

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

Twenty-Eighth Session
Geneva, July 7 to 9, 2014

BRIEF SUMMARY OF DOCUMENTS

Document prepared by the Secretariat

I. WORKING DOCUMENTS FOR THE TWENTY-EIGHTH SESSION

1. The following is a brief summary of the documents prepared or due to be prepared for the Twenty-Eighth Session of the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (the “Committee” or “IGC”) as at June 2, 2014. Each of these documents, as well as any additional documents, will be posted as soon as they are finalized at:
http://www.wipo.int/meetings/en/details.jsp?meeting_id=32091.

WIPO/GRTKF/IC/28/1: Draft Agenda for the Twenty-Eighth 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/28/2: 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/28/3: Participation of Indigenous and Local Communities: Voluntary 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/28/INF/4.

WIPO/GRTKF/IC/28/4: Consolidated Document Relating to Intellectual Property and Genetic Resources

During the Twenty-Sixth Session of the IGC, which took place in Geneva, from February 3 to 7, 2014, the Committee developed, on the basis of document WIPO/GRTKF/IC/26/4, a further text, the “Consolidated Document Relating to Intellectual Property and Genetic Resources Rev. 2” and decided that this text, as at the close of its discussions on “Genetic Resources”, under agenda item 7, on February 7, 2014, be transmitted to the WIPO General Assembly taking place in September 2014, “subject to any agreed adjustments or modifications arising on cross-cutting issues at the Twenty-Eighth Session of the IGC”. In accordance with the Committee’s 2014-2015 mandate, its work program for 2014 and the decision on agenda item 7 during its Twenty-Sixth Session, this document has been prepared as a working document for the Committee’s review at IGC 28.

WIPO/GRTKF/IC/28/5: The Protection of Traditional Knowledge: Draft Articles

5. During the Twenty-Seventh Session of the IGC, which took place in Geneva, from March 24 to April 4, 2014, the Committee developed, on the basis of document WIPO/GRTKF/IC/27/4, a further text, the “The Protection of Traditional Knowledge: Draft Articles Rev. 2” and decided that this text, as at the close of its discussions on “Traditional Knowledge”, under agenda item 6, on March 28, 2014, be transmitted to the WIPO General Assembly taking place in September 2014, “subject to any agreed adjustments or modifications arising on cross-cutting issues at the Twenty-Eighth Session of the IGC”. In accordance with the Committee’s 2014-2015 mandate, its work program for 2014 and the decision on agenda item 6 during its Twenty-Seventh Session, this document has been prepared as a working document for the Committee’s review at IGC 28.

WIPO/GRTKF/IC/28/6: The Protection of Traditional Cultural Expressions: Draft Articles

6. During the Twenty-Seventh Session of the IGC, which took place in Geneva, from March 24 to April 4, 2014, the Committee developed, on the basis of document WIPO/GRTKF/IC/27/5, a further text, the “The Protection of Traditional Cultural Expressions: Draft Articles Rev. 2” and decided that this text, as at the close of its discussions on “Traditional Cultural Expressions”, under agenda item 7, on April 4, 2014, be transmitted to the WIPO General Assembly taking place in September 2014, “subject to any agreed adjustments or modifications arising on cross-cutting issues at the Twenty-Eighth Session of the IGC”. In accordance with the Committee’s 2014-2015 mandate, its work program for 2014 and the decision on agenda item 7 during its Twenty-Seventh Session, this document has been prepared as a working document for the Committee’s review at IGC 28.

WIPO/GRTKF/IC/28/7: Joint Recommendation on Genetic Resources and Associated Traditional Knowledge

7. During the Twentieth Session of the IGC, which took place in February 2012, the Delegations of Canada, Japan, Norway, the Republic of Korea and the United States of America, made available a “Joint Recommendation on Genetic Resources and Associated Traditional Knowledge”. This was contained in document WIPO/GRTKF/IC/20/9/Rev. This document was resubmitted, by the co-sponsors, to the Twenty-Third, Twenty-Fourth, Twenty-Sixth and Twenty-Seventh Sessions of the IGC, and circulated as documents WIPO/GRTKF/IC/23/5, WIPO/GRTKF/24/5, WIPO/GRTKF/IC/26/5 and WIPO/GRTKF/IC/27/6, respectively. The co-sponsors of this proposal have resubmitted this proposal as a working document for this session.

WIPO/GRTKF/IC/28/8: Joint Recommendation on the Use of Databases for the Defensive Protection of Genetic Resources and Traditional Knowledge Associated with Genetic Resources

8. During the Twenty-Third Session of the IGC, which took place in February 2013, a joint recommendation regarding the use of databases for the defensive protection of genetic resources and traditional knowledge associated with genetic resources was co-sponsored by the Delegations of Canada, Japan, the Republic of Korea and the United States of America. This proposal was contained in document WIPO/GRTKF/IC/23/7. The Joint Recommendation was resubmitted to the Twenty-Fourth, Twenty-Sixth and Twenty-Seventh Sessions of the IGC by the co-sponsors as documents WIPO/GRTKF/IC/24/7, WIPO/GRTKF/IC/26/6 and WIPO/GRTKF/IC/27/7, respectively. The co-sponsors of this proposal have resubmitted this proposal as a working document for this session.

