

Improving coordination on “BioTrade and ABS” technical assistance for South East Asia

Methodological aspects
07-08 June 2018, Luang Prabang, Laos

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Objectives of the Workshop

- ▶ Promote a BioTrade friendly implementation of ABS policy, regulatory and administrative frameworks
- ▶ Align more coordinated and coherent efforts toward development or improvement of BioTrade and ABS policy, regulatory and administrative frameworks
- ▶ Increase transparency on what providers of technical cooperation, ABS focal points and business are doing to engage and maximise benefits from BioTrade while complying with ABS requirements

Expected outcome:

- ▶ The workshop will be a platform to produce a road map on key joint ABS activities and cooperation initiatives with partners and participants

Improving coordination technical assistance delivery on BioTrade and Access and Benefit Sharing in South East Asia 7-8 June

Section A: BioTrade value chains that have potential interest to undertake research and development (R&D) in which ABS regulations apply

** This information is confidential and will be used only for UNCTAD purposes

Source Species (local and scientific names, if available, numbers indicate estimates and list an example)	Product/Service	Countries involved (producer/consumer)	Type utilization or R&D activity	Is there already an ABS request or contract in place? (if so, details)	Involved actors (technical cooperation agencies, organizations, companies, etc.)	Contact person of who is developing it (organization, position, phone, email, country)
Adiantum pulchellum (Ajinô) - Mats. var. hata (Ginseng, Kobuki)	Ingredient for medicinal bath herb, for pharmaceutical	Producer: Viet Nam, User: local consumers, foreign tourists visiting Viet Nam, China, Japan	BBP value chain development	not yet	Huong Lien Sapa Park Management, MOFPE, POIFPE, ACB-CGC, GFA Consulting Group	Pham Quan Tuan, Viet Nam, BBP Project National Coordinator, huan.gp@gmail.com
Aplousadroma B.L.	Ingredient for medicinal bath herb, for pharmaceutical	Producer: Viet Nam, User: local consumers, foreign tourists visiting Viet Nam, China, Japan	BBP value chain development	not yet	Huong Lien Sapa Park Management, MOFPE, POIFPE, ACB-CGC, GFA Consulting Group	Pham Quan Tuan, Viet Nam, BBP Project National Coordinator, huan.gp@gmail.com
Aplousadroma (Plang me)	Foodic, Cosmetic	Vietnam / EU, US, Japan, China	Extraction & potential RSD to isolate and cure of ingredients	In process	Department of Science, Technology and Environment - HANGDUSTE; BioTrade Implementation Group (BIG Vietnam)	Confidential Requirement
Apocynum cannabinum (Che Day)	Herbal Medicines	Vietnam / EU	RSD to isolate and cure of unknown ingredients	Not yet	BioDiversity Conservation Agency - MOFPE (BCA)	Ms. Lu Thi Kim Hoa, Deputy Director of Traphaco State, Telephone: (+84) 913114436 Email: luhan.kh@gmail.com
Arctostaphylos		Laos	RSD activities which is already successful	not yet	Genetics Resource Division, BE	Dr. Kasorn Kasipholana, Director of Genetics Resource Division, BE, E-mail: kasornk@rbio.com, tel:0066212042000
Arctostaphylos (Ban Xon Xuyen, Co Hung)	Herbal Medicines	Vietnam, Laos	Extraction & potential RSD to isolate and cure of ingredients	Not yet	Not yet identified	
Apis mellifera (honey bee)	For honey production, pollination	Honey producer: Viet Nam, User: local consumers, foreign tourists visiting Viet Nam, reports to US and Europe	BBP value chain development	not yet	Ba Be Park Management, TUM, MOFPE, MOFPE, ACB-CGC, GFA Consulting Group	Pham Quan Tuan, Viet Nam, BBP Project National Coordinator, huan.gp@gmail.com
Asarum indicum (French)	Ingredient for medicinal bath herb, for pharmaceutical	Producer: Viet Nam, User: local consumers, foreign tourists visiting Viet Nam, China, Japan	BBP value chain development	not yet	Huong Lien Sapa Park Management, MOFPE, POIFPE, ACB-CGC, GFA Consulting Group	Pham Quan Tuan, Viet Nam, BBP Project National Coordinator, huan.gp@gmail.com
Asian Elephant		USA	RSD	not yet	MOFPE, MOFPE, Laos and Thailand	

Section B: Current situation of ABS regulatory review and implementation status (Laos, PDR, Vietnam and Myanmar) in areas such as: regulatory and technical gaps/areas, technical support, any potential duplication among different partners.

