

Access and Benefit Sharing Task Force of the ERFP 2015 Report

Elżbieta Martyniuk

**National Research Institute
of Animal Production**



ERFP Assembly, Belfast, 2016

Content

Part I

- ▣ Global developments in implementation of the Nagoya Protocol
 - ABS at the 9th session of the ITWG-AnGR
 - Upcoming COP/MOP 2 of the Nagoya Protocol
 - Development of guidelines on animal breeding to implement EU Regulation 511/2014

Part II

- ▣ Activities of the ABS Task Force of the ERFP

State of ratification

Parties to the Nagoya Prot... x +

PL Polish (Poland) ?

https://www.cbd.int/abs/nagoya-protocol/signatories/default.shtml Szukaj

Access and Benefit-sharing

Nagoya Protocol

About the Nagoya Protocol

Nagoya Protocol Text

History

Key Protocol issues

ABS Clearing-House

Awareness-raising

Capacity-building and development

Compliance with the Protocol

Financial mechanism

Global multilateral benefit-sharing mechanism

Model contractual clauses, codes of conduct, guidelines and best practices and/or standards

Monitoring and reporting

Resource mobilization

Parties

Becoming a Party

List of Parties

> Access and Benefit-sharing > Parties > Signatories

Parties to the Nagoya Protocol

The Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization was adopted by the Conference of the Parties to the Convention on Biological Diversity at its tenth meeting on 29 October 2010 in Nagoya, Japan. In accordance with its Article 32, the Protocol was opened for signature from 2 February 2011 to 1 February 2012 at the United Nations Headquarters in New York by Parties to the Convention. The Protocol entered into force on 12 October 2014.

The list below provides information on date of signature and the status of ratification, acceptance, approval or accession.

Nagoya Protocol on Access and Benefit-sharing : 60 Parties (64 Ratifications) (92 Signatures)

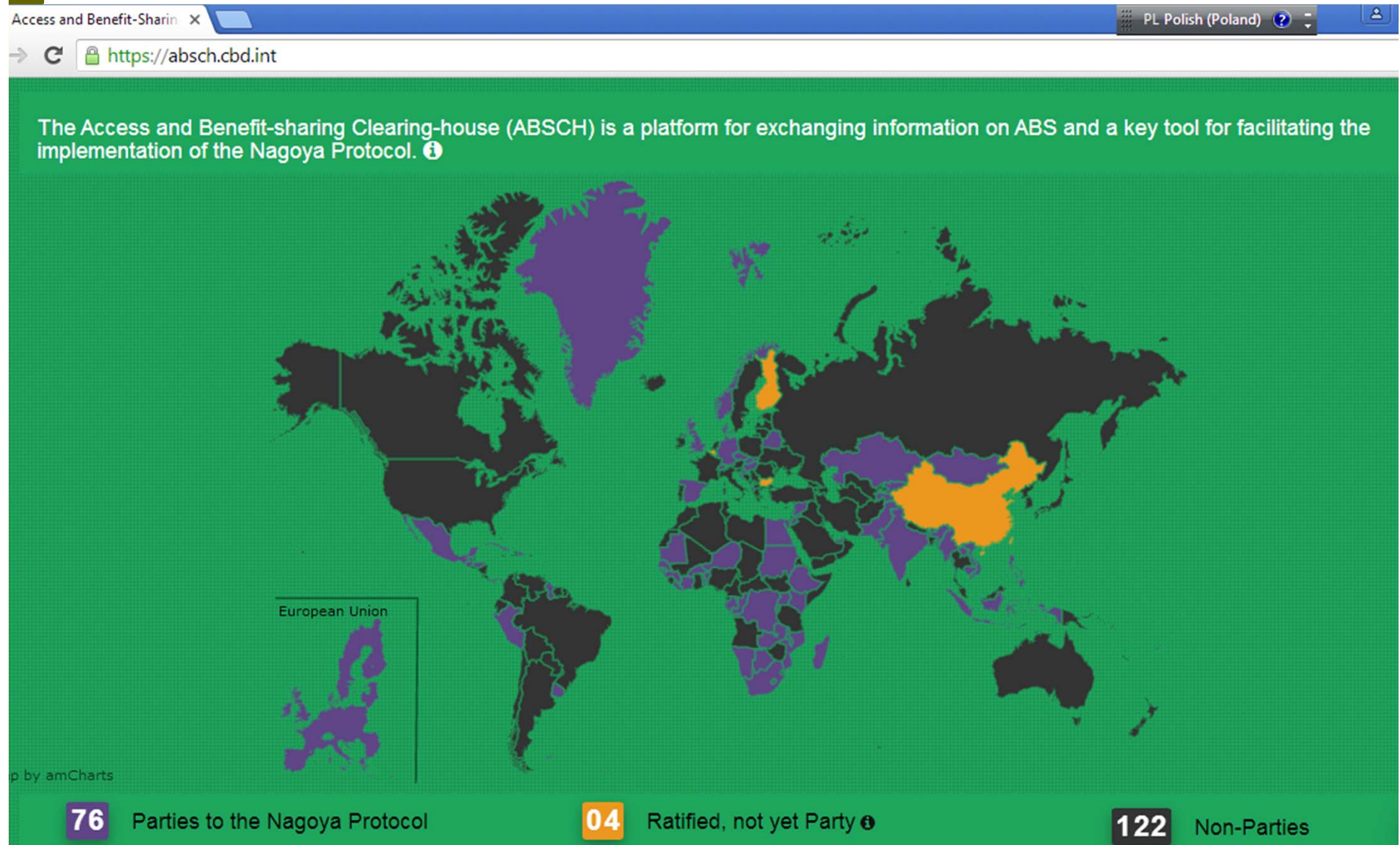
* Note : **rtf** = Ratification, **acs** = Accession, **apv** = Acceptance, approval or accession.

