

## **Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore**

**Twentieth Session**  
**Geneva, February 14 to 22, 2012**

### BRIEF SUMMARY OF DOCUMENTS

*Document prepared by the Secretariat*

#### I. WORKING DOCUMENTS FOR THE TWENTIETH SESSION

1. The following is a brief summary of the documents prepared or due to be prepared for the Twentieth Session of the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (the "Committee") as at January 9, 2012. Each of these documents, as well as any additional documents, will be posted as soon as they are finalized at: <http://www.wipo.int/tk>.

##### WIPO/GRTKF/IC/20/1 Prov. 2: Draft Agenda for the Twentieth Session

2. This document contains the proposed items to be dealt with by the Committee, and is submitted to the Committee for possible adoption.

##### WIPO/GRTKF/IC/20/2: Accreditation of Certain Organizations

3. This document sets out the names, contact details and aims and objectives of organizations which have applied to the Committee for accreditation as *ad hoc* observers to the current and future sessions of the Committee.

WIPO/GRTKF/IC/20/3: Participation of Indigenous and Local Communities: Voluntary Contribution Fund

4. The WIPO General Assembly, in 2005 established the “WIPO Voluntary Fund for Accredited Indigenous and Local Communities”. The decision was taken on the basis of document WO/GA/32/6, subsequently amended by the WIPO General Assembly in September 2010, which sets out the objectives and operation of the Fund. This document refers to the appointment of the Fund’s Advisory Board, and provides information on the fund-raising drive initiated by the Secretariat. The required information note providing details of contributions received and beneficiaries is circulated in parallel as document WIPO/GRTKF/IC/20/INF/5.

WIPO/GRTKF/IC/20/4: Draft Objectives and Principles Relating to Intellectual Property and Genetic Resources

5. At IGC 19, “the Committee requested that document WIPO/GRTKF/IC/19/6 (“Draft Objectives and Principles Relating to Intellectual Property and Genetic Resources”) be transmitted as a working document to the next session of the Committee, as [so] amended...”.

WIPO/GRTKF/IC/20/5: Options for Future Work on Intellectual Property and Genetic Resources

6. At IGC 19, the Secretariat was requested “to re-issue document WIPO/GRTKF/IC/19/7, including Clusters A (‘Options on defensive protection of genetic resources’) and B (‘Options on disclosure requirement’), as a working document for the next session of the Committee”. The present document is a re-issue of document WIPO/GRTKF/IC/19/7.

WIPO/GRTKF/IC/20/6: Like-Minded Countries Contribution to the Objectives and Principles on the Protection of Genetic Resources and Preliminary Draft Articles on the Protection of Genetic Resources

7. At IGC 19, the Committee “requested that document WIPO/GRTKF/IC/19/11 (‘Like-Minded Countries Contribution to the Objectives and Principles on the Protection of Genetic Resources and Preliminary Draft Articles on the Protection of Genetic Resources’), be transmitted as a working document to the next session of the Committee”.

WIPO/GRTKF/IC/20/7: Draft Study on the Participation of Observers in the Work of the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore

8. The WIPO General Assembly that took place from September 26 to October 5, 2011, requested the Secretariat “to prepare a study outlining current practices and potential options” with a view to enhancing the positive contribution of observers. The present document comprises the said study.

WIPO/GRTKF/IC/20/8: Proposed Revision to the Rules of Procedure of the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore

9. The Program and Budget for the 2010/2011 biennium, (Program 27, Conference and Language Services), approved by the Assemblies of the Member States of WIPO on October 1, 2009, provided that: “[f]or the coming biennium, the languages of documentation for the Intergovernmental Committee on Intellectual Property and Traditional Knowledge, Folklore and Genetic Resources will be expanded to all the official languages of the UN, to be followed by documentation for other committees as financial and human resources permit”. The present

document proposes amendments to the Rules of Procedure of the Committee to reflect the current practice.

## II. INFORMATION DOCUMENTS FOR THE TWENTIETH SESSION

### WIPO/GRTKF/IC/20/INF/1 Prov.: List of Participants

10. A draft list of participants will be circulated at the Twentieth Session.

### WIPO/GRTKF/IC/20/INF/2: Brief Summary of Documents

11. The present document, prepared as an informal guide to the Committee's documentation.

### WIPO/GRTKF/IC/20/INF/3: Draft Program for the Twentieth Session

12. In line with the Committee's request at its tenth session, this document sets out a suggested program, identifying possible timing for each agenda item. This draft program is indicative only, and the actual organization of work of the Committee would be determined by the Chair and its members in line with the rules of procedure.

### WIPO/GRTKF/IC/20/INF/4: Report from His Excellency Ambassador Philip Owade on Key Issues Pending from the 2010-2011 Biennium

13. At IGC 19, the IGC Chair for the 2010-2011 biennium, His Excellency Ambassador Philip Owade indicated that he might prepare a summary of some of the key issues that he believed needed to be taken forward to the next round of negotiations. Ambassador Owade has prepared such a summary, submitted to the Committee in this document.

### WIPO/GRTKF/IC/20/INF/5: Voluntary Fund for Accredited Indigenous and Local Communities: Information Note on Contributions and Applications for Support

14. This document sets out information required to be reported to the Committee on the operation of the Voluntary Fund for Accredited Indigenous and Local Communities. The rules are set out in the Annex to document WO/GA/32/6, as approved by the WIPO General Assembly at its 32nd session and subsequently amended by the WIPO General Assembly in September 2010. In particular, it gives information on contributions received or pledged, and actual support provided to representatives of accredited indigenous and local communities.