Country	Regulatory/policy instruments (existing or in process, that regulate ABS or related topics like genetic resources)	List any regulatory or policy gaps or challenges you are facing in relation to ABS	National agencies - contact person (position, phone, email, country)	Technical cooperation agencies involved, area of work - contact person (position, phone, email, country)
Laos PDR	National ABS Framework (MOFPE, ACB-CGC, GFA Consulting Group)	There are many challenges such as stakeholder understanding on AP ABS and needed regulations and guidelines	Dr. Soureuthy Sontara, VP of NP (National Policy) Director on ABS and the Rights Promoting, Email: soureuthy@np.gov.la	Related government entities such as Ministry of Agriculture and Forestry, Ministry of Natural Resources and Environment and Ministry of Health
Vietnam PDR	Biotechnology Safety Law (2014), Law 2014/74 and ABS (MOFPE, ACB-CGC, GFA Consulting Group)	ABS is new with limited awareness and knowledge and the official regulation procedures	Ministry of Science and Technology (MST) Dr. Soureuthy Sontara, VP of NP (National Policy) Director on ABS and the Rights Promoting, Email: soureuthy@np.gov.la	Ministry of Agriculture and Forestry (MOF), Ministry of Natural Resources and Environment (MOFPE), Ministry of Health (MOH)
Laos PDR	ABS Decree is on the process	Requires stakeholder involvement and mechanism of coordination and working together	Dr. Soureuthy Sontara, VP of NP (National Policy) Director on ABS and the Rights Promoting, Email: soureuthy@np.gov.la	Related government agencies, private, academic and educational
Laos PDR	MOFPE is applying and in the development process	ABS is quite new issue in Vietnam, it will take time and resources for awareness raising, capacity building for not only in-charge governmental competent authorities, related check points of office, colleges, local ABS stakeholders (companies, local authorities, communities, etc.) for its effective implementation in practice	Dr. Soureuthy Sontara, VP of NP (National Policy) Director on ABS and the Rights Promoting, Email: soureuthy@np.gov.la	
Vietnam	Decree On The Management Of Access To Genetic Resources And The Sharing Of Benefits Arising From Their Utilization (2015)165-CP (Revised: 1st July 2017)	ABS is a cross-sector issue and its national database on biodiversity usage is scattered among many agencies and organizations. ABS promotion system has not been established and supported. There will be huge efforts, time and investment for its effective implementation and collaboration among time identified ABS implementation partners (i.e. the Ministry of Agriculture and Forestry, Ministry of Natural Resources and Environment, Ministry of Health, etc.)	MOFPE, MOFPE, ACB-CGC, GFA Consulting Group, Ministry of Natural Resources and Environment, Ministry of Health, etc.	BIOBIO DIVERSITY CONSERVATION AGENCY (BCA), Vietnam Environmental Administration - VEA, and Ministry of Natural Resources and Environment, Ministry of Health, etc.

Section C: List opportunities and activities of further potential areas of cooperation to support ABS requirements for value chains interested in undertaking R&D (until 2020)

Proposed opportunities / activities for joint cooperation (e.g. ongoing and future projects, time frame, amount, region, donor, etc.)	Links to BioTrade	Current or potential contributing partners (name of organisations)	What would be the contribution of each partner?	Contact person of partners (position, phone, email, country)	Already funded or additional resources needed?
Developing benefit sharing guidelines	Economics of BioTrade	FLEDGE	Support to developing guidelines	Dr. Balakrishna Pisupati	Not funded
Finalising the national ABS framework	Clarifying ABS and BioTrade	FLEDGE	Support to finalization of framework	Dr. Balakrishna Pisupati	Not funded
Working at grassroot level on ABS issues	Implementation of BT principles	FLEDGE	Developing frameworks	Dr. Balakrishna Pisupati	Not funded
ABS implementation in practices in Vietnam	Facilitate and support the ABS compliance in selected natural ingredients value chains in Vietnam as supply country	BioTrade Implementation Group (BIG Vietnam)	BIG Vietnam: Acting as local sciences and technology organization to support the ABS compliance of foreign companies in Vietnam as sourcing country.	Dr. Tran Huong Trinh, Legal Coordinator.	Funded
Research papers on Key BioTrade and ABS regulatory frameworks issues in Myanmar, Viet Nam and Laos PDR	Policy and legal advice	UNCTAD potentially Helvetas and ABS focal points in Myanmar, Viet Nam and Laos PDR	Developing BT and ABS framework, contract drafting and compiling lessons and case studies	David Vlasov, Legal Officer UNCTAD	Funded

