biomravalferovnebis konvencia da erovnuli sakanonmdeblo bazis analizi veluri samkurnalo mcenareebis dacvisa da sargeblobis sferoSi

gamocema momzadebulia asociacia `mwvane alternativas~ mier.

gamocemaze muSaobdnen: maka biwaZe, ana ruxaZe.

Dda finansebulia niderlandebis samefos saelCos mier

Sesavali

1992 wels gaerTianebuli erebis organizaciis garemos dacvisa da ganviTarebis konferenciaze rio-de-JaneiroSi xeli moewera biomravalferovnebis konvencias~, riTac msoflio sazogadoebam aRiara biologiuri mravalferovnebis SenarCunebis udidesi mniSvneloba axlandeli da momavali TaobebisaTvis. konvencia ZalaSi Sevida 1993 wlis 29 dekembers da dReisaTvis igi msoflios 180 qveyanas aerTianebs.

biomravalferovnebis konvencia aris CarCo garemosdacviTi konvencia, romelic moicavs biomravalferovnebis yvela komponents, kerZod mravalferovnebas saxeobis farglebSi, saxeobaTa Soris da ekosistemebis doneze.

biomravalferovnebis konvenciis miznebia:

_ biomravalferovnebis dacva;

_ biomravalferovnebis komponentebis mdgradi/gonivruli gamoyeneba;

_ genetikuri resursebis gamoyenebiT miRebuli sargeblis Tanabar da samarTlian safuZvelze ganawileba.

biomravalferovnebis dacvisa da SenarCunebis problemebTan dakavSirebiT diskusiebis mniSvnelovani nawili eZRvneba genetikuri resursebis misawvdomobasa da im mogebis samarTliani ganawilebis sakiTxebs, romlebic miiReba biologiuri resursebis gamoyenebiT komerciuli miznebisaTvis, magaliTad farmacevtul warmoebaSi.

msoflios biomravalferovnebis udidesi nawili Tavmoyrilia ganviTarebad qveynebSi, romlebic mas ganixilaven rogorc resurss ekonomikuri da sociaMuri ganviTarebisaTvis. istoriulad, mcenareuli warmoSobis genetikuri resursebi komerciuli miznebisaTvis gamoiyeneba maTi warmoSobis regionebis gareT. mecnierebi eZieben bunebriv nivTierebebs axali komerciuli produqtebis, magaliTad samkurnalo preparatebis Sesaqmnelad. umeteswilad es produqtebi iyideba da daculia patentiT an inteleqtualuri sakuTrebis dacvis sxva formebiT, resursis warmoSobis qveynebisadmisamarTliani anazRaurebis gareSe.

biomravalferovnebis konvenciiT aRiarebulia saxelmwifoTa suverenuli uflebebi maT teritoriebze arsebul genetikur resursebze da wamoyenebulia moTxovna, rom maTi gamoyeneba sxva mxareebis mier xorcieldebodes `urTierTxelsayreli pirobebis~ dacviT da am resursis warmoSobis qveyanasTan `winaswari SeTanxmebis~ safuZvelze. mikroorganizmebis, mcenareebis an cxovelebis komerciuli mizniT gamoyenebis SemTxvevaSi, qveyanas, sadac es organizmebi iqnene mopovebuli, aqvs ufleba miiRos mogebis wili. es wili SeiZleba iyos fuladi saxiT, Segrovebuli masalis nimuSebis formiT, samecniero potencialis gazrdiT, bioteqnologiebis an nou-haus gadacema an wili im SemosavlebSi, romlebic miiReba am resursis gamoyenebiT.

konvenciis CarCoebSi mxareebi atareben konferenciebs am sakiTxebTan mimarTebaSi erTiani politikis SesamuSaveblad.

1994 wels saqarTvelo SeuerTda biomravalferovnebis konvencias da aiRo valdebuleba daicvas floris, faunis, ekosistemebis mravalferovneba sakuTar teritoriaze da amiT xeli Seuwyos globaluri biomravalferovnebis SenarCunebas. amasTanave, miiRo is uflebebi, rasac konvencia aZlevs mis mxareebs genetikuri resursebidan miRebuli mogebis samarTliani ganawilebis sakiTxebSi.

Cveni qveynis erT-erTi umniSvnelovanesi genetikuri resursia samkurnalo mcenareebi, romliTac mdidaria saqarTvelos flora. sxvadasxva mkvlevarebi miuTiTeben daaxlobiT 450-mde saxeobis mcenareze, romelTac samkurnalo Tvisebebi gaaCniaT da gamoiyenebian xalxur da mecnierul medicinaSi.

amasTanave saqarTveloSi arsebobs mcenareTa samkurnalod gamoyenebis uZvelesi tradiciebi. adgilobrivi mosaxleobis tradiciuli codnisa da gamocdilebis `pativiscema, gafrTxileba da SenarCuneba~, maTi TanxmobiTa da monawileobiT am codnis ufro farTo gamoyenebis xelSewyoba da misi gamoyenebiT miRebuli mogebis samarTliani ganawileba biomravalferovnebis konvenciis mxareTa erT-erTi valdebulebaa.

ukve arsebobs garkveuli dainteresebba kavkasiis regionSi arsebuli samkurnalo mcenareuli resursebis mimarT. aRniSnul regionSi mcenareTa 16-17 endemuri gvari da 1500 endemuri saxeobaa gavrcelebuli. es mcenareebi SeiZleba Seicavdnen mecnierTaTvis dRemde ucnob biologiurad aqtiur nivTierebebs da potenciurad warmoadgendnen mniSvnelovan nedleuls axali farmacevtuli an kosmetologiuri produqtebis Sesaqmnelad.

aRniSnulidan gamomdinare aucilebelia, rom moxdes genetikur resursebis xelmisawvdomobaze kontrolis meqanizmisa da maTgan miRebuli sargeblis samarTliani ganawilebis principis integrireba veluri mcenareebis dacvisa da sargeblobis maregulirebel erovnul sakanonmdeblo bazaSi, raTa visargebloT biomravalferovnebis konvenciiT miniWebuli uflebebiT. miT umetes, rom am sferoSi arsebuli sakanonmdeblo baza jer kidev Camoyalibebis fazaSia.

erovnuli sakanonmdeblo baza veluri samkurnalo mcenareTa dacvis da bunebidan amoRebis sferoSi.

saqarTveloSi arsebobs garkveuli sakanonmdeblo baza mcenareTa veluri saxeobebis (maT Soris samkurnalo mcenareTa) dacvisa da maTi bunebidan amoRebis regulirebisaTvis. aRniSnul sakiTxebs iTvaliswineben saqarTvelos kanonebi `garemos dacvis Sesaxeb~, `daculi teritoriebis sistemis Sesaxeb~, `garemosdacviTi nebarTvebis Sesaxeb~ `saqarTvelos tyis kodeqsi~.

dacva

veluri floris saxeobebis dacva bunebriv pirobebSi xorcieldeba daculi teritoriebis sxvadasxva kategoriebis Seqmnis gziT, rac gansazRvrulia saqarTvelos kanoniT `daculi teritoriebis sistemis Sesaxeb~. rogorc kanonis pirvel muxlSia aRniSnuli: saqarTveloSi TiToeuli daculi teritoriis daarsebisa da funqcionirebis erT-erTi mizania `bunebrivi ekosistemebis, landSaftebisa da cocxali organizmebis dacva da aRdgena~, agreTve, `gadaSenebis safrTxis winaSe myof mcenareTa da cxovelTa genofondis dacva da biologiuri mravalferovnebis SenarCuneba~. kanonis Tanaxmad saqarTveloSi SeiZleba Seiqmnas sxvadasxva kategoriis daculi teritoriebi, magaliTad nakrZali, erovnuli parki, bunebis Zegli, aRkveTili, daculi landSafti, mravalmxrivi gamoyenebis teritoria.

saqarTvelos tyis fondis teritoriaze wiTel nusxaSi Setanili da reliqturi, endemuri, istoriuli, kulturuli da sxva Zvirfas saxeobebis dacvis mizniT gamoiyofa gansakuTrebuli funqciuri daniSnulebis da landSafturi ubani, romelTac miekuTvnebaT dacvis gansakuTrebuli reJimi. (*gansakuTrebuli funqciuri daniSnulebis da landSafturi ubnis gamoyofisa da maTTvis Sesabamisi statusis miniWebis Sesaxeb~ debulebis Tanaxmad, damtkicebulia saqarTvelos satyeo meurneobis saxelmwifo departamentis Tavmjdomaris 2000 wlis 29 seqtembris #10/63 brZanebiT).* gansakuTrebuli funqciuri daniSnulebis ubani SeirCeva ZiriTadad tyeTmowyobis Sedegad, xolo tyeTmowyobebs Soris specialuri gamokvlevebis Sedegad. tyeTmomwyobi, satyeo meurneoba da adgilobrivi TviTmmarTvelobisa da mmarTvelobis organoebis Sesabamisi satyeo samsaxuri valdebulia Tavis samoqmedo teritoriaze gamoavlinos gansakuTrebuli funqciuri daniSnulebis

