

Indigenous Caucus Statement on Article 6

For the Indigenous Caucus, a mandatory disclosure requirement will only be effective and efficient when there is robust system of sanctions and remedies. We are in favor of the establishment of legal, policy, and/or administrative measures that are adequate, effective, and equitable.

Indigenous Peoples who have the strongest link to genetic resources and associated traditional knowledge often live in the most remote places and often do not speak any of the 6 UN languages. Adequate and equitable sanctions would mean that measures should be culturally appropriate and accessible in terms of cost, language, procedure, etc. For this to happen, such measures need to be developed in conjunction with Indigenous Peoples or with local communities.

The Indigenous Caucus is willing to provide insights and examples as to how this will work in practice. There are many examples of Indigenous Peoples' advisory bodies that can provide guidance on matters such as the effective crafting of sanction and remedial measures.

Patent revocation must remain on the table for, inter alia, situations where fraudulent intent is demonstrated. We can provide specific text proposals when the time is right.

Thank you.