

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

Thirteenth meeting of the Conference of the Parties
Bangkok (Thailand), 2-14 October 2004

Tenth session: 8 October 2004: 14h10-17h10

Chairman: H. Dublin

Secretariat: T. De Meulenaer
D. Morgan
M. Schmidt
G. van Vliet

UNEP: N. Rotich

Rapporteurs: H. Corrigan
T. Inskipp
A. Stattersfield
A. St. John

Interpretation and implementation of the Convention

Amendment of the Appendices

59. Standard nomenclature

59.1 Standard nomenclature for birds

Responding to a request by the Committee at its seventh session, the delegation of Mexico presented the text of the draft decision, to read:

The Nomenclature Committee shall conduct a review of the status of the standard nomenclature references adopted for the species of the Class AVES listed in the Appendices, shall inform the Conference of the Parties on the matter at its 14th meeting and, if necessary, recommend the changes involved in updating them.

The draft decision was accepted.

Strategic and administrative matters

9. Committee reports and recommendations

9.2 Plants Committee

9.2.1. Report of the Chairman

Responding to a request by the Committee at its sixth session regarding the draft decision directed to the Secretariat in Paragraph 42 of document CoP13 Doc. 9.2.1, the delegation of Australia proposed, as the most appropriate solution, that a new paragraph be inserted after the first "RECOGNIZES" in Resolution Conf. 8.3 on Recognition of the benefits of trade in wildlife, to read:

RECOGNIZES that implementation of CITES-listing decisions should take into account potential impacts on the livelihoods of the poor.

Following some further discussion the proposed amendment to Resolution Conf. 8.3 was accepted.

Interpretation and implementation of the Convention

Amendment of the Appendices

60. Proposals to amend Appendices I and II

The Chairman (South Africa) of the drafting group revising proposal CoP13 Prop. 37 on *Hoodia* spp. reported that the group had been unable to revise the annotation without expanding the scope of the proposal. They presented the original proposal CoP13 Prop. 37 and stated that if the proposal were accepted they would submit a revised annotation for consideration at CoP14. They were supported by the delegations of Kenya, Namibia and the United States of America. The delegation of the Netherlands, on behalf of the 25 Member States of the European Community, opposed the proposal. The Chairman asked the Committee to vote. The result was 49 in favour, 10 against and there were 42 abstentions (see the Annex). Proposal CoP13 Prop. 37 was accepted.

The Chairman (South Africa) of the working group dealing with proposals CoP13 Prop. 40 and 41 on orchid hybrids reported that the group had been unable to combine the two proposals as they were substantially different in approach. However the group believed there was a close relationship between proposals CoP13 Prop. 40 and 42. He noted that the Chairman of the Plants Committee was in discussion with the delegation of Thailand concerning a revision to proposal CoP13 Prop. 40. After some clarification, the Chairman requested the working group to continue its work, with a revised mandate to review the possibility of merging proposals CoP13 Prop. 40 and 42. South Africa was no longer part of the working group, which would now be chaired by Australia, with Kenya joining the group as the new representative for Africa.

Returning to proposal CoP13 Prop. 47, concerning *Taxus wallichiana*, the delegation of the Netherlands, on behalf of the Member States of the European Community, presented a proposed amendment to the annotation. However, they said they would not oppose the proposal as originally presented if their amendment were deemed to widen the scope of the proposal. The Chairman ruled that this was the case, and the Netherlands, on behalf of the Member States of the European Community, withdrew its proposed amendment. Proposal CoP13 Prop. 47 was then accepted.

The delegation of China introduced proposal CoP13 Prop. 48, jointly proposed by China and the United States, to include *Taxus chinensis*, *T. cuspidata*, *T. fuana* and *T. sumatrana* and all infraspecific taxa of these species in Appendix II, excluding seeds and pollen, and finished pharmaceutical products. The delegation of the United States added that the proposal had arisen as a result of the Plants Committee urging the United States to work on these species with the range States. The delegations of India, Indonesia, and Liberia, and the observer from TRAFFIC supported the proposal. The delegation of the Netherlands, on behalf of the Member States of the European Community, supported the proposal contingent on amendment of the annotation to include the following:

Exempt: Whole artificially propagated plants in pots or other small containers, each consignment being accompanied by a label or document, stating the name of the taxon or taxa and the text: 'artificially propagated'.

