Doc. SC.42.6.1

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA

Forty-second meeting of the Standing Committee Lisbon (Portugal), 28 September-1 October 1999

Future meetings of the Conference of the Parties

PREPARATIONS FOR THE 11TH MEETING OF THE CONFERENCE OF THE PARTIES

Arrangements for the meeting

- 1. On 1 and 2 June 1999, the Secretariat visited UNEP Headquarters at Nairobi, Kenya, to review the facilities for the 11th meeting of the Conference of the Parties and to discuss the arrangements for the meeting with the staff of UNEP.
- 2. In general, the facilities were found to be excellent for the principal and secondary meeting rooms. It will however be necessary to construct and equip a number of additional, temporary, meeting rooms (for the Budget Committee and regional meetings) and to obtain additional furniture and equipment. Moreover, if the electronic voting facilities are to be used, these will need to be extended to take account of the number of CITES Parties. UNEP has started the process of finding the funds needed to cover the cost of these changes, estimated at USD 1 million. The Secretariat is in close liaison with UNEP regarding this matter.
- 3. Following a request for bids, MKI Travel & Conference Inc. has been appointed to make the arrangements for travel for all sponsored delegates and the Secretariat, and to make the arrangements for hotel reservations in Nairobi.

Draft Agenda

4. Annex 1 to this document is a draft provisional Agenda proposed by the Secretariat for the 11th meeting of the Conference of the Parties. Obviously, the draft will need to be amended after 12 November 1999 (the deadline for submission of documents to the Secretariat) to take into account additional items that have been received from the Parties.

Draft Working Programme

5. Annex 2 to this document is a draft provisional Working Programme for the meeting. In view of the uncertainties regarding the items that will be included in the Agenda, it would be premature to prepare detailed provisional working programmes for Committees I and II. However, for each item, the draft is annotated at the right-hand margin to indicate whether it should be discussed in the plenary session or in Committee I or Committee II.

Rules of Procedure

Revision of the Rules

6. The Management Authority of Spain, with the collaboration of the Secretariat, has prepared a draft of a revision of the Rules of Procedure of the Conference of the Parties. The draft is attached as Annex 3 to the present document.

7. The aim of the revision is primarily to provide a more logical structure and to eliminate inconsistencies. For ease of reference, Annex 3A lists the rules adopted at the 10th meeting of the Conference of the Parties and indicates where they are found in the draft revised rules

Distribution of informative documents

- 8. The Secretariat also wishes the Standing Committee to consider an amendment to the rules relating to the circulation of informative documents. This is covered by paragraphs (1) and (2) of Rule 28 of the current rules of procedure, which read as follows:
 - (1) Any participant may submit informative documents on the conservation and utilization of natural resources to the attention of the participants to the meeting. Such documents, which shall clearly identify the delegation or observer presenting them, shall be submitted to the Secretariat in sufficient numbers for distribution.
 - (2) Informative documents shall be approved by the Secretariat in consultation with the Bureau, as necessary, before distribution.
- 9. Many Parties and NGOs commented on this issue to the Secretariat when it sought views on how to improve future meetings of the Conference of the Parties. In practice, the volume of documents distributed at meetings of the Conference of the Parties is now so great that there are long delays in approving them, creating bad feelings and resulting in criticisms about information being withheld. Very few of the documents received are not approved. This raises questions about the value of the continued checking of documents.
- 10. Some commentators have suggested that there should be no control whatever of informative documents. Some others have suggested that the controls should continue and even be more vigorously applied than in the past. Others have suggested various approaches.
- 11. The Secretariat suggests that:
 - a) for informative documents from Parties, non-party States and intergovernmental organizations, there should be no requirement for approval. They should be provided in adequate numbers and can be placed in the pigeon holes of all participants or the participants selected by the submitting Party or observer;
 - b) for informative documents from observers, there should be a requirement for approval **only** if they are to be distributed through the pigeon holes of delegations. Otherwise a copy should be provided to the Secretariat and the remainder placed in a public place where all participants can help themselves. If a document that has not been approved for circulation causes offence, delegations should have the right to complain to the Bureau, which may decide to exclude from the meeting the observers from the organization concerned if it decides that the document abuses or vilifies a Party, or brings the Convention into disrepute.
- 12. If this suggestion is agreed, the Secretariat proposes the following text to replace paragraphs (1) and (2) of Rule 28:
 - (1) Informative documents on the conservation and utilization of natural resources may be submitted for the attention of the participants to the meeting by:
 - (a) any Representative of a Party or any observer representing a State not party to the Convention or an intergovernmental organization; and
 - (b) any observer representing any other organization.
 - (2) Such documents shall clearly identify the delegation or observer presenting them.

- (3) Where such documents are to be distributed by the Secretariat, they shall be provided in sufficient numbers for distribution. Documents from organizations referred to in paragraph (1) (b) of this Rule shall be subject to approval by the Secretariat in consultation with the Bureau, as necessary, before distribution.
- (4) Where such documents are not to be distributed by the Secretariat, they shall not be subject to prior approval. However, any Representative may complain to the Bureau if it considers a document offensive. The Bureau may exclude from the meeting the observers from the organization concerned if it decides that the document abuses or vilifies a Party, or brings the Convention into disrepute.

Action required

- 13. The Standing Committee is invited to take the following actions:
 - a) take note of the information in paragraphs (1) to (3) above and any information presented orally regarding the arrangements for the 11th meeting of the Conference of the Parties;
 - b) provide to the Secretariat comments on, and suggested changes to, the draft Agenda attached as Annex 1;
 - c) provide to the Secretariat comments on, and suggested changes to, the draft Working Programme attached as Annex 2;
 - d) consider and, if agreed, approve the proposed change to Rule 28 of the Rules of Procedure contained in paragraph 12 above; and
 - e) endorse the draft revised Rules of Procedure in Annex 3, for presentation at the 11th meeting of the Conference of the Parties (with an amendment to Rule 28 if this is agreed).

