

CGIAR and the MLS

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CGIAR



CGIAR Centers' genebanks



Genebanks Collections of seeds and plant material intended to preserve genetic diversity

Total accessions maintained in CGIAR genebanks: 712,206

CROP	ACCESSIONS		
	AVAILABLE WITH		
	SMTA		
Wheat	163,819		
Rice	148,428		
Forages	51,865		
Sorghum	44,403		
Beans	37,936		
Chickpea	35,716		
Barley	31,851		
Maize	30,077		
Pearl millet	25,407		
Cowpea	17,069		
Fruit and multipurpose			
trees	15,266		
Groundnut	15,240		
Lentil	14,342		
Pigeon pea	13,492		
Small millets	11,694		
Faba bean	9,594		
Cassava	9,541		
Potato	7,414		
Misc. legumes	6,751		
Sweet potato	6,206		
Pea	4,591		
Grasspea	4,357		
Yam	3,886		
Banana	2,083		
Andean roots and			
tubers	1,178		



1994 FAO-CGIAR In Trust Agreements

- "The Centre shall hold the designated germplasm in trust for the benefit of the international community
- [...] undertakes to [...] make germplasm available [...] without restriction [...] for the purpose of scientific research, plant breeding or genetic resources conservation
- Can't seek IP over materials. International standards.

One page MTA!

- "The recipient may reproduce the seed and use the material for agricultural research and breeding purposes and may distribute it to other parties provided the recipient is also willing to accept the conditions of this agreement.1"
 - "1 This does not prevent the recipient from releasing or reproducing the seed for purposes of making it directly available to farmers or consumers for cultivation, provided that the other conditions set out in the MTA are complied with. "

Second FAO-CGIAR Joint Interpretive statement, 1998

Large requests

- The Centers will need to exercise some discretion in determining the number of samples to be provided at any given time to any given recipient, and may not, for example, be in a position to distribute materials immediately where this would reduce stocks below accepted levels for conservation purposes;
- In cases of limited supplies, immediate availability of materials cannot always be guaranteed: Centers
 will need to agree on schedules for delivery;
- In cases where a would-be recipient requests samples of an abnormally large number of accessions all at once, the Centers may need to ask recipients to cover all or part of the costs of multiplying relevant accessions;

CGIAR Centers and the International Treaty on Plant Genetic Resources for Food and Agriculture

Article 15 - Ex Situ Collections of Plant Genetic Resources for Food and Agriculture held by the International Agricultural Research Centres of the Consultative Group on International Agricultural Research and other International Institutions

- a) "Plant genetic resources for food and agriculture listed in Annex I of this Treaty and held by the IARCs shall be made available in accordance with the provisions set out in Part IV of this Treaty."
- b) PGRFA not in Annex I of this Treaty ... shall be made available in accordance with the provisions of the MTA currently in use ... amended by the Governing Body no later than its second regular session, in consultation with the IARCs, in accordance with the relevant provisions of this Treaty."

CGIAR Centers' statement upon signing

"Obligations of Centers to make plant genetic resources for food and agriculture available (Article 2 (a) and (b))"

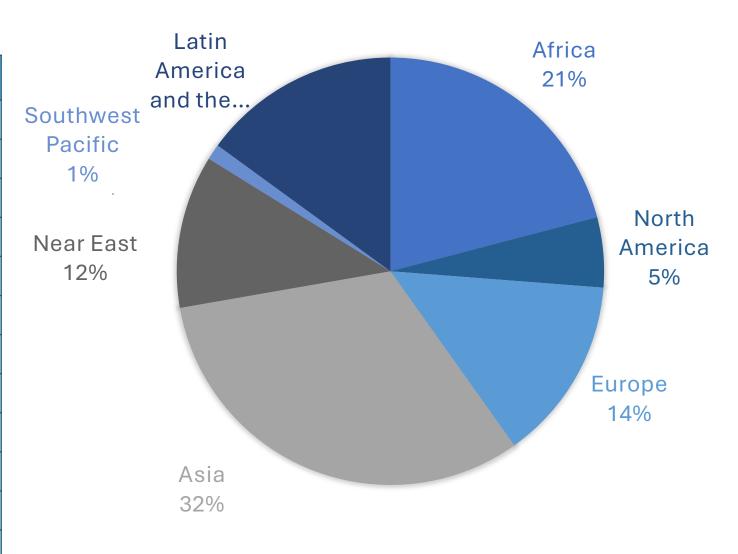
Repeats text from 1994 Joint Interpretative statement about large requests.