The delegations of Japan and the Republic of Korea did not support the proposal. The former considered that populations of *T. cuspidata* in Japan were not threatened by international trade and should be excluded. The latter averred that there had been insufficient consultation with all range States and considered that *T. cuspidata* should be excluded completely, as most of its range was in the Republic of Korea, where it was not threatened. The delegation of the United States was not in favour of making changes that would result in a split-listing with attendant problems of securing effective control.

The delegation of the Republic of Korea suggested adding a further annotation to exempt plant biomass produced as a result of new technologies, but the delegations of China and the United States believed that this would result in enforcement difficulties. After some further discussion, the delegations of Japan and the Republic of Korea withdrew their objections, and proposal CoP13 Prop. 48 was accepted as amended by the delegation of the Netherlands, on behalf of the Member States of the European Community.

The Chairman read the list of proposals for fauna, referring to them by number and requesting that Parties who wanted substantive discussion on a proposal indicate their request.

Proposals CoP13 Prop. 23, regarding the inclusion of *Chelodina mccordi* in Appendix II, and CoP13 Prop. 34, regarding the deletion of the annotation "*sensu* D'Abbrera" for *Ornithoptera* spp., *Trogonoptera* spp. and *Troides* spp., were accepted without discussion.

The delegation of the United Kingdom of Great Britain and Northern Ireland, on behalf of the Member States of the European Community, presented proposal CoP13 Prop. 1 regarding inclusion of a new paragraph after paragraph 4 in the Interpretation section of the Appendices, to exclude various specimens and products from CITES controls for all species included in the Appendices. Referring to the Appendix to Annex A in document CoP13 Inf. 37, they suggested several amendments to the proposal. However the delegation of China, supported by the delegation of the United States, stated that they believed that the addition of RNA to the original proposal expanded its scope. The Chairman agreed with this view. The delegation of Mexico, supported by the delegations of China, Colombia, Peru, the United Republic of Tanzania and Uganda, opposed the proposal, arguing that it would have substantive impact and create implementation problems. The delegation of Brazil agreed with the comments of the delegation of Mexico, adding that they had general problems with this proposal and proposal CoP13 Prop. 2. The delegation of the United States also opposed the proposal and noted that they believed the term "*in-vitro* cultivated" was not standard terminology. In light of the opposition and concerns voiced, the delegation of the Netherlands, on behalf of the Member States of the European Community, withdrew the proposal.

The delegation of Switzerland, as Depositary Government and at the request of the Standing Committee, introduced proposal CoP13 Prop. 2 to include a new paragraph after paragraph 4 in the Interpretation section of the Appendices, which would remove the following from control for all species included in the Appendices: a) *in-vitro* cultivated DNA that does not contain any part of the original; b) urine and faeces; c) various pharmaceutical products; and d) fossils. The delegation of the United States expressed support for the proposal, providing that the wording in paragraphs a) and c) was amended and that the term 'fossil' in paragraph d) was clearly defined. The delegation of Mexico, supported by the delegations of Belize, China, the Gambia and Uganda, opposed the proposal, noting that many of the comments made regarding proposal CoP13 Prop. 1 applied to this proposal. The delegation of Switzerland proposed to amend the proposal by deleting paragraphs a) and c). The delegation of Mexico opposed the amended proposal, noting that trade in urine from wild animals might have a detrimental impact on the populations of those animals. The delegation of Switzerland then withdrew the proposal.

The delegation of Thailand introduced proposal CoP13 Prop. 3 to transfer *Orcaella brevirostris* from Appendix II to Appendix I. The delegations of Australia, Canada, Germany, on behalf of the Member States of the European Community, and Myanmar strongly supported the proposal, the delegation of Australia noting that populations were small and disjunct, and that demand from aquaria was predicted to grow. The delegation of Japan, supported by the delegations of Gabon and Norway, opposed the proposal, noting that there had been no comprehensive surveys of coastal waters but that the population of the species was estimated to number at least 30,000. They also believed that the small number caught for aquaria were not a conservation concern, and that threats to the species could be dealt with through regional management. The delegation of Japan requested a secret ballot and the proposal was accepted, with 73 in favour, 30 against and 8 abstentions.

