

Research needs expressed in the Decisions of the Conference of the Parties to the Convention on Biological Diversity: Cross-Cutting Issue: Liability and Redress – Article 14(2)

The issue of liability and redress in the Convention's context raises many questions, inter alia: is a liability and redress regime under the Convention appropriate at all? What is damage to biological diversity? How do you calculate adequate monetary compensation if the damage is irreversible and reinstatement impossible? What would restoration look like? Should there be a focus on state responsibility or state liability or both? The Convention's work on liability and redress is continuously progressing and Parties are collectively advancing in their examination of the issue (<http://www.cbd.int/liability/default.shtml>).

The cited Decision that expresses research needs is VIII/29, also checked were Decisions VI/11, VII/17, IX/23 and XII/14.

Direct research needs

Decision	Paragraph	Chapeau / Heading	Text	Source

Indirect research needs

Decision	Paragraph	Chapeau / Heading	Text	Source
VIII/29	Para 2	The Conference of the Parties	<i>Invites</i> Parties and other Governments to submit to the Executive Secretary examples of national/domestic legislation and case-studies relating to liability and redress for damage to biological diversity, including approaches to valuation and restoration , and <i>requests</i> the Executive Secretary to compile this information and disseminate it through the clearing-house mechanism;	http://www.cbd.int/decisions/cop-08.shtml?m=COP-08&id=11043