

- (d) are not unnecessarily complicated and do not entail unreasonable fees or time limits or unwarranted delays.

2. Each Party shall provide that final decisions on the merits of the case in these proceedings are:

- (a) in writing and preferably state the reasons on which the decisions are based;
- (b) made available without undue delay to the parties to the proceedings and, in accordance with its domestic law, to the public; and
- (c) based on information or evidence presented by the parties.

3. Each Party shall also provide, as appropriate, that parties to such proceedings have the right, in accordance with its domestic law, to seek review and, where warranted, correction or redetermination, of final decisions in such proceedings.

4. Each Party shall ensure that tribunals that conduct or review such proceedings are impartial and independent, and do not have any substantial interest in the outcome of the matter.

Article 10: Biological Diversity

1. The Parties recognize the importance of the conservation and sustainable use of biological diversity in achieving sustainable development and reiterate their commitment to promote the conservation and sustainable use of biological diversity.

2. The parties also reiterate their commitment, as established by the *Convention on Biological Diversity*, to respect, preserve and maintain traditional knowledge, innovations and practices of indigenous and local communities that contribute to the conservation and sustainable use of biodiversity, subject to national legislation.

3. The Parties reiterate their sovereign rights over their natural resources and recognize their authority and obligations as established by the *Convention on Biological Diversity* with respect to access to genetic resources, and to the fair and equitable sharing of benefits arising out of the use of those genetic resources.