Hypothetical Case 2

You are a national genebank manager in Latin American country B.

A national institution in another developing country outside your region requests access to a particular accession of a wild relative of cassava. The wild relative does not fall within the species *Manihot esculenta*. The resource is important for disease resistance and protein enhancement in their country. The original material was collected after the Convention on Biodiversity (CBD) came into force. Your country is a country of origin of this wild relative of cassava.

Work on this case, considering the following assumptions:

1. Assume that you and the country requesting access are Parties to the Treaty. You are also both Parties to the CBD. There is no specific legislation on access and benefit sharing in force in your country.

   a. How would you respond to the request and why? Is this in your country’s interest? If not, what is keeping you from responding in a way that you feel would be in your country’s interest?

   b. What would you need to change so that you could respond in a way you feel would be better?

2. How would your responses to the questions above change if the institution making the request . . .

   i. is a private institution?

   ii. is another institution in your country?

   iii. wants to use the material in a commercial manner?

   iv. is a non-Party to the Treaty, but has a large public *ex situ* genebank?

   v. is a non-Party to the Treaty, and has few *ex situ* resources?