Doc. SC.42.6.1 Annex 1

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA

Eleventh meeting of the Conference of the Parties Gigiri (Kenya), 10 to 20 April 2000

AGENDA (First draft)

Opening of the meeting

Op	enin	g ceremony	Plen.
We	lcon	ning addresses	Plen.
Str	ateç	gic and administrative matters	
1.		les of Procedure	Plen.
2.	Ele	ection of Chairman and Vice-Chairmen of the meeting and of Chairmen	
		Committees I and II and of the Budget Committee	
3.		option of the Agenda and Working Programmes	
4.		tablishment of the Credentials Committee	
5.	Re	port of the Credentials Committee	Plen.
6.		mission of observers	Plen.
7.	Ma	itters related to the Standing Committee	
		Report of the Chairman	
	2.		Plen.
8.	Re	ports of the Secretariat	
		Annual report of the Secretariat	
	2.		Plen.
9		ancing and budgeting of the Secretariat	
	and	d of meetings of the Conference of the Parties	
	1.		
	2.		
	3.	Budget for 2001-2002 and Medium-term Plan for 2001-2005	Com. II
		External funding	Com. II
10.	Co	mmittee reports and recommendations	
	1.	Animals Committee	Plen.
		a) Report of the Chairman	
		b) Election of new regional and alternate regional members	
	2.	Plants Committee	Plen.
		a) Report of the Chairman	
		b) Election of new regional and alternate regional members	
	3.	Identification Manual Committee	_
	4.	Nomenclature Committee	Plen.
11.	Ev	olution of the Convention	
	1.	Action plan to improve the effectiveness of the Convention	
	2.	Strategic plan for the Convention	Plen.
	3.	Co-operation and synergy with the Convention on Biological Diversity	
		and other biodiversity-related conventions	Plen.

Interpretation and implementation of the Convention

12.	Consolidation of valid Resolutions	Plen.
13.	Review of Decisions of the Conference of the Parties	Com. II
14.	Report on national reports required under Article VIII, paragraph 7 (a),	
	of the Convention	
	Responsibilities of members of the permanent committees	Com. II
16.	Enforcement	
	Review of alleged infractions and other problems of implementation	
	of the Convention	
	2. Implementation of Resolutions	Com. II
17.	National laws for implementation of the Convention	
	1. National legislation project	
	2. Implementation of Resolution Conf. 8.4	
40	3. Measures to be taken with regard to Parties without adequate legislation	Com. II
18.	Review of the appendices	O a rea . II
	1. Use of annotations in the appendices	
40	2. Procedure for the review of criteria for amendment of Appendices I and II	
	Quotas for species in Appendix I	
	Trade in bear specimens	Com. n
۷١.	Conservation of and trade in tigers 1. Implementation of Resolution Conf. 9.13 (Rev.)	Com I
	Implementation of Resolution Conf. 9.13 (Rev.)	
22	Conservation of and trade in elephants	
۷۷.	Experimental trade in raw ivory of populations in Appendix II	Com II
	Monitoring of illegal trade and illegal killing	
23.	Conservation of and trade in rhinoceroses	
	Reports of range States	Com. I
	Development of standardized indicators of effectiveness	
	Trade in live rhinoceroses from South Africa	
24.	Exports of vicuña cloth	
25.	Conservation of edible-nest swiftlets of the genus Collocalia	Com. I
	Timber species	
27.	Significant trade in Appendix-II species	
	1. Implementation of Resolution Conf. 8.9	Com. I
	2. Revision of Resolution Conf. 8.9	Com. I
28.	Trade in specimens of species transferred to Appendix II	
	subject to annual export quotas	
	Revision of resolutions on ranching and trade in ranched specimens	Com. I
30.	Universal tagging system for the identification of crocodilian skins	
	1. Implementation of Resolution Conf. 9.22	
	2. Revision of Resolution Conf. 9.22	
	Registration of operations breeding specimens of Appendix-I species in captivity .	
	Animal hybrids: amendment of Resolution Conf. 10.17	
	Cross-border movements of live animals for exhibition	
	Use of microchips for marking live animals in trade	
	Transport of live animals Trade in traditional medicines	
3/.	The Information Management Strategy	Com. II

Consideration of proposals for amendment of Appendices I and II

Proposals submitted pursuant to Resolution on Ranching		
by the Animals and Plants Committees	Com. I	
40. Proposals concerning export quotas for specimens of species in Appendix I or II	Com. I	
41. Other proposals	Com. I	
Conclusion of the meeting		
42. Determination of the time and venue of the next regular meeting		
of the Conference of the Parties	Plen.	
43. Closing remarks Plen.		

Doc. SC.42.6.1 Annex 2

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA

Eleventh meeting of the Conference of the Parties Gigiri (Kenya), 10 to 20 April 2000

WORKING PROGRAMME

(Provisional)

9 April 2000

Morning: 09h00-12h00

Registration of the participants at UNEP Headquarters, Gigiri

and

Afternoon: 14h00-15h45

16h00-17h30 Opening of the meeting

Opening ceremony Welcoming addresses

10 April 2000

Morning: 08h00-10h00 Registration of the participants at

UNEP Headquarters, Gigiri, (cont.)

09h00-12h00 Strategic and administrative matters

1. Rules of Procedure

- Election of Chairman and Vice-Chairmen of the meeting and of Chairmen of Committees I and II and of the Budget Committee
- 3. Adoption of the Agenda and Working Programmes
- 4. Establishment of the Credentials Committee
- 5. Report of the Credentials Committee
- 6. Admission of observers
- 7. Matters related to the Standing Committee
 - 1. Report of the Chairman
- 8. Reports of the Secretariat
 - 1. Secretariat report
 - 2. Staffing of the Secretariat
- 10. Committee reports and recommendations
 - 1. Animals Committee
 - a) Report of the Chairman
 - 2. Plants Committee
 - a) Report of the Chairman

Afternoon: 14h00-17h00 Meetings of Parties on a regional basis

11 April 2000

Morning: 09h00-12h00 **Strategic and administrative matters (cont.)**

- 10. Committee reports and recommendations (cont.)
 - 3. Identification Manual Committee
 - 4. Nomenclature Committee
- 11. Evolution of the Convention
 - 1. Action to improve the effectiveness of the Convention
 - 2. Strategic Plan for the Convention
 - 3. Co-operation and synergy with the Convention

on Biological Diversity and other biodiversity-related conventions

Interpretation and implementation of the Convention

12. Consolidation of valid Resolutions

Meetings of Committees I and II

13. Review of Decisions of the Conference of the Parties

Afternoon: 14h00-17h00 Meetings of Committees I and II

12-15 April 2000

Morning: 09h00-12h00

and

afternoon: 14h00-17h00

16 April 2000 Rest and free time, excursions

17 April 2000

Morning: 09h00-10h00 Meetings of Parties on a regional basis

10h30-12h00 Interpretation and implementation of the Convention (cont.)