Please click on a column heading to select a sorting order

No.	Country Name	Signed	Ratification	Party
1.	Albania		2013-01-29	acs 2014-10-12
2.	Belarus		2014-06-26	acs 2014-10-12
3.	Benin	2011-10-28	2014-01-22	rtf 2014-10-12
4.	Bhutan	2011-09-20	2013-09-30	rtf 2014-10-12
5.	Botswana		2013-02-21	acs 2014-10-12
6.	Burkina Faso	2011-09-20	2014-01-10	rtf 2014-10-12
7.	Burundi		2014-07-03	acs 2014-10-12
8.	Cambodia	2012-02-01	2015-01-19	rtf 2015-04-19
9.	Comoros		2013-05-28	acs 2014-10-12
10.	Congo	2011-09-23	2015-05-14	rtf 2015-08-12
11.	Côte d'Ivoire	2012-01-25	2013-09-24	rtf 2014-10-12
12.	Democratic Republic of the Congo	2011-09-21	2015-02-04	rtf 2015-05-05
13.	Denmark	2011-06-23	2014-05-01	apv 2014-10-12
14.	Dominican Republic	2011-09-20	2014-11-13	rtf 2015-02-11

Parties to the Nago... Outlook.com - em... Microsoft PowerPo... Document1 - Micr... 2:05 PM