The session closed at 17h10.

Agenda item 60 – Result of the vote on proposal CoP13 Prop. 37.

Conference Name		Delegate Details List		
ID Name	Card/Unit	Selection	In Database	
101 Afghanistan	00101	Y	Y	
102 Albania	00102	Not Voted	Y	
103 Algeria	00103	Not Voted	Y	
104 Antigua and Barbuda	00104	A	Y	
105 Argentina	00105	Not Voted	Y	
106 Australia	00106	Y	Y	
107 Austria	00107	A	Y	
108 Azerbaijan	00108	Not Voted	Y	
109 Bahamas	00109	Y	Y	
110 Bangladesh	00110	Y	Y	
111 Barbados	00111	Y	Y	
112 Belarus	00112	Not Voted	Y	
113 Belgium	00113	A	Y	
114 Belize	00114	Not Voted	Y	
115 Benin	00115	Y	Y	
116 Bhutan	00116	Y	Y	
117 Bolivia	00117	Y	Y	
118 Botswana	00118	Not Voted	Y	
119 Brazil	00119	Not Voted	Y	
120 Brunei Darussalam	00120	Y	Y	
121 Bulgaria	00121	Not Voted	Y	
122 Burkina Faso	00122	Not Voted	Y	
123 Burundi	00123	Not Voted	Y	
124 Cambodia	00124	Y	Y	
125 Cameroon	00125	Y	Y	
126 Canada	00126	N	Y	
127 Central African Republic	00127	Not Voted	Y	
128 Chad	00128	Not Voted	Y	
129 Chile	00129	Y	Y	
130 China	00130	Y	Y	
131 Colombia	00131	Not Voted	Y	
132 Comoros	00132	Not Voted	Y	
133 Congo	00133	Not Voted	Y	
134 Costa Rica	00134	A	Y	
135 Cote d'Ivoire	00135	A	Y	
136 Croatia	00136	A	Y	
137 Cuba	00137	Y	Y	
138 Cyprus	00138	Not Voted	Y	
139 Czech Republic	00139	A	Y	
140 Democratic Republic of the Congo	00140	Not Voted	Y	
141 Denmark	00141	A	Y	
142 Djibouti	00142	Not Voted	Y	
143 Dominica	00143	Not Voted	Y	
144 Dominican Republic	00144	Y	Y	
145 Ecuador	00145	N	Y	
146 Egypt	00146	Not Voted	Y	
147 El Salvador	00147	Not Voted	Y	
148 Equatorial Guinea	00148	Not Voted	Y	
149 Eritrea	00149	Y	Y	
150 Estonia	00150	A	Y	
151 Ethiopia	00151	Not Voted	Y	

Conference Name		Delegate Details List		
ID Name	Card/Unit	Selection	In Database	
152 Fiji	00152	Not Voted	Y	
153 Finland	00153	A	Y	
154 France	00154	A	Y	
155 Gabon	00155	Not Voted	Y	
156 Gambia	00156	Not Voted	Y	
157 Georgia	00157	Not Voted	Y	
158 Germany	00158	A	Y	
159 Ghana	00159	Not Voted	Y	
161 Grenada	00161	Not Voted	Y	
162 Guatemala	00162	Y	Y	
163 Guinea	00163	Y	Y	
164 Guinea - Bissau	00164	Not Voted	Y	
165 Guyana	00165	Y	Y	
166 Honduras	00166	Y	Y	
167 Hungary	00167	Not Voted	Y	
168 Iceland	00168	Y	Y	
169 India	00169	Y	Y	
170 Indonesia	00170	Y	Y	
171 Iran (Islamic Republic of)	00171	Not Voted	Y	
172 Ireland	00172	A	Y	
173 Israel	00173	Y	Y	
174 Italy	00174	A	Y	
175 Jamaica	00175	Y	Y	
176 Japan	00176	Y	Y	
177 Jordan	00177	A	Y	
178 Kazakhstan	00178	Not Voted	Y	
179 Kenya	00179	Y	Y	
180 Kuwait	00180	A	Y	
181 Lao Peoples Democratic Republic	00181	Not Voted	Y	
182 Latvia	00182	A	Y	
183 Lesotho	00183	Y	Y	
184 Liberia	00184	Y	Y	
185 Libyan Arab Jamahiriya	00185	Not Voted	Y	
186 Lichtenstein	00186	A	Y	
187 Lithuania	00187	Not Voted	Y	
188 Luxembourg	00188	A	Y	
189 Macedonia	00189	Not Voted	Y	
190 Madagascar	00190	Y	Y	
191 Malawi	00191	Not Voted	Y	
192 Malaysia	00192	A	Y	
193 Mali	00193	Y	Y	
194 Malta	00194	A	Y	
195 Mauritania	00195	Not Voted	Y	
196 Mauritius	00196	Y	Y	
197 Mexico	00197	N	Y	
198 Monaco	00198	Not Voted	Y	
199 Mongolia	00199	A	Y	
200 Morocco	00200	Not Voted	Y	
201 Mozambique	00201	Y	Y	
202 Myanmar	00202	Y	Y	
203 Namibia	00203	Y	Y	
204 Nepal	00204	Y	Y	
205 Netherlands	00205	A	Y	

