



Program

International Vilm Workshop on Matters related to Traditional Knowledge associated with Genetic Resources and the ABS-Regime

Isle of Vilm, Germany

July 6-10, 2009

As called for in the CBD COP Decision IX/12 the Federal Agency for Nature Conservation on behalf of the German Federal Ministry of Environment, Nature Conservation and Nuclear Safety has organized an International Workshop on matters related to Traditional Knowledge associated with Genetic Resources and the International ABS-Regime. The goal of the expert meeting is to exchange information and discuss practical implications of different views and options of drafted text along the parameter of the Annex (UNEP/CBD/COP/DEC/IX/12 Annex 1) in order to support the rights of indigenous and local communities in the negotiations of the International ABS Regime. The discussions will take into account the results of the Vienna Workshop (Dec. 2008) as well as the results of the Seventh Ad hoc Open ended Working Group on ABS and the Ad hoc technical Expert Group on Traditional Knowledge associated with Genetic Resources. The output of the meeting will be a report containing abstracts of contributions of the experts as well as workshop proceedings including the collected views and text options on different subjects to support the rights of ILC's in the International ABS Regime.

Monday, 06.07.2009

Departure of the ferry boat from Lauterbach harbour at 16.15, 17.15, 18.10 and last boat at 20.10 !

Arrival of the participants at the island of Vilm

18.30 *Dinner*

20.00 Welcome and brief introduction to the meeting

MARC AUER, German Federal Ministry of Environment, Nature Conservation and Nuclear Safety;
UTE FEIT, Federal Agency for Nature Conservation

Tuesday, 07.07.2009

08.00 *Breakfast*

Morning session

I. State of play

09.00 – 10.00 **Results of the Technical Expert Group on TK**

JOHN SCOTT, SECRETARIAT of the CBD

10.00 – 10.15 *Coffee break*

II. Benefit Sharing

Annex:

- *Measures to ensure the fair and equitable sharing with TK holders of benefits arising out of the utilization of TK in accordance with Art. 8(j) of the CBD (brick D/1/1)*
- *Measures to address the use of TK in the context of benefit-sharing arrangement (brick D/1/3)*
- *Incorporation of TK in development of model clauses for material transfer agreements (brick D/1/5)*
- *Community-level distribution of benefits arising out of TK (bullet D/2/4)*

10.15 – 10.45 **TK and MAT: Options for incorporating TK in efforts to develop menus of model clauses for potential inclusion in MAT's. What model clauses would be helpful to include?**
PRESTON D. HARDISON, Policy Advisor Tulalip Tribes

10.45 – 11.15 **Presentation of collected options and views on the issue pre-prepared by the participants (questionnaire)**
JANE BULMER, IUCN

11.15 – 12.30 **Discussion of options on the issue**
PRESTON D. HARDISON, Policy Advisor Tulalip Tribes,
AXEL PAULSCH, IBN

12.30 *Lunch*

Afternoon session

13.30 – 15.00 Guided tour around the isle of Vilm

III. Access

Annex:

- *Measures to ensure that access to TK takes place in accordance with community level procedures (brick D/1/2)*
- *Identification of individual or authority to grant access in accordance with community level procedures (brick D/1/6)*
- *Access with approval of traditional knowledge holders (brick D/1/7)*
- *No engineered or coerced access to traditional knowledge (brick D/2/8)*
- *PIC of, and MAT with, holders of TK. Including ILC's, when TK is accessed (Bullet D/2/1)*

15.00 – 15.30 **Biocultural Protocols and their relevance for the Int. ABS-Regime – lessons learned: some proposals for drafted text options**
KABIR SANJAY BAVIKATTE, Natural Justice

15.30 – 16.00 *Coffee break*

- 16.00– 16.30 **Consultation Process of Saami People and its relevance for the Int. ABS-Regime – lessons learned: some proposals for drafted text options**
JON PETTER GINTAL, Saami Parliament of Norway
- 16.30 – 17.00 **Customary Laws of ILC’s regulating Access to Genetic Resources and associated TK and its relevance to the Int. ABS-Regime – some views and/or possible text options**
ISABELLE LAPEÑA, Peruvian Society for Environmental Law
- 17.00 – 17.30 **TK and PIC: Ways to incorporate TK in PIC decisions. What are the options to address the balance between domestic flexibility and international standards on access? - Some views and/or potential text options**
BEATRIZ ZAPATA FERRUFINO, Foundations para Desarrollo de la Ecologia
- 17.30 – 18.30 **Presentation of collected options and views on the issue pre-prepared by the participants (questionnaire)**
JANE BULMER, IUCN
- Discussion of options on the issue**
KABIR SANJAY BAVIKATTE, Natural Justice; AXEL PAULSCH, IBN
- 18.30 *Dinner*

