

DAY THREE

Session 7 IPRs II: How Intellectual Property Rights Can Affect Daily Management of PGRFA

Intellectual property rights (especially PBR and patents) have important implications for the development, improvement, access to and distribution of genetic resources held in situ and, especially, ex situ conditions. The TRIPS Agreement brought about important changes and new minimum international standards on IP protection, which are having considerable impact on research and development on genetic resources and the generation of related technologies.

Instructions to Trainers

SESSION 7

14:00 – 15:30 Session 7: IPRs II: How Intellectual Property Rights Can Affect Daily Management of PGRFA

15:30 – 15:45 Tea/Coffee Break

15:45 – 17:15 Session 7 (continued)

OBJECTIVE

By the end of this session, the participants will be able to do the following:

- Discuss how intellectual property laws can affect the development, improvement, benefit sharing for, access to, and distribution of genetic resources in genebanks.

Use overhead 3.7.2 to present the session's objective.

PROCEDURE

Learning Strategies: presentation, group work.

Make sure that handout 3.7.2 is sent to the participants prior to the workshop. Prepare extra copies for distribution if necessary.

PRESENTATION

(experience) Give a brief presentation focusing on Law and Policy of Relevance to the Management of Plant Genetic Resources. Before you begin your presentation distribute the Summary of Overheads (Handout 3.7.1). You will find the information in handout 3.7.2 very useful. Overheads 3.7.3 to 3.7.10 support the presentation. Remember to ask the participants if they have any comments or question, or if they need any clarification. (40 minutes).

EXERCISE 7

Exercise 7. IPRs II: How Intellectual Property Rights Can Affect Daily Management of PGRFA
(2 hours 15 minutes)

Handout 3.7.5 provides 'practical considerations' for Exercise 7.

Please be sure to read these considerations before the session. Distribute the handout *only* after the participants have completed the exercise.

1. (*experience*) Distribute handout 3.7.3. Ask a participant to read the instructions aloud. Go over the instructions with the participants step by step. Ask if clarification is needed.
2. Divide the participants into four groups. Each group elects a rapporteur. Emphasize and remind the participants about the time.

Phase 1. Group work (60 minutes)

3. Ask the participants to discuss handout 3.7.2 briefly.
4. (*experience, process*) The participants read the hypothetical case carefully and respond to the questions. As the groups work, circulate to check their progress. Clarify any concerns a group might have. Remind the groups of the time remaining.

Phase 2. Reporting and discussion. (1 hour 10 minutes)

5. (*generalization*) The rapporteurs present their group's results to the audience. Each has ten minutes to present the results. (40 minutes)
6. (*generalization*) At the end of the presentations distribute handout 3.7.5 (practical considerations), and invite participants to discuss this exercise. Facilitate a discussion and provide feedback on the content. Make a transition to the last session. (30 minutes)

CLOSURE

Closure (5 minutes)

1. (*application*) Ask the participants to tell one of their neighbours two things they might do differently as a result of what they have learned. Choose some volunteers to give examples.
2. Make a transition to the next session.

17:15 – 17:30 Feedback on the Day's Activities and PAPA

OBJECTIVES

By the end of this session, the participants will be able to do the following:

- Provide feedback on the day's activities.
- Consider possible actions they would like to take in their own organizations.

PROCEDURE

Learning Strategies: individual exercise.

FEEDBACK

Highlight positive and negative points of the day. Note areas that may need additional attention in the workshop. Participants can describe some strengths and weaknesses of this day on handout 3.7.6. (5 minutes)

PAPA

(application) Ask the participants to take time to jot down some action ideas they may have as a result of the day's activities. They can use handout 3.7.7. (10 minutes)

Remember to invite a volunteer to prepare a brief report of this day, summarizing major lessons learned, for presentation during next day's pre-session.

Prepare a summary of the day's evaluation for the next morning.