



CONVENTION ON BIOLOGICAL DIVERSITY

Distr.
GENERAL

UNEP/CBD/ISOC/5/Corr.1
8 June 1999

ORIGINAL: ENGLISH

INTERSESSIONAL MEETING ON THE
OPERATIONS OF THE CONVENTION
Montreal, 28 - 30 June 1999

THE RELATIONSHIP BETWEEN INTELLECTUAL PROPERTY RIGHTS AND THE RELEVANT PROVISIONS OF THE AGREEMENT ON TRADE-RELATED ASPECTS OF INTELLECTUAL PROPERTY RIGHTS (TRIPS AGREEMENT) AND THE CONVENTION ON BIOLOGICAL DIVERSITY

Note by the Executive Secretary

Corrigendum

1. *Page 2, paragraph 4, line 4*

Replace with: Characteristics such as the extent that they utilize market efficiencies and the fact that they are capable of conferring exclusive rights mean that they are an important mechanism in any Party's implementation of Article 15.

2. *Page 6, paragraph 24bis*

Delete the number 24bis and the paragraph should be considered as an integral part of paragraph 24.

3. *Page 9, paragraph 37, lines 2, 3, 4 and 5*

Replace with: These standards are based upon providing the kind of protection that already existed in many developed countries. Upon signing the WTO Agreement in 1994, countries became obliged to establish comprehensive intellectual property rights systems covering patents, copyrights, trademark, industrial designs and undisclosed information. In addition, the TRIPS Agreement contains detailed provisions on judicial and administrative procedures relating to enforcement, monitoring and review of Members' implementation of the TRIPS standards. Developing countries and least developed countries are allowed a

transitional period of five and eleven years respectively, in which to implement these provision.

4. *Page 9, paragraph 38, line 2*

Delete the sentence.

5. *Page 9, paragraph 38, lines 6 & 7*

Replace with: These exceptions allow Members to exclude from patents a range of processes and/or products. In addition, paragraph 1 of Article 27 allows countries to exclude natural genes from patents or plant breeders' right type of protection.

6. *Page 11, paragraph 45, line 3*

After the last semi-colon should read: and on 19 March 1991 (substantially to reflect technological and economic changes (UPOV 91)).

7. *Page 12, paragraph 47, line 7*

Replace with: In UPOV 78, a "farmer's privilege" is implicit, in that it comes into existence when a State defines the national scope of protection in accordance with the minimum scope set out in UPOV 78.
