



# Indigenous Knowledge Forum – Comparative Systems for Recognising and Protecting Indigenous Knowledge and Culture

Edited by  
Natalie P. Stoianoff

Up-to-date international research in the field of  
Indigenous knowledge and its protection at law

This research publication is a collaboration of key experts from around the globe representing nations with existing legal frameworks and nations in the midst of developing such regimes for the protection of Indigenous knowledge and culture. The publication presents recent important international research in the field of Indigenous Knowledge and legal frameworks for its protection developed from the discourse at the second Indigenous Knowledge Forum held at the University of Technology Sydney in 2014. The forum facilitated dialogue, discussion and an information exchange, bringing together government officials, decision makers, scholars, and especially Indigenous and local peoples' representatives. The forum highlighted concerns in Benefit Sharing and Prior Informed Consent by Indigenous peoples who hold traditional knowledge, and questioned the Common Heritage of Humanity concept which acts as a barrier to Indigenous management and control of Traditional Knowledge. Chapters discuss Indigenous and traditional knowledge protection in Australia, New Zealand, Canada, Costa Rica, China, India, Peru, Thailand, Samoa and African nations.

## About the Authors

Chapters are written by Australian and international experts in Indigenous traditional knowledge. The collection is edited by **Natalie P. Stoianoff**, a Professor in the Faculty of Law at the University of Technology, Sydney, where she is Director of the Intellectual Property Program, Chair of the Indigenous Knowledge Forum Committee, and past Chair of the Faculty Research Network for Intellectual Property. As a joint recipient of an Australian Research Council Discovery Grant, Natalie investigated Intellectual Property enforcement and awareness building in the People's Republic of China. In 2014, she led an Indigenous Knowledge Forum project on Recognising and Protecting Indigenous Knowledge Associated with Natural Resource Management, funded by the Aboriginal Communities Fund of the North West Local Land Services. From 2016 she is leading a three-year Australian Research Council Linkage Grant project, *Garuwanga: Forming a Competent Authority to protect Indigenous Knowledge*.

## Table of Contents

- Chapter 1. Introduction
- Chapter 2. Indigenous knowledge: what are the issues?
- Chapter 3. Australia and Indigenous knowledge
- Chapter 4. Asserting cultural interests through the law: issues and innovations
- Chapter 5. Reclaiming Indigenous knowledge in land and sea management
- Chapter 6. Australian seed banks: moving toward seed and seed data collection practice in the context of Indigenous people, knowledge and tradition?
- Chapter 7. A reconstructed metaphor for Aboriginal property rights and interests in Australia: the challenges in normalising Aboriginal ontology into Western concepts of knowledge and resources
- Chapter 8. Collaborative partnerships for recognising and protecting traditional medicinal knowledge
- Chapter 9. The protection of traditional knowledge of Indigenous peoples in Peru: challenges in the implementation of Law 27811
- Chapter 10. Protection of traditional knowledge and biodiversity in India
- Chapter 11. The problems of Muang Fai water management customary law in present-day Thailand
- Chapter 12. Protecting Indigenous knowledge and culture: the African experience
- Chapter 13. A comparison of the regimes for protecting traditional knowledge and biodiversity in Costa Rica and Ethiopia
- Chapter 14. The uphill struggle to protect Indigenous traditional knowledge in settler states that value short-term private ownership: how is Canada doing?
- Chapter 15. The special protection of Traditional Chinese Medicine and its interface with patent protection in China
- Chapter 16. Tikanga Maori: a traditional knowledge system
- Chapter 17. Protection of Samoa's traditional knowledge: summary of a review carried out by the Samoa Law Reform Commission

ISBN (lump): 9780409340662

ISBN (eBook): 9780409340679

RRP\*: \$99.00

\*Prices subject to change without notice



To make a purchase please visit [www.lexisnexis.com.au/store](http://www.lexisnexis.com.au/store), contact your Relationship Manager, or call Customer Support toll free on **1800 772 772**.

