



COVERSHEET

Minister	Hon Nanaia Mahuta Hon Dr Duncan Webb	Portfolio	Associate Māori Development Commerce and Consumer Affairs
Title of Cabinet Paper	Revised Negotiating Mandate for the Development of International Legal Instruments Protecting Traditional Knowledge and Cultural Expressions at the World Intellectual Property Organization	Date to be published	4 August 2023

List of documents that have been proactively released

Date	Title	Author
May 2023	Revised Negotiating Mandate for the Development of International Legal Instruments Protecting Traditional Knowledge and Cultural Expressions at the World Intellectual Property Organization	Office of Associate Minister for Māori Affairs; Office of Minister of Commerce and Consumer Affairs
31 May 2023	Development of International Legal Instruments Protecting Traditional Knowledge and Cultural Expressions at the World Intellectual Property Organization: Revised Negotiating Mandate DEV-23-MIN-101 Minute	Cabinet Office

Information redacted

YES

Any information redacted in this document is redacted in accordance with MBIE's and TPK's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.

Some information has been withheld for the reasons of Negotiations and Confidential advice to Government.



Cabinet Economic Development Committee

Minute of Decision

This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.

Development of International Legal Instruments Protecting Traditional Knowledge and Cultural Expressions at the World Intellectual Property Organization: Revised Negotiating Mandate

Portfolios **Associate Māori Development / Commerce and Consumer Affairs**


On 31 May 2023, the Cabinet Economic Development Committee:

- 1 **noted** that New Zealand officials have been working off an interim Ministerial mandate in IGC discussions on the protection of traditional knowledge (TK) and traditional cultural expressions (TCEs) since 2010, awaiting domestic developments in response to Wai 262;
- 2 **noted** that the government's commitment to Te Tumu mō Te Pae Tawhiti [CBC-22-MIN-0004 and MCR-22-MIN-0019] supports New Zealand's active participation in the development of an international instrument protecting TK and TCEs;
- 3 **noted** that with the progress of the IGC and advances in domestic policies over the past 13 years, including the establishment of Te Tumu mō Te Pae Tawhiti, an updated interim mandate is needed for Aotearoa New Zealand officials to influence and engage more effectively based on te Tiriti principles on international instruments for the protection of TK and TCEs being negotiated at the IGC;

4 Negotiations



Negotiations



- 5 **noted** that a further update to the interim mandate will be sought from Cabinet should a diplomatic conference be called on TK and TCEs texts under negotiation in the IGC.

Sam Moffett
Committee Secretary

Present:

Hon Grant Robertson (Chair)
Hon Dr Megan Woods
Hon Michael Wood
Hon Dr Ayesha Verrall
Hon Willie Jackson
Hon Kiri Allan
Hon Damien O'Connor
Hon David Parker
Hon Priyanca Radhakrishnan
Hon Kieran McAnulty
Hon Barbara Edmonds
Hon Dr Duncan Webb
Hon Rino Tirikatene
Hon Dr Deborah Russell
Hon Rachel Brooking
Hon Jo Luxton

Officials present from:

Office of the Prime Minister
Officials Committee for DEV