Meetings of Committees I and II (cont.)

Meetings of Committees I and II (cont.)

Afternoon: 14h00-17h00 Meetings of Committees I and II (cont.)

18 April 2000

19 April 2000

Morning: 09h00-12h00

and

afternoon: 14h00-17h00

Morning: 09h00-12h00 Strategic and administrative matters (cont.)

- 7. Matters related to the Standing Committee (cont.)
 - 2. Election of new regional and alternate regional members
- Financing and budgeting of the Secretariat and of meetings of the Conference of the Parties
 - 1. Financial report for 1997, 1998 and 1999
 - 2. Estimated expenditures for 2000
 - 3. Budget for 2001-2002 and Medium-term Plan for 2001-2005
 - 4. External funding
- 10. Committee reports and recommendations (cont.)
 - 1. Animals Committee (cont.)
 - b) Election of new regional and alternate regional members
 - 2. Plants Committee (cont.)
 - Election of new regional and alternate regional members

Afternoon: 14h00-17h00 Interpretation and implementation of the Convention (cont.)

- 14. Report on national reports required under Article VIII, paragraph 7 (a), of the Convention
- 15. Responsibilities of members of the permanent committees
- 16. Enforcement
 - Review of alleged infractions and other problems of implementation of the Convention
 - 2. Implementation of Resolutions
- 17. National laws for implementation of the Convention

- 1. National legislation project
- 2. Implementation of Resolution Conf. 8.4
- 3. Measures to be taken with regard to Parties without adequate legislation
- 18. Review of the appendices
 - 1. Use of annotations in the appendices
 - Procedure for the review of criteria for amendment of Appendices I and II
- 19. Quotas for species in Appendix I
- 20. Trade in bear specimens
- 21. Conservation of and trade in tigers
 - 1. Implementation of Resolution Conf. 9.13 (Rev.)
 - 2. Implementation of Decision 10.66
- 22. Conservation of and trade in elephants
 - Experimental trade in raw ivory of populations in Appendix II
 - 2. Monitoring of illegal trade and illegal killing
- 23. Conservation of and trade in rhinoceroses
 - 1. Reports of range States
 - 2. Development of standardized indicators of effectiveness
 - 3. Trade in live rhinoceroses from South Africa
- 24. Exports of vicuña cloth
- 25. Conservation of edible-nest swiftlets of the genus Collocalia
- 26. Timber species
- 27. Significant trade in Appendix-II species
 - 1. Implementation of Resolution Conf. 8.9
 - 2. Revision of Resolution Conf. 8.9
- 28. Trade in specimens of species transferred to Appendix II subject to annual export quotas
- Revision of the consolidated Resolution on ranching and trade in ranched specimens
- 30. Universal tagging system for the identification of crocodilian skins
 - 1. Implementation of Resolution Conf. 9.22
 - 2. Revision of Resolution Conf. 9.22
- 31. Registration of operations breeding specimens of Appendix-I species in captivity
- 32. Animal hybrids: amendment of Resolution Conf, 10.17
- 33. Cross-border movements of live animals for exhibition
- 34. Use of microchips for marking live animals in trade
- 35. Transport of live animals
- 36. Trade in traditional medicines
- 37. The Information Management Strategy

Consideration of proposals for amendment of Appendices I and

38. Proposals submitted pursuant to Resolution on Ranching

- 39. Proposals resulting from the periodic reviews by the Animals and Plants Committee
- 40. Proposals concerning export quotas for specimens of species in Appendix I or II
- 41. Other proposals

20 April 2000

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Morning: 09h00-12h00

Consideration of proposals for amendment of Appendices I and

(cont.)

41. Other proposals (cont.)

Afternoon: 14h00-16h00 Conclusion of the meeting

- Conclusion of the meeting42. Determination of the time and venue of the next regular meeting of the Conference of the Parties
- 43. Closing remarks

Doc. SC.42.6.1 Annex 3

DRAFT OF REVISED RULES OF PROCEDURE

- 1. This Annex contains two parts:
 - a) Annex 3A contains a draft of revised Rules of Procedure, prepared by the Management Authority of Spain, with the collaboration of the Secretariat; and
 - b) Annex 3B contains a table indicating the correlation between the Rules of Procedure adopted at the 10th meeting of the Conference of the Parties and the draft of revised Rules contained in Annex 3A. This allows the provisions in the Rules of CoP10 to be quickly located in the proposed new Rules.
- 2. In the draft of revised Rules, the amendments are of two main kinds. Firstly, the text has been restructured to make them more comprehensible and to provide a more logical grouping of provisions. Secondly, a number of textual amendments have been suggested. These are generally a consequence of the relocation of rules or are proposed to improve consistency or to reflect the adopted practice.
- 3. The main substantive change is a proposal to establish the Budget Committee as a committee of the Conference of the Parties, rather than a subcommittee of Committee II.
- 4. In Annex 3A, the original location of each title and of each Rule (if it is not new) is indicated at the end of the paragraph in parentheses. The following marks and types of font have been used to facilitate identification of the proposed amendments:

aa.aa. =text that has not been amended;

aa.aa. =text that has been deleted (and in some cases replaced); and

aa.aa. = proposed amendment or new text.

Doc. SC.42.6.1 Annex 3A

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA

Eleventh meeting of the Conference of the Parties Gigiri (Kenya), 10 to 20 April 2000

RULES OF PROCEDURE (Draft revision)

PART I

PARTICIPANTS: DELEGATES, OBSERVERS, SECRETARIAT [Formerly Part I]

Rule 1 – Delegates [Formerly Rule 1]

- (1) A State party to the Convention (hereafter referred to as "a Party")¹ shall be entitled to be represented at the meeting by a delegation consisting of a Representative and such Alternative Representatives and Advisers as the Party may deem necessary. [Formerly Rule 1 (1)]
- (2) An Alternative Representative may at any time act in the place of the Representative.