### WIPO/GRTKF/IC/20/INF/6: Information Note for the Panel of Indigenous and Local Communities

15. Following a decision of the Committee at its seventh session, each session of the Committee commences with a panel chaired by a member of an indigenous community. The panel was held at the commencement of the previous eleven sessions of the Committee. On each occasion, representatives of indigenous and local communities gave presentations on their communities' experiences and concerns in relation to TCEs, TK and GRs or on a specific theme related to the IGC's negotiations. The presentations are available on WIPO's site at [http://www.wipo.int/tk/en/ngoparticipation/ind\\_loc\\_com/index.html](http://www.wipo.int/tk/en/ngoparticipation/ind_loc_com/index.html). This document sets out the proposed practical arrangements for the panel at the Twentieth Session.

WIPO/GRTKF/IC/20/INF/7: Voluntary Fund for Accredited Indigenous and Local Communities: Decisions taken by the Director General in accordance with the Recommendations adopted by the Advisory Board

16. This information note will inform the Committee on the decisions on funding that the Director General will take in accordance with the recommendation that the Advisory Board of the Voluntary Fund for Accredited Indigenous and Local Communities may adopt on the margins of the Twentieth Session of the Committee.

WIPO/GRTKF/IC/20/INF/8: WIPO/GRTKF/IC/8/11: "Disclosure of Origin or Source of Genetic Resources and Associated Traditional Knowledge in Patent Applications"

17. This document provides the text of a proposal submitted on behalf of the European Community and its Member States at IGC 8.

WIPO/GRTKF/IC/20/INF/9: WIPO/GRTKF/IC/9/13: "The Patent System and Genetic Resources"

18. At IGC 9, the Delegation of Japan submitted a working document in relation to genetic resources.

WIPO/GRTKF/IC/20/INF/10: WIPO/GRTKF/IC/11/10: "Declaration of the Source of Genetic Resources and Traditional Knowledge in Patent Applications: Proposals by Switzerland"

19. This document provides the text of a proposal by Switzerland.

WIPO/GRTKF/IC/20/INF/11: WIPO/GRTKF/IC/11/11: "Additional Explanation from Japan regarding the Document WIPO/GRTKF/IC/9/13 on the Patent System and Genetic Resources"

20. This document provides an additional explanation from Japan regarding document WIPO/GRTKF/IC/9/13 on the patent system and genetic resources.

WIPO/GRTKF/IC/20/INF/12: WIPO/GRTKF/IC/17/10: "Proposal of the African Group on Genetic Resources and Future Work"

21. At IGC 17, the Delegation of Angola, on behalf of the African Group, submitted this working document in relation to genetic resources.

WIPO/GRTKF/IC/20/INF/13: Glossary of Key Terms Related to Intellectual Property and Genetic Resources, Traditional Knowledge and Traditional Cultural Expressions

22. At IGC 19, "the Committee invited the Secretariat to update the glossaries available in documents WIPO/GRTKF/IC/19/INF/7 ("Glossary of Key Terms Related to Intellectual Property and Traditional Cultural Expressions"), WIPO/GRTKF/IC/19/INF/8 ("Glossary of Key Terms Related to Intellectual Property and Traditional Knowledge") and WIPO/GRTKF/IC/19/INF/9 ("Glossary of Key Terms Related to Intellectual Property and Genetic Resources"), to combine them in a single document and to publish that glossary as an information document for the next session of the Committee".

WIPO/GRTKF/IC/20/INF/14: Report on the Implementation of Cluster C ("Options on Mutually-Agreed Terms for Fair and Equitable Benefit-Sharing") Activities

23. At IGC 19 "the Committee requested the Secretariat to finalize, and update regularly as required, the activities referred to in Cluster C ("Options on Mutually-Agreed Terms for Fair and

Equitable Benefit-Sharing”) and to provide information thereon to the Committee at each session”.

### III. OTHER DOCUMENTS

WIPO/GRTKF/IC/17/INF/8: Note on Meanings of the Term “Public Domain” in the Intellectual Property System with special reference to the Protection of Traditional Knowledge and Traditional Cultural Expressions/Expressions of Folklore

24. At IGC 16, the Committee invited the Secretariat to prepare and make available for IGC 17, “a technical information document on the meanings of the term “public domain” in the intellectual property system, with special reference to the protection of traditional knowledge and traditional cultural expressions”.

WIPO/GRTKF/IC/17/INF/9: List and Brief Technical Explanation of Various Forms in which Traditional Knowledge May Be Found

25. At IGC 16, the Committee invited the Secretariat to prepare and make available, as an information document, for IGC 17, “a list and brief technical explanation of various forms in which traditional knowledge may be found (such as ‘codified/non-codified’, ‘disclosed’/ ‘non-disclosed’”.

WIPO/GRTKF/IC/13/4(B) Rev.: The Protection of Traditional Cultural Expressions: Draft Gap Analysis

26. This document comprises the draft gap analysis on the protection of TCEs, prepared for the Committee together with draft Revised Objectives and Principles for the Protection of Traditional Cultural Expressions and an agreed List of Issues concerning the protection of TCEs.

WIPO/GRTKF/IC/13/5(B) Rev.: The Protection of Traditional Knowledge: Draft Gap Analysis

27. This document comprises the draft gap analysis on the protection of TK, prepared for the Committee together with draft Revised Objectives and Principles for the Protection of Traditional Knowledge and an agreed List of Issues concerning the protection of TK.

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