WIPO/GRTKF/IC/28/9: Proposal for the Terms of Reference for the Study by the WIPO Secretariat on Measures Related to the Avoidance of the Erroneous Grant of Patents and Compliance with Existing Access and Benefit-Sharing Systems

9. During the Twenty-Third Session of the IGC, which took place in February 2013, a proposal for the terms of reference for a study on measures related to the avoidance of the erroneous grant of patents and compliance with existing access and benefit sharing systems, was made available by the Delegations of Canada, Japan, the Republic of Korea and the United States of America. This proposal was contained in document WIPO/GRTKF/IC/23/6. The proposal was resubmitted to the Twenty-Fourth Session of the IGC as document WIPO/GRTKF/IC/24/6 Rev., by the Delegations of Canada, Japan, the Republic of Korea, the Russian Federation and the United States of America, and further resubmitted to the Twenty-Sixth and Twenty-Seventh Sessions of the IGC by the Delegations of Canada, Japan, Norway, the Republic of Korea, the Russian Federation and the United States of America as documents WIPO/GRTKF/IC/26/7 and WIPO/GRTKF/IC/27/8, respectively. The co-sponsors of documents WIPO/GRTKF/IC/26/7 and WIPO/GRTKF/IC/27/8 have resubmitted this proposal as a working document for this session.

WIPO/GRTKF/IC/28/10: Participation of Indigenous and Local Communities: Proposal for Subsidiary Contributions to the Voluntary Fund

10. During the Twenty-Seventh Session of the IGC, which took place in April 2014, a proposal for the amendment of the rules of the WIPO Voluntary Fund to enable contributions be drawn from the regular budget of WIPO to replenish the Fund, as a subsidiary way to provide the necessary financial means to the Fund, was made available by the Delegations of Australia, Finland, New Zealand and Switzerland. In accordance with the Committee’s decision, taken

under agenda item 5 during its Twenty-Seventh Session, the co-sponsors of this document have resubmitted this proposal as a working document for this session.

II. INFORMATION DOCUMENTS FOR THE TWENTY-SEVENTH SESSION

WIPO/GRTKF/IC/28/INF/1 Prov.: List of Participants

11. A draft list of participants will be circulated at IGC 28.

WIPO/GRTKF/IC/28/INF/2: Brief Summary of Documents

12. The present document has been prepared as an informal guide to the Committee's documentation.

WIPO/GRTKF/IC/28/INF/3: Draft Program for the Twenty-Eighth Session

13. In line with the Committee's request at IGC 10, this document sets out a suggested program and identifies a 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/28/INF/4: 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/28/INF/5: Information Note for the Panel of Indigenous and Local Communities

15. Following a decision of the Committee at IGC 7, each subsequent session of the Committee has commenced with a panel chaired by a member of an indigenous community. The panel has been held at the commencement of the previous 20 sessions of the Committee. On each occasion, representatives of indigenous and local communities gave presentations on a specific theme related to the IGC's negotiations. The presentations are available on WIPO's site at: <http://wipo.int/tk/en/igc/panels.html> and may also be accessed through the Indigenous Portal on the WIPO website. This document sets out the proposed practical arrangements for the panel at IGC 28.

WIPO/GRTKF/IC/28/INF/6: 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 in the margins of IGC 28.

WIPO/GRTKF/IC/28/INF/7: Glossary of Key Terms Related to Intellectual Property and Genetic Resources, Traditional Knowledge and Traditional Cultural Expressions

17. 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 the consolidated glossary as an information document for the next session of the Committee”. This document is made available as an updated version of the consolidated glossary for the session.

WIPO/GRTKF/IC/28/INF/8: Resources available on the WIPO Traditional Knowledge, Traditional Cultural Expressions and Genetic Resources Website

18. At IGC 20, the Committee invited the Secretariat to produce an information document briefly describing the resources available on the WIPO Traditional Knowledge, Traditional Cultural Expressions and Genetic Resources website as a means to support and enhance the participation of observers in its work. This document provides an update on the resources available on the website.

WIPO/GRTKF/IC/28/INF/9: Report of Indigenous Expert Workshop on Intellectual Property and Genetic Resources, Traditional Knowledge and Traditional Cultural Expressions

19. At IGC 20, the Committee supported a proposal for the organization of an Indigenous Expert Workshop on Intellectual Property and Genetic Resources, Traditional Knowledge and Traditional Cultural Expressions. This proposal was contained in paragraphs 10 and 11 of document WIPO/GRTKF/IC/20/7. Pursuant to this decision, which is contained in paragraph 801 (d) of document WIPO/GRTKF/IC/20/10, the WIPO Secretariat, in cooperation with the Secretariat of the United Nations Permanent Forum on Indigenous Issues (UNPFII), organized an Indigenous Expert Workshop on Intellectual Property and Genetic Resources, Traditional Knowledge and Traditional Cultural Expressions from April 19 to 21, 2013. This document, which provides a report of the meeting, has been resubmitted by the UNPFII as an information document for the Twenty-Eighth Session of the IGC.

WIPO/GRTKF/IC/28/INF/10: Responses to Questions Regarding National-Level Databases and an International Portal

20. During the Twenty-Seventh Session of the IGC, which took place in April 2014, the Delegations of Canada, Japan, Norway, the Republic of Korea and the United States of America, made available, in document WIPO/GRTKF/IC/27/INF/11, the responses by the Delegations of Canada, Japan, Norway, South Africa, the Republic of Korea, Sweden and the United States of America to the questions regarding the creation and use of databases for genetic resources and/or traditional knowledge. The co-sponsors of this document have resubmitted it as an information document for this session.

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