

Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore

Nineteenth Session

Geneva, July 18 to 22, 2011

RECOMMENDATIONS OF THE SECOND SESSION OF LIKE MINDED COUNTRIES MEETING ON THE PROTECTION OF GENETIC RESOURCES, TRADITIONAL KNOWLEDGE AND FOLKLORE

Document submitted by the Delegation of Indonesia

INTRODUCTION

1. On July 8, 2011, the International Bureau of the World Intellectual Property Organization (WIPO) received a Note Verbale from the Permanent Mission of the Republic Indonesia to the United Nations, the World Trade Organization and other International Organizations in Geneva advising that:
 - i. the Second Session of Like Minded Countries Meeting on the Protection of Genetic Resources, Traditional Knowledge and Folklore had been held from June 27 to 30, 2011 in Bali, Indonesia;
 - ii. the meeting had “comprised representatives of like minded countries, namely Algeria, Angola, Bangladesh, Colombia, Egypt, India, Indonesia, Malaysia, Myanmar, Namibia, Pakistan, Peru, South Africa, Tanzania, Thailand, and Zimbabwe”;
 - iii. the meeting had “adopted a joint recommendation to advance the work of WIPO to establish an international legal instrument (or instruments) for the effective protection” of genetic resources, traditional knowledge and folklore.

2. Further, the International Bureau was requested to make available the said recommendation as a working document for the nineteenth session of the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore. The recommendation is, accordingly, contained in the Annex to this document.

3. *The Committee is invited to take note of this document and the Annex to it.*

[Annex follows]

**RECOMMENDATIONS OF THE SECOND SESSION OF LIKE MINDED COUNTRIES MEETING
ON THE PROTECTION OF GRTKF (BALI, JUNE 27 TO 30, 2011)**

Bali Recommendations to Advance the work of WIPO to Establish an International Legal Instrument (or instruments) on the Effective Protection of Genetic Resources, Traditional Knowledge and Traditional Cultural Expression (Folklore) (GRTKF)

Representatives of like-minded countries met at the second session of the Like Minded Countries Meeting held in Bali, from June 27 to 30, 2011, hereinafter referred to as "Representatives";

Recognizing that Genetic Resources, Traditional Knowledge and Traditional Cultural Expressions are important and strategic economic and cultural assets of the countries and their indigenous and local communities;

Recalling the first Like Minded Countries Meeting held in Bali, from November 23 to 27, 2009;

Recalling also the 38th Session of the WIPO General Assembly in October 2009 that renewed the mandate of the Intergovernmental Committee (IGC) on GRTKF to undertake text-based negotiations on an international legal instrument (or instruments) for the effective protection of GRTKF;

Underlining the importance of the progress made in the negotiations towards reaching common agreement on texts of international legal instrument (or instruments) for the protection of GRTKF in the series of meetings of the IGC and its Inter-sessional Working Groups;

Emphasizing the urgent need to expedite the negotiations and to make concerted efforts towards the conclusion of a legally binding international instrument (or instruments) to ensure the effective protection of GRTKF;

Acknowledging with appreciation, the progress made on the draft legal texts under discussion in the IGC, in the 2nd Session of Like Minded Countries Meeting in Bali, Indonesia, from June 27 to 30, 2011.

Calls upon the 19th Session of the IGC to recommend to the 40th Session of the WIPO General Assembly in September 2011:

1. to convene a Diplomatic Conference in 2013;
2. to renew the mandate of the IGC to continue its work and undertake text-based negotiations with the objective of reaching agreement on a text/s of an international legal instrument (or instruments) which would be submitted to the Diplomatic Conference in 2013;
3. to convene adequate number of Special Sessions of the IGC during the biennium, in addition to the four regular sessions of the IGC, to facilitate timely finalization of the text/s. To this end, a detailed work program, including a schedule of special sessions of the IGC, shall be adopted by the General Assembly.

Done in Bali, June 30, 2011

Representatives of Like Minded Countries:

Algeria, Angola, Bangladesh, Colombia, Egypt, India, Indonesia, Malaysia, Myanmar, Namibia, Pakistan, Peru, South Africa, Tanzania, Thailand, Zimbabwe.