Annex A

Template for a declaration to be submitted by recipients of funding in accordance with Article 7(1) of the basic Regulation for the utilisation of genetic resources

Part A – Information to be submitted to the ABS Clearing-House (in accordance with Article 7(3) of the basic Regulation)

1. Title of the funded project:

Comment [A1]: Must be kept Confidential as cosmetic industry is very competitive

2. Recipient(s) of funding including contact details:

Name:

Address:

E-mail:

Telephone:

Website (where available):

3. Information on exercise of due diligence:

(a) ☐ An internationally recognised certificate of compliance was issued for my access to the genetic resource:

Unique identifier of the internationally recognised certificate of compliance:

or

(b) ☐ The Plant genetic resource for food and agriculture (PGRFA), not contained in Annex I of the International Treaty on Plant Genetic Resources (ITPGRFA) was acquired subject to the terms and conditions of the standard material transfer agreement (sMTA) for the purposes set out under the ITPGRFA

Identifier of the standard material transfer agreement, where available:

Date of the standard material transfer agreement, where available:

or

(c) ☐ The genetic resource was obtained from a registered collection

Name of the collection:

Registration code of the collection:

Date of obtaining the genetic resource:

Unique identifier of the genetic resource issued by the registered collection, where available:

(d) Where points (a), (b) and (c) do not apply, please fill in the following information:

If the information provided is confidential, please provide the information nonetheless, but tick the respective box to mark it, and provide the justification for confidentiality.

(i) Date of access:

☐ Confidential

(ii) Place of access:

☐ Confidential

(iii) Person or entity who granted prior informed consent:

☐ Confidential

(iv) Unique identifier of access permit, where available:

☐ Confidential

(v) Are you subject to mutually agreed terms? Yes ☐ No ☐

(vi) Description of the genetic resource utilised or unique identifier, where available:

☐ Confidential

(vii) The source from which the genetic resource was directly obtained:

(viii) Have you passed on the genetic resources further?

Yes ☐ No ☐

If 'Yes' was selected, please indicate the name of the subsequent user:

☐ Confidential

Part B – Information provided under this part will not to be submitted to the ABS Clearing-House

4. **Is the research project being funded by private and/or public sources**?

Private ☐ Public ☐

5. **Are there any restrictions in the mutually agreed terms limiting the possible utilisation of the genetic resource(s), e.g. non-commercial utilisation only?**

Yes ☐ No ☐

6. **Have rights and obligations relating to access and benefit sharing including rights and obligations regarding subsequent applications and commercialisation been agreed in the mutually agreed terms?**

Comment [A2]: If PIC is not required : other answer possible : No PIC

Comment [A3]: If PIC is not required : other answer possible : No PIC

Comment [A4]: What does that mean? Different point VI?

Comment [A5]: Too early to answer this information at this stage.

Comment [A6]: If there is no MAT, other answer possible : No MAT.

Yes ☐ No ☐

7. Are you implementing a best practice recognised under Article 8 of Regulation (EU) No 511/2014? (optional)

Yes ☐ No ☐

If yes, registration number of the recognised best practice:

If you have declared above, that some information is confidential, please state the reasons for each piece of information for which you have declared confidentiality applies:

Date:

Place:

Signature[1]:

[1] Signature of the recipient of funding.

Annex B

Comment [A7]: Annex B : same comments as for Annex A

Template for a declaration to be submitted by recipients of funding in accordance with Article 7(1) of the basic Regulation for the utilisation of traditional knowledge associated with genetic resources

Part A – Information to be submitted to the ABS Clearing-House (in accordance with Article 7(3) of the basic Regulation)

Are you at the same time submitting a declaration for the utilisation of genetic resource(s) for the same activity (Annex A)?

Yes ☐ No ☐

Please note:

If 'Yes' was selected, please only fill in the below information where it differs from the one declared for the utilisation of genetic resource(s) for the same activity (Annex A).

Otherwise you are declaring by choosing 'Yes' that the information declared for the utilisation of genetic resource(s) for the same activity (Annex A) is identical for the utilisation of traditional knowledge associated with genetic resources.

If 'Yes' was selected, both declarations shall be submitted jointly.

If 'No' was selected, please fill in and submit only this declaration.

1. Title of the funded project:

2. Recipient(s) of funding including contact details:

Name:

Address:

E-mail:

Telephone:

Website (where available):

3. Information on exercise of due diligence:

(a) ☐ An internationally recognized certificate of compliance was issued for my access to the traditional knowledge associated with genetic resources:

Unique identifier of the internationally recognized certificate of compliance:

(b) Where point (a) does not apply, please fill in the following information:

If the information provided is confidential, please provide the information nonetheless, but tick the respective box to mark it, and provide the justification for confidentiality.

(i) Date of access:

☐ Confidential

(ii) Place of access:

☐ Confidential

(iii) Person or entity who granted prior informed consent / gave its approval:

☐ Confidential

(iv) Unique identifier of access permit, where available:

☐ Confidential

(v) Are you subject to mutually agreed terms?