"Availability of PGRFA for cultivation

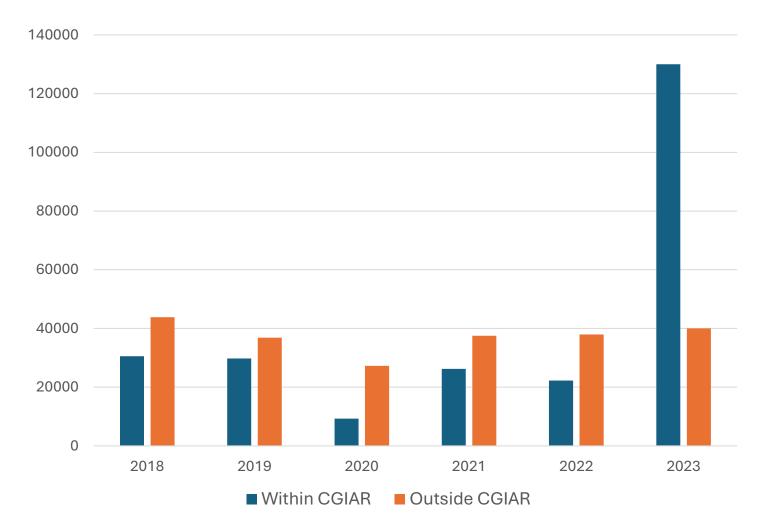
It is also understood that nothing in Article 2 will prevent the Centers from making PGRFA from the Multilateral System directly available to farmers or others for cultivation, as is the current practice, whether this is unimproved or improved PGRFA."

CGIAR distributions with SMTA2007-2022-24

Center	SMTAs	Samples
AfricaRice	656	58,990
Bioversity	605	9,247
CIAT	3,209	315,267
CIMMYT	27,227	3,315,792
CIP	904	24,934
ICARDA	12,177	1,085,993
ICRAF	581	3,157
ICRISAT	6,419	382,535
IITA	1,285	55,376
ILRI	1,049	15,740
IRRI	10,036	819,181
Total	64,148	6,086,212



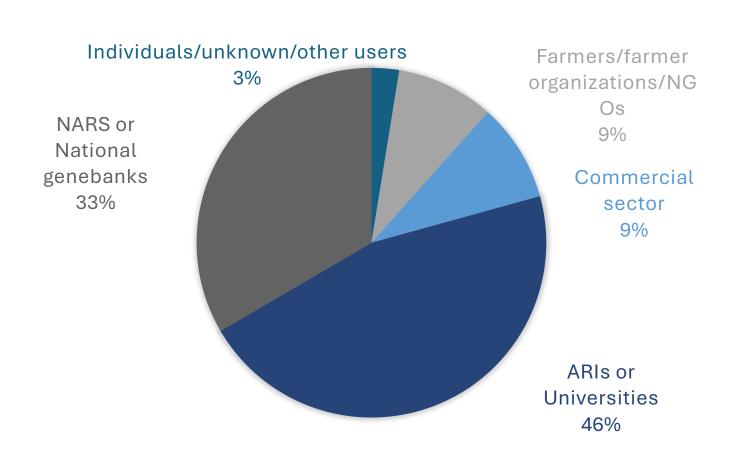
Data about CGIAR Genebanks' internal and external distributions



Accessions distributed annually by CGIAR genebanks from 2018 to 2023. Source: CGIAR Genebank Reporting Platform.

