

WIPO



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WORLD INTELLECTUAL PROPERTY ORGANIZATION
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INTERGOVERNMENTAL COMMITTEE ON INTELLECTUAL PROPERTY AND GENETIC RESOURCES, TRADITIONAL KNOWLEDGE AND FOLKLORE

Fourteenth Session
Geneva, June 29 to July 3, 2009

AFRICAN GROUP SUBMISSION ON DOCUMENT WIPO/GRTKF/IC/13/10

Document prepared by the Secretariat

1. In a *note verbale* dated June 22, 2009, the Permanent Mission of Senegal, on behalf of the African Group, submitted as working documents for the fourteenth session of the WIPO Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (“the Committee”), documents WIPO/GRTKF/IC/13/9 and WIPO/GRTKF/IC/13/10.
2. Accordingly, in response to this submission, document WIPO/GRTKF/IC/13/10 is hereby re-issued as a working document for the fourteenth session of the Committee, which is contained in the Annex to this document.
3. In further response to the African Group’s submission, document WIPO/GRTKF/IC/13/9 is also being separately re-issued as document WIPO/GRTKF/IC/14/9.
4. *The Committee is invited to take note of this document and the Annex to it.*

[Annex follows]

ANNEX

RECOMMENDATIONS OF THE AFRICAN GROUP
ON WIPO IGC INTERSESSIONAL WORK:

The African Group recognizes the need for intersessional work as highlighted by the WIPO Secretariat's gap analysis and in view of the mandate of the IGC to accelerate the work of the Committee.

In view of this proposal and in line with the decision of IGC 12 to consider at its next session intersessional work, the African Group proposes that expert groups be established to meet intersessionally to discuss certain issues in order to generate recommendations which the Committee may wish to agree on.

The African Group proposed the following technical expert groups to be established to discuss and elaborate on the following issues, inter alia:

- Definitions and Object of Protection
- Exceptions, Limitations and Duration
- Prior Informed Consent (PIC), Rights – Moral/Economic
- Beneficiaries
- Sui Generis options for protection

Proposed Terms of References for the expert groups:

The groups of experts shall be regionally balanced and composed of [] experts nominated by Member States, and [] experts nominated by Accredited Observers. Accredited Observers would include [] expert observers from indigenous and local communities nominated by them, and the remaining expert observers from, inter alia, international organizations and agreements, industry, research institutions/academia and non-governmental organizations.

The expert groups shall provide legal and as appropriate technical advice including where appropriate options and scenarios.

The expert groups shall report their recommendations to the 14th Session of the WIPO Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (IGC).

[End of Annex and of document]