

UNDP/GEF Terminal Evaluation
Management Response and Tracking Template



Project Title: Developing & Implementing a National Access & Benefit-Sharing Framework in Malaysia

Project PIMS#: 5191

Evaluation Completion Date: August 2019

Key Issues and Recommendations	Management Response*				Tracking**	
	Response	Key Actions	Timeframe	Responsible Unit(s)	Status***	Comments
1) The national ABS unit needs to be legally mandated with dedicate staff and capacity. It needs to show leadership as the NCA [KATS]	<p>1) A proposal on the establishment of the national ABS unit (National Biodiversity Centre) has been discussed with the Division of Human Resource Development, KATS. This proposal will be submitted to the Public Service Department's for further consideration.</p> <p>2) A proposal on the establishment of the NCA has been prepared and will be submitted to the top management for approval.</p>	<p>1) To follow up the progress with the Division of Human Resource Development, KATS.</p> <p>2) The NCA is estimated to be established in 2020.</p>	2020	KATS	Partially completed	
2) The ABS regulations need technical support to be	1) The ABS regulations were finalized by the	1) The ABS regulations will be gazetted and	June 2020	KATS	Partially completed	

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finalized and passed by the government [KATS to commission]	Attorney's General Chambers on 22 November 2019.	enforced together with the Act once all implementation mechanisms are in place tentatively in the first half of 2020.				
3) An on-line one-stop access permit system is urgently needed for biological resource and TK research on the peninsular [the in-house KATS software designers need to be assessed for competency – the designers of the Sabah and Sarawak systems could be engaged]	1) The development of the online one-stop access permit system is done by a team consisting of officials from the Division of Biodiversity and Forestry Management and the Division of Information Management, KATS. 2) A national steering committee and a technical committee to oversee the development of the system have been established.	1) The application module of the online permit system will be ready in the first half of 2020. 2) The first NSC meeting will be held in January 2020.	2020-2021	KATS	Partially completed	
4) The peninsular CAs require a training programme based on the ABS regulations, the ABS User Guidelines (both to be approved), and national one-stop research permitting	1) A number of training programmes have been planned to be conducted in 2020 according to zones in Peninsular Malaysia.	1) The first training programme will be held after the development of the online permit system is complete and before the Act is enforced.	2020	KATS	Partially completed	

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system (to come on-line) [DBFM]						
5) SBC need to develop a stronger ethical wall between being both researcher and research licensor [SBC]						
6) FRIM and SBC need to establish propagation nurseries at village level for the main products being developed (Pengloy and KaHerbs; <i>Litsea</i> and Dragons Blood) [FRIM, SBC]						
7) FRIM and SBC need to establish near-site village plantations of ULG004 and Dragon's Blood respectively to ensure equitable sharing of benefits [FRIM, SBC]						
8) Under the draft ABS regulation, the legal obligation for biodiversity conservation is with Access Parties (~researchers, permit holders), i.e. FRIM and SBC. They both need to establish biodiversity conservation						

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officers to implement on-site measures (in the forest and village propagation). [FRIM, SBC]						
9) The project communities that FRIM are working with on the peninsular need to be empowered. FRIM need to identify an NGO (with horticulture skills) who can work with them to develop village nursery and plantations and create an institutional set-up (e.g. cooperative committee)						
10) DIPD to establish cooperatives for the ILCs working with FRIM, especially in cases where the stage moves on from specimen testing towards plant seedling / material multiplication [DIPD of Perak and Kedah]						
11) The peninsular CAs need to establish financial accounting / Trust Fund accounts for the royalties of ABS [peninsular CAs]	1) The plan is to use the existing National Conservation Trust Fund (NCTF) to serve as the ABS royalties' trust fund	1) This matter needs to be discussed further with all CAs.	2020	KATS	Partially completed	

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	during the first 5 years of the implementation of the Act.					
12) The national NCA and Ministry of Federal Territories need to establish Trust Fund accounts for the royalties of ABS [NCA, MFT]	1) The plan is to use the existing National Conservation Trust Fund (NCTF) to serve as the ABS royalties' trust fund.	1) This matter needs to be consulted further with the Ministry of Federal Territories for approval.	2020	KATS	Partially completed	
13) ILCs need independent legal advice when making PIC and ABS agreements. [The CAs need to ensure that this is provided]						

* Unit(s) assigned to be responsible for the preparation of a management response will fill the columns under the management response section.

** Unit(s) assigned to be responsible for the preparation of a management response will be updating the implementation status. Unit assigned with an oversight function monitors and verifies the implementation status.

*** Status of Implementation: Completed, Partially Completed, Pending.