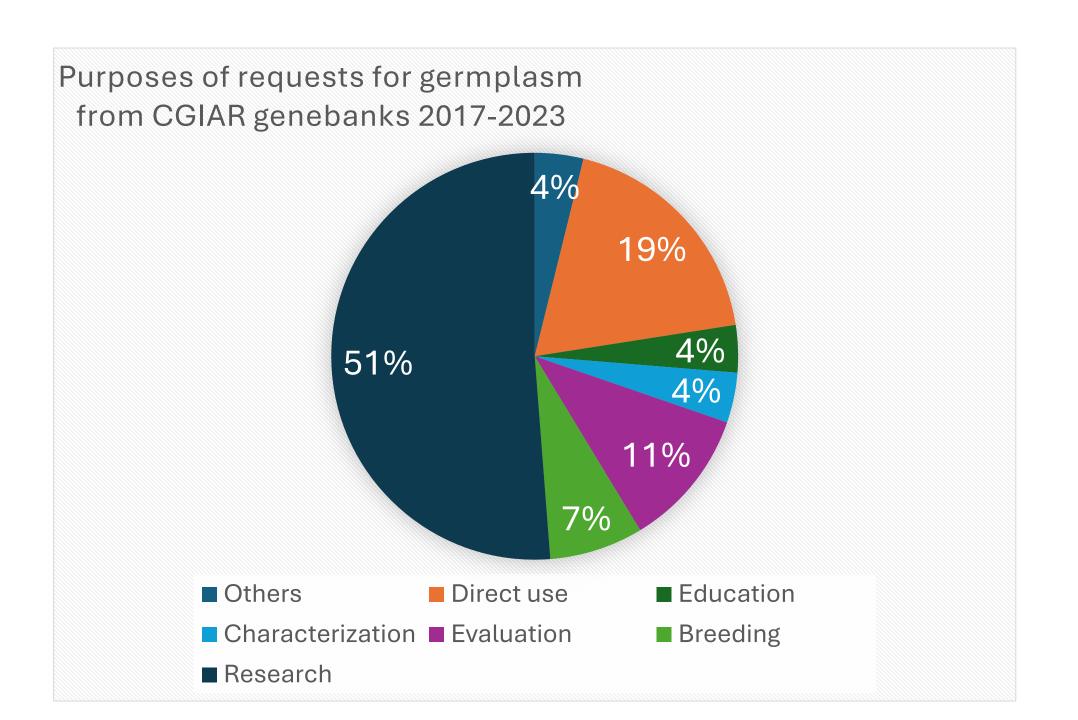
Data about CGIAR Genebanks' distributions

Country	2020	2021	2022	2023	Total
1 India	5,184	26,972	550	29,003	61,709
2 Viet Nam	680	3,709	5,741	3,809	13,939
3 Nigeria	2,558	2,740	2,178	2,919	10,395
4 Morocco	2,793	4,456	808	1,420	9,477
5 Mexico	1,266	2,052	1,942	1,642	6,902
6 Philippines	43	80	406	5,719	6,248
7 Lao, P.D.R.	495	685	3,155	1,723	6,058
8 Brazil	2,056	2,693	61	105	4,915
9 Italy	1,337	2,659	151	687	4,834
10 China	1,335	894	1,350	1,186	4,765
11 United					
Kingdom	373	2,140	1,278	725	4,516
12 Canada	63	58	4,226	31	4,378
13 Colombia	469	753	418	2,546	4,186
14 Ethiopia	730	1,098	823	1,182	3,833
15 United States	643	735	1,824	508	3,710



15 countries which received the most samples from the CGIAR genebanks, 2020–2023 (not including intra- and inter-CGIAR Center transfers)

Types of recipients of germplasm samples distributed by CGIAR Centers' genebanks 2019-2023 inclusive.