ubani da saTanado statusis miniWebis mizniT waradginos winadadeba. maT garda am winadadebis dasmis ufleba aqvT samTavrobo dawesebulebebs, fizikur da iuridiul pirebs. gansakuTrebuli funqciuri daniSnulebis ubnis marTvis TaviseburebaTa wesebi SesaZlebelia Seicavdes am ubanze yvela saxis tyiTsargeblobisa da satyeo-sameurneo saqmianobis akrZalvas.
Tu saqarTvelos saxelmwifo sameurneo tyis fondis garkveuli ubani miCneuli iqneba mcenareTa wiTel nusxaSi Setanili da endemuri, reliqturi da sxva Zvirfas saxeobaTa gavrcelebis arealad, mas SeiZleba mieniWos dacvis gansakuTrebuli reJimi, gansakuTrebuli funqciuri daniSnulebis ubnis statusis miniWebis gareSe, misi gansakuTrebuli Rirsebis an daniSnulebis, rac SeiZleba iyos konkretuli saxeobis (saxeobebis) gadarCena, SenarCuneba da ganviTareba, dacvisa da SenarCunebis mizniT.
saxelmwifo tyis fondis im ubnebze, romlebsac miniWebuli aqvT dacvis gansakuTrebuli reJimi, ganisazRvreba satyeo-sameurneo samuSaoebisa da tyiT sargeblobis ganxorcielebis gansakuTrebuli reJimi yovel konkretul SemTxvevaSi, xolo am ubnebis movlis, dacvisa da aRdgenis RonisZiebebi gulisxmoben biomravalferovnebis da bunebrivi saxeobrivi Semadgenlobis dacvas, SenarCunebasa da aRdgenas bunebriv mdgomareobasTan maqsimalurad miaxloebis mizniT.

Tumca, unda aRiniSnos, rom `tyis kodeqsiT~ da gansakuTrebiT `movliTi Wris wesis Sesaxeb~ debulebiT (damtkicebulia saqarTvelos satyeo meurneobis departamentis Tavmjdomaris 1999 wlis 7 dekembris #10/161 brZanebiT) aRiarebulia iseTi qmedebebi romlebic winaRmdegobaSi modian biomravalferovnebis dacvis konvenciasTan. kerZod: tyis dacvis erT-erT miznad ganixileba misi saxeobrivi Semadgenlobis gaumjobeseba (muxli 37, 1, a), xolo tyis aRdgenis erT-erT RonisZiebad miCneulia qvetyis gamoxSirva an mTlianad mocileba (muxli 95, 4, a). tyis movlis RonisZiebebs warmoadgens sxvadasxva saxis movliTi Wrebi, romlebic gulisxmoben: balaxis safarisa da qvetyis mocilebas, iaffasiani, naklebad Rirebuli saxeobis xeebis moWras da a. S. amasTan, movliTi Wris garkveuli saxeebi (kerZod, ganaTebiTi, gawmendiTi da gamoxSirviTi Wrebi) SeiZleba Catardes dacul teritoriebzec. zogadad, tyis dacvis, aRdgenisa da movlis RonisZiebebi mizanmimarTulia merqnis warmadobis TvalsazrisiT maRalproduqtiuli koromebis Camoyalibebisaken, rac SeiZleba gaxdes tyis saxeobrivi mravalferovnebis Semcirebis mizezi.

veluri floris saxeobebis dacvis sakiTxebs, daculi teritoriebisa da saxelmwifo tyis fondis im ubnebis gareT, romlebsac miniWebuli aqvT dacvis gansakuTrebuli reJimi, iTvaliswineben kanonebi `garemos dacvis Sesaxeb~, `garemosdacviTi nebarTvebis Sesaxeb~.
kerZod:
`garemosdacviTi nebarTvebis Sesaxeb~ kanonis Tanaxmad nebarTva amave kanoniT gaTvaliswinebul saqmianobebze gaicema garemoze zemoqmedebis Sefasebisa da saxelmwifo ekologiuri eqspertizis Catarebis Semdeg. garemoze zemoqmedebis Sefaseba sxva sakiTxebTan erTad Seiswavlis, gamoavlens da aRwers dagegmili saqmianobis pirdapir an arapirdapir zegavlenas mcenareul safarze. Tu garemoze zemoqmedebis SefasebiT an saeqsperto SefasebiT vlindeba gansaxorcielebli saqmianobis Seuqcevadi negatiuri zemoqmedeba biomravalferovnebaze, es SeiZleba gaxdes saqmianobaze ganxorcielebaze uaris Tqmis safuZveli. an Tu saqmianoba ar gamoiwvevs biomravalferovnebis Seuqcevad degradacias da saqmianobis ganxorcielebis procesSi SesaZlebelia gatardes negatiuri zemoqmedebis Serbilebis RonisZiebebi, SesaZlebelia nebarTva gaices im pirobiT, rom es RonisZiebebi ganxorcieldeba konkretuli situaciis Sesabamisi masStabiT.

`garemos dacvis Sesaxeb~ kanonis Tanaxmad (muxli 47) safrTxis winaSe myofi veluri mcenareebi registrirebulni unda iqnen safrTxis winaSe myofi veluri mcenareebisa da gareuli cxovelebis `wiTel nusxasa~ da `saqarTvelos wiTel wignSi~, romelTa sistematur ganaxlebasa da gamocemas organizebas uwevs saqarTvelos garemosa da bunebrivi resursebis dacvis saministro. `wiTel nusxaSi~ da `saqarTvelos wiTel wignSi~ Setanili mcenareTa saxeobebis mimarT akrZalulia yovelgvari saqmianoba (mopoveba, Wra, Tibva), rac iwvevs maTi raodenobis Semcirebas.

safrTxis winaSe myofi veluri mcenareebisa da gareuli cxovelebis `wiTeli nusxisa~ da `saqarTvelos wiTeli wignis~ Sedgenis sferoSi arsebobs Semdegi ori kanonqvemdebare aqti:
1. saqarTvelos ssr ministrTa sabWos 1977 wlis 31 ivlisis #546 dadgenileba `saqarTvelos ssr teritoriaze gavrcelebuli iSviT da gadaSenebis gzaze mdgar saxeobaTa gareuli cxovelebisa da mcenareebis wignis `saqarTvelos ssr wiTeli wignis~ Seqmnis Sesaxeb~;
2. saqarTvelos respublikis mTavrobis 1992 wlis 17 aprilis #433 dadgenileba `saqarTvelos respublikis wiTeli wignis meore gamocemis Sesaxeb~.
zemoT aRniSnuli dadgenilebebis Tanaxmad saxelmwifo dacvis gansakuTrebul reJims eqvemdebarebian 1982 wels gamocemul `saqarTvelos wiTel wignSi~ Setanili saxeobebi. gadawyvetilebas mcenareTa ama Tu im saxeobaTa wiTel wignSi Setanis Taobaze iRebs saqarTvelos garemosa da bunebrivi resursebis dacvis saministro, mecnierebaTa akademiasTan SeTanxmebiT. wiTel wignSi Setanil mcenareTa saxeobebis, nayofis, Teslis, nawilebis (an produqtebis) mopoveba (Segroveba), saqarTvelos respublikis farglebidan gatana SeiZleba moxdes gansakuTrebul SemTxvevaSi, mxolod saqarTvelos garemos dacvis saministros nebarTviT.
aRsaniSnavia, rom rogorc zogierTi saxeobis samkurnalo mcenare saxemwifo dacvas daeqvemdebara jer kidev saqarTvelos ssr ministrTa sabWos 1965 wlis dadgenilebiT. maT Soris: daTvis mocvi, ucuna, saTovlia, xarisSubla, katabalaxa, SroSana, Smaga.

bunebis dacvis msoflio fondis (WWF) saqarTvelos ofisis xelSewyobiT ukve momzadebulia kanonproeqti `saqarTvelos wiTeli wignisa da nusxis~ Sesaxeb. kanonproeqtiT ganisazRvra, rom saxelmwifo dacvas eqvemdebareba saqarTvelos `wiTel nusxaSi~ Setanili saxeobebi Sesabamisad ganisazRvra, rom saqarTvelos `wiTel nusxas~, rogorc iuridiuli Zalis mqone aqts, brZanebiT amtkicebs saqarTvelos prezidenti. xolo kanonproeqtiT dadgenili wesiT aRniSnuli nusxis proeqtis SemuSavebamde, saqarTvelos `wiTel nusxaSi~ Setanil saxeobebad CaiTvlebian 1982 wels gamocemul `saqarTvelos ssr wiTel wignSi~ Setanili saxeobebi (danarTi 1, danarTi 2). kanonproeqtis Tanaxmad isini eqvemdebarebian saxelmwifo dacvas, maT mimarT akrZalulia yovelgvari qmedeba, rac iwvevs maTi raodenobis an arealebis Semcirebas. maTi mopoveba SeiZleba mxolod gansakuTrebul SemTxvevebaSi, kerZod, saxeobaTa aRdgenisas, kultivirebisaTvis, samecniero mizniT.
kanonproeqtiT aseve dadginda saqarTvelos `wiTeli nusxis~ proeqtis SemuSavebis zusti procedura, struqtura, SemuSavebisa da ganaxlebis wesi. ganisazRvra, rom saqarTvelos `wiTeli nusxis~ proeqts amuSavebs damoukideblad moqmedi _ saqarTvelos mecnierebaT akademiis safrTxis winaSe myofi saxeobebis komisia.
kanonproeqtis Tanaxmad `wiTel nusxaSi~ Setanili saxeobebis statusis gansazRvra moxdeba bunebis dacvis saerTaSoriso kavSiris (IUCN) kriteriumebis mixedviT.

