2007 a	The former Yugoslav Republic of Macedonia.....	26 Jul 2000	14 Jun 2005
Republic of Korea.....	6 Sep 2000	3 Oct 2007	Togo.....	24 May 2000	2 Jul 2004
Republic of Moldova.....	14 Feb 2001	4 Mar 2003	Tonga.....		18 Sep 2003 a
Romania.....	11 Oct 2000	30 Jun 2003	Trinidad and Tobago .....		5 Oct 2000 a
Rwanda .....	24 May 2000	22 Jul 2004	Tunisia .....	19 Apr 2001	22 Jan 2003
Samoa .....	24 May 2000	30 May 2002	Turkey.....	24 May 2000	24 Oct 2003
Saudi Arabia .....		9 Aug 2007 a	Turkmenistan .....		21 Aug 2008 a
Senegal.....	31 Oct 2000	8 Oct 2003	Uganda.....	24 May 2000	30 Nov 2001
Serbia.....		8 Feb 2006 a	Ukraine .....		6 Dec 2002 a
Seychelles .....	23 Jan 2001	13 May 2004	United Arab Emirates .....		12 Sep 2014 a
Slovakia .....	24 May 2000	24 Nov 2003	United Kingdom of Great Britain and Northern Ireland <sup>6</sup> .....	24 May 2000	19 Nov 2003
Slovenia .....	24 May 2000	20 Nov 2002	United Republic of Tanzania.....		24 Apr 2003 a
Solomon Islands .....		28 Jul 2004 a	Uruguay .....	1 Jun 2001	2 Nov 2011
Somalia .....		26 Jul 2010 a	Venezuela (Bolivarian Republic of) .....	24 May 2000	13 May 2002
South Africa.....		14 Aug 2003 a	Viet Nam.....		21 Jan 2004 a
Spain <sup>6,7</sup> .....	24 May 2000	16 Jan 2002	Yemen.....		1 Dec 2005 a
Sri Lanka.....	24 May 2000	28 Apr 2004	Zambia.....		27 Apr 2004 a
St. Kitts and Nevis .....		23 May 2001 a	Zimbabwe .....	4 Jun 2001	25 Feb 2005
St. Lucia.....		16 Jun 2005 a			
St. Vincent and the Grenadines .....		27 Aug 2003 a			
State of Palestine .....		2 Jan 2015 a			

### **Declarations**

***(Unless otherwise indicated, the declarations were made upon ratification, accession, acceptance, approval or succession.)***

#### **EUROPEAN UNION**

"The European Community declares that, in accordance with the Treaty establishing the European Community, and in particular Article 175(l) thereof, it is competent for entering into international agreements, and for implementing the obligations resulting therefrom, which contribute to the pursuit of the following objectives:

- preserving, protecting and improving the quality of the environment;
- protecting human health;
- prudent and rational utilisation of natural resources;

- promoting measures at international level to deal with regional or worldwide environmental problems.

Moreover, the European Community declares that it has already adopted legal instruments, binding on its Member States, covering matters governed by this Protocol, and will submit and update, as appropriate, a list of those legal instruments to the Biosafety Clearing House in accordance with Article 20(3)(a) of the Cartagena Protocol on Biosafety.

The European Community is responsible for the performance of those obligations resulting from the Cartagena Protocol on Biosafety which are covered by Community law in force.

The exercise of Community competence is, by its nature, subject to continuous development."

#### SYRIAN ARAB REPUBLIC

[The Government of the Syrian Arab Republic] affirms, however, that the accession of the Syrian Arab

Republic to the said Protocol in no way signifies recognition of Israel nor shall it be conducive to entry into any dealings therewith in respect of matters governed by that Protocol.

---

#### Notes:

<sup>1</sup> For the purpose of entry into force of the [Convention/Protocol], any instrument of ratification, acceptance, approval or accession deposited by a regional economic integration organization shall not be counted as additional to those deposited by member States of that Organization.

<sup>2</sup> With the following declaration in respect of Hong Kong Special Administrative Region and Macao Special Administrative Region:

In accordance with the provisions of Article 153 of the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China and Article 138 of the Basic Law of the Macao Special Administrative Region of the People's Republic of China, the Government of the People's Republic of China decides that the Protocol shall not apply to the Hong Kong Special Administrative Region and the Macao Special Administrative Region of the People's Republic of China until the Government of the People's Republic of China notifies otherwise.

Subsequently, the Secretary-General received the following communication from the People's Republic of China:

*China (Declaration of 9 May 2011):*

In accordance with the Basic Law of the Hong Kong Special Administrative Region of the People's Republic of China, the Government of the People's Republic of China decides that the Protocol applies to the Hong King Special Administrative Region of the People's Republic of China.

<sup>3</sup> With a territorial exclusion in respect of the Faroe Islands and Greenland.

<sup>4</sup> See note 1 under "Montenegro" in the "Historical Information" section in the front matter of this volume.

<sup>5</sup> With the following territorial exclusion:

"... consistent with the constitutional status of Tokelau and taking into account the commitment of the Government of New Zealand to the development of self-government for Tokelau through an act of self-determination under the Charter of the United Nations, this ratification shall not extend to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand with the Depositary on the basis of appropriate consultation with that territory."

<sup>6</sup> On 30 May 2014, the Government of the United Kingdom informed the Secretary-General of the Territorial Application of the Protocol in respect of Gibraltar as follows:

"... the Government of the United Kingdom of Great Britain and Northern Ireland wishes the United Kingdom's Ratification of the Protocol be extended to the territory of Gibraltar for whose international relations the United Kingdom is responsible.

The Government of the United Kingdom of Great Britain and Northern Ireland considers the extension of the aforesaid Protocol to Gibraltar to take effect on the date that this notification is received for deposit ...".

<sup>7</sup> On 9 July 2014, the Secretary-General received from the Government of Spain the following communication with regard to the Territorial Application by the United Kingdom of Great Britain and Northern Ireland to Gibraltar:

1. Gibraltar is a Non-Self-Governing Territory for whose international relations the Government of the United Kingdom is responsible and which is subject to a process of decolonization in accordance with the relevant decisions and resolutions of the General Assembly.

2. The authorities of Gibraltar are local in character, and exercise competences exclusively over internal affairs that originate in and are based on the powers allocated to and conferred on them by the United Kingdom, in accordance with its domestic legislation and in its capacity as the sovereign State upon which depends the said Non-Self-Governing Territory.

3. Consequently, any involvement by the Gibraltarian authorities in the implementation of this Convention shall be understood to take place exclusively within the framework of the internal affairs of Gibraltar and shall not be considered to affect in any way the content of the two preceding paragraphs.

4. The procedure envisaged in the Arrangements relating to Gibraltar authorities in the context of certain international treaties, which were agreed to by Spain and the United Kingdom on 19 December 2007 (together with "Agreed Arrangements relating to Gibraltar authorities in the context of European Union and European Community Instruments and Related Treaties" of 19 April 2000) applies to the present Convention.

5. The application to Gibraltar of the present Convention cannot be interpreted as recognition of any rights or situations involving matters not included in Article 10 of the Treaty of Utrecht of 13 July 1713, signed by the crowns of Spain and Great Britain.