Transferring PGRFA under development

Additional terms and conditions:

- share characterization, evaluation, research data;
- acknowledge the sources of materials if/when research findings and data are published;
- obtain approval before passing the material to subsequent recipients;
- either notify, or obtain approval before seeking to register or commercialize new varieties incorporating the PGRFA under Development;
- provide a sample of any released varieties to the genebank;
- acknowledge the provider when derived material is commercialized;
- not commercialize the material in the form received; and
- acknowledge that the PGRFA under Development is the intellectual property of the Provider.

Semi-exclusive licensing for commercialization of products

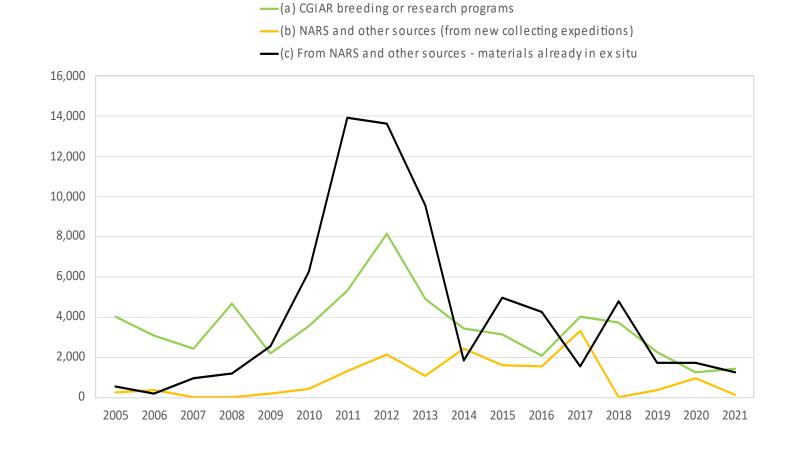
Must comply with CGIAR Guiding Principles for Management of Intellectual Assets

- Default: production of global public goods
- Necessary for further development of the asset, or to increase scale of impact
- Must keep asset available for further research and breeding (usually by the Center itself, using the SMTA – so SMTA Art 6.7 not triggered)
- Must be subject to on-line, public disclosure
- Must be reported/justified to SO and reviewed by independent Science Council Intellectual Property group
 - All results summarized in annual 'CGIAR Annual reports on Intellectual Annual Management'
 - Approved by Science Council
 - Shared with the Governing Body since GB Resolution 4/2017

CGIAR Genebanks' acquisitions 2012-2021

2012-2021

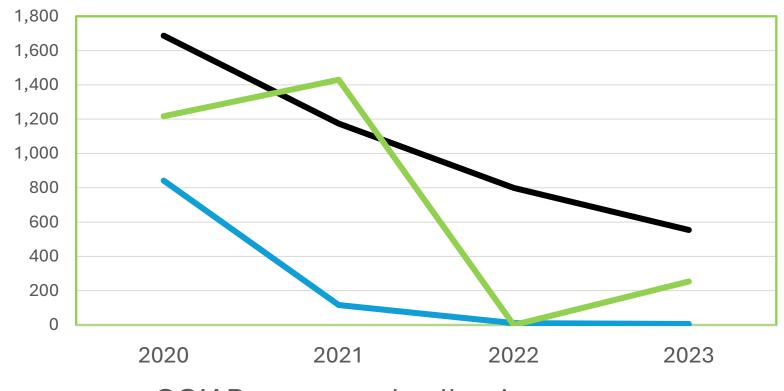
- 80,000 samples of distinct PGRFA
- From 142 countries
- Of 25 different crops
- 20% approx. through collecting expeditions
- All of them obtained with SMTA or under terms and conditions that are SMTA friendly



CGIAR Genebanks' acquisitions 2020-2023

2020-2023

- 8,090 samples of distinct PGRFA
- From 38 countries
- 25 different crops and trees
- 12% approx. through collecting expeditions
- All of them obtained with SMTA or under terms and conditions that are SMTA friendly