saqarTvelos `wiTel nusxaSi~ Setanili, safrTxis winaSe myofi veluri mcenareebis bunebrivi arealis moSla an im adgilis sxva daniSnulebiT gamoyeneba, sadac saqarTvelos `wiTel nusxaSi~ Setanili saxeoba bunebrivads xarobs, ramac Seqmna am adgilebSi mcenaris gadaSenebis safrTxe an am saxeobis gadaSeneba iTvleba danaSaulad saqarTvelos `sisxlis samarTlis kodeqsis Tanaxmad~ (muxli 302) da isjeba jarimiT, tusaRobiT an Tavisuflebis aRkveTiT an SezRudviT.

bunebidan amoReba

`garemos dacvis Sesaxeb~ saqarTvelos kanonis Tanaxmad velur mcenareTa TviTaRwarmoebisa da biomravalferovnebis SenarCunebisaTvis maTi garemodan amoReba unda iyos mkacrad limitirebuli da eqvemdebarebodes licenzirebas (muxli 46).

saqarTvelos tyis fondis teritoriaze samkurnalo veluri mcenareuli resursebis bunebidan amoReba regulirdeba saqarTvelos tyis kodeqsiT (1999 weli). aRniSnuli saqmianobani warmoadgenen tyis kodeqsiT gansazRvruli tyiTsargeblobis Semdeg saxeebs:

1. tyis merqniani mcenareebi produqtebisa da xis meorexarisxovani masalebis (Tesli, nayofi, Zirkvi, lafani, fiCxi, nekeri da sxva) damzadeba;

2. tyis aramerqnuli resursebiT (sokoebi, samkurnalo nedleuli da sxva balaxeuli, buCqovani mcenareebi da maTi produqtebi) sargebloba;

upirvelesad aRvniSnavT, rom `saqarTvelos tyis kodeqsis Tanaxmad~ mosaxleobis tyeSi yofna tyiTsargeblobad ar iTvleba da mosaxleobas ufleba aqvs **<u>piradi moxmarebis mizniT</u>** Seagrovos tyis aramerqnuli resursebi da xis meorexarisxovani masalebi, Tumca es ufleba SeiZleba garkveul (am kodeqsiT da saqarTvelos kanonmdeblobiT gaTvaliswinebul) SemTxvevebSi SeizRudos satyeo meurneobisa da daculi teritoriebis saxelmwifo departamentebis, agreTve, maTi teritoriuli organoebis mier. (muxli 88). mosaxleobis mier tyeSi <u>piradi moxmarebisaTvis</u> (arasamewarmeo mizniT) veluri xilis, kenkris, kaklovanTa, sokos, samkurnalo mcenareTa Segroveba <u>ufasoa.</u> (muxli 92).

veluri mcenareebis mdgradi gamoyenebis uzrunvelsayofad erT-erTi umniSvnelovanesi sakiTxia SesaZlo mosapovebeli resursis winaswari Sefaseba da kvotis dadgena. `tyis kodeqsis~ mixedviT, rogorc tyis merqniani mcenareebis produqtebis, ise aramerqnuli resursebiT sargebloba xorcieldeba tyeTmowyobis masalebisa da specialuri gamokvlevebiT gamovlenili resursebis safuZvelze. (muxli 77, muxli 79). tyiTsargeblobis ubnebis dadgena da SesaZlo mosapovebeli resursis raodenobrivi da xarisxobrivi Sefaseba tyeTmowyobis erT-erTi RonisZiebaa. SevniSnavT, rom tyeTmowyobaze vrceldeba `garemosdacviTi nebarTvis Sesaxeb saqarTvelos kanoniT dadgenili moTxovnebi. am ukanasknelis muxli 4-is Tanaxmad tyeTmowyobis proeqtebi ganekuTvneba I kategoriis saqmianobas, Sesabamisad masze garemosdacviTi nebarTvis gacemis proceduris aucilebeli Semadgeneli nawilebia garemoze zemoqmedebis Sefaseba; saxelmwifo ekologiuri eqspertiza, gadawyvetilebis miRebis procesSi sazogadoebis monawileoba. tyis kodeqsis 27-e muxlis Tanaxmad saqarTvelos tyeebSi tyiTsargebloba tyeTmowyobis gareSe akrZalulia. Tumca amave kodeqsis 115-e muxlis Tanaxmad tyeTmowyobis Sesaxeb dadgenil moTxovnaTa ganxorcielebamde, tyis sargebloba daiSveba garemosa da bunebrivi resursebis dacvis saministros Sesabamis regionul da adgilobriv organoebTan SeTanxmebiT specialuri gamokvlevebiT wina periodis tyeTmowyobis masalebis yovelwliuri koreqtirebis safuZvelze.

<u>tyis merqniani produqtebisa da xis meorexarisxovani masalebis damzadebisaTvis</u> saxelmwifo saxelmwifo tyis fondis teritoriaze sanebarTvo dokumentebia licenzia an bileTi. licenzia gaicema tenderis an auqcionis wesiT grZelvadiani (1 welze meti – 20 wlamde) tyiTsargeblobisaTvis. saxelmwifo tyis fondis teritoriaze tyiTsargeblobis licenzias gascems satyeo meurneobis saxelmwifo departamenti, xolo avtonomiuri respublikis teritoriaze am departamentis mier dadgenili wesiT _ avtonomiuri respublikis satyeo meurneobis departamenti. (muxli 57, p.1b); p.6). tenderisa da auqcionis mosawyobad saqarTvelos satyeo meurneobis saxelmwifo departamentSi iqmneba satendero komisia. satendero komisia yoveli tenderisa da auqcionisaTvis amzadebs satendero dokumentacias, romelSic aisaxeba sruli informacia satendero obieqtis Sesaxeb. kerZod:

a) tyiT sargeblobis saxe;

b) adgilmdebareoba;

g) tyis fondis resursis moculoba;

d) tyiT sargeblobis vada;

e) resursis Rirebuleba da mosakreblebi;

v) satendero dokumentaciis fasi;

z) satendero komisiis mier gansazRvruli sxva pirobebi.

tyis merqniani mcenareebis produqtebis damzadebisas resursis moculobas gansazRvravs satendero komisia tyeTmowyobis masalebze dayrdnobiT, satyeo meurneobis saxelmwifo departamentis mier gansazRvruli kvotis farglebSi.
satendero obieqtis gansazRvrisa da satendero dokumentaciis momzadebis Semdeg:
a)qveyndeba gancxadeba tenderis an auqcionis gamarTvis Sesaxeb;
b) miiReba gancxadebebi;
g) xdeba miRebuli satendero gancxadebebis Sefaseba da gamarjvebulis gamovlena;
d) gaicema licenzia.
auqcioni imarTeba im SemTxvevaSi, Tu tenderze wardgenili proeqtebi Tanabrad akmayofilebs tenderis pirobebs. auqcionSi gamarjvebulad iTvleba is predendenti, romelic akmayofilebs auqcionis pirobebs da saxelmwifos yvelaze met Tanxas sTavazobs. (debuleba `tyiTsargeblobis licenziis gacemisa da xelSekrulebis dadebis mizniT tenderisa da auqcionis mowyobis wesis Sesaxeb~, damtkicebulia saqarTvelos prezidentis 2000 wlis 30 ivnisis #282 brZanebulebiT).

aramerqnuli resursebiT (sokoebi, samkurnalo, teqnikuri nedleuli da sxva balaxeuli, buCqovani mcenareebi da maTi produqtebi) sargeblobisaTvis sanebarTvo dokumentebia xelSekruleba an bileTi.
xelSekruleba ideba grZelvadiani tyiTsargeblobis mizniT saqmianobis ganmaxorcielebelsa da satyeo meurneobis saxelmwifo departaments Soris, xolo avtonomiuri respublikis teritoriaze _ saqmianobis ganmaxorcielebelsa da avtonomiuri respublikis satyeo meurneobis departaments Soris satyeo meurneobis saxelmwifo departamentis mier dadgenili wesiT.
muxli 58.2-Si aris miTiTeba imis Taobaze, rom Tu saxelmwifo tyis fondis teritoriaze saqarTvelos kanonmdeblobis Sesabamisad aramerqniTi resursebiT sargebloba eqvemdebareba licenzirebas, maSin tyiTsargeblobis xelSekruleba ideba tenderis Catarebis gareSe Sesabamisi licenziis safuZvelze. mcenareuli resursebiT (maT Soris aramerqniTi resursebiT) sargebloba licenzirebas eqvemdebareba saqarTvelos prezidentis 1997 wlis 28 ianvris #64 brZanebulebiT damtkicebuli debulebis `saqarTveloSi mcenareuli resursebiT (maT Soris xe-tyiT) sargeblobis licenziebis mopovebis wesisa da pirobebis Sesaxeb~ Tanaxmad. aRniSnuli brZanebulebiT saqarTvelos garemosa da bunebrivi resursebis dacvis saministrosTan Seqmnilia saqarTveloSi mcenareuli resursebiT sargeblobis salicenzio sauwyebaTaSoriso saeqsperto sabWo, romlis gadawyvetilebis safuZvelze licenzias mcenareuli resursis mopovebaze gascems saqarTvelos garemosa da bunebrivi resursebis dacvis saministro. Tumca prezidentis aRniSnuli brZanebuleba ar aris SesabamisobaSi moyvanili saqarTvelos tyis kodeqsTan, rogorc amas iTvaliswinebs am ukanasknelis 118-e muxli, ris gamoc misi legitimuroba SeCerebulia. aRniSnulis Sedegad faqtiurad aRar xdeba aramerqniTi resursebis bunebidan amoRebis licenzireba saqarTvelos mTel teritoriaze (ara mxolod saxelmwifo tyis fondis teritoriaze).

