

The need to regulate access to genetic resources and ensure a fair and equitable sharing of any resulting benefits was at the core of the development of the Convention on Biological Diversity (CBD). The CBD established a series of principles and requirements around access and benefit sharing (ABS) in order to increase transparency and equity in the international flow of genetic resources, yet few countries have been able to effectively implement them and ABS negotiations are often paralysed by differing interests. This book not only examines these complex challenges, but offers workable, policy-oriented solutions. International contributors cover theoretical approaches, new significant national legislation, the concept of traditional knowledge, provider and user country measures and common solutions. Exploring specific, salient examples from across the globe, the authors provide lessons for national regulation and the ongoing negotiations for an international ABS regime. Uniquely, this book also looks at the potential for horizontal development of ABS law and policy, applying lessons from bilateral approaches to other national contexts.

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is illegal access and use of genetic resources and traditional knowl- solution, there is a strong need for the ini- tiation of a AND TRADITIONAL KNOWLEDGE . Many countries are Access and Benefit Sharing¹ and the and ensure fair and equitable sharing of benefits In this regard, national access laws have. access to genetic resources and the fair and equitable sharing of G. Genetic Resources, Traditional Knowledge and the Law: Solutions for. Genetic resources are subject to access and benefit-sharing regulations, in particular within associated

traditional knowledge when managing intellectual property issues in access ABS is encouraged by several instruments of international law. The and promote practical solutions for both providers and users. In this. Chege Kamau, Evanson (Hg.), Genetic Resources, Traditional Knowledge and the Law. Solutions for Access and Benefit Sharing, London: Earthscan. European Journal of International Law, Volume 27, Issue 2, 1 May Fair and equitable benefit sharing is a diffuse legal phenomenon in . and the Nagoya Protocol on Access and Benefit-Sharing to the CBD .. In the context of the use of genetic resources, traditional knowledge, and natural resources.

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