- —CGIAR-supported collecting
- —From NARS or other sources
- —CGIAR breeding or research programs

Common concerns around the SMTA

- Lack of a threshold level of incorporation of Multilateral System PGRFA both for the triggering of mandatory payments and for the termination of such payments;
- Concern over bureaucratic requirements for tracking any release, coupled with the obligatory payments;
- Concern over the possibility and legal implications of transfers between potential recipients and their parent companies in other countries;
- Duration of benefit sharing in case of restrictions for further research and breeding;
- Concern over the length and complexity of the SMTA;
- Ambiguities in the meaning of the provisions on IPRs and uncertainties over what can be patented; and

Instruments for awareness raising, capacity building and



r Research & Innovation under grant agreement n°727312.

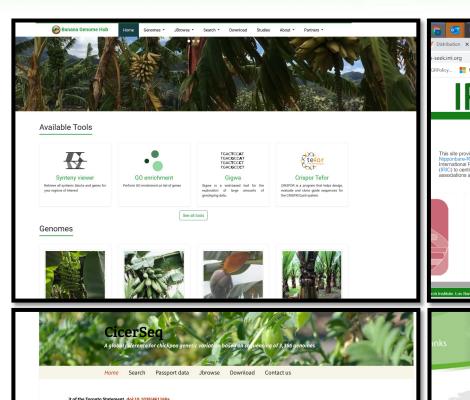
Large-scale genotyping in PGRFA

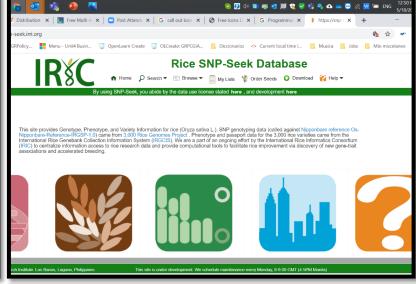


Crops	Number of accessions that have been resequenced	Number of accessions that have been genotyped	Percentage of accessions from in trust collections that have been resequenced or genotyped	Percentage of accessions from in trust collection whose genetic information is available on public databases (out of those that have been resequenced or genotyped)
Major cereals (maize, rice -Asian and African, wheat, barley, pearl millet)	13,176	111,565	33%	53%
Roots and tubers (potato, cassava, sweet potato, yams, Andean roots and tubers - Ullucus tuberosus and Oxalis tuberosa) and bananas	400	24,404	79%	12%
Minor cereals (small millets, sorghum)	448	1,629	7%	33%
Pulses (common bean, groundnut, chickpea, lentil, pea, cowpea, pigeonpea, faba bean, grasspea)	5,567	7,778	7 %	17%
Forages: buffelgrass, napiergrass, rhodes grass, Urochloa spp, Megathrysus maximus, Sesbania sesban, Neonotonia wightii, Lablab, Brizantha, Brachiaria)	-	2,378	9%	20%

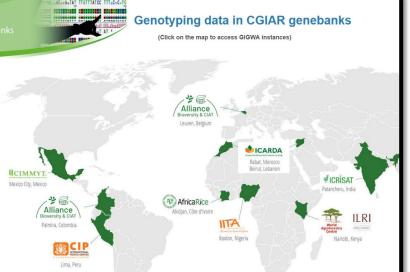
Examples of DSI databases by CGIAR











Conditions under which the data are made available by CGIAR Centers



- Generally, follow academ ic practices on data sharing:
 - o Sequence data are deposited in INSDC databases
 - o Access is open and free in institutional repositories and scientific databases
 - o Follows Toronto statement 2009 on prepublication data sharing
- Specialized portals maintained by CGIAR Centers usually don't require login, but do require, acknowledgement / attribution
 - · Some also include IPR related restrictions with respect to data
- One CGIAR center requires login and click-wrap license agreement for non-exclusive non-transferable use of genetic data subject to conditions such as not claim ing IPRs over the data



Thanks!