Wednesday, 08.07.2009

08.00 *Breakfast*

Morning session

III. Access (continued)

- 09.00 – 10.30 **Presentation of collected options and views on the issue pre-prepared by the participants (questionnaire)**
JANE BULMER, IUCN
- Discussion of options on the issue**
KABIR SANJAY BAVIKATTE, Natural Justice; AXEL PAULSCH, IBN

10.30 – 11.00 *Coffee break*

- 11.00 – 12.30 **Presentation of collected options and views on the issue pre-prepared by the participants (questionnaire)**
JANE BULMER, IUCN
- Discussion of options on the issue**
KABIR SANJAY BAVIKATTE, Natural Justice; AXEL PAULSCH, IBN
- 12.30 *Lunch*
- 13.35 **Departing for National Park Centre Königsstuhl**
- 14.45 **Welcome by the Königsstuhl National Park Center**
C. REESE, Königsstuhl National Park Center
- 15.00 **Tour in the visitor centre with English audio guides**
- 16.30 **Guided tour to Königsstuhl and Viktoriasicht**
- 17.30 *Departure to Panorama Hotel in Lohme:*
Reception at the invitation of the German Federal Agency for Nature Conservation
- 21.00 *Return by bus to Lauterbach*
- 22.00 *Departure by boat*

Thursday, 09.07.2009

08.00 *Breakfast*

Morning session

IV. Compliance

Potential protection against misappropriation or misuse of TK associated to GR

Annex:

- *Identification of best practices to ensure respect for TK in ABS related research (brick D/1/4)*
- *Declaration to be made on the international recognized certificate as to whether there is any associated TK and who owners of TK are (bullet D/2/3)*

- 09.00 – 09.30 **TK and ABS related research: best practice to ensure that ABS related research respects existing TK - lessons learned: some proposals for drafted text options**
MONICA RIBADENEIRA SARMIENTO, German Research Foundation
- 09.30 – 10.00 **Internationally Certificate of Compliance: If and how could the scope of such certificate also include TK associated with GR? Some proposals for drafted text options?**
TACK DANIEL, Mātauranga Māori and International Issues
MATTIAS AHREN, Saami Council
- 10.00 – 10.30 *Coffee break*
- 10.30 – 11.00 **Draft Objectives and Principles according to misappropriation and misuse of TK – some proposals for drafted text options**
BEGONA VENERO, WIPO
- 11.00 – 11.30 **Intellectual property rights policies and the rights of ILC's: Development of 'commons' licensing models to provide choice and enhanced use of intellectual property classification and coding schemas for monitoring compliance – some proposals for drafted text options**
PAUL OLDHAM, ESCR Center for Economic and Social Aspects of Genomics
- 11.30 – 12.00 **An “unfair-competition” – approach: Creating a legal standard modelled on the basis of Art. 10bis of the Paris Convention – some proposals for drafted text options**
MR. SANDVIK, Norway
- 12.30 *Lunch*
- Afternoon session*
- 14.00 – 15.00 **Recognition of customary law. Compliance Measures in particular in the context of MAT – some proposals for drafted text options**
MATTIAS AHREN, Saami Council

- 15.00 – 15.30 **Presentation of collected options/views on the issue prepared by the participants (questionnaire)**
JANE BULMER, IUCN
- Discussion of options on the issue**
PAUL OLDHAM, ESCR; AXEL PAULSCH, IBN
- 15.30 – 16.00 *Coffee break*
- 16.00 – 17.30 **Presentation of collected options/views on the issue prepared by the participants (questionnaire)**
JANE BULMER, IUCN
- Discussion of options on the issue**
PAUL OLDHAM, ESCR; AXEL PAULSCH, IBN
- V. Capacity**
- 17.30 – 18.00 **TK, ABS and Capacity Building: Current Capacity Building needs and capacity-building implications in the context of the ABS Regime – some proposals for drafted text options**
LUCY MULENKEI, Indigenous Information Network,
MATHAMBO NGAIZE, WIMSA-Working Group of Indigenous Minorities in Southern Africa
- 18.00 – 18.20 **Discussion of options on the issue**
LUCY MULENKEI, Indigenous Information Network;
AXEL PAULSCH, IBN
- 18.20 – 18.30 **End of meeting**
UTE FEIT
- 18.30 *Dinner*
- 20.30 Plenary: Finalization of the workshop report (if necessary...), otherwise party!

Friday, 10.07.2009

(First ferry boat at 07.25, train connection from Lauterbach/Mole train station at 08.05)

08.00 *Breakfast*

09.20 Departure of the participants
(train connection from Lauterbach/Mole train station at 10.05)