

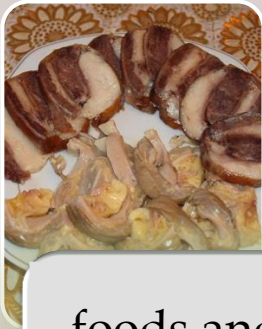
*STATE SERVICE OF INTELLECTUAL PROPERTY
AND INNOVATION UNDER THE
GOVERNMENT OF THE KYRGYZ REPUBLIC
(KYRGYZPATENT)*

Legal Protection of Traditional Knowledge in the Kyrgyz Republic

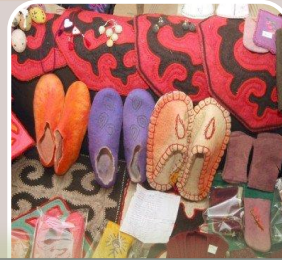


Karmysheva Madina ,
Head, Section of selection achievements
and traditional knowledge

Traditional knowledge



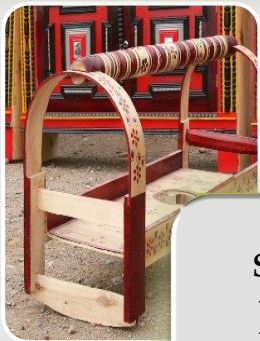
foods and
drinks



tangible and
intangible culture



medicine



shelter and
household
items



agriculture





Traditional knowledge and associated genetic resources, as the commercial benefit from the use of traditional knowledge and genetic resources is obvious



What for the legal protection of traditional knowledge is needed?



- conservation for the future generations of accumulated knowledge and experience related to the use of biological diversity and genetic resources , which emphasize the uniqueness of the people;

- holders of traditional knowledge should receive fair benefits from use by third parties of their knowledge.



Law " On the Protection of Traditional Knowledge"



Adopted on July 31, 2007 , the law regulates the relations connected with the protection and use of traditional knowledge in Kyrgyzstan. The main purpose of the Act is to prevent illegal patenting of traditional knowledge



Law of the Kyrgyz Republic "On protection of Traditional Knowledge"

||



www.alkyrgyzstan.com



Establishes a legal regime for the protection of traditional knowledge only in the territory of the Kyrgyz Republic ;

It does not apply to the objects of folklore and handicraft arts



The legal protection of Traditional Knowledge



- ❧ Traditional knowledge may be registered by one or jointly by several natural persons or legal entities who are the holders of traditional knowledge;
- ❧ an application for registration of Traditional Knowledge may be applied by the state bodies and institutions;
- ❧ foreign natural persons and legal entities in accordance with this Law shall be entitled to carry out their activities through their official representatives.



The legal protection of traditional knowledge



- It applies to traditional knowledge practically applicable in a particular sphere of human activity and having a positive result in their application ;
- It does not apply to traditional knowledge that is actually or potentially may harm the life and health of humans and the environment;
- Registration of Traditional Knowledge in the Kyrgyz Republic shall not be limited in time.



State regulation of traditional knowledge



The state policy in the field of traditional knowledge is implemented by State Intellectual Property Service and Innovation under the Government of the Kyrgyz Republic (Kyrgyzpatent)



State regulation of traditional knowledge



- ❧ consideration of an application for the registration of traditional knowledge;
- ❧ implementation of state registration of traditional knowledge;
- ❧ formation of a database on traditional knowledge;
- ❧ publication of information on traditional knowledge;
- ❧ development of normative legal acts in the sphere of protection of traditional knowledge.



Consideration of an application for registration of traditional knowledge



Consideration of the application - 3 months

The conclusion on the registration of traditional knowledge

Refusal to register

Granting the certificate

The application must include:



- ❧ application for registration;
- ❧ specific and complete description of TK;
attachments to the application:
- ❧ official document;
- ❧ conclusion of the competent authority;
- ❧ for foreign applicant a document confirming his
right for the claimed Traditional Knowledge in the
country of origin .



Patenting objects that are based on traditional knowledge

A rectangular piece of fabric with a green background and red, stylized, swirling patterns.

- Not allowed patenting of objects representing traditional knowledge;

- When patenting the objects that are based on traditional knowledge in the application materials is required to disclose the origin of traditional knowledge used as a prototype or analog ;



The database of traditional knowledge













База данных традиционных знаний

Выход

Поиск

Добавить ТРЗ

Виды ТРЗ

№	Вид ТРЗ (к какой области относится)	Название ТРЗ	место происхождения ТРЗН (границы географического объекта)	наименование генетического ресурса и его место происхождения		
				кыргызский	русский	латинский
1	 Жилище	Юрта	Кыргызская Республика	тал, ак терек	ива, тополь	<i>Salix</i> , (Salicaceae); <i>Pópuslus</i> (Salicaceae)
2	 Кыргызская традиционная медицина	Лечение тромбозов	Кыргызская Республика	Беру карагат жыгачы	Барбарис	<i>Bérberis</i>
8	 Традиционные выражения культуры кыргызов	Игра "Тогуз-Коргоол"	Кыргызская Республика			
9	 Генетические ресурсы	Традиционный способ кыргызов по приготовлению мыла "Шакар"	Кыргызская Республика			
10	 национальная кухня	Способ приготовления в современных условиях кыргызского блюда "Таш кордо"	Кыргызская Республика			
11	 национальная кухня	Молочный продукт "Бежкан"	Кыргызская Республика			
12	 Материальная культура	Шырдак	Кыргызская Республика			
13	 Материальная культура	туш кииз	Кыргызская Республика			
14	 Материальная культура	Ала гийиз	Кыргызская Республика			
15	 Традиционные выражения культуры кыргызов	игра "Ак челмек"	Кыргызская Республика			



KYRGYZPATENT

The database of traditional knowledge



Gathering information on the regions of the country , meeting with the guardians of the TK and their documentation ;

Digitizing, processing and entering the traditional knowledge sources into the database.



Examples of registered applications



Traditional way of
production of " Shakar" soap



Traditional game of Kyrgyz - "
Toguz korgool "



Examples of registered applications

Dairy product " Bekzhan "



Method of cooking meat - " Tash Kordo".



World Nomad Games 2016

Kyrchyn gorge



Yurt city «Kyrgyz village»



KYRGYPATENT



Yurt city «Kyrgyz
village»





Game «Arkan tartysh»



KYRGYZPATENT



Cradle «Beshik»



Artisan crafts



The interior decoration of the yurt

Thank you for attention!



⌘ <http://www.patent.kg>

⌘ E-mail: madina.bektursun@patent.kg



KYRGYZPATENT