

## **WHO EURO Region Proposal of an alternative Article 2 and an Annex to the Standards Terms and Conditions for Transfers of WHO PIP Materials:**

(Version as of 12.5.2010; 10am)

### **2. Recipient of the WHO PIP Materials [shall] [are urged to] :**

- Participate in the solidarity mechanism as described in the annex
- Provide information to WHO about further transfers of these WHO PIP Materials, including all relevant information regarding the identity of such recipients
- Encourage the publication of the results of any research in scientific publications and in the event of publication, to coordinate with WHO to ensure acknowledgment of the contribution of the appropriate WHO Network institutions.
- Continue to offer tiered pricing.

### **Annex:**

The solidarity mechanism will be managed by WHO and consists of:

a) a contribution of 0.X % of revenues from the sale of seasonal vaccine and X % of revenues from the sales of pre- and/or pandemic vaccine, or

b) a combination of one or several of the following on the basis of a mutual arrangement between the recipient and WHO such as:

- donation of pandemic vaccines
- donation of pre-pandemic vaccines
- transfer of technology
- capacity building
- granting of sublicenses to WHO
- financial contribution to WHO pandemic preparedness and response activities
- donation of antiviral and / or medical devices
- logistics
- support of surveillance systems

In the "Pandemic Influenza preparedness framework for the sharing of influenza viruses and access to vaccines and other benefits" a description of the following elements should be added:

- guiding principles to be applied by WHO in the negotiations with industry (what combination of technology transfer, donations and other elements should be aimed at)
- modalities of the management of the received finances within WHO under its rules
- how these activities are interacting / integrated with existing activities such as the GAP
- the role of voluntary contributions from Member States and other sources
- guiding principles of a mechanism for solidarity and equity of early access to pandemic vaccine<sup>1</sup>

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<sup>1</sup> This mechanism would enable, in time of a pandemic, to vaccinate essential healthcare workers (more or less 2 per cent of each country's population), as soon as vaccines are available. First, WHO and manufacturers would assess global production capacity and the extent to which each manufacturer could contribute to the mechanism. Then, options should be explored in order to ensure equitable and timely access to vaccines from the start of a pandemic.

WHO would distribute these doses according to its assessment on the public health risks and needs.