`tyis kodeqisis~ mixedviT tyis merqniani mcenareebis produqtebis damzadebisa da aramerqnuli resursebiT sargeblobisaTvis aucilebelia **tyiTsargeblobis bileTi**. tyiTsargeblobis bileTi gaicema erT wlamde vadiT da sezonurad Sesabamisad satyeo meurneobis an daculi teritoriebis saTanado teritoriuli organos, xolo adgilobrivi tyis fondis teritoriaze _ adgilobrivi TviTmmarTvelobisa da mmarTvelobis Sesabamisi samsaxurebis mier (muxli 61.1) muxli 61.4-is Tanaxmad tyiTsargeblobis bileTis gacemisas upiratesoba eniWeba adgilobriv mosaxleobas da fizikur da iuridiul pirebs. (formulireba bundovani da orazrovania, gaugebaria vis eniWeba upiratesoba, fizikur da iuridiul pirebSi albaT unda igulisxmebodes adgilobrivad mcxovrebni an registrirebulni).

aRvniSnavT, rom jer kidev ar aris gamocemuli debulebebi `tyis merqniani mcenareebis produqtebisa da xis meorexarisxovani masalebis damzadebis wesis Sesaxeb~ da `saxelmwifo tyis fondis aramerqnuli resursebiT sargeblbis wesis Sesaxeb~, Tumca kodeqsSi miTiTebulia, rom es

wesebi unda Seesabamebodes saqarTvelos tyis fondisa da misi biomravalferovnebis dacvis moTxovnebs, romlebic dadgenilia saqarTvelos kanonmdeblobiT. [1]

tyis kodeqsiT ar aris gansazRvruli merqniani mcenareebis produqtebis damzadebisa da aramerqnuli resursebiT sargeblobisaTvis tyis bileTis gacemis wesi, resursis maragis SefasebisaTvis specialuri gamokvlevis Catarebisa da kvotis dadgenis wesebi.

`garemosdacviTi nebarTvebis Sesaxeb~ saqarTvelos kanonis muxli 4.4-is Tanaxmad samkurnalo mcenareuli resursebis mopoveba bunebaSi ganekuTvneba mesame kategoriis saqmianobas da Sesabamisad saWiroebs garemosdacviT nebarTvas. Tumca, vinaidan, veluri floris saxeobebis bunebidan amoRebisaTvis sanebarTvo dokumentis mopovebis wesis ganmsazRvreli normatiuli aqtebi ar iTvaliswineben aRniSnuli kanonis am moTxovnas, igi faqtiurad ar moqmedebs. saqarTvelos garemosa da bunebrivi resursebis dacvis saministros saxelmwifo ekologiuri eqspertizis departamentis monacemebiT samkurnalo mcenareebis mopovebaze ar gacemula arc erTi nebarTva.

fasiani bunebaTsargeblobis principis damkvidrebis gziT mdgradi ganviTarebis principebze dafuZnebuli bunebrivi resursebiT racionaluri sargeblobis uzrunvelyofis mizniT SemoRebulia gadasaxadi saxelmwifo sakuTrebaSi arsebuli bunebrivi resursebisaTvis. saqarTvelos sagadasaxado kodeqsis 193-e muxlis Tanaxmad bunebrivi resursebiT sargeblobis gadasaxadiT dabegvris obieqtia garemodan amoRebuli mcenareuli resursebis, maTi cxovelmoqmedebis produqtebis, nawilebisa da derivatebis, maT Soris soWis girCebis moculoba(raodenoba). gadasaxadis odenoba ganisazRvreba 10%-iT maTi sabazro fasis mimarT (muxli 194.3). sabazro fass adgens saqarTvelos ekonomikis, mrewvelobis da vaWrobis saministro saqarTvelos satyeo meurneobis saxelmwifo deparatmentis rekomendaciiT.

saqarTvelos administraciul samarTaldarRvevaTa kodeqsis 65-e muxlis Tanaxmad tyis merqniani mcenareebis produqtebisa da xis meorexarisxovani masalebis damzadebis, saxelmwifo tyis fondis aramerqnuli resursebiT sargeblobis kanonmdeblobiT dadgeniuli wesebisa da moTxovnebis darRveva gamoiwvevs dajarimebas 50-dan 150 laramde, muxli 66-is Tanaxmad ukanono tyiTsargebloba (e.i. tyiTsargebloba sanebarTvo dokumentis gareSe an masSi miTiTebuli pirobebis darRveviT) gamiwvevs dajarimebas 40-dan 200 laramde.

eqsportis regulireba

samkurnalo mcenareebidan, rogorc genetikuri resursidan, miRebuli mogebis samarTliani ganawilebis principis dasamkvidreblad, erT-erTi mniSvnelovani sakiTxia qveynidan am resursis eqsportis reulireba.

`saqonlis/samuSaoTa, momsaxurebis eqsport-importis saxelmwifo regulirebis srulyofis Sesaxeb~ saqarTvelos respublikis ministrTa kabinetis 1995 wlis 23 ianvris #35 dadgenilebis Tanaxmad veluri mcenareebi da cxoveluri da mcenareuli warmoebis wamlis nedleuli miekuTvna im saqonlis nusxas, romlis eqsporti saxelmwifo interesebis dacvis mizniT xorcieldeba licenziebiT. licenziebs gascemda sagareo ekonomikur urTierTobaTa komiteti Sesabamis uwyebebTan, kerZod garemos dacvis, janmrTelobis dacvisa da soflis meurneobis saministroebTan da satyeo meurneobis saxelmwifo departamentTan SeTanxmebiT. aRniSnul dadgenilebaSi cvlilebebi iqna Setanili `saqarTvelos respublikaSi saeqsporto-saimporto saqmianobis Semdgomi liberalizciis Sesaxeb~ saqarTvelos respublikis ministrTa kabinetis 1995 wlis 30 noembris #744 dadgenilebiT, romlis Tanaxmadac ukve mxolod mcenareuli warmoSobis wamlis nedleuli da

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[1] aRniSnuli debulebebi ukve SemuSavebulia da amJamad ganixileba dainteresebuli uwyebebis mier.

ara saerTod veluri mcenareebi miekuTvna im saqonels, romlis eqsporti eqvemdebareba licenzirebas. amave dadgenilebis Tanaxmad saeqsporto licenziebs gascemda saqarTvelos respublikis sagareo ekonomikur urTierTobaTa komiteti janmrTelobis dacvis saministrosTan SeTanxmebiT.
momdevno wlebSi samkurnalo mcenareuli nedleulis eqsportis licenzireba ukve Sromis, janmrTelobisa da socialuri dacvis saministros kompetencia gaxda (`samkurnalo saSualebebisa da samedicino daniSnulebis sagnebis eqsportis registraciis Sesaxeb~ Sromis, janmrTelobisa da socialuri dacvis ministris 03.08. 1999 wlis #308o brZanebis Tanaxmad).
`wamlisa da farmacevtuli saqmianobis Sesaxeb~ saqarTvelos kanonis Tanaxmad saqarTvelos teritoriidan samkurnalo saSuakebebis eqsportirebisas xorcieldeba mxolod im samkurnalo mcenareuli nedleulis licenzireba, romelic Setanilia `samkurnalo saSualebebis nedleulis, maT Soris samkurnalo mcenareuli nedleulis nomenklaturaSi, romelic ar eqvemdebareba eqsports an eqvemdebareba SezRuduli raodenobiT~. aRniSnul nomenklaturas SeimuSavebs da amtkicebs saqarTvelos garemosa da bunebrivi resursebis dacvis saministro saqarTvelos Sromis, janmrTelobisa da socialuri dacvis saministrosTan SeTanxmebiT. aRvniSnavT, rom aRniSnuli nomenklatura jerjerobiT ar aris SemuSavebuli. aRniSnul nomenklaturaSi Setanili samkurnalo saSualebebis nedleulis eqsportisaTvis licenziis misaRebad erT-erTi aucilebeli pirobaa saqarTvelos garemosa da binebrivi resursebis saministros Tanxmoba.