Rule 2 – Observers [Formerly Rule 2]

- (1) The United Nations, its specialized agencies, the International Atomic Energy Agency, as well as any State not a Party to the Convention may be represented at the meeting by observers who shall have the right to participate in the plenary sessions and sessions of Committees I and II but not to vote.² [Formerly Rule 2 (1)]
- (2) Any body or agency technically qualified in protection, conservation or management of wild fauna and flora which is either:
 - (a) an international agency or body, either governmental or non-governmental, or a national governmental agency or body; or
 - (b) a national non-governmental agency or body which has been approved for this purpose by the State in which it is located:

and which has informed the Secretariat of the Convention of its desire to be represented at the meeting by observers, shall be permitted to be so represented in the plenary sessions and sessions of Committees I and II unless one-third of the Parties Representatives present object. Once admitted, these observers shall have the right to participate but not to vote.³ [Formerly Rule 2 (2)]

Rule 3 – Credentials [Formerly Rule 3]

(1) The Representative or any Alternative Representative of a Party shall, before exercising the voting rights of the Party, have been granted powers by, or on behalf of, a proper authority, i.e.

See Convention, Article I, sub-paragraph (h), and Article XXII. A Party is a State that has deposited with the Government of the Swiss Confederation its instrument of ratification, acceptance, approval or accession at least 90 days before the meeting.

See Convention, Article XI, paragraph 6.

See Convention, Article XI, paragraph 7.

- the Head of State, the Head of Government or the Minister of Foreign Affairs, enabling him/her to represent the Party at the meeting. [Formerly Rule 3 (1)]
- (2) Such credentials shall be submitted to the Secretariat of the Convention. [Formerly Rule 3 (2)]
- (3) A Credentials Committee of not more than five Representatives The Credentials Committee referred to in paragraph (2) of Rule 5 shall examine the credentials and shall report thereon to the meeting. Pending a decision on their credentials, delegates may participate provisionally in the meeting but not vote. [Formerly Rule 3 (3)]
- (4) Bodies and agencies desiring to be represented at the meeting by observers shall submit the names of these observers [and, in the case of bodies and agencies referred to in paragraph (2) (b) of this Rule 2, evidence of the approval of the State in which they are located] to the Secretariat of the Convention at least one month prior to the opening of the meeting. [Formerly Rule 2 (3)]

Rule 4 – Secretariat [Formerly Rule 4]

The Secretariat of the Convention shall service and act as secretariat for the meeting.⁴ [Formerly Rule 4]

PART II

ARRANGEMENT OF THE MEETING

Rule 5 – Plenary Sessions, Committees and Working Groups

- (1) The Conference of the Parties conducts its work in plenary sessions and in committee sessions.
- (2) In addition to the Credentials Committee, the Conference of the Parties shall establish two sessional committees to forward the business of the meeting. These committees shall be called Committee I and Committee II. The Conference of the Parties shall establish the following sessional committees: [Formerly part of Rule 26 (1)]
 - (a) Committee I, which shall be responsible for making recommendations to the Conference on all proposals to amend the appendices of the Convention and for on any matter of a primarily biological nature. [Formerly part of Rule 26 (1)]
 - (b) Committee II, **which** shall act similarly in relation to all other matters to be decided upon by the Conference. [Formerly part of Rule 26 (1)]
 - (c) The Budget Committee, which shall be responsible for making recommendations to Committee II in relation to all financial matters to be decided upon by the Conference.
 - (d) A **The** Credentials Committee, of not more than five Representatives **of different Parties, which** shall examine the credentials and shall report thereon to the meeting. [Formerly part of Rule 3 (3)]
- (3) The Conference and Committees I and II may establish such working groups as may be necessary to enable them to carry out their functions. They shall define the terms of reference and composition of each working group, the size of which shall be limited according to the number of places available in assembly rooms. [Formerly Rule 26 (2)]

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See Convention, Article XII, paragraph 2(a).

- (4) The Credentials Committee, and Each working group shall elect its own officers. [Formerly Rule 26 (3)]
- (5) In accordance with its Terms of Reference, the Plants Committee of the Conference of the Parties shall serve as a plants working group, if so requested by the Conference or by Committees I and II, to deal with specific issues. [Formerly Rule 26 (4)]

Rule 6 - Rules of Procedure of Committees and Working Groups [Formerly Rule 27]

Insofar as they are applicable, these Rules shall apply *mutatis mutandis* to the proceedings of committees and working groups. [Formerly part of Rule 27]

Rule 7 – Quorum [Formerly part of Rule 9]

A quorum for a plenary session of the meeting or for a session of Committee I or II shall consist of one-half of the Parties having delegations at the meeting. No plenary session or session of Committee I or II shall take place in the absence of a quorum. [Formerly Rule 9 (3)]

Rule 8 - Official and Working Languages [Formerly Rule 20]

- (1) English, French and Spanish shall be the official and working languages of the meeting. [Formerly Rule 20 (1)]
- (2) Speeches made in any of the working languages shall be interpreted into the other working languages in plenary session and sessions of Committees I and II and of the Budget Committee. however, with the exception of Committees I and II, Interpretation may not shall be provided in the committee and working group sessions of other committees and working groups only if resources allow. [Formerly Rule 20 (2), Part of Rule 27]
- (3) The official documents of the meeting shall be distributed in the working languages. [Formerly Rule 20 (3)]

Rule 9 – Other Languages [Formerly Rule 21]

- (1) A Representative **participant** may speak in a language other than a working language. He**/ she** shall be responsible for providing interpretation into a working language. Interpretation by the Secretariat into the other working languages may be based upon that interpretation. [Formerly Rule 21 (1)]
- (2) Any document submitted to the Secretariat in any language other than a working language shall be accompanied by a translation into one of the working languages. [Formerly Rule 21 (2)]

Rule 10 – Summary Records [Formerly Rule 22]

- (1) A summary record of the meeting Summary records of plenary sessions and of sessions of Committees I and II and the Budget Committee shall be kept by the Secretariat in the official languages of the meeting. This These shall be circulated to all Parties as soon as possible after the meeting. [Formerly Rule 22 (1)]
- (2) Committees The Credentials Committee and working groups shall decide upon the form in which their records shall be prepared. [Formerly Rule 22 (2)]

Rule 11 – Seating [Formerly part of Rule 9]

(1) Delegations shall be seated in accordance with the alphabetical order of the English language names of their States. the Parties they represent. [Formerly Rule 91()]

