

**BBNJ Resumed IGC-5**  
**Marine Genetic Resources, including questions on the sharing of benefits**  
**Oral report of the Facilitator**  
**22 February 2023**

1. During the informal informals on marine genetic resources, including questions on the sharing of benefits, held on 20 and 21 February 2023, delegations addressed articles 8, 11, 11bis and 13.
2. Delegations offered different proposals on how to address remaining gaps on monetary-benefit sharing. I tasked a small group to take a deep dive into the elements of those proposals. This small group also met on 20 and 21 February. I would say that there has been a very positive spirit of cooperation in the small group. We have been working on building blocks for monetary-benefit sharing that will help us find a landing zone on that very tricky issue.
3. In the informal informals, delegations also discussed other aspects of article 11 and made drafting proposals.
4. On article 11bis, delegations were generally supportive of establishing an access and benefit-sharing mechanism or committee, but more discussion is needed on its functions and its relationship with other institutional arrangements under the Agreement.
5. On article 13, while some delegations were comfortable with the text of this article in the Further refreshed draft text, there were additional proposals regarding aspects of monitoring, compliance and transparency.
6. On article 8, delegations considered the text that was discussed in a small group held on 26 August 2022, as well as the text of this article in the Further refreshed draft text. Views continued to differ on the temporal scope of application of this Part. Discussion also continued on the formulation of a carve-out for fishing activities and/or fish or other biological resources.
7. Going forward, I will continue to lead the small group working on issues relating to the sharing of monetary benefits, including relevant provisions in articles 10, 11, 11bis and 13, and, in that context, we will be taking up the use of terms relating to this Part in article 1 and the issue of digital sequence information.