**TRACKED**

**[Article 20 ante]**

**Emergency measures**

The Conference of the Parties shall take decisions to adopt area-based management tools, including marine protected areas and related measures in areas beyond national jurisdiction to be applied on an emergency basis, if necessary, when a natural phenomenon or human-caused disaster [has, or is likely to have, a significant adverse impact on] [has caused, or is likely to cause, serious or irreversible harm to] marine biological diversity of areas beyond national jurisdiction, to ensure that the [serious or irreversible harm] [adverse impact] is not exacerbated.

(a) Measures under this paragraph shall be considered necessary only if, following consultation with any relevant legal instrument or framework or global, regional, subregional or sectoral body, the [serious or irreversible harm] [adverse impact] cannot be managed in a timely manner through the application of the other provisions of this Agreement or by a relevant legal instrument or framework or global, regional, subregional or sectoral body.

(b) Measures taken on an emergency basis shall be based on the best available science and scientific information and, where available, relevant traditional knowledge of indigenous peoples and local communities, and take into account [the application of precaution]. Such measures may be proposed by Parties or recommended by the Scientific and Technical Body, and may be adopted intersessionally. The measures shall be temporary and must be reconsidered for decision at the next meeting of the Conference of the Parties following their adoption.

(bbis) The measures shall expire either upon being replaced by area-based management tools established in accordance with the provisions of this Agreement or by a relevant legal instrument or framework or global, regional, subregional or sectoral body, or at a date to be decided by the Conference of the Parties that shall not be later than two years following their adoption, or by a decision of the Conference of the Parties when the circumstances that necessitated the measure cease to exist, whichever is earlier.

(c) Procedures and guidance for the establishment of emergency measures, including consultation procedures, shall be elaborated by the Scientific and Technical Body, as necessary, for consideration and adoption by the Conference of the Parties at its first meeting. Such procedures shall be inclusive and transparent.

**CLEAN**

**[Article 20 ante]**

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