Tumca erTi da igive mcenareuli nedleuli SeiZleba gamoiyenebodes, rogorc samkurnalod, aseve sxva daniSnulebiTac, rac garkveul barierebs qmnis maTi eqsportisaTvis sanebarTvo dokumentebis gacemaSi. *(magaliTad, Galanthus-is bolqvebi, mcenare Setanilia CITES danarTSi da Sesabamisad misi eqsporti SezRudulia da saWiroebs garemos dacvis saministros sertifikats, igi Sesabamisad Seva im samkurnalo mcenareuli nedleulis siaSi, romlis eqsporti akrZalulia an SezRudulia, Sesabamisad, Tu am mcenaris bolqvebi eqsportirebuli iqna SemdgomSi samkurnalo saSualebis dasamzadeblad, igi saWiroebs janmrTelobis dacvis saministros licenziasac, magram Tu eqsporti xdeba dekoratiuli daniSnulebiT?)*

veluri floris saxeobebiT eqsporti regulirdeba, agreTve, konvenciT `gadaSenebis piras myofi veluri faunisa da floris saxeobebiT saerTaSoriso vaWrobis Sesaxeb~, romelsac saqarTvelos SeuerTda 1996 wels. konvenciis danarTebSi Sesuli saxeobebiT saerTaSoriso vaWroba anu am saxeobebis an maTi nawilebis eqsporti, reeqsporti da importi SesaZlebelia mxolod saTanado nebarTvis an sertifikatis safuZvelze. saqarTveloSi gavrcelebuli samkurnalo mcenareebidan konvenciis II danarTSi Setanilia Galanthus-is, Cyclamen-is da Orchis-is gvaris mcenareebi. Sesabamisad maTi eqsportisaTvis aucilebelia saqarTvelos garemosa da bunebrivi resursebis dacvis saministros biomravalferovnebis dacvis departamentis sertifikati. aRniSnuli mcenareebidan amJamad komerciuli miznebiT eqsportirdeba mxolod Galanthus-is da Cyclamen-is gvaris zogierTi saxeoba, ZiriTadad dekorciuli miznebisaTvis, Tumca sabaJos monacemebiT gasul wels TeTryvavilas bolqvebis (Galanthus) garkveuli raodenoba eqsportirebuli iqna, rogorc samkurnalo nedleuli. konvenciis moTxovnebis Sesabamisad, didi mniSvneloba eniWeba eqsportisaTvis gankuTvnili floris saxeobebis warmoSobis wyaros. kvotirebis meqanizmis meSveobiT mkacradaa SezRuduli da zogierT SemTxvevaSi, saerTod akrZalulia am saxeobebis bunebidan amoReba, Tumca nebadarTulia maTi xelovnurad moSeneba SemdgomSi saeqsportod.
saqarTvelos sabaJo kodeqsis 153-e muxlis Tanaxmad sabaJo organoebi saqonlis kodirebisa da klasifikaciisaTvis iyeneben sagareo ekonomikuri saqmianobis sasaqonlo nomenklaturas da konkretul saqonels akuTvneben sagareo ekonomikuri saqmianobis sasaqonlo nomenklaturaSi aRniSnul pozicias. im mcenareebs, maT nawilebs, Teslebsa da nayofebs, romlebic gamoiyenebian parfiumeruli, farmacevtuli an analogiuri miznebiT, inseqticidebad da fungiciebad eniWebaT sasaqonlo pozicia 1211 90. saxelmwifo sabaJo departamentis statistikis sammarTveloSi

eqsportirebuli resursi aRricxulia miniWebuli sasaqonlo poziciisa da wonis mixedviT, rac mniSvnelovnad arTulebs qveynidan eqsportirebuli samkurnalo mcenareebis identificirebas saxeobebisa da raodenobebis mixedviT. am informaciis mopoveba SesaZlebelia mxolod saxelmwifo sabaJo departamentis im regionuli sabaJoebis saarqivo masalebidan, sadac moxda eqsportirebuli saqonlis pirveladi registracia.

moqmedi kanonmdeblobiT, samkurnalo mcenareuli nedleulis eqsportisaTvis aucilebelia, agreTve, fitosanitaruli karantinis sertifikati, romelsac gascems soflis meurneobisa da sursaTis saministro.

biomravalferovnebis konvencia da veluri samkurnalo mcenareebi, rogorc genetikuri resursi

rogorc SesavalSive aRiniSna, saqarTvelo 1994 wels SeuerTda biomravalferovnebis konvencias. aRniSnuli konvenciis Tanaxmad samkurnalo (samedicino) mcenareTa saxeobebi warmoadgenen biologiuri mravalferovnebis im komponents, romelTa gansazRvra (identificireba) maTi in-situ da ex-situ SenarCunebisa da Tanabarzomieri gamoyenebis mizniT konvenciis mxareTa erT-erTi valdebulebaa.

in-situ (anu maT bunebriv adgilsamyofeloebSi) SenarCunebisaTvis mxareebi valdebulni arian:

_ Seqmnan daculi teritoriebis sistema, sadac ganxorcieldeba specialuri RonisZiebebebi biomravalferovnebis SenarCunebisaTvis;

_ uzrunvelyon im biologiuri resursebis regulireba da racionaluri gamoyeneba, romelTac didi mniSvneloba aqvT biomravalferovnebis SenarCunebisaTvis;

_ xeli Seuwyon ekosistemebis, bunebrivi adgilsamyofeloebis da sicocxlisunariani populaciebis dacvas bunebriv pirobebSi;

_xeli Seuwyon daculi teritoriebis mimdebare raionebis mdgrad ganviTarebas;

_mdgradi gamoyenebis strategiebis SemuSavebisa da ganxorcielebis gziT xeli Seuwyos degradirebul ekosistemebisa da gadaSenebis safrTxis winaSe myofi saxeobebis aRdgenas;

_ SeimuSaos da ganaxorcielos aucilebeli sakanonmdeblo aqtebi safrTxis winaSe myofi saxeobebisa da populaciebis dasacavad;

_aRkveTos ucxo saeobaTa introduqcia, romlebic safrTxes uqmnian ekosistemebs, adgilsamyofeloebs an adgilobriv saxeobebs;

_aregiliros, akontrolos da Seamciros Tanamedrove bioteqnologiebiT miRebuli genmodificirebuli organizmebis gamoyeneba da gamoTavisufleba bunebaSi.

mxareebma in-situ RonisZiebeTa damatebis unda uzrunvelyon biologiuri mravalferovnebis komponentebis ex-situ (bunebrivi adgilsamyofelis gareT, botanikuri baRebSi, teslebis bankebSi, genofondis rezervatebSi da a. S.) SenarCunebac. kerZod, miiRon gadaSenebis safrTxis winaSe myofi saxeobebis aRdgenisa da maT bunebriv adgilsamyofeloebSi reintroduqciis zomebi. amasTanave SenarCunebis RonisZiebebi upiratesad gatarebuli unda iqnas genetikuri resursis warmoSobis qveYyanaSi.

konvenciis erT-erTi mizania genetikuri resursebis gamoyenebiT miRebuli sargeblis Tanabar da samarTlian safuZvelze ganawileba. termini `genetikuri resursebi~ konvenciis mixedviT Semdegnairad ganimarteba: \`genetikuri resursi~ niSnavs genetikur masalas, romelsac faqtobrivi an potenciuri Rirebuleba aqvs~ anu samkurnalo mcenareebi, romlebic Seicaven biologiurad aqtiur nivTierebebs, romlebic ukve gamoiyenebian an SesaZloa gamoyenebulni iqnen farmaciaSi an qimiuri warmoebis sxva sferoebSi, warmoadgenen genetikuri resursebs, romelTa bazaze SesaZloa komerciuli produqtebis warmoeba. tradiciulad genetikuri resursebi ganixileboda, rogorc ufaso da sayovelTaod xelmisawvdomi. amJamad saxelmwifoebi genetikur resursebTan dakavSirebiT garkveul dainteresebas gamoxataven da maTze suverenitets acxadeben.

konvenciis me-15 muxli, romliTac es sakiTxi regulirdeba, aRiarebs saxelmwifoebis suverenul uflebas maT kuTvnil genetikur resursebze. uflebebis suverenuli xasiaTi gulisxmobs, rom saxelmwifos gaaCnia genetikur resursebTan xelmisawvdomobis farglebis gansazRvris uflebamosileba anu `genetikuri resursebis misawvdomobis gansazRvris ufleba aqvT erovnul mTavrobebs da regulirdeba erovnuli kanonmdeblobiT.~ iq, sadac daiSveba aseTi xelmisawvdomoba, is unda ganxorcieldes urTierTSeTanxmebuli pirobebiT: resursis mimwodebeli saxelmwifos mxridan Tanxmobis safuZvelze, misTvis aseT genetikur resursebze samecniero kvlevebSi monawileobis miRebisa da genetikuri resursebis komerciuli Tu sxva mizniT gamoyenebis Sedegad miRebuli sargeblis Tanabari da samarTliani ganawilebis uzrunvelyofiT.

rogor unda sruldebodes konvenciis monawile qveynebSi zemoT aRniSnuli moTxovnebi anu rogor xorcieldeba genetikuri resursebis misawvdomobisa da maTi gamoyenebiT miRebuli sargeblis Tanabar da samarTlian safuZvelze ganawileba?

am sakiTxis srulyofilad dasaregulireblad mxolod konvenciis moTxovnebi da zogadi Canawerebi ar aris sakmarisi da saWiroa TiToeuli muxlis moTxovnis erovnul garemosdacviT kanonmdeblobaSi integrireba. TviT biomravalferovnebis konvenciis mixedviT, konvenciis monawile TiToeuli qveynis mTavrobas aqvs SesaZlebloba gamoiyenos Tavisi suverenuli uflebebi da Seqmnas erovnuli kanonmdebloba genetikuri resursebis misawvdomobisa da maTi gamoyenebiT miRebuli sargeblis Tanabar da samarTlian safuZvelze ganawilebis uzrunvelsayofad. Sesabamisi erovnuli kanonmdeblobis SemuSavebis winaSe dganan ganviTarebadi qveynebi, romelTa genetikur resursze maRali moTxovnaa ganviTarebuli qveynebis mxridan. swored saTanado erovnuli garemosdacviTi kanonmdebloba aris is berketi, romliTac qveyanas SeuZlia sakuTari interesebis dacva am mimarulebiT. zemoT aRniSnuli miznis ganxorcielebisaTvis Sesabamisi erovnuli kanonmdeblobiT unda daregulirdes da ganisazRvros Semdegi sakiTxebi:

* - biomravalferovnebis dacvasa da mdgrad gamoyenebasTan dakavSirebuli mkvidri da adgilobrivi mosaxleobis tradiciuli codnisa da praqtikis SenarCuneba da dacva. aseve am tradiciuli codnisa da praqtikis gamoyenebiT miRebuli sargeblis Tanabar/samarTlian safuZvelze ganawileba da am ukanasknelSi mkvidri da adgilobrivi mosaxleobis interesebis gaTvaliswineba;

_* genetikuri resursebis misawvdomobis erovnuli maregulirebeli principebi;

_* genetikuri resursebis mimwodebel da momxmarebel mxareebs/qveynebs Soris dasadebi e.w. `urTierTSeTanxmebis pirobebis~ SemuSavebis meqanizmebi;

*_ genetikuri resursebis miwodebis SemTxvevaSi e.w. `winaswar dasabuTebuli Tanxmobis~ procedura;

_ * genetikuri resursebis gamoyenebiT miRebuli sargeblis (finansuri, teqnologiebis gadacema, erTobliv kvlevaSi monawileoba da sxv.) Tanabar da samarTlian safuZvelze ganawilebis uzrunvelyofis meqanizmebi;

dReisaTvis biomravalferovnebis konvenciis aRniSnuli koncefciis cxovrebaSi gasatareblad ukve dawyebulia muSaoba anu ukve aris saxelmwofoTa Soris SeTanxmebaTa magaliTebi genetikuri resursebis gamoyenebiT miRebuli mogebis samarliani ganawilebis Sesaxeb. zogierTma qveyanam ukve daawesa kontroli sakuTari genetikuri resursebis misavdomobaze. magaliTad:
_ 1995 wels filipinebma moiTxova, rom bioresursebis mkvlevarebma dadon `winaswari SeTanxmeba~ rogorc mTavrobasTan, ise adgilobriv mosaxleobasTan.
_ kosta-rikis biomravalferovnebis erovnulma institutma xeli moawera SeTanxmebas qveynis bioresursebis gamokvlevis Sesaxeb erT-erT farmacevtul kompaniasTan, raTa miiRos saxsrebi da wili im Semosavlebidan, romlebsac es kompania miiRebs gamokvleuli biologiuri masalis gamoyenebiT komerciuli mizniT.
_ andebis paqtis qveynebma (kolumbia, ekvadori, peru, bolivia da venesuela) miiRes kanonebi da SeimuSaves genetikuri resursebis xelmisawvdomobis maregulirebeli meqanizmebi. am qveynebis bioresursebis mkvlevarebma unda daicvan garkveuli pirobebi, kerZod Segrovebuli genetikuri masalis nimuSebi warudginon specialur uflebamosil organizacias, CarTon erovnuli institutebi genetikuri resursebis kvlevaSi, warudginon gamokvlevaTa Sedegebi Sesabamis kompetentur organoebs, xeli Seuwyon institucionalur gaZlierebas, gauyon konkretuli finansuri an sxva saxis mogebebi.

konvenciis monawile mxareTa garkveul nawilSi msgavsi meqanizmebi SemuSavebis procesSia, xolo qveynebis umetesi nawilis kanonmdeblobaSi konvenciis es moTxovna ar aris integrirebuli da Sesabamisad ar regulirdeba. qveynebis am ricxvs miekuTvneba saqarTveloc.

ra problemas qmnis qveyanaSi Sesabamisi erovnuli kanonmdeblobis ar arseboba da aseT SemTxvevaSi rogor regulirdeba genetikuri resursebis mimwodebel da momxmarebel qveynebs Soris urTierToba?

kidev erTxel xazgasasmelia, rom dRevandel periodSi mwarmoebeli kompaniebi da samecniero wreebis warmomadgenlebi orientirebulni arian ganviTarebadi qveynebisaken e.w. `axali~ genetikuri resursebis aRmosaCenad, romelic dRemde ar yofila misawvdomi ganviTarebuli qveynebisaTvis. xSirad, Sesabamisi kanonmdeblobis ar arsebobis gamo, es`axali~ genetikuri resursi pirdapir moipoveba bunebidan, yovelgvari `urTierTSeTanxmebuli pirobebisa~ da `winaswar dasabuTebuli Tanxmobis~ gareSe. Sesabamisad ver xorcieldeba tradiciuli codnis/praqtikisa da mkvidri/adgilobrivi mosaxleobis interesebis dacva da aseve ar xdeba genetikuri resursebis gamoyenebiT miRebuli sargeblis Tanabar da samarTlian safuZvelze ganawileba. aRsaniSnavia, rom ganviTarebul da ganviTarebad qveynebs Soris moqmedi e.w. `Suamavlebi~ CarTulni arian genetikuri resursebis mopovebasa da analizSi. es `Suamavlebi~ SeiZleba iyvnen samecniero uwyebebi, universitetebi, botanikuri baRebi an muzeumebi. magaliTad, SesaZloa, rom CrdiloeTSi farmacevtulma kompaniam gauformos kontraqti universitets, romelic Tavis mxriv uformebs kontraqts ganviTarebadi qveynis samecniero organizaciebs genetikuri resursis mopovebis mizniT. es aRwerili magaliTi aris am sferoSi moqmed qaosur da dauregulirebel urTierTobebs Soris,

urTierTobis da mimarTvis yvelaze civilizebuli gza. magram nebismier SemTxvevaSi, erovnuli kanonmdeblobis ar arsebobisas mimwodebeli qveyana ver iyenebs biomravalferovnebis konvenciiT miniWebul SesaZleblobebs.

ukanasknel wlebSi arsebiTad Seicvala samkurnalo mcenareebis arealebi da populaciaTa ricxovneba, rac ZiriTadad ganpirobebulia Semdegi mizezebiT:

_ arealebis aTvisebiT sameurneo miznebisaTvis;
_ saZovrebis gadaWarbebuli eqspluatacia, rac iwvevs balaxovani safaris Semadgenlobis cvlilebebs;
_ eroziuli procesebi;
]_ samkurnalo mcenareTa ukontrolo mopoveba.

1982 wels gamocemul saqarTvelos wiTel wignSi Setanilia zogierTi samkurnalo mcenare, romelTac daemuqraT gadaSenebis safrTxe an gadaSendnen swored zemoT aRniSnuli mizezebis gamo. magaliTad, mrgvali wamali (Gymnospermum smirnowii), kavkasiuri dioskorea (Dioskorea caucasica), oqrosferi bongardia (Bongardia chrysogonum), qarTuli kowaxuri (Berberis iberica), glerZi (Astragalus caucasica), mrgvalfoTola drozera (Drosera rotundifolia), zRvis SroSani (Pancratium maritimum). (ix. danarTi 1).

aRsaniSnavia, rom `wiTel wignSi~ Setanili samkurnalo mcenareebidan dacvis garkveuli RonisZiebebi gatarebulia mxolod zogierTi maTganis mimarT. aucilebelia, rom botanikurma baRebma yuradReba miaqcion saqarTvelos floris samkurnalo mcenareebs, gansakuTrebiT endemur, iSviaT da gadaSenebis piras myof saxeobebs.

samecniero wreebis warmomadgenelTa azriT, arsebuli realobidan gamomdinare `wiTel wignSi~ Setanil samkurnalo mcenareTA raodenoba raodenoba mniSvnelovnad unda gaizardos. qarTveli botanikosebis mier SemuSavebul nusxaSi iSviaTi da Semcirebadi saxeobebis kategoria aqvT miniWebuli da Sesabamisad gansazRvrulni arian `wiTel nusxaSi~ Sesatanad Semdegi mniSvnelovani samkurnalo mcenareebi: katabalaxa (Valeriana officinalis), kavkasiis daTvis kenkra (Arctostaphylos caucasicus), kavkasiis circeli (Sorbus caucasica), kavkasiuri Smaga (Atropa caucasica), Zirtkbila(Glycyrhiza glabra).

gansakuTrebuli safrTxe emuqrebaT dekoratiul mcenareebs, rac kidev ufro aZlierebs maT eqspluatacias. es gansakuTrebiT Seexeba adreuli gazafxuli floris warmomadgenlebs. magaliTad: yoCivarda (Cyclamen vernum), xarisZira (Helleborus caucasicus).

aRsaniSnavia, rom ukanasknel wlebis manZilze faqtiurad ar momxdara veluri samkurnalo mcenareebis arealebisa da populaciebis mdgomareobis aRwera-Sefaseba, maTi maragebis gansazRvra, rac iwvevs resursis aramdgrad gamoyenebas. aucilebelia samkurnalo mcenareTA (pirvel rigSi endemuri, iSviaTi, agreTve im saxeobebisa, romlebic intensiurad moipovebian) statusis gansazRvra IUCN-is kategoriebis mixedviT da saxeobaTa identificireba wiTel nusxaSi Sesatanad.