- (2) Seating limitations may require that no more than four delegates of any Party be present at plenary **sessions** and **sessions of** Committees I and II sessions of the meeting. [Formerly Rule 1 (3)]
- (3) Observers shall be seated in a **one or more** designated area**s** within the meeting room. They may enter the **an** area designated for delegations only when invited to do so by a delegate. [Formerly Rule 9 (2)]
- (4) Seating limitations may require that no more than two observers from any State not a Party, body or agency be present at plenary sessions and sessions of Committees I and II. [Formerly Rule 2 (4)]

Rule 12 – Publicity of Debates [Formerly Part VI]

- (1) All plenary sessions of the meeting and sessions of Committees I and II shall be open to the public, except that in exceptional circumstances the Conference and Committees I and II may decide that. However any single session may be closed to the public by a decision of one-third of the Representatives. [Formerly Rule 23]
- (2) As a general rule, sessions of committees and working groups other than Committees I and II shall be limited to the delegates and those observers invited by the Chairmen of the committees or working groups. [Formerly Rule 24]

Rule 13 – Media [Formerly Rule 25]

- (1) Representatives of the media may attend the meeting after they have been accredited by the Secretariat. Plenary sessions and sessions of Committees I and II are open to the representatives of the media, except if such sessions are closed to the public. [Formerly Rule 25 (1)]
- (2) The representatives of the media shall be seated in a designated area within the meeting room. Photographers and television crews may only enter the areas designated for delegations and for observers when invited to do so by the Presiding Officer Chairman of the Conference or the Chairman of Committee I or II, and for as long as they are so authorized. Requests for such authorization shall be addressed to the Secretariat. [Formerly Rule 25 (2)]

PART III

OFFICERS [Formerly Part II]

Rule 14 – Chairman Chairmen and Vice-Chairmen [Formerly Rule 5]

- (1) The Chairman of the Standing Committee shall act as temporary Chairman of the meeting Conference until the Conference of the Parties elects a Chairman in accordance with Rule 5 14, paragraph (2). [Formerly Rule 5 (1)]
- (2) The Conference of the Parties shall elect a Chairman and two Vice-Chairmen of the Conference to preside over plenary sessions of the meeting. It shall also elect a Chairman for each of the Committees I and II, and the Budget and Credentials Committees. Candidates for these offices shall be nominated by the Standing Committee in consultation with the Host Government, which shall satisfy themselves that the candidates are, *prima facie*, capable of impartially expediting the business of the Conference. As the chairman has no vote there is no other qualification required for nomination. [Formerly Rule 5 (2)]
- (3) The Chairman **of the Conference** shall preside at all plenary sessions of the meeting. [Formerly Rule 6 (1)]

- (4) If the Chairman of the Conference is absent or is unable to discharge his/her duties, the Bureau shall nominate one of the Vice-Chairmen of the Conference to shall deputize for him/her as presiding officer. [Formerly Rule 6 (2)]
- (5) If one of the Chairmen of the Committees is absent or is unable to discharge his/her duties, the Bureau shall nominate one of the Vice-Chairmen of the Conference to deputize for him/her as Presiding Officer.
- (6) The Presiding Officer shall not vote but, if necessary, may designate an Alternative Representative from his delegation to vote in his stead where appropriate. [Formerly Rule 6 (3)]

Rule 15 – Bureau [Formerly Rule 7]

- (1) The Presiding Officer Chairman and the Vice-Chairmen of the Conference, the Chairmen of Committees I and II and of the Budget Committee and the Credentials Committee, the Standing Committee and the Secretariat shall constitute the Bureau of the Conference with the general duty of ensuring the effective enforcement of the Rules of Procedure and forwarding the business of the meeting, and shall take such steps as are necessary to alter the timetable or structure of the meeting to ensure the effective completion of business including, as a last resort, the limiting of time for debates. [Formerly Rule 7 (1)]
- (2) The Presiding Officer Chairman of the Conference shall preside over the Bureau. [Formerly Rule 7 (2)]

PART IV

RULES OF ORDER AND DEBATE [Formerly Part III]

Rule 16 – Powers of Presiding Officers [Formerly Rule 8]

- (1) In addition to exercising **the** powers conferred upon him **them** elsewhere in these Rules, the Presiding Officers shall at plenary sessions of the meeting **and at sessions of Committees I** and **II**:
 - (a) declare the session open and closed;
 - (b) direct the discussion;
 - (c) ensure the observance of these Rules;
 - (d) accord the right to speak;
 - (e) put questions to a vote and announce decisions;
 - (f) rule on points of order:
 - (g) subject to these Rules, have complete control of the proceedings and the maintenance of order; and
 - (h) where necessary, determine that Rule 1, paragraph (3), or Rule 2, paragraph (4) Rule 11 paragraphs (2) or (4) shall be applied. [Formerly Rule 8 (1)]
- (2) The Presiding Officers may, in the course of discussion at a plenary session of the meeting or at sessions of Committees I and II, propose to the Conference:
 - (a) time limits for speakers;

- (b) limitation of the number of times the members of a delegation or the observers from a State not a Party, body or agency may speak on any question;
- (c) the closure of the list of speakers;
- (d) the adjournment or the closure of the debate on the particular subject or question under discussion; and
- (e) the suspension or adjournment of the session. [Formerly Rule 8 (2)]

Rule 17 - Right to Speak [Formerly Rule 10]

- (1) The Presiding Officer shall call upon speakers in the order in which they signify their desire to speak, and shall give precedence to the delegates. [Formerly Rule 10 (1)]
- (2) A delegate or observer shall speak only if called upon by the Presiding Officer, who may call a speaker to order if his/her remarks are not relevant to the subject under discussion. [Formerly Rule 10 (2)]
- (3) A speaker shall not be interrupted except on a point of order. He/she may, however, with the permission of the Presiding Officer, give way during his/her speech to allow any other delegate or observer to request elucidation on a particular point in that speech. [Formerly Rule 10 (3)]
- (4) The Chairman of a committee or working group may be accorded precedence for the purpose of explaining the conclusion arrived at by his that committee or working group. [Formerly Rule 10 (4)]
- (5) The Conference **and Committees I and II** may, on a proposal by the Presiding Officer or by a Representative, limit the time to be allowed to each speaker and the number of times the members of a delegation or the observers either from a State not a Party, or from an agency or body may speak on any question. When the debate is subject to such limits, and a speaker has spoken for his/her allotted time, the Presiding Officer shall call him/her to order without delay. [Formerly Rule 14 (1)]
- (6) During the course of a debate the Presiding Officer may announce the list of speakers and, with the consent of the Conference **and Committee I and II**, declare the list closed. He/she may, however, accord the right of reply to any delegate **or observer** if a speech delivered after he/she has declared the list closed makes this desirable. [Formerly Rule 14 (2)]

