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| TITLE: | Support for an International Indigenous Knowledge and Intellectual Property Rights Regime |
| SUBJECT: | Indigenous Intellectual Property Rights |
| MOVED BY: | Chief Wayne Christian, Kukpi7, Splatsin First Nation, BC |
| SECONDED BY: | Chief Ruben Cantin, Wabigoon Lake First Nation, ON |
| DECISION: | Carried by Consensus |

WHEREAS:

A. The World Intellectual Property Organization (WIPO) of the United Nations is undertaking negotiations on an international intellectual property rights regime to ensure effective and meaningful protection of traditional knowledge, genetic resources, and folklore.

B. These negotiations of the text of an international treaty will lead to international rules governing access, ownership and transfers of rights over Indigenous peoples' songs, stories, legends, traditional knowledge, medicines and use of genetic resources.

C. Canada is a member of WIPO and is engaged in these discussions fully knowing that First Nations will be directly impacted by the creation of a global intellectual property regime that governs Indigenous Traditional Knowledge.

D. Since 2009 when the WIPO General Assembly mandated their Intergovernmental Committee to begin negotiations on an international treaty, the federal government ceased funding the AFN and Aboriginal organizations to attend these negotiations.

E. The federal government, through Environment Canada and Industry Canada, is not consulting First Nation governments on this emerging international treaty. The federal government is of the view that it is not obligated to consult until the international treaty is implemented through domestic legislation.

Certified copy of a resolution adopted on the 22nd day of July, 2010 in Winnipeg, Manitoba

SHAWN A-IN-CHUT ATLEO, NATIONAL CHIEF

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the AFN to demand the Government of Canada fulfill its obligation to hold meaningful consultations with First Nations regarding the WIPO negotiations on traditional knowledge.
2. Direct the AFN to seek information regarding the Government of Canada's negotiating position and to inform First Nation governments on the progress of WIPO negotiations.
3. Direct the AFN to call upon the Government of Canada to include First Nations' representatives in the Canadian delegation to the WIPO traditional knowledge negotiations.
4. Mandate the AFN to continue to research and monitor international developments in traditional knowledge protection.

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