Conference Name Delegate Details List

ID Name	Card/Unit	Selection	In Database
206 New Zealand	00206	Y	Y
207 Nicaragua	00207	A	Y
208 Niger	00208	Y	Y
209 Nigeria	00209	Not Voted	Y
210 Norway	00210	Not Voted	Y
212 Palau	00212	Y	Y
213 Panama	00213	Not Voted	Y
214 Papua New Guinea	00214	A	Y
215 Paraguay	00215	A	Y
216 Peru	00216	Not Voted	Y
217 Philippines	00217	Not Voted	Y
218 Poland	00218	A	Y
219 Portugal	00219	A	Y
220 Qatar	00220	Y	Y
221 Republic of Korea	00221	N	Y
222 Republic of Moldova	00222	N	Y
223 Romania	00223	Y	Y
224 Russian Federation	00224	Not Voted	Y
225 Rwanda	00225	Not Voted	Y
226 Saint Kitts and Nevis	00226	Not Voted	Y
227 Saint Lucia	00227	Not Voted	Y
228 Sao Tome and Principe	00228	Not Voted	Y
230 Saudi Arabia	00230	Not Voted	Y
231 Senegal	00231	A	Y
232 Serbia and Montenegro	00232	Not Voted	Y
233 Seychelles	00233	A	Y
234 Sierra Leone	00234	Not Voted	Y
235 Singapore	00235	N	Y
236 Slovakia	00236	A	Y
237 Slovenia	00237	A	Y
238 Somalia	00238	Not Voted	Y
239 South Africa	00239	Y	Y
240 Spain	00240	A	Y
241 Sri Lanka	00241	Y	Y
242 Sudan	00242	Not Voted	Y
243 Suriname	00243	N	Y
244 Swaziland	00244	Y	Y
245 Sweden	00245	A	Y
246 Switzerland	00246	N	Y
247 Syrian Arab Republic	00247	Not Voted	Y
248 Thailand	00248	A	Y
249 The Former Yugoslav Republic of Macedonia	00249	Not Voted	Y
250 Togo	00250	Y	Y
251 Trinidad and Tobago	00251	N	Y
252 Tunisia	00252	Y	Y
253 Turkey	00253	Not Voted	Y
254 Uganda	00254	Y	Y
255 Ukraine	00255	A	Y
256 United Arab Emirates	00256	Not Voted	Y
257 United Kingdom of Great Britain and Northern Ireland	00257	A	Y
258 United Republic of Tanzania	00258	Not Voted	Y
259 United States of America	00259	Y	Y
260 Uruguay	00260	A	Y

Conference Name Delegate Details List

ID Name	Card/Unit	Selection	In Database
261 Uzbekistan	00261	A	Y
262 Vanuatu	00262	A	Y
263 Venezuela	00263	Not Voted	Y
264 Viet Nam	00264	N	Y
265 Yemen	00265	Not Voted	Y
266 Zambia	00266	Not Voted	Y
267 Zimbabwe	00267	Y	Y
160 Greece	00298	A	Y
228 Saint Vincent and The Grenadine	00299	A	Y
211 Pakistan	00300	Not Voted	Y

Vote #1 8/Oct/2004

No	Yes		Abstain
10	49		42
16.95%	83.05%		