Rule 18 – Procedural Motions [Formerly Rule 13]

- (1) During the discussion of any matter, a delegate may rise to a point of order, and the point of order shall be immediately decided by the Presiding Officer in accordance with these Rules of Procedure. A delegate may appeal against any ruling of the Presiding Officer. The appeal shall be immediately put to a vote and the Presiding Officer's ruling shall stand unless a **simple** majority of the Representatives present and voting otherwise decides. A delegate rising to a point of order may not speak on the substance of the matter under discussion. [Formerly Rule 13 (1)]
- (2) The following motions shall have precedence in the following order over all other proposals or motions before the Conference: [Formerly Rule 13 (2)]

regarding the session

(a) to suspend Suspension of the session: During the discussion of any matter a Representative may move the suspension or the adjournment of the session. Such motions shall not be debated but shall be immediately put to a vote. The Presiding Officer may limit

- the time to be allowed to the speaker moving the suspension or adjournment of the session. [Formerly Rules 13 (2) (a) and 14 (5)]
- (b) to adjourn Adjournment of the session: During the discussion of any matter a Representative may move the suspension or the adjournment of the session. Such motions shall not be debated but shall be immediately put to a vote. The Presiding Officer may limit the time allowed to the speaker moving the suspension or adjournment of the session. [Formerly Rules 13 (2) (b) and 14 (5)]

regarding the debate on a particular issue

- (c) to adjourn Adjournment of the debate on the particular subject or question under discussion: During the discussion of any matter, a Representative may move the adjournment of the debate on the particular subject or question under discussion. In addition to the proposer of the motion, a delegate may speak in favour of, the motion and a delegate of each of two Parties may speak against the motion it, after which the motion shall immediately be put to a vote. The Presiding Officer may limit the time to be allowed to speakers under this Rule. [Formerly Rules 13 (2) (c) and 14 (3)]
- (d) to close Closure of the debate on the particular subject or question under discussion: A Representative may at any time move the closure of the debate on the particular subject or question under discussion, whether or not any other delegate has signified the wish to speak. Permission to speak on the motion for closure of the debate shall be accorded only to a delegate from each of two Parties wishing to speak against the motion In addition to the proposer of the motion, a delegate may speak in favour of the motion and a delegate of each of two Parties may speak against it, after which the motion shall immediately be put to a vote. The Presiding Officer may limit the time to be allowed to speakers under this Rule. [Formerly Rules 13 (2) (d) and 14 (4)]

Rule 19 – Motions to Open and Reopen Debates in Plenary Sessions

- (1) Whenever the Conference, **in plenary session**, decides upon a recommendation originating from Committee I or II, where the discussion of the recommendation has been conducted with interpretation in the three working languages of the meeting, there shall be no further discussion on the recommendation and it shall immediately be decided upon.
 - However, any delegate **Representative**, if seconded by a delegate **Representative** of another Party, may present a motion for the opening of debate on any recommendation. Permission to speak on the motion for opening the debate shall be granted only to the delegate **Representative** presenting the motion and the seconder, and to a delegate **Representative** of each of two Parties wishing to speak against, after which the motion shall immediately be put to a vote. A motion to open the debate shall be granted if, on a show of hands, one third of the **Representatives** voting delegates support the motion. While speaking on a motion to open the debate a delegate **Representative** may not speak on the substance of the recommendation itself. **The debate concerning any decision may be re-opened only once.** [Formerly Rule 14 (6)]
- (2) Once a proposal for amendment of Appendices I and II has been adopted or rejected by the Conference of the Parties, it can not be reconsidered during the meeting. [Formerly Rule 12 (4)]
- (3) After a draft resolution or other document has been adopted or rejected by the Conference it shall not be reconsidered unless a two-thirds majority of the representatives participating in the meeting so decides. Permission to speak on a motion to reconsider a draft resolution or other document shall be accorded only to a delegate from each of two Parties wishing to speak against the motion, after which the motion shall immediately be put to a vote. Whenever the Conference, in plenary session, following a discussion conducted with interpretation in the three working languages of the meeting, has adopted a decision that is not based on

a recommendation originating from Committee I or II, it may not be reconsidered by the Conference.

However, any Representative, if seconded by a Representative of another Party, may present a motion for the reopening of debate on any decision adopted. Permission to speak on the motion for reopening the debate shall be granted only to the Representative presenting the motion and the seconder, and to a Representative of each of two Parties wishing to speak against, after which the motion shall immediately be put to a vote. A motion to reopen the debate shall be granted if, on a show of hands, two thirds of the Representatives support the motion. While speaking on a motion to reopen the debate a Representative may not speak on the substance of the decision itself. The debate concerning any decision may be re-opened only once. [Formerly Rule 11 (2)]

PART V

SUBMISSION OF PROPOSALS AND PROCEDURES FOR MAKING DECISIONS

Rule 20 – Submission of Draft Resolutions and Other Documents [Formerly Rule 11]

- (1) As a general rule, draft resolutions and other documents shall have been communicated at least 150 days before the meeting to the Secretariat, which shall circulate them to all Parties in the working languages of the meeting. [Formerly part of Rule 11 (1)]
- (2) Draft resolutions and other documents arising out of discussion of the foregoing may be discussed at any plenary session and session of Committees I and II provided **that** copies of them have been circulated to all delegations no later than the day preceding the session. The Secretariat, before the meeting, or the Bureau, during the meeting, may also permit the discussion and consideration of urgent draft resolutions and other documents arising after the 150-day period provided **that** they have been circulated as above and their consideration will not unduly inhibit the proceedings of the Conference. [Formerly part of Rule 11 (1)]
- (3) The Representative of any Party that has submitted a draft resolution or other document may, at any time, withdraw the proposal. Once a proposal has been withdrawn, it may not be re-submitted during the meeting.

