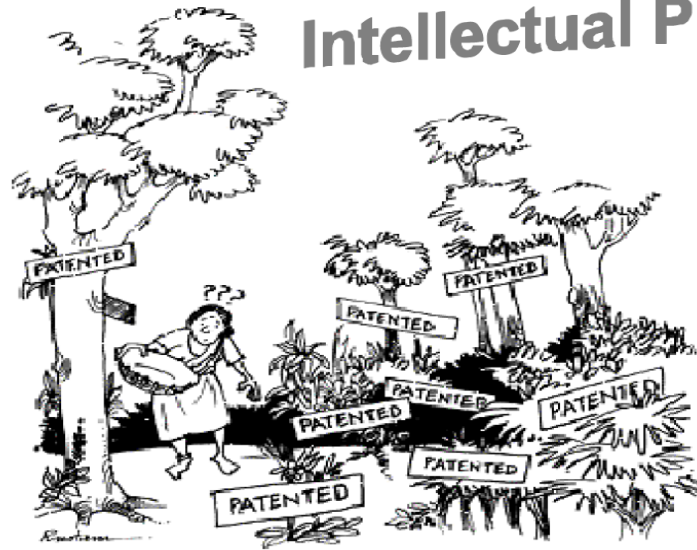


Capacity-building on IP and TK/TCEs – What Resources are Available?

**FICCI International Conference on
Traditional Knowledge, New Delhi,
November 13, 2009**

Wend Wendland, Acting Director and Head,
Traditional Knowledge Division, WIPO

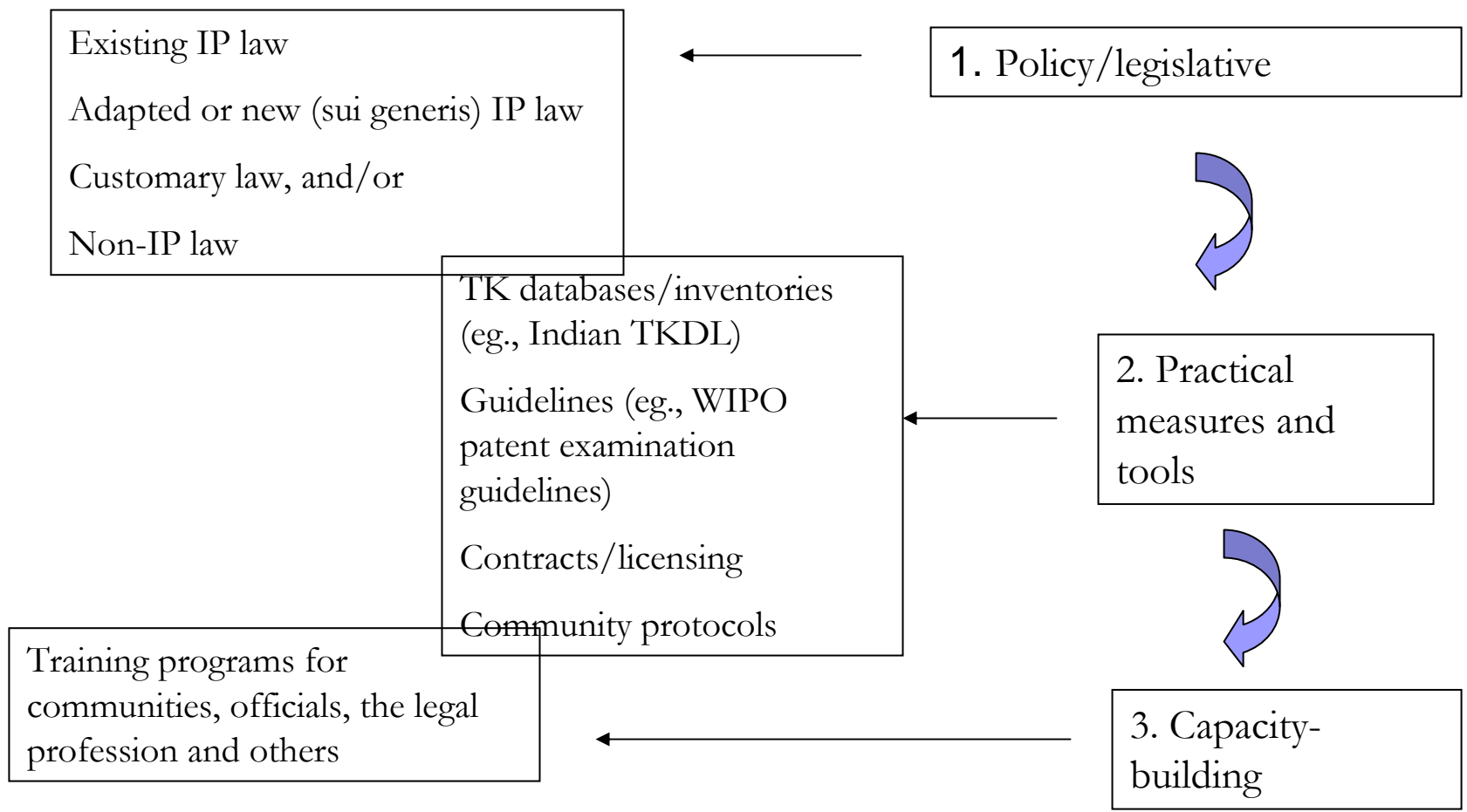
Traditional Knowledge and Intellectual Property