Nature of the mapping & roadmap

Tools for:

- ▶ Transparency + Avoid duplication
- ▶ Technical assistance delivery coordination
- ▶ Monitoring
- ▶ Implementation
 - ▶ Pledge nature
 - ▶ Log in cooperation agreements
- ▶ Visibility of partners and coalition building

Structure of the road map

- ▶ Briefly discuss current levels of implementation of the Nagoya Protocol and ABS obligations in the beneficiary countries as well as draft legal, regulatory or policy initiatives or bills;
- ▶ Identify value chains that would need to comply with ABS regulations in order to expand their businesses and be able to undertake or expand R&D activities;
- ▶ Identify existing and future initiatives, programmes and actors providing support on the ABS policies and regulations;
- ▶ Discuss opportunities for further cooperation to align support to comply with ABS requirements for value chains interested in undertaking R&D.

How can UNCTAD contribute to the roadmap?

- ▶ Offer free license rights for the ABS Handbook to be translated in local language
- ▶ 3 research pieces:
 - ▶ Option 1: comparative research pieces on 1) policy advice on regulatory reviews, 2) ABS contract models and 2) best ABS-BT case studies in the region (Laos PDR, Myanmar and Viet Nam)
 - ▶ Option 2: one research piece on demand driven basis to support a BioTrade friendly implementation of Nagoya Protocol per country
- ▶ A second regional coordination workshop (potentially in Vietnam in 2020)
 - ▶ Workshop to monitor and review implementation of the road map

Inputs sought during the workshop

we will focus on identifying **JOINT COOPERATION OPPORTUNITIES** while keeping in mind:

- ❖ What are some current factors that enable/impede the scaling up of ABS and BioTrade and how cooperation can help?
- ❖ **IDENTIFYING AND LISTING COOPERATION OPPORTUNITIES IN THE ROAD MAP FORMAT (OBJECTIVE, WHAT ACTIVITY, WHERE AND BY WHO?)**

▶ **Working Group 1** (by using flip charts) will address:

- ▶ Legal Framework, regulatory reviews and ABS contract support (e.g. joint legal drafting advise);
- ▶ Supporting ABS compliance by value chains (e.g. direct support value chains/companies to make ABS requests and to comply with all legal requirements)

▶ **Working Group 2** (by using flipcharts) will address

- ▶ Training and capacity building (e.g. undertake joint training activities with other partners to maximize efforts and audience)
- ▶ Marketing and export (e.g. joint promotion (by companies or countries) in international fairs)

Each actor will go to either flip chart and explore opportunities for cooperation with other partners in the categories mentioned above.

Cards will be used to list potential opportunities for cooperation. Others may propose joint activities freely.

All actions listed must be joint. All work is based on existing resources or by undertaking joint fund raising.

Main joint activities will be then transferred in to a Table D (NEW)

FINAL EXERCISE

we will focus on identifying **JOINT COOPERATION OPPORTUNITIES** while keeping in mind:

- ❖ What are some current factors that enable/impede the scaling up of ABS and BioTrade and how cooperation can help?
- ❖ **IDENTIFYING AND LISTING COOPERATION OPPORTUNITIES IN THE ROAD MAP FORMAT (OBJECTIVE, WHAT ACTIVITY, WHERE BY WHO, AND TIMEFRAME?)**

- ▶ **Working Group 1** (by using flip charts) will address Per country):
 - ▶ Legal Framework, regulatory reviews and ABS contract support (e.g. joint legal drafting advise);
 - ▶ Supporting ABS compliance by value chains (e.g. direct support value chains/companies to make ABS requests and to comply with all legal requirements)
- ▶ **Working Group 2** (by using flipcharts) will address
 - ▶ Training and capacity building (e.g. undertake joint training activities with other partners to maximize efforts and audience)
 - ▶ Marketing and export (e.g. joint promotion (by companies or countries) in international fairs)

Main joint activities will be then transferred in to a Table D (NEW)

Implementation and Monitoring

- ▶ Main tool: Roadmap
- ▶ After reception of input from the workshop, UNCTAD and Helvetas will verify and review table (2-3 weeks)
- ▶ After harmonization, it would be sent to all participants for their final review, and for validation
- ▶ UNCTAD will produce a template for brief reporting on the implementation of the road map to be filled each six months
- ▶ UNCTAD will coordinate the update of the road map and distribute each six months
- ▶ Helvetas and BIG Vietnam will assist in the monitoring on the ground (to be confirmed)
- ▶ We will hold a second workshop to review process and realign efforts by early 2020 (potentially with Helvetas, BCA and BIG Viet Nam).