Rule 21 – Procedure for Voting Deciding on Draft Resolutions or Other Documents [Formerly Rule 17]

- (1) Whenever the Conference does not reach a consensus on the adoption or rejection of a draft resolution or other document, the Presiding Officer may propose that the decision on the draft resolution or other document be adopted by a vote.
- (2) If two or more draft resolutions **or other documents** relate to the same question, the Conference shall, unless it **determines** otherwise decides, vote decide on the draft resolutions them in the order in which they have been submitted. The Conference may, after voting deciding on a draft resolution or other document, decide consider whether to vote decide on the next such draft resolution or document. [Formerly Rule 17 (3)]
- (3) A Representative may move that parts of a draft resolution or other document shall be voted on decided upon separately. If any objection is made to the request for such division, the motion for division shall be voted upon. Permission to speak on the motion for division shall be accorded only to a delegate from each of two Parties wishing to speak in favour of, and a delegate from each of two Parties wishing to speak against, the motion. If the motion for division is carried, those parts of the draft resolution or other document that are subsequently approved shall be put to a vote decided upon as a whole. If all operative parts of the draft resolution or other document have been rejected, the draft resolution or other document shall be considered to have been rejected as a whole. [Formerly Rule 17 (1)]

- (4) Any Representative may propose an amendment to a draft resolution or other document. The Presiding Officer may, in addition, permit the immediate discussion and consideration of amendments to draft resolutions and other documents, even though such amendments have not been circulated previously. [Formerly part of Rule 11 (1)]
- (5) When an amendment is moved to a draft resolution **or other document**, the amendment shall be **voted decided** on first. When two or more amendments are moved to a draft resolution **or other document**, the Conference shall first-vote **decide** on the amendment furthest removed in substance from the original text and then on the amendment next furthest removed therefrom, and so on until all amendments have been put to a vote **submitted to decision**. When, however, the adoption of one amendment necessarily implies the rejection of another amendment, the latter amendment shall not be put to a vote **submitted to decision**. If one or more amendments are adopted, the amended draft resolution **or other document** shall then be voted **decided** upon. [Formerly Rule 17 (2)]

Rule 22 – Submission of Proposals for Amendment of Appendices I and II [Formerly Rule 12]

- (1) Proposals for amendment of Appendices I and II shall have been communicated at least 150 days before the meeting to the Secretariat, which shall circulate them to all Parties⁵ in the working languages of the meeting. [Formerly Rule 12 (1)]
- (2) The Representative of the Party which that has submitted a proposal for amendment of Appendices I and II may, at anytime, withdraw the proposal or amend it to reduce its scope of effect. Once a proposal has been withdrawn, it can not be re-submitted during the meeting. Once a proposal has been amended to reduce its scope of effect, it can not be re-amended, during the meeting, to increase the scope of effect of the amended proposal. [Formerly Rule 12 (2)]

Rule 23 – Procedure for Voting Deciding on Proposals for Amendment of Appendices I and II [Formerly Rule 18]

- (1) Whenever the Conference does not reach a consensus on the adoption or rejection of a proposal for amendment of Appendices I and II, the Presiding Officer may propose that the decision on the amendment be adopted by vote.
- (2) A Representative may move that parts of a proposal for amendment of Appendices I and II shall be voted decided on separately. If any objection is made to the request for such division, the motion for division shall be voted upon. Permission to speak on the motion for division shall be accorded only to a delegate from each of two Parties wishing to speak in favour of, and a delegate from each of two Parties wishing to speak against, the motion. If the motion for division is carried, those parts of the proposal which are subsequently approved shall be put to a vote decided upon as a whole. If all parts of the proposal have been rejected, it shall be considered to have been rejected as a whole. [Formerly Rule 18 (1)]
- (3) If two or more proposals for amendment of Appendices I and II relate to the same taxon and have the same substance, the Conference shall vote decide on one proposal only. If this proposal is adopted or rejected, the other or others is or are deemed to be adopted or rejected also. [Formerly part of Rule 18 (2)]
- (4) If two or more proposals including proposals amended in accordance with Rules 42 (2) and (3) 22 (2) and 23 (5) relate to the same taxon, but are different in substance, the Conference shall first vote decide on the proposal which that will have the greatest scope of effect and then on the proposal with the next greatest scope of effect, and so on until all proposals have been put to a vote submitted to decision. When however, the adoption of one proposal necessarily

See Convention, Article XV, paragraph 1(a).

- covers the substance of another proposal, the latter proposal shall not be put to a vote submitted to decision. [Formerly part of Rule 18 (2)]
- (5) Any Representative may propose an amendment to a proposal for amendment of Appendices I and II **to precise it or** to reduce its effect. The Presiding Officer may permit the immediate discussion and consideration of the amended proposal even though it has not been circulated previously. [Formerly Rule 12 (3)]
- (6) When two or more amendments are moved to a proposal for amendment of Appendix I or II the Conference shall first-decide upon the amendment furthest removed in substance from the original text and then on the amendment next furthest removed therefrom, and so on until all amendments have been submitted to decision. When, however, the adoption of one amendment necessarily implies the rejection of another amendment, the latter amendment shall not be submitted to decision. If one or more amendments are adopted, the amended proposal for amendment of Appendix I or II shall then be decided upon.

PART VI

VOTING [Formerly Part IV]

Rule 24 - Right to Vote

- (1) Each duly accredited Representative shall have one vote. [Formerly Rule 15 (1)]
- (2) The Representative of a Party shall exercise the voting rights of that Party. In his/her absence, an Alternative Representative of that Party shall act in his/her place. [Formerly Rule 1 (2)]

Rule 25 – Methods of Voting [Formerly Rule 15]