arsebuli sakanonmdeblo bazis mixedviT veluri floris saxeobebis bunebidan amoRebis sanebarTvo dokumentebs gascemen saqarTvelos garemosa da bunebrivi resursebis dacvis saministro da satyeo meurneobis saxelmwifo departamenti. Tumca arasrulyofili sakanonmdeblo bazisa da Sesabamisad kontrolis meqanizmis umoqmedobis gamo am resursis bunebidan amoReba xSir SemTxvevaSi xorcieldeba saTanado sanebarTvo dokumentebis mopovebis gareSe. kerZod, velur samkurnalo mcenareebs uSualod moipovebs ZiriTadad adgilobrivi mosaxleoba:

1. bazarze realizebis mizniT;
2. `mwvane afTiaqebSi~ Casabareblad;
3. damamzadeblebisagan konkretul saxeobaze spontanurad gaCenili moTxovnis mixedviT, rac SeiZleba iyos am saxeobis unebarTvod masiuri mopovebis mizezi, resursis maragis winaswari Sefasebis gareSe.

aseTi praqtikis arsebobas adastureben adgilobrivi mosaxleoba da Tavad mwarmoeblebi. interviuebSi miuTiTebdnen Semdegi samkurnalo mcenareebis unebarTvo da masiur damzadebaze: kulmuxo (kaxeTis regionSi), endros Zirebi (samcxe-javaxeTis regioni), kuneli (aWaris regioni), ukvdava (nego) adigenis raionSi.

janmrTelobis dacvis saministros mier velur samkurnalo mcenareuli nedleulis eqsportze gacemuli nebarTvebi ar Seesabameba garemosa da bunebrivi resursebis saministros mier gacemul licenziebs aramerqniTi resursebis bunebidan amoRebis Taobaze, rac mkafiod miuTiTebs samkurnalo mcenareuli resursebis bunebidan amoRebis kontrolis meqanizmis gaZlierebasa da saTanado samTavrobo uwyebebs Soris koordinaciis gaZlierebis aucileblobaze.

`saqarTveloSi samkurnalo saSualebebis registraciis wesis damtkicebis Sesaxeb~ saqarTvelos Sromis, janmrTelobisa da socialuri dacvis ministris brZanebis Tanaxmad saqarTvelos teritoriaze samkurnalo saSualebebis warmoeba-realizacia nebadarTulia mxolod jandacvis saministroSi registraciis Semdeg. registraciis Taobaze masalebSi asaxuli unda iyos Tu romeli samkurnalo mcenaris bazaze mzaddeba esa Tu is samkurnalo saSualeba.

tradiciuli medicinis centris informaciiT saqarTveloSi registrirebulia ramdenime aTeuli sawarmo, romlebSic mimoiqceva aTeul tonobiT rogorc adgilobrivi, ise importirebuli nedleuli. Tumca janmrTelobis dacvis saministros ar gaaCnia zusti

monacemebi adgilobrivi farmwarmoebis mier gamoyenebuli veluri samkurnalo mcenareebis saxeobebisa da maTi raodenobebis Sesaxeb. ufro metic, aris aseT sawarmoebSi samkurnalo mcenareTa axlo monaTesave saxeobebis gadamuSavebis SemTxvevebi.

magaliTad, saqarTveloSi gavrcelebulia Achilea-s gvaris ramdenime saxeoba, maTgan mxolod erTs Achilea milifolium-s aqvs samkurnalo Tvisebebi, Tumca xdeba sxva saxeobebis damzadebac da Semdeg realizacia.

jandacvis saministros monacemebiT, amJamad saqarTveloSi registrirebuli tradiciuli medicinis saSualebaTa udidesi nawili importirebulia. arsebobs, agreTve, mosazreba imis Sesaxeb, rom amJamad saqarTvelodan ar unda xdebodes samkurnalo mcenareuli nedleulis met-naklebad mniSvnelovani raodenobebiT eqsporti, radgan erTis mxriv igi ver uwevs konkurencias im mimwodeblebs, rolebmac ukve daimkvidres adgili saerTaSoriso bazarze, meore mxriv saqarTveloSi gavrcelebuli samkurnalo mcenareTaAzogierTi saxeoba ar aris Setanili ucxour farmakopeebSi, Tumca maTi farmakoqimiuri maxasiaTeblebi maRalia. amitom maT ar icnobs saerTaSoriso bazari da Sesabamisad maTze ar aris moTxovna. magram dasavleTTan kavSirebis gaZlierebis kvaldakval maTze SesaZlebelia gaCndes moTxovna.

saqarTvelos sabaJo kodeqsis 153-e muxlis Tanaxmad sabaJo organoebi saqonlis kodirebisa da klasifikaciisaTvis iyeneben sagareo ekonomikuri saqmianobis sasaqonlo nomenklaturas da konkretul saqonelS akuTvneben sagareo ekonomikuri saqmianobis sasaqonlo nomenklaturaSi aRniSnul pozicias. im mcenareebs, maT nawilebs, Teslebsa da nayofebs, romlebic gamoiyenebian parfiumeruli, farmacevtuli an analogiuri miznebiT, inseqticidebad da fungiciebad eniWebaT sasaqonlo pozicia 1211 90. sabaJos monacemebiT aRniSnuli sasaqonlo poziciiT saqarTvelodan eqsportirebuli iqna:

1997 weli- 115 396kg;
1998 weli - 281 007kg
1999 weli 55 124 kg
2000 weli 71 210 kg
2001 wlis seqtembris CaTvliT - 123 265 kg.

ZiriTadad xdeba evkaliptis foTlebisa da aloes eqsporti. registrirebulia, agreTve, ukvdavas, krazanasa da TeTryvavilas eqsporti, ZiriTadad ruseTSi, ukrainaSi, agreTve, germaniasa da TurqeTSi. magram saxelmwifo sabaJo departamentis statistikis sammarTveloSi eqsportirebuli resursi aRricxulia miniWebuli sasaqonlo poziciisa da wonis mixedviT, rac mniSvnelovnad arTulebs qveynidan eqsportirebuli samkurnalo mcenareebis identificirebas saxeobebisa da raodenobebis mixedviT. am informaciis mopoveba SesaZlebelia mxolod saxelmwifo sabaJo departamentis im regionuli sabaJoebis saarqivo masalebidan, sadac moxda eqsportirebuli saqonlis pirveladi registracia.

sruliad urTierTSeusabamoa jandacvis saministrosa da sabaJos monacemebi yovelwliurad saqarTvelodan eqsportirebuli samkurnalo mcenareuli nedleulis Sesaxeb. magaliTad jandacvis saministros monacemebiT:

1997 weli _ 137 220 kg,
1998 weli _ 19 470 kg,
1999 weli _ 35 442 kg,
2000 weli _ 35 300 kg,
2001 wlis seqtembris CaTvliT _ 1520 kg.

jandacvis saministros monacemebiT qveynidan ZiriTadad eqsportirdeba: evkaliptis foToli, askilis nayofi, pol-pola, aRiniSneba agreTve, ukvdavas, orkbilas, mindvris Svitas, krazanas, kunelis nayofis, SroSanisa da Tirkmlis Cais mniSvnelovani raodenobebiT eqsporti, ZiriTadad ruseTsa da ukrainaSi.

moqmedi kanonmdeblobiT, samkurnalo mcenareuli nedleulis eqsportisaTvis aucilebelia, agreTve, fitosanitaruli karantinis sertifikati, romelsac gascems soflis meurneobisa da sursaTis saministro. aRniSnuli saministros fitosanitaruli karantinis inspeqciis informaciiT, am samsaxuris mier ar gacemula arc erTi sertifikati samkurnalo mcenareuli nedleulis eqsportze. Tumca xSiria sazRvargareTis samecniero dawesebulebebisaTvis samkurnalo mcenareebis nimuSebis (ramdenime gramidan ramdenime kilogramamde) gagzavnis SemTxvevebi.

*

samkurnalo mcenareebis dacvis, sargeblobisa da eqsportis maregulirebeli erovnuli sakanonmdeblo bazis mimoxilvisa da Catarebuli kvlevis Sedegad SeiZleba identificirebuli iqnas Semdegi problemebi:

_ specialuri kanonis ar arseboba, romelic uzrunvelyofda mcenareuli resursebis dacvasa da mdgrad gamoyenebas, qveynis Sida moxmarebisa da eqsportis kontrols, ris gamoc aRniSnuli sakiTxebis regulireba xdeba ramdenime kanoniTa da kanonqvemdebare normatiuli aqtiT;

_ samkurnalo mcenareebis dacvis, sargeblobisa da eqsportis maregulirebeli sakanonmdeblo aqtebis urTierTSeusabamoba da `TeTri laqebi~;

_ susti koordinacia samkurnalo mcenareebis bunebidan amoRebisa da sargeblobis maregulirebel uwyebebs Soris;

_ samkurnalo mcenareebis bunebidan amoRebaze, qveynis Sida moxmarebasa da eqsportze kontrolis susti meqanizmi;

_ saxelmwifo uwyebebs Soris funqciaTa gadafarva da pasuxismgeblobebis dublikacia;

_ moZvelebuli monacemTa baza samkurnalo mcenareebis populaciaTa mdgomareobis Sesaxeb, imis gamo rom ukanasknel wlebSi ar Catarebula samkurnalo mcenareTa inventarizacia da ar Sefasebula maTi maragebi.