State of ratification



Ratification in Europe

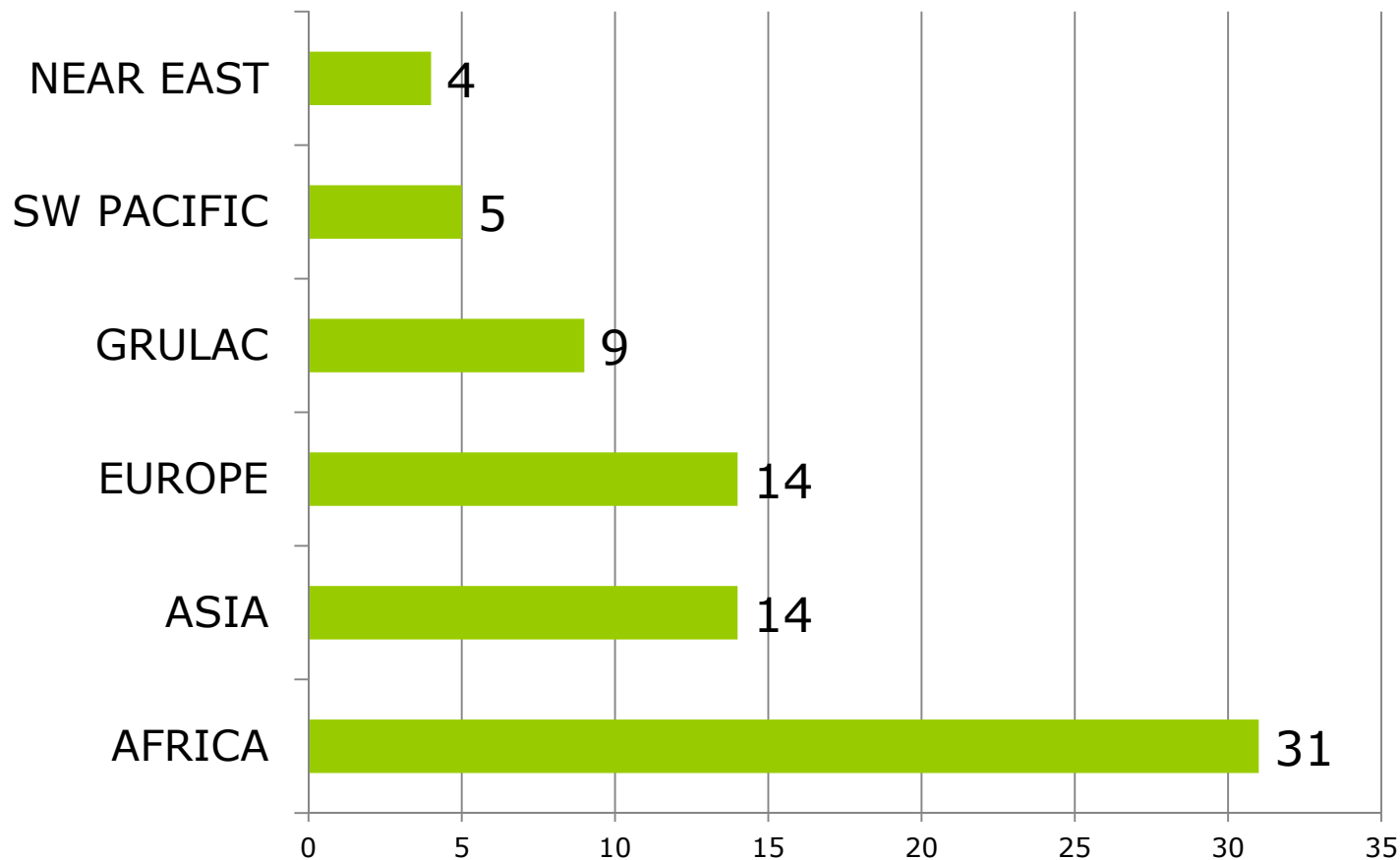
Parties	Ratifications
<u>Albania</u>	Belgium
<u>Belarus</u>	Finland
<u>Denmark</u>	Bulgaria
<u>European Union</u>	
<u>Hungary</u>	
<u>Norway</u>	
<u>Spain</u>	
<u>Switzerland</u>	
<u>Croatia</u>	
<u>Slovakia</u>	
<u>United Kingdom of Great Britain and Northern Ireland</u>	

14 out of 80



Ratifications by region

19th August, 2016



$$80 = 76 + 4$$

Africa 38,8%

Europe 17,5%

ABS Clearing House

The screenshot shows a web browser window with the URL <https://absch.cbd.int>. The browser's address bar includes a search icon and the text "Szukaj". The website's navigation bar features links for HOME, FIND INFORMATION, SUBMIT INFORMATION, HELP, and SIGN-IN. A green banner at the top of the page contains the text: "The Access and Benefit-sharing Clearing-house (ABSCH) is a platform for exchanging information on ABS and a key tool for facilitating the implementation of the Nagoya Protocol."

The main content area is titled "ABSCH Record Overview". It features a legend with "National Records" (blue square) and "Reference Records" (red square). The records are organized into several categories:

- Parties to the Nagoya Protocol** (70 total)
 - ABS National Focal Points** (170): Countries have submitted 181 ABS National Focal Points
 - Competent National Authorities** (23): Countries have submitted 33 Competent National Authorities
 - Legislative, Administrative or Policy Measures** (20): Countries have submitted 65 Legislative, Administrative or Policy Measures
 - National Websites or Databases** (9): Countries have submitted 11 National Websites or Databases
- Checkpoints** (4): Countries have submitted 6 Checkpoints
- Internationally Recognized Certificates of Compliance** (3): Countries have submitted 27 Internationally Recognized Certificates of Compliance
- Checkpoint Communiqués** (0): Countries have submitted 0 Checkpoint Communiqués
- Virtual Library Resources** (63)
 - Model Contractual Clauses, Codes of Conduct, Guidelines, Best Practices and/or Standards** (2)
 - Capacity-building Resources** (0)
 - Capacity-building Initiatives** (3)
 - Community protocols and procedures and customary laws** (0)


The Windows taskbar at the bottom shows the following applications: Firefox, Skype, PP Budapest, PAPERS_C..., Microsoft..., Research s..., and the system clock displays 9:06 PM.

