

THE ABS  
CAPACITY  
DEVELOPMENT  
INITIATIVE



L'INITIATIVE DE  
RENFORCEMENT  
DES CAPACITES  
POUR L'APA

# ABS: Setting the Scene

**Practical Workshop on Intellectual Property and Genetic Resources,  
Traditional Knowledge and Traditional Cultural Expressions/Folklore**

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funded by

**BMZ**



Federal Ministry  
for Economic Cooperation  
and Development



DANISH MINISTRY  
OF THE ENVIRONMENT



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**giz**

Programme Implementing  
the Biodiversity Convention

**1992:**

# Convention on Biological Diversity (CBD)



## Article 1: Three objectives of equal standing

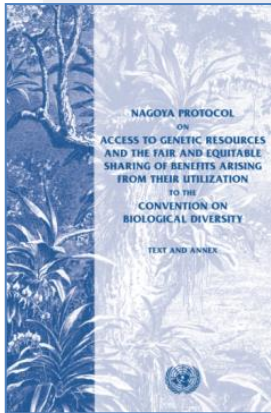
1. Conservation of biological diversity
2. Sustainable use of its components
3. **Fair and equitable sharing of benefits arising from the utilization of genetic resources (GR)**



**Convention on  
Biological Diversity**

**2010:**

# Nagoya Protocol on ABS



- Entered into force in **October 2014**
- Currently **62 Parties**  
(27 from Africa)

## Legal certainty and transparency

- For **providers**: ensuring **benefit-sharing** once GR leave the provider country
- **Preventing misappropriation** of GR and associated traditional knowledge (aTK)
- For **users**: providing for **clear and transparent procedures for access** to GR and aTK



**PROVIDER  
COUNTRY**

**PIC**

*Competent National  
Authority; (IPLCs)*



**MAT**

*Terms of Use (e.g. Commercial  
or non-commercial; IP; 3<sup>rd</sup> party)  
Benefit-sharing (monetary or  
non-monetary)*



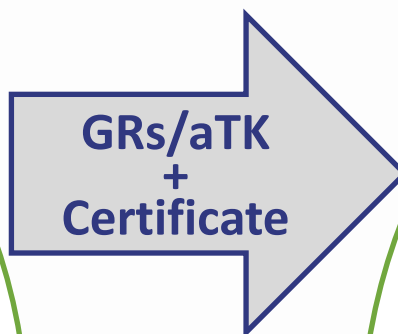
**Permit**



Notified to ABS Clearing-House



**International Certificate of Compliance**



**GRs/aTK  
+  
Certificate**

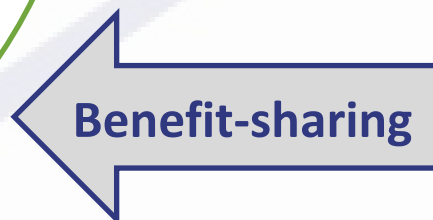
**USER  
COUNTRY**

Utilization of GRs

**Checkpoints:**

*Research publishing houses  
Research institutions subject to  
public funding  
IP offices  
Authorities providing regulatory or  
marketing approval of products*

Monitoring utilization of  
GR/aTK (i.e. PIC, MAT,  
source of GRs/aTK)



**Benefit-sharing**

**Interplay of provider and user  
country in the utilization of GR / aTK**



# Thank you!

...more on ABS and the  
ABS Capacity Development Initiative:

[www.abs-initiative.info](http://www.abs-initiative.info)

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