



European Regional Focal Point for Animal Genetic Resources

ERFP

EUGENA

Policies and access rules of national gene banks:

SPAIN

Wednesday, 22 May 2019

GOBIERNO DE ESPAÑA
MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



European Regional Focal Point for Animal Genetic Resources

ERFP

EUGENA

Animal Gene Banks in Spain ↔ Public sector:

- Public administrations
- Public Law Entities
- Universities

Legal Frame:

- ✓ **40/2015 Law** (public sector)
- ✓ **Royal Decree 45/2019** (animal breeding in Spain according to european regulation 2019/1012)

GOBIERNO DE ESPAÑA
MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



European Regional Focal Point for Animal Genetic Resources

ERFP

EUGENA

40/2015 Law (public sector): Memorandum of Understanding

Minimun content:

- Parties
- Legal frame
- Object
- Activities must be undertaken
- Obligations and economical commitments
- Consequences
- monitoring and control mechanisms of the execution and commitments
- Modification procedure
- period of validity

- register in an specific official register and publish in the Official Journal of Spain

GOBIERNO DE ESPAÑA MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



European Regional Focal Point for Animal Genetic Resources

ERFP

EUGENA

Royal Decree 45/2019 (animal breeding)

- Designation of the National Animal Gene Bank (NAGB): "Censyra of Colmenar Viejo"
- Principle features:
 - ✓ closed bank
 - ✓ security copy
 - ✓ exclusive uses:
 - To reconstruct a extincted breed
 - To support the conservation of a breed
 - the origin bank has been destroyed.



GOBIERNO DE ESPAÑA MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



European Regional Focal Point for Animal Genetic Resources

ERFP

EUGENA

MAA & MTA

Different situations depending on the property:

1. unique
2. shared

GOBIERNO DE ESPAÑA
MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



European Regional Focal Point for Animal Genetic Resources

ERFP

EUGENA

40/2015 Law (public sector):

Promoting measures:

- ✓ Create a gene bank and send a copy to NAGB

↓

Sign a memorandum of understanding
with the Ministry of Agriculture

GOBIERNO DE ESPAÑA
MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



 **European Regional Focal Point for Animal Genetic Resources** 

Memorandum of understanding Content: Duties of the parties

- **Ministry**
 - coordinate and monitor
 - recognize the property: three possible situations: - *exclusive breeding society property/ public property/ shared property*
 - breeding society dissolution: Spanish State's property.
 - allow using of the kept material in the specified situations.
 - mention the breeding society as a collaborator
- **Breeding societies**

  GOBIERNO DE ESPAÑA MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN 



 **European Regional Focal Point for Animal Genetic Resources** 

Memorandum of understanding Content: Duties of the parties

- **Ministry**
- **Breeding societies**
 - Provide specialized technicians
 - Fulfil the Working Protocol elaborated by the NAGB
 - Perform a report
 - Replace the samples
 - Mention the NAGB and the Ministry of Agriculture as collaborators

  GOBIERNO DE ESPAÑA MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN 



European Regional Focal Point for Animal Genetic Resources

Nowadays in Spain:

NAGB: 65 memoranda subscribed (39 must be renewed)

Spanish legal framework:

- mandatory steps, conditions and requirements:

compulsory reports from other organisms:

- ✓ State Lawyer
- ✓ Ministry of Finance.

Other banks in Spain:

Public sector management – same Legal Framework

GOBIERNO DE ESPAÑA
MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030



European Regional Focal Point for Animal Genetic Resources

Thank you

GOBIERNO DE ESPAÑA
MINISTERIO DE AGRICULTURA, PESCA Y ALIMENTACIÓN

AGENDA 2030