IRCC: 38

(India 36, Guatemala1, Mexico 1; South Africa 1)

Access and Benefit-Sharin x PL Polish (Poland) ?

← → ↻ <https://absch.cbd.int/search/nationalRecords?schema=absPermit> ☆ ☰

ABSCH THE ACCESS AND BENEFIT-SHARING CLEARING-HOUSE 

🏠 | About the ABSCH | Search | Submit | Country Profiles

CBD > ABSCH > SEARCH > SEARCH

Internationally Recognized Certificate of Compliance ✕

Search the ABSCH 🔍

SEARCH FILTERS ▾ National records ▾ Reference records ▾ SCBD records ▾ Keywords ▾ Country ▾ Regions ▾ Date

National records **38** Reference records **132** SCBD records **1049**

Guatemala **PARTY TO THE NAGOYA PROTOCOL** **SIGNATORY** ENTRY INTO FORCE: 12 OCT 2014 **1**

INTERNATIONALLY RECOGNIZED CERTIFICATES OF COMPLIANCE (IRCC)

Contract of access to genetic resources for research purposes on Mahogany (Swietenia macrophylla King) and Cedar (Cedrella odorata L)

INTERNATIONALLY RECOGNIZED CERTIFICATE OF COMPLIANCE | GUATEMALA | ABSCH-IRCC-GT-206790-1 | NON-COMMERCIAL | 30 MAR 2016

India **PARTY TO THE NAGOYA PROTOCOL** **SIGNATORY** ENTRY INTO FORCE: 12 OCT 2014 **35**

INTERNATIONALLY RECOGNIZED CERTIFICATES OF COMPLIANCE (IRCC)

India/NBA/App/9/701

INTERNATIONALLY RECOGNIZED CERTIFICATE OF COMPLIANCE | INDIA | ABSCH-IRCC-IN-207621-1 | 16 AUG 2016

India/NBA/App/9/640

INTERNATIONALLY RECOGNIZED CERTIFICATE OF COMPLIANCE | INDIA | ABSCH-IRCC-IN-207620-1 | COMMERCIAL | 16 AUG 2016

?

<https://absch.cbd.int/search/nationalRecords?schema=absPermit> 20 August 2016

COP/MOP 2 Cancun Mexico

Meeting Documents x PL Polish (Poland) ?

https://www.cbd.int/doc/?meeting=NP-MOP-02

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Convention on Biological Diversity

The Convention Cartagena Protocol Nagoya Protocol Programmes Information Secretariat

Information

News & Communications

- Web Announcements
- Statements
- Notifications
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- Press Releases
- RSS Feeds
- Twitter
- Facebook
- Discussion Forums

National Information

- Country Profiles
- List of Parties



> Information > Meetings > Meeting Documents

Meeting Documents

Second meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing
4 - 17 December 2016 - Cancun, Mexico
2 document(s)
7 notification(s)



Information for participants
Register side events

Official Documents (1) Other (1) Notifications (7)


1. UNEP/CBD/NP/COP-MOP/2/1
Provisional Agenda
 اللغة العربية 中文 English Français Русский Español
 اللغة العربية 中文 English Français Русский Español

p-mop-02-01-en (1).pdf np-mop-02-01-en.pdf Show all downloads...

