Cite as: 2 Tech. L. Rev. 1 (2005)

## The International Legal Developments on the Access and Benefit-Sharing of Biological Genetic Resources

Kuei-Jung Ni, Hung-Chieh Chang, Yen-Chun Lee, Anna Chang, Tsz-Pei Wu, Chin-Hung Chen

## Abstract

The regulation on genetic resources, in particular on the topic of access to and benefit-sharing, has become a focal point of the international society. Given the inter-disciplined nature, there seems no single international treaty or institution may fully govern the issue and then achieve a satisfactory outcome alone. The article aims to analyze the basic legal implications and developments generated by relevant treaties and organizations on the topic and to reveal the practices of some nations. The study may serve as a basis for further in-depth research and a reference for our national legislations. It is primarily found that a further coordination of relevant international norms is highly desirable and essential to reach mutual supportiveness. In addition, it needs to have a thorough examination on whether the current practices of some developing countries are unreasonably rigid.

Keywords: Genetic Resources, Biopiracy, CBD, ABS, WTO/TRIPS, WIPO, PGRFA