

**Hugo-Maria SCHALLY**

DG Environment

Head of Unit E2: Global Sustainability,  
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By email to: [ENV-E2-NAGOYA-ABS@ec.europa.eu](mailto:ENV-E2-NAGOYA-ABS@ec.europa.eu)

16 July 2013

Dear Mr Schally,

**Subject: Work on model contractual clauses, best practices etc. in view of the entry into force and implementation of the Nagoya Protocol.**

The European Federation of Pharmaceutical Industries and Associations (EFPIA) and the International Federation of Pharmaceutical Manufacturers and Associations (IFPMA) fully support the goals of the Convention on Biological Diversity and of the Nagoya Protocol and are willing to support initiatives which may further facilitate responsible and sustainable use of genetic resources covered by the Protocol.

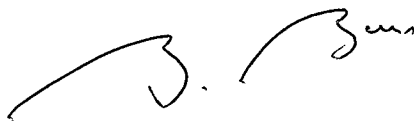
EFPIA and IFPMA therefore welcome your request to share information on our industry's practice as we believe that codes of conduct and best practices are a particularly efficient instrument to facilitate implementation of the Nagoya Protocol in the EU. Such tools foster both awareness and compliance and are clearly of great value, especially for small companies.

Wishing to participate in the development of a workable regime on ABS, our industry, under IFPMA impetus and with full EFPIA support, has developed and endorsed in 2011 the enclosed guidelines, thereby further demonstrating both its consistent engagement with the ABS policy and its acceptance of the ABS framework as a standard practice in its research & development process.

EFPIA and IFPMA strongly believe that an implementation framework relying on best practices will significantly contribute to achieving a practical access and benefit sharing environment, conducive to value creation and equitable sharing of rewards. The ultimate goal is for the framework to be effective and workable in practice, by both providers and users. In this regard, EFPIA and IFPMA view with concern that the European Parliament's Committee on Environment has not recognized the importance of such codes of conduct, thereby departing from an empirically guided approach.

EFPIA and IFPMA stand ready to work with your unit in order to ensure the Protocol's fair and balanced implementation throughout the EU.

Yours sincerely,



Brendan Barnes (EFPIA)  
Director Societal Engagement and Partnerships



Andrew Jenner (IFPMA)  
Director Innovation and Trade Policy

*Encl.: Guidelines for IFPMA members on Access to Genetic Resources and Equitable Sharing of Benefits arising out of their Utilization.*