Provisional Agenda of the COP-MOP2



CBD

**Convention on
Biological Diversity**

Distr.
GENERAL

UNEP/CBD/NP/COP-MOP/2/1
19 April 2015*

ORIGINAL: ENGLISH

CONFERENCE OF THE PARTIES TO THE CONVENTION
ON BIOLOGICAL DIVERSITY SERVING AS THE
MEETING OF THE PARTIES TO THE NAGOYA
PROTOCOL ON ACCESS TO GENETIC RESOURCES
AND THE FAIR AND EQUITABLE SHARING OF
BENEFITS ARISING FROM THEIR UTILIZATION
Second meeting
Cancun, Mexico, 4-17 December 2016

PROVISIONAL AGENDA

1. Opening of the meeting.
2. Organizational matters:
 - 2.1. Adoption of the agenda;
 - 2.2. Election of substitute officers;
 - 2.3. Organization of work.
3. Report on the credentials of representatives to the second meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol.
4. The Access and Benefit-sharing Clearing-House and information-sharing (Article 14).
5. Report of the Compliance Committee (Article 30).
6. Financial mechanism and resources (Article 25).
7. Cooperation with other international organizations, conventions and initiatives.
8. Report of the Executive Secretary on the administration of the Protocol and on budgetary matters.
9. Measures to assist in capacity-building and capacity development (Article 22).
10. Measures to raise awareness of the importance of genetic resources and associated traditional knowledge (Article 21).

* Reissued on 14 January 2016 to indicate change of host city.

UNEP/CBD/NP/COP-MOP/2/1
Page 2

11. The need for and modalities of a global multilateral benefit-sharing mechanism (Article 10).
12. Assessment and review of the effectiveness of the Protocol (Article 31).
13. Other matters.
14. Adoption of the report.
15. Closure of the meeting.

FAO

9th session of the ITWG-AnGR

Rome, 6-8 July 2016



Deidre Januarie (Namibia)



Food and Agriculture
Organization of the
United Nations

COMMISSION ON
GENETIC RESOURCES
FOR FOOD AND
AGRICULTURE

CGRFA/WG-AnGR-9/16/REPORT

**Ninth Session of the
Intergovernmental
Technical Working Group
on Animal Genetic
Resources for Food and
Agriculture**

Rome, Italy, 6 – 8 July 2016

Membership

Europe
(5)

France

Netherlands

Poland

Slovenia

Switzerland

First Alternate: Sweden

Second Alternate: Russian Federation



联合国
粮食及
农业组织

Food and Agriculture
Organization of the
United Nations

Organisation des Nations
Unies pour l'alimentation
et l'agriculture

Продовольственная и
сельскохозяйственная организации
Объединённых Наций

Organización de las
Naciones Unidas para la
Alimentación y la Agricultura

منظمة
الأمم المتحدة
للزراعة

E

COMMISSION ON GENETIC RESOURCES FOR FOOD AND AGRICULTURE

Item 5 of the Provisional Agenda

INTERGOVERNMENTAL TECHNICAL WORKING GROUP ON ANIMAL GENETIC RESOURCES FOR FOOD AND AGRICULTURE

Ninth Session

Rome, 6 – 8 July 2016

ELABORATION OF SUBSECTOR-SPECIFIC ELEMENTS FOR ACCESS AND BENEFIT-SHARING FOR GENETIC RESOURCES FOR FOOD AND AGRICULTURE

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Report of the 9th session of the ITWG-AnGR

V. ACCESS AND BENEFIT-SHARING FOR ANIMAL GENETIC RESOURCES

25. The Working Group considered the document *Elaboration of subsector-specific elements for access and benefit-sharing for genetic resources for food and agriculture*.¹² The Working Group observed that implementation of ABS measures in the livestock sector requires development of a common understanding of the technical terms used in this context. It recalled its work during previous sessions on ABS¹³ and commended the *Elements to Facilitate Domestic Implementation of Access and Benefit-Sharing for Different Subsectors of Genetic Resources for Food and Agriculture*,¹⁴ as welcomed by the Commission and the Conference.

26. The Working Group recommended that, with regard to the utilization and distinctive features and properties of animal genetic resources, the Team of Technical and Legal Experts on Access and Benefit-Sharing consider in their work the existing use and exchange practices typical of the livestock sector under existing frameworks, as well as the clarification of relevant technical terms.


27. The Working Group recalled that the Commission, at its Seventeenth Regular Session, will review existing ABS instruments and their impact on genetic resources for food and agriculture. It recommended that the Commission request its Secretary to continue collecting information and experiences submitted by Members concerning use and exchange practices, taking into account that most animal genetic resources are privately owned.

28. The Working Group recommended that the Commission request its Secretary to continue strengthening information exchange and collaboration with other relevant bodies and instruments.

Third session of the TTLE on ABS

13-15 September 2016

June 2016 CGRFA/TTLE-ABS-3/16/1 Rev.1 E


 联合国粮农组织 Food and Agriculture Organization of the United Nations Organisation des Nations Unies pour l'alimentation et l'agriculture Организация Объединённых Наций по вопросам продовольствия и сельского хозяйства Organización de las Naciones Unidas para la Alimentación y la Agricultura አካላት ለግብርናና ለእድገት

COMMISSION ON GENETIC RESOURCES
FOR FOOD AND AGRICULTURE

Item 2 of the Provisional Agenda
TEAM OF TECHNICAL AND LEGAL EXPERTS ON ACCESS AND BENEFIT-SHARING
Third Session
Rome, 13 – 15 September 2016
PROVISIONAL AGENDA AND TIME-TABLE

1. Election of Chair, Vice-Chair(s) and *Rapporteur*
2. Adoption of the agenda and time-table
3. Consolidation of outputs of the meetings of the intergovernmental technical working groups
4. Any other matters
5. Adoption of the Report

August 2016 CGRFA/TTLE-ABS-3/16/2 E

 联合国粮农组织 Food and Agriculture Organization of the United Nations Organisation des Nations Unies pour l'alimentation et l'agriculture Организация Объединённых Наций по вопросам продовольствия и сельского хозяйства Organización de las Naciones Unidas para la Alimentación y la Agricultura አካላት ለግብርናና ለእድገት

COMMISSION ON GENETIC RESOURCES
FOR FOOD AND AGRICULTURE

Item 3 of the Provisional Agenda
TEAM OF TECHNICAL AND LEGAL EXPERTS ON ACCESS AND BENEFIT-SHARING
Third Session
Rome, 13 – 15 September 2016
CONSIDERATION OF SUBSECTOR-SPECIFIC ELEMENTS FOR ACCESS AND BENEFIT-SHARING FOR GENETIC RESOURCES FOR FOOD AND AGRICULTURE

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Appendix: Extracts from the reports of the Intergovernmental Technical Working Groups	

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contribute to climate neutrality. Delegates and observers are kindly requested to bring their copies to meetings
and to avoid asking for additional copies. Most FAO meeting documents are available on the Internet at
www.fao.org

Implementation of the Nagoya Protocol

The EU process:
Regulation 511/2014



Guidance documents: 1+1+6

- The temporal, geographical and material scope of the Regulation
- The notion of “utilisation”, with focus on the research community
- “Utilisation” in specific sectors:
 - biotechnology,
 - bio-control,
 - pharmaceuticals,
 - cosmetics,
 - animal and plant breeding and
 - food & beverages.

Workshop on Draft Guidance Document Animal breeding Sector

1 July 2016 *Workshop Chair: Bert Visser*

- ❑ Introduction on the implementation of the EU Regulation 511/2014, and the role of the sectoral Guidance Documents (*Alicja Kozłowska*)
- ❑ Process resulting in the draft Sectoral Guidance Document Animal Breeding (*Bert Visser*)
- ❑ Discussion on chapters 1 – 3 of the draft Sectoral Guidance Document Animal Breeding
- ❑ Discussion on chapter 4, in particular the cases
- ❑ Remaining issues
 - ❑ any elements missing from the document
 - ❑ next steps in the process

ERFP ABS Task Force AnGR



Report 2015

ABS Task Force Membership

Country	Members	
Austria	Beate	Berger
Czech Republic	Vera	Matlova
France	Didier	Bouchel
Norway	Nina	Sæther
Poland	Elżbieta	Martyniuk
Slovenia	Danijela	Bojkovski
Switzerland	Francois	Pythoud
	Alwin	Kopse
The Netherlands	Sipke-Joost	Hiemstra

Agenda ERFP, Joined Meeting

Joined meeting TF + ABS (half of the day)

- ▣ Analysis of Guidelines for animal breeding sector (Sectoral Workshop on 1st July 2016)
- ▣ Common aspects of the guidelines and the new zootechnical legislation

Task Force ABS (evening meeting)

- ▣ ABS document for 9th session of ITWG-AnGR and proposal for elements of the EU/ERG statement
- ▣ Discussion on draft paper based on submission to FAO
- ▣ Briefing on new developments in the implementation of the Nagoya Protocol

Lead: EU Collaboration Task Force

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Draft 7

June 14, 2016

Guidance Document for the Animal Breeding sector

Contents

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1.2. Sector specific guidance	3
2. Short description of the animal breeding sector	4
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5. Remaining issues	23
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ABS Paper

Title of the paper

1. What Nagoya Protocol can bring to AnGR sector?
2. Do the existing procedures in AnGR sector fit requirements of the Nagoya Protocol?

Content of the paper

1. Introduction (NP crafted for other GR; no sectoral approach during negotiations)
2. GRFA in the context of the NP (GRFA+PGR, Article 8)
3. Distinctive features of AnGR
4. Utilisation of AnGR: users and providers
5. Trends in global gene flow of AnGR
6. Access to AnGR: do we need different standards for local and international breeds?
7. Benefit sharing
 - 7.1 Global benefits resulting from international exchange of AnGR
 - 7.2 International mechanism: FS for GPA
8. Current developments in AnGR sector supporting implementation of the NP
 - 8.1 Development of AnGR in the public domain (genebanks)
 - 8.2 Networking and development of standards
9. EU legislation: what measures can be applied in AnGR sector?
10. Conclusions
11. References



1. What Nagoya Protocol can bring to animal genetic resources sector?

2. Do the existing procedures in animal genetic resources sector fit requirements of the Nagoya Protocol?

Elżbieta Martyniuk¹, Beate Berger², Danijela Bojkovski³, Didier Bouchet⁴, Sipke Jost Hiemstra⁵, Catherine Marguerat⁶, Vera Matlova⁷, Nina Sæther⁸

¹ Warsaw University of Life Sciences / National Research Institute of Animal Production

² XX

³ XX

⁴ XX

⁵ XX

⁶ XX

⁷ XX

⁸ XX

1. Introduction

The Nagoya Protocol – the new international treaty implementing the third objective of the Convention on Biological Diversity adopted in Nagoya, in October 2010 came into the force on 12th October 2014. The objective of the Nagoya Protocol is the fair and equitable sharing of the benefits arising from the utilization of genetic resources and associated traditional knowledge. By 19 June, 2016, 78 countries ratified this treaty including the European Union; 32 of them being from the African Region and 13 + EU from the European region; ...% of developed and ...% developing countries.

The Nagoya Protocol is regulating three major areas: access to genetic resources, benefit sharing from utilization of genetic resources and compliance. The access has to be granted by the provider country through a PIC (Prior Informed Consent) after benefit sharing arrangements were established in a MAT (Mutually Agreed Terms). Users have to obtain PIC from a provider country before accessing their genetic resources. Also, traditional knowledge associated with genetic resources held by indigenous and local communities has to be accessed with PIC or approval and involvement of these communities. As exchange of genetic resources is based on bilateral basis, the benefit sharing arrangements should be negotiated between user of genetic resources and the provider country and included in a MAT contract. Such arrangements may cover both monetary and non-monetary benefits.

The third key element of the Protocol is compliance – it includes users' compliance with domestic legislation of the provider country and requirements of the Protocol and as well as conditions agreed in MAT. Another layer of compliance regards Parties to the Nagoya Protocol, that have to implement provisions of the Protocol.

Parties are obliged to provide for legal certainty, clarity and transparency of their domestic access and benefit-sharing legislation or regulatory requirements regarding access to their genetic resources. They have to register individual transactions through the ABS Clearing House (ABS-CH) (<https://absch.cbd.int>) an information system established by the Secretariat of the Protocol to generate Internationally Recognized Certificates of Compliance (IRCC),

Future work of the ABS Task Force

2015 as approved

- ❑ Collaboration with the Working Group on Ex-situ conservation to finalize the MAA and MTA for exchange of cryo-conserved AnGR
- ❑ Development of an ABS paper
- ❑ Contribution to the ABS work of the ITWG-AnGR 9
- ❑ Contribution to the work of TTLE ABS (as defined by CGRFA 15)
- ❑ Further collection of the national ABS legislation

Future work ABS Task Force

for approval at GA in 2016

- ❑ Collaboration with the Working Group on Ex-situ conservation in development of the MAA and MTA for exchange of cryo-conserved AnGR
- ❑ Finalisation of a draft paper
 - **What Nagoya Protocol can bring to the exchange of animal genetic resources and to the animal breeding sector?**
- ❑ Preparation for the TTLE ABS-3
- ❑ Preparation for the CGRFA 16
- ❑ Collection of the national ABS legislation

Thank you

