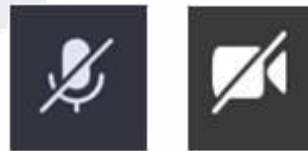


Webinar Series 1
„Options to implement ABS“

Webinar 1.3
„Choice of suitable legal
instruments“

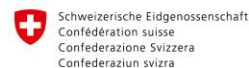


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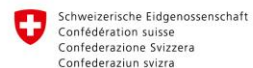
„Choice of suitable legal instruments“

Some announcements

Peter Schauerte, ABS Capacity Development Initiative
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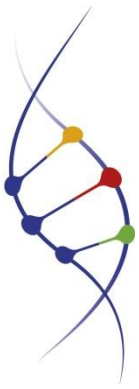


Reporting



- **Only** the first presentation of this webinar, "Introduction - setting the scene", will be recorded and published
- Discussions and country presentations (voices of participants) **will not** be made publicly available
- An anonymized summary of discussions will be made available to participants

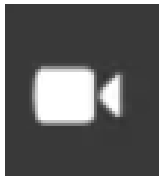
Tips for a great webinar experience



- Please mute your microphones and turn off your cameras
- Oral inputs only during Q/A after the presentations

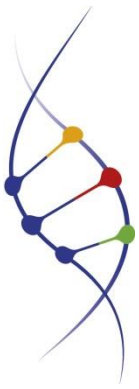


- If you want to ask a question or have a comment, please raise your virtual hand or type your question in the chat



- If the moderator gives you the floor, please un-mute your mic, turn on your camera and ask a precise question / give comment

Background



- COVID-19 > postponement of national and regional activities
- Four clusters of remote support
 1. **Mapping and fostering the implementation of the Nagoya Protocol in Africa**
 2. Knowledge generation on Mutually Agreed Terms (MAT) and benefit sharing
 3. Contribution of ABS to conservation and sustainable use
 4. Outreach and capacity development on Digital Sequence information (DSI) in Africa

Cluster 1: Webinar series on „Options to implement ABS“



- Four webinars foreseen
 1. Introduction and overall options to implement ABS
 2. How to get started
 - 3. Choice of the suitable legal instruments**
 4. Technical issues

Webinaire 1.3

„ Choice of suitable legal instruments “

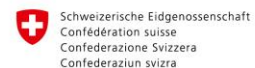


Introduction- setting the scene

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Introduction- Reminder



- **ALL** the obligations of the NP must be taken into account - including compliance measures (i.e. checkpoint, measures to monitor the use of genetic resources etc...
- **BUT:** We must start with the essential and most urgent - i.e. standards / access procedures / establishment of the NCA etc. ...
- **Before you start:** reminder: where do you want to go and how to get there “easily” - avoid obstacles on the way

Objectives, strategic priorities and choice of instrument:



- Where do we want to go? For what purposes - strategic choices: (prevent the illegal use of GR / TK, better exploit the potential of genetic resources, green economy, potential of the use of genetic resources etc.)
- How to get there?
- With what type of instrument ? Choice imply technical, legal and often very practical considerations
- How to deal with legal constraints in the choice of instruments?

Choice- Which legal instrument?



- Choice of the type of legal instrument according to the circumstances and the objectives targeted by countries
- Laws (new law, revision / update of an existing law, integration of ABS in a framework law etc. ...)
- How to define general policies, administrative measures, Regulations
- What should not be included in a law and/or regulations? What can be covered through a policy
- Leverage the flexibilities offered by the NP: How to understand and interpret the obligations of the NP

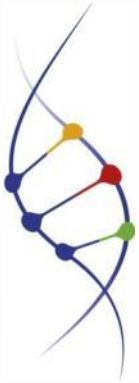
Content: recurring questions:



- Scope
- Use of terms, definitions (utilization, who has ownership over genetic resources? Etc.)
- How to take into account obligations set out in other relevant international instruments
- Access procedures, commercial, non commercial procedures, simplified procedures, change of intent and utilization etc..
- Institutional arrangements, one or more ANC, how to define functions and responsibilities of the NCA in a legal text?
- How to deal with sanctions?
- Etc..

Webinaire 1.3

„ Choice of suitable legal instruments “

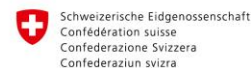


Country experiences

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Thank you for your attention!

To the questions, right after a short break...

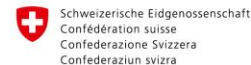


... for more information on ABS and
the ABS Capacity Building Initiative

www.abs-initiative.info

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Webinar 1.3

„Choice of suitable legal instruments“

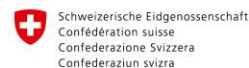


Questions, answers and discussion

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Next steps



- Follow-up on questions that could not be answered today
- How to choose which other webinars to attend
 1. Introduction and overall options to implement ABS
 2. How to get started
 3. Choice of the suitable legal instruments (04.06.)
 4. **Technical issues (25.06.)**
- Reporting
- Invitations for the next webinar

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Thank you for your attention!

Hear you the latest during the next webinar
„Technical issues“ and until then, please....



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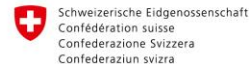
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