- (1) The Conference shall normally vote by show of hands, but any Representative may request a roll-call vote. The roll-call vote shall be taken in the seating order of the delegations. The Presiding Officer may himself/herself require a roll-call vote on the advice of the tellers where they are in doubt as to the actual number of votes cast and this is likely to be critical to the outcome. [Formerly Rule 15 (2)]
- (2) All votes in respect of the election of officers or of prospective host countries shall be by secret ballot when there is more than one candidate and, although it shall not normally be used, any Representative may request a secret ballot for other matters. The Presiding Officer shall ask whether the request is seconded. If it is seconded by ten Representatives the vote shall be by secret ballot. The decision concerning a motion to request a secret ballot shall not be adopted by secret ballot. [Formerly Rule 15 (3)]
- (3) Voting by roll-call or secret ballot shall be expressed by "Yes", "No", or "Abstain". Only affirmative and negative votes shall be counted in calculating the number of votes cast. [Formerly Rule 15 (4)]
- (4) The Presiding Officer shall be responsible for the counting of the votes and shall announce the result. After all votes, except those concerning the designation of the next host country, the Presiding Officer shall announce the number of affirmative votes, negative votes and abstentions, as well as the majority needed to adopt the decision submitted to votation. He/she may be assisted by tellers appointed by the Secretariat. [Formerly Rule 15 (5)]
- (5) After the Presiding Officer has announced the beginning of a vote, it shall not be interrupted except by a Representative on a point of order in connection with the actual conduct of the voting. The Presiding Officer may permit Representatives to explain their votes either before or

after the voting, and may limit the time to be allowed for such explanations. [Formerly Rule 15 (6)]

Rule 26 – Majority [Formerly Rule 16]

- (1) Except where otherwise provided for under the provisions of the Convention, these Rules or the Terms of Reference for the Administration of the Trust Fund, all votes on procedural matters relating to the forwarding conduct of the business of the meeting shall be decided by a simple majority of votes cast the Representatives present and voting, while all other decisions shall be taken by a two-thirds majority of votes cast. Representatives present and voting. [Formerly Rule 16]
- (2) For the purpose of these Rules of Procedure, "Representatives present and voting" means duly accredited Representatives present and casting an affirmative or negative vote. Representatives abstaining from voting or Representatives that cast a vote of abstention, shall not be counted in calculating the majority required.

Rule 27 – Elections [Formerly Rule 19]

- (1) If in an election to fill one place no candidate obtains the absolute majority in the first ballot, a second ballot shall be taken restricted to the two candidates obtaining and the candidate that obtains the largest number of votes shall be elected. If in the second ballot the votes are equally divided, there is a tie amongst two or more candidates obtaining the largest number of votes, the Presiding Officer shall decide between the candidates by drawing lots. [Formerly Rule 19 (1)]
- (2) If in the first ballot there is a tie amongst candidates obtaining the second largest number of votes, a special ballot shall be held amongst them for reducing the number of candidates to two. [Formerly Rule 19 (2)]
- (3) In the case of a tie amongst three or more candidates obtaining the largest number of votes in the first ballot, a special ballot shall be held amongst them for reducing the number of candidates to two. If a tie then results amongst two or more candidates, the Presiding Officer shall reduce the number to two by drawing lots., and a further ballot shall be held in accordance with paragraph (1) of this Rule. [Formerly Rule 19 (3)]
- (2) This Rule also applies to the designation selection of the next host country of the Conference of the Parties. [Formerly Rule 19 (4)]

PART VII

SUBMISSION OF INFORMATIVE DOCUMENTS AND EXHIBITIONS [Formerly Part VIII]

Rule 28 – Submission of Informative Documents and Exhibitions [Formerly Rule 28]

- (1) Any participant may submit informative documents on the conservation and utilization of natural resources to the attention of the participants to the meeting. Such documents, which shall clearly identify the delegation or observer presenting them, shall be submitted to the Secretariat in sufficient numbers for distribution. [Formerly Rule 28 (1)]
- (2) Informative documents shall be approved by the Secretariat in consultation with the Bureau, as necessary, before distribution. [Formerly Rule 28 (2)]
 - Apart from an exhibition from the host country to show how it conserves nature and implements the Convention, no exhibition is authorised in the immediate vicinity of meeting rooms. Exhibitions set up in a specific exhibition area, at the cost of the exhibitors, may be subject to the approval of the Bureau, which may withdraw such permission at any time. [Formerly Rule 28 (3)]

PART VIII

AMENDMENT OF THE RULES OF PROCEDURE

Rule 29 – Amendment [Formerly Rule 29]

These Rules are established by the Conference and may be amended by decision of the Conference. [Formerly Rule 29]

CORRELATION BETWEEN RULES

Rule of CoP10	Rule proposed
1 (1)	1 (1)
1 (2)	24 (2)
1 (3)	11 (2)
2 (1)	2 (1)
2 (2)	2 (2)
2 (3)	3 (4)
2 (4)	11 (4)
3 (1)	3 (1)
3 (2)	3 (2)
3 (3)	3 (3), 5 (2) (d)
4	4
5 (1)	14 (1)
5 (2)	14 (2)
6 (1)	14 (3)
6 (2)	14 (4)
6 (3)	14 (6)
7 (1)	15 (1)
7 (2)	15 (2)
8 (1)	16 (1)
8 (2)	16 (2)
9 (1)	11 (1)
9 (2)	11 (3)
9 (3)	7
10 (1)	17 (1)
10 (2)	17 (2)
10 (3)	17 (3)
10 (4)	17 (4)
11 (1)	20 (1), 20 (2), 21 (4)
11 (2)	19 (3)
12 (1)	22 (1)
12 (2)	22 (2)
12 (3)	23 (5)
12 (4)	19 (2)
13 (1)	18 (1)
13 (2)	18 (2)
14 (1)	17 (5)
14 (2)	17 (6)
14 (3)	18 (2) (c)
14 (4)	18 (2) (d)

Rule of CoP10	Rule proposed
14 (5)	18 (2) (a) (b)
14 (6)	19 (1)
15 (1)	24 (1)
15 (2)	25 (1)
15 (3)	25 (2)
15 (4)	25 (3)
15 (5)	25 (4)
15 (6)	25 (5)
16	26 (1)
17 (1)	21 (3)
17 (2)	21 (5)
17 (3)	21 (2)
18 (1)	23 (2)
18 (2)	23 (3), 23 (4)
19 (1)	27 (1)
19 (2)	27 (deleted)
19 (3)	27 (deleted)
19 (4)	27 (2)
20 (1)	8 (1)
20 (2)	8 (2)
20 (3)	8 (3)
21 (1)	9 (1)
21 (2)	9 (2)
22 (1)	10 (1)
22 (2)	10 (2)
23	12 (1)
24	12 (2)
25 (1)	13 (1)
25 (2)	13 (2)
26 (1)	5 (2) 5 (3) 5 (4)
26 (2)	5 (3)
26 (3)	5 (4)
26 (4)	5 (5)
27	6, 8 (2)
28 (1)	28 (1)
28 (2)	28 (2)
28 (3)	28 (3)
29	29