Yes ☐ No ☐

(vi) Description of the traditional knowledge associated with genetic resources according to the mutually agreed terms or unique identifier, where available:

☐ Confidential

(vii) The source from which the traditional knowledge associated with genetic resources was directly obtained:

☐ Confidential

(viii) Have you passed on the traditional knowledge associated with genetic resources further?

Yes ☐ No ☐

If 'Yes' was selected, please indicate the name of the subsequent user:

☐ Confidential

Part B – Information provided under this part will not to be submitted to the ABS Clearing-House

4. Is the research project being funded by private and/or public sources?

Private ☐ Public ☐

5. Are there any restrictions in the mutually agreed terms limiting the possible utilisation of the traditional knowledge associated with genetic resources, e.g. non-commercial utilisation only?

Yes ☐ No ☐

6. Have rights and obligations relating to access and benefit sharing including rights and obligations regarding subsequent applications and commercialisation been agreed in the mutually agreed terms?

Yes ☐ No ☐

7. Are you implementing a best practice recognised under Article 8 of Regulation (EU) No 511/2014 (optional)?

Yes ☐ No ☐

If yes, registration number of the recognised best practice:

If you have declared above, that some information is confidential, please state the reasons for each piece of information for which you have declared confidentiality applies:

Date:

Place:

Signature[2]:

[2] Signature of the recipient of funding.

Annex C

Template for declaration to be submitted at the stage of final development of a product developed via the utilisation of genetic resources in accordance with Article 7(2) of the basic Regulation

Part A – Information to be submitted to the ABS Clearing-House (in accordance with Article 7(3) of the basic Regulation)

1. **Name of the product / description of the result of the utilisation:**

2. **Contact details of the user:**

Name:

Address:

E-mail:

Telephone:

Website (where available):

3. I am making the declaration on the occasion of the following event, please tick one of the following boxes:

☐ (a) market approval is sought for a product developed via the utilisation of genetic resources and/or traditional knowledge associated with genetic resources;

☐ (b) a notification required prior to placing for the first time on the Union market is made for a product developed via the utilisation of genetic resources and/or traditional knowledge associated with genetic resources;

☐ (c) the placing for the first time on the Union market a product developed via the utilisation of genetic resources and/or traditional knowledge associated with genetic resources, for which no market approval or notification is required;

☐ (d) the result of the utilisation is sold or in any other form transferred to a natural or legal person within the Union in order for that person to carry out one of the activities referred to in points (a), (b) and (c);

Comment [A8]: The result of the utilisation should be defined

☐ (e) the result of the utilisation is sold or in any other form transferred to a natural or legal person outside the Union.

and, where relevant, please tick:

☐ The utilisation has taken place outside the Union.

4. **Information on exercise of due diligence:**

(a) ☐ An internationally recognised certificate of compliance was issued for my access to the genetic resource:

Unique identifier of the internationally recognised certificate of compliance:

or

(b) ☐ The Plant genetic resource for food and agriculture (PGRFA), not contained in Annex I of the International Treaty on Plant Genetic Resources (ITPGRFA) was acquired subject to the terms and conditions of the standard material transfer agreement (sMTA) for the purposes set out under the ITPGRFA

Identifier of the standard material transfer agreement, where available:

Date of the standard material transfer agreement, where available:

or

(c) ☐ The genetic resource was obtained from a registered collection

Name of the collection:

Registration code of the collection:

Date of obtaining the genetic resource:

Unique identifier of the genetic resource issued by the registered collection, where available:

(d) Where points (a), (b) and (c) do not apply, please fill in the following information:

If the information provided is confidential, please provide the information nonetheless, but tick the respective box to mark it, and provide the justification for confidentiality.

(i) Date of access:

☐ Confidential

(ii) Place of access:

☐ Confidential

(iii) Person or entity who granted prior informed consent:

☐ Confidential

Comment [A9]: If PIC is not required : other answer possible : No PIC

(iv) Unique identifier of access permit, where available :

☐ Confidential

Comment [A10]: If PIC is not required : other answer possible : No PIC

(v) Are you subject to mutually agreed terms? Yes ☐ No ☐

(vi) Description of the genetic resource utilised or unique identifier, where available:

☐ Confidential

(vii) The source from which the genetic resource was directly obtained:

☐ Confidential

(viii) Have you passed on the genetic resources further?

Yes ☐ No ☐

If 'Yes' was selected, please indicate the name of the subsequent user:

☐ Confidential

Part B – Information provided under this part will not to be submitted to the ABS Clearing-House

5. Are there any restrictions in the mutually agreed terms limiting the possible utilisation of the genetic resource(s), e.g. non-commercial utilisation only?

Yes ☐ No ☐

6. Have rights and obligations relating to access and benefit sharing including rights and obligations regarding subsequent applications and commercialisation been agreed in the mutually agreed terms?