daskvnebi da rekomendaciebi

rogorc zemoT aRniSnulidan Cans, veluri samkurnalo mcenareTa dacvisa da sargeblobis sakanonmdeblo baza saWiroebs Semdgom ganviTarebas im saerTaSoriso garemosdacviTi konvenciebis moTxovnaTa gaTvaliswinebiT, romlebTanac SeerTebulia saqarTvelo.
samkurnalo mcenareuli resursebis dacvis, sargeblobisa da eqsportis maregulirebeli erovnuli sakanonmdeblo bazis mimoxilvis Sedegad identificirebulia Semdegi problemebi:

_ specialuri kanonis ar arseboba, romelic uzrunvelyofda mcenareuli resursebis dacvasa da mdgrad gamoyenebas, qveynis Sida moxmarebisa da eqsportis kontrols, ris gamoc aRniSnuli sakiTxebis regulireba xdeba ramdenime kanoniTa da kanonqvemdebare normatiuli aqtiT, romlebic rig SemTxvevebSi arian urTierTSeusabamo, ris gamoc dauregulirebelia mTeli rigi sakiTxebi.
_ susti koordinacia mcenareebis bunebidan amoRebisa da sargeblobis maregulirebel uwyebebs Soris;
_ mcenareebis bunebidan amoRebaze, qveynis Sida moxmarebasa da eqsportze kontrolis susti meqanizmi;
_ saxelmwifo uwyebebs Soris funqciaTa gadafarva da pasuxismgeblobebis dublikacia;
_ moZvelebuli monacemTa baza samkurnalo mcenareebis populaciaTa mdgomareobis Sesaxeb, imis gamo rom ukanasknel wlebSi ar Catarebula maTi inventarizacia da ar Sefasebula maragebi.

aRniSnulidan gamomdinare aucilebelia:

saerTaSoriso konvenciebis moTxovnaTa gaTvaliswinebiT sakanonmdeblo aqtebis paketis momzadeba (sakanonmdeblo iniciativebi da cvlilebebi arsebul normatiul aqtebSi) samkurnalo da sakvebad vargisi mcenareTa dacvisa da mdgradi sargeblobis uzrunvelsayofad;
kerZod, biomravalferovnebis konvenciidan gamomdinare, erovnuli sakanonmdeblo baza unda iTvaliswinebdes genetikur resursebis xelmisawvdomobaze kontrolis meqanizmsa da maTgan miRebuli sargeblis samarTliani ganawilebis Semdeg principebs:

- ✍✍biomravalferovnebis dacvasa da mdgrad gamoyenebasTan dakavSirebuli mkvidri da adgilobrivi mosaxleobis tradiciuli codnisa da praqtikis SenarCuneba da dacva. aseve am tradiciuli codnisa da praqtikis gamoyenebiT miRebuli sargeblis Tanabar/samarTlian safuZvelze ganawileba da am ukanasknelSi mkvidri da adgilobrivi mosaxleobis interesebis gaTvaliswineba;
- ✍✍genetikuri resursebis misawvdomobis erovnuli maregulirebeli principebi;
- ✍✍genetikuri resursebis mimwodebel da momxmarebel mxareebs/qveynebs Soris dasadebi e.w. `urTierTSeTanxmebis pirobebis~ SemuSavebis meqanizmebi;
- ✍✍genetikuri resursebis miwodebis SemTxvevaSi e.w. `winaswar dasabuTebuli Tanxmobis~ procedura;
- ✍✍genetikuri resursebis gamoyenebiT miRebuli sargeblis (finansuri, teqnologiebis gadacema, erToblivi kvlevaSi monawileoba da sxv.) Tanabar da samarTlian safuZvelze ganawilebis uzrunvelyofis meqanizmebi;

`movliTi Wrebis Sesaxeb~ debulebaSi gaTvaliswinebuli unda iqnas biomravalferovnebis konvenciis I danarTiT gansazRvruli mcenareTa kategoriebis dacvisa da maTi racionaluri (mdgradi) gamoyenebis uzrunvelyofa.

aramerqnuli resursebiT sargeblobisaTvis sanebarTvo dokumentis gacemis sferoSi arsebuli sakanonmdeblo vakuumis aRmofxvra `saqarTveloSi mcenareuli resursebiT (maT Soris xe-tyiT) sargeblobis licenziebis mopovebis wesisa da pirobebis Sesaxeb~ saqarTvelos prezidentis 1997 wlis #64 brZanebulebis `saqarTvelos tyis kodeqsTan~ SesabamisobaSi moyvanis gziT.

`tyis merqniani mcenareebis produqtebisa da xis meorexarisxovani masalebis damzadebis wesis Sesaxeb~ da `saxelmwifo tyis fondis aramerqnuli resursebiT sargeblobis wesis Sesaxeb~ debulebebis miReba da am debulebebiT SesaZlo mosapovebeli resursebis winaswari Sefasebisa da kvotis dadgenis detaluri procedurebisa da sanebarTvo dokumentebis gacemis winapirobebis gansazRvra, mcenareuli resursebiT mdgradi sargeblobis uzrunvelsayofad.

tyis merqniani mcenareebis produqtebisa da aramerqnuli resursebiT sargeblobis maregulirebeli normatiuli aqtebisa da `garemosdacviTi nebarTvebis Sesaxeb~ saqarTvelos kanonis urTierTSesabamisobaSi moyvana.

mcenareuli nedleulis eqsportis maregulirebeli sakanonmdeblo normatiuli aqtebis urTierTSesabamisobaSi moyvana da maTSi Sesabamisi sanebarTvo dokumentebis gacemis aucilebel pirobad mcenareuli resursis mopovebis legalurobis damadasturebeli dokumentis wardgenis miCneva.

2. samkurnalo mcenareuli resursebis marTvasTan dakavSirebul uwyebebs Soris koordinaciis gaZliereba;

3. samkurnalo mcenareebis inventarizacia; resursebis maragis Sefaseba; endemuri, intensiurad mopovebadi, iSviaTi saxeobebis Sefaseba IUCN-is kriteriumebis mixedviT; saxeobaTa identificireba `wiTel nusxaSi~ Sesatanad.

4. samkurnalo ex-situ konservaciis (botanikur baRebSi, Teslebis bankebSi, genofondis rezervatebSi) sakiTxebis daregulireba saTanado normatiuli aqtebiT da ex-situ RonisZiebebis ganxorcielebaze pasuxismgebeli uwyebebis gansazRvra.

danarTi 1.

saqarTvelos wiTel wignSi Setanili samkurnalo mcenareebi

1. Althaea officinalis L. samkurnalo tuxti
2. Astragalus caucasicus Pall. glerZi
3. Amygdalus georgica Desf. nuSi
4. Berberis iberica Stev. et Fisch. qarTuli kowaxuri
5. Bongardia chrysogonum (L.) Boiss oqrosferi bongardia
6. Buxus colchica Pojark. bza
7. Crataegus pontica C. Koch yambro
8. Cyclamen ponticum (Albov) kolxuri yoCivarda
9. Dioscorea caucasica Lipsky kavkasiis dioskorea
10. Drosera rotundifolia L. mrgvalfoTola drozera
11. Erythronium caucasicum Woronow kavkasiis kabaWrela
12. Gymnospermium Smirnowii (Trautv.) Takht. mrgvali wamali
13. Hippophae rhamnoides L. qacvi
14. Nuphar luteum (L.) Smith yviTeli dumfara
15. Pancratium maritimum L. zRvis SroSani
16. Pistacia mutica Fisch. et Mey. kevis xe
17. Salvia Garedji Troitzk garejuli salbi.

danarTi 2.

samkurnalo mcenareebi, romlebzec aris regularuli moTxovna
(samTavrobo uwyebebisa da kerZo seqtoris informaciis mixedviT)

1. Valeriana officinalis L. katabalaxa
2. Althaea officinalis L.samkurnalo tuxti
3. Leonurus quinquelobatus Gilib.Savbalaxa
4. Senecio rhombifolius (Willd.) Sch. Bip. (S. platyphyllus DC.) xarisSubla
5. Hypericum perforatum L. krazana
6. Cyclamen vernum Sweet. yoCivarda
7.Convallaria transcaucasica Ytkin. SroSana
8.Vinca herbacea Waldst. et Kit. gvelis suro
9.Humulus lupulus L. svia
10.Bidens tripartita L. orkbila
11.Frangula alnus Mill. xeWreli
12.Helichrysum armenium (Tisch. et Mey.) DC. nego (ukvdava)
13. Glycyrrhiza glabra L. Zirtkbila
14. Acorus calamus L. koTxoji
15. Inula helenium L.kulmuxo
16. Helleborus caucasicus A. Br. xarisZira
17.Orchys mascula L.guguliskaba anu jadvari
18. Achillea millefolium farsmanduki
19. Atropa caucasica Smaga
20. Cichorium intubus vardkaWaWa
21. Equisetum arvence Svita
22. Origanum vulgare TavSava
23. Plantago major mravalZarRva
24. Pyrethium vulgare asfurcela
25. Tussilago farfara viristerfa
26. Urtica dioica jinWari
27. Polygonum aviculare matitela
28. Crataegus kuneli
29. Arctium lappa L. orovandi
30. Chelidonium majus L. qristesisxla