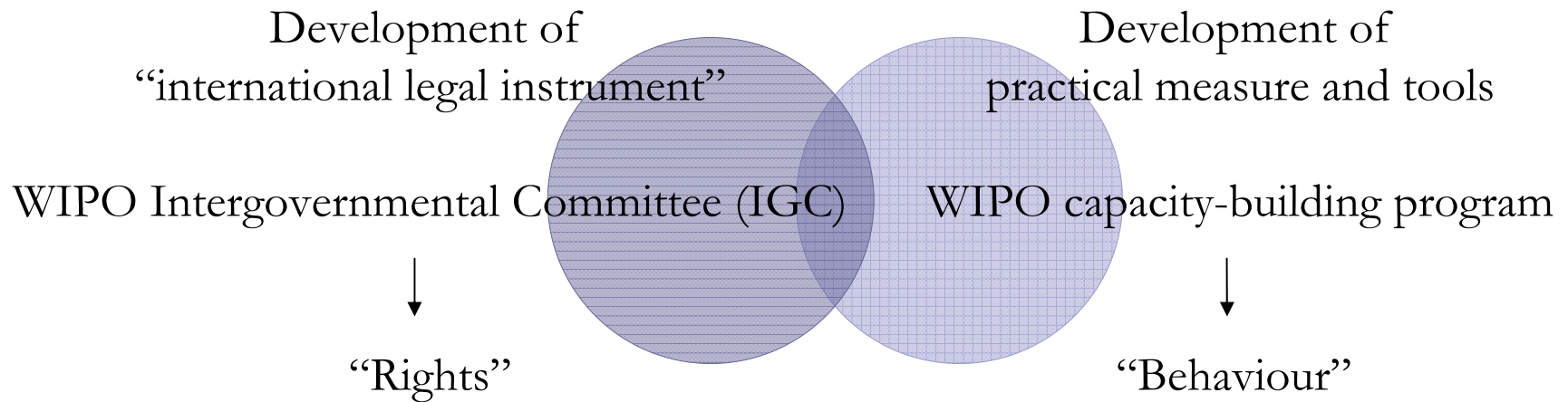
Source: AAAS TEK-PAD

- A complex conceptual, policy, legal, political and operational challenge . . .

What options are there for addressing the challenge?



Responses at the international level – WIPO



I. New IGC mandate 2010-2011

- text-based negotiations with the objective of reaching agreement on a text of an international legal instrument (or instruments) which will ensure the effective protection of GRs, TK and TCEs
- four sessions of the IGC and three inter-sessional working groups, in the 2010-2011 biennium
- use all WIPO working documents, including WIPO/GRTKF/IC/9/4, WIPO/GRTKF/IC/9/5 and WIPO/GRTKF/IC/11/8A
- the Committee is requested to submit to the 2011 General Assembly the text of an international legal instrument (or instruments). The General Assembly in 2011 will decide on convening a Diplomatic Conference
- “without prejudice to the work pursued in other fora”
- “bearing in mind the Development Agenda recommendations”

Date	Activity
December 7 to 11, 2009	IGC 15
February/March 2010	First Intersessional Working Group
May/June 2010	IGC 16
September 2010	WIPO General Assembly
October 2010	Second Intersessional Working Group
December 2010	IGC 17
February/March 2011	Third Intersessional Working Group
May/June 2011	IGC 18
Early September 2011	IGC 19
September 2011	WIPO General Assembly

IGC-related resources

- Draft provisions on TK and TCEs and comments on them
 - WIPO/GRTKF/IC/9/4 and 9/5
- Lists of key policy issues and comments on them
 - WIPO/GRTKF/IC/11/4(a) and 11/5(a)
- Gap analyses
 - WIPO/GRTKF/IC/13/4(b) and 13/5(b)

Organizational arrangements for work under the new mandate

- Organizing the **substantive work** of the IGC and the IWG, including:
 - Relationship between the IGC and the IWG;
 - Documentation
- **Methods of work** of the IWG:
 - Rules of procedure;
 - Duration of IWG sessions;
 - Participation and representation:
 - Open/restricted?
 - Funding of Member States?
 - Funding of indigenous participants by WIPO Voluntary Fund?

WIPO/GRTKF/IC/15/4
(forthcoming)

II. WIPO's TK capacity-building program

- General awareness-raising
 - case-studies; surveys of national experiences; conferences and missions
- Facilitating national and regional consultations
 - questionnaires; options papers; working groups
- Legislative and policy development
 - laws database; drafting and commenting on laws; advisory missions
- Practical training programs and tools
 - WIPO Creative Heritage Training Program on Cultural Documentation; WIPO Training Program on Licensing of TK; guidelines for recording and digitizing TCEs; TK documentation toolkit; standards for documenting medicinal knowledge; database of GR contractual terms; patent examination guidelines

SELECTED ISSUES

Documentation of TK
and TCEs



WIPO RESOURCES

WIPO Creative Heritage Training
Program on Cultural Documentation
TK Toolkit (forthcoming)
Guide for Museums and Archives
Technical standards for TK databases

Establishing effective
laws and policies



Step-by-step options paper
Draft legal provisions and laws
database
Surveys of national and regional
experiences
Legal and policy analyses
Gap analyses

Patent examination and
the protection of TK



Guidelines for patent examiners

How to keep up to date

- Sign up for the GRTKF Newsletter and Updates – send an email to grtkf@wipo.int
- See WIPO Traditional Knowledge Division's web site at www.wipo.int/tk/eng



End

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