

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

Twelfth session: 11 October 2004: 14h02-17h00

Chairman: H. Dublin

Secretariat: W. Wijnstekers
J. Armstrong
T. De Meulenaer
D. Morgan
J. Sellar

UNEP: N. Rotich

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

Interpretation and implementation of the Convention

Species trade and conservation issues

29. Elephants

29.1 Trade in elephant specimens

The Secretariat introduced document CoP13 Doc. 29.1 noting that much of the work undertaken on the control of internal ivory trade in accordance with Decision 12.39 had involved desk studies using the Elephant Trade Information System (ETIS), and communication with countries with active internal markets. It provided updates on the 10 countries concerned as follows: Cameroon had produced an action plan to address illegal trade and had made seizures; China had developed a new registration and recording system for the internal use of ivory, and had also made seizures; the Democratic Republic of the Congo had an action plan; Djibouti had not responded to requests for information; Ethiopia, with financial assistance from WWF, had held a capacity-building workshop; Japan had new legislation on internal controls; Nigeria had an action plan and were committed to further work; Thailand had made seizures; Uganda had no internal trade and were considered to be unnecessarily included in the list; and the United States of America had made seizures and were planning more public outreach work.

The Secretariat then introduced the draft action plan contained in document CoP13 Doc. 29.1 Annex (Rev. 1) noting that, in paragraph 9, it had incorporated the recommendation made by Kenya in document CoP13 Doc. 29.4 to expand the work beyond African countries. It also noted that, in document CoP13 Doc. 29.4, Kenya had made other recommendations covering, for example, enforcement issues and trade controls. However, the Secretariat felt that enforcement issues were already addressed in Resolution Conf. 11.3 and further dealt with by the draft decisions contained in document CoP13 Doc. 23 Annex 3 (which had already been agreed), and that some countries had already taken action with regard to trade controls, thus making changes problematic.

The delegations of Botswana, Egypt, Guinea, Japan, Namibia and Uganda supported the draft action plan. However, the delegation of Kenya felt that more of the issues highlighted in document CoP13 Doc. 29.4 could have been incorporated and suggested looking at this document first. This was supported by the delegation of Ethiopia. The delegation of China, supported by the delegation of India, requested that additional countries be invited to attend the dialogue meetings to take account of the widening of the geographic scope in paragraph 9. The Netherlands, on behalf of the 25 Member States of the European Community, preferred to see the issue of ivory sales in importing countries dealt with under the processes established at CoP12 and proposed to refer this matter to the Standing Committee.

The Chairman concluded that there was general support for the draft action plan detailed in document CoP13 Doc. 29.1 Annex (Rev. 1) and it was accepted. The Secretariat clarified that the text in this Annex would be formatted as a Decision and this was agreed.

29.4 Illegal ivory trade and control of internal markets

The delegation of Kenya introduced document CoP13 Doc. 29.4 (Rev. 1), expressing the view that a period