Yes ☐ No ☐

7. Which category or categories and/or process describe your product best? (optional)

(a) cosmetics ☐

(b) pharmaceuticals ☐

(c) food and beverage ☐

(d) biological control ☐

(e) plant breeding ☐

(f) animal breeding ☐

(g) other, please specify:

8. Are you implementing a best practice recognised under Article 8 of Regulation (EU) No 511/2014? (optional)

Yes ☐ No ☐

If yes, registration number of the recognised best practice:

9. Was the development of the product subject to private and/or public funding? (optional)

Private ☐ Public ☐

If you have declared above, that some information is confidential, please state the reasons for each piece of information for which you have declared confidentiality applies:

Date:

Place:

Signature[3]:

[3] Signature of the person legally responsible for the stage of final development of a product.

Annex D

Comment [A11]: Annex D : same comments as for Annex C

Template for declaration to be submitted at the stage of final development of a product developed via the utilisation of traditional knowledge associated with genetic resources in accordance with Article 7(2) of the basic Regulation

Are you at the same time submitting a declaration for the utilisation of genetic resource(s) for the same activity (Annex C)?

Yes ☐ No ☐

Please note:

If 'Yes' was selected, please only fill in the below information where it differs from the one declared for the utilisation of genetic resource(s) for the same activity (Annex C).

Otherwise you are declaring by choosing 'Yes' that the information declared for the utilisation of genetic resource(s) for the same activity (Annex C) is identical for the utilisation of traditional knowledge associated with genetic resources.

If 'Yes' was selected, the both declarations shall be submitted jointly. If 'No' was selected, please fill in and submit only this declaration.

Part A – Information to be submitted to the ABS Clearing-House (in accordance with Article 7(3) of the basic Regulation)

1. Name of the product / description of the result of the utilisation:

2. Contact details of the user:

Name:

Address:

E-mail:

Telephone:

Website (where available):

3. I am making the declaration on the occasion of the following event, please tick one of the following boxes:

☐ (a) market approval is sought for a product developed via the utilisation of genetic resources and/or traditional knowledge associated with genetic resources;

☐ (b) a notification required prior to placing for the first time on the Union market is made for a product developed via the utilisation of genetic resources and/or traditional knowledge associated with genetic resources;

☐ (c) the placing for the first time on the Union market a product developed via the utilisation of genetic resources and/or traditional knowledge associated with genetic resources, for which no market approval or notification is required;

☐ (d) the result of the utilisation is sold or in any other form transferred to a natural or legal person within the Union in order for that person to carry out one of the activities referred to in points (a), (b) and (c);

☐ (e) the result of the utilisation is sold or in any other form transferred to a natural or legal person outside the Union.

and, where relevant, please tick:

☐ The utilisation has taken place outside the Union.

4. Information on exercise of due diligence:

(a) ☐ An internationally recognized certificate of compliance was issued for my access to the traditional knowledge associated with genetic resources:

Unique identifier of the internationally recognized certificate of compliance:

(b) Where point (a) does not apply, please fill in the following information:

If the information provided is confidential, please provide the information nonetheless, but tick the respective box to mark it, and provide the justification for confidentiality.

(i) Date of access:

☐ Confidential

(ii) Place of access:

☐ Confidential

(iii) Person or entity who granted prior informed consent / gave its approval:

☐ Confidential

(iv) Unique identifier of access permit, where available:

☐ Confidential

(v) Are you subject to mutually agreed terms? Yes ☐ No ☐

(vi) Description of the traditional knowledge associated with genetic resources according to the mutually agreed terms or unique identifier, where available:

☐ Confidential

(vii) The source from which the traditional knowledge associated with genetic resources was directly obtained:

☐ Confidential

(viii) Have you passed on the traditional knowledge associated with genetic resources further?

Yes ☐ No ☐

If 'Yes' was selected, please indicate the name of the subsequent user:

☐ Confidential

Part B – Information provided under this part will not to be submitted to the ABS Clearing-House

5. **Are there any restrictions in the mutually agreed terms limiting the possible utilisation of the traditional knowledge associated with genetic resources, e.g. non-commercial utilisation only?**

Yes ☐ No ☐

6. **Have rights and obligations relating to access and benefit sharing including rights and obligations regarding subsequent applications and commercialisation been agreed in the mutually agreed terms?**

Yes ☐ No ☐

7. **Which category or categories and/or process describe your product best? (optional)**

(a) cosmetics ☐

(b) pharmaceuticals ☐

(c) food and beverage ☐

(d) biological control ☐

(e) plant breeding ☐

(f) animal breeding ☐

(g) other, please specify:

8. **I am implementing a best practice recognised under Article 8 of Regulation (EU) No 511/2014? (optional)**

Yes ☐ No ☐

If yes, registration number of the recognised best practice:

9. **Was the development of the product subject to private and/or public funding? (optional)**

Private ☐ Public ☐

If you have declared above, that some information is confidential, please state the reasons for each piece of information for which you have declared confidentiality applies:

Date

Place:

Signature[4]:

[4] Signature of the person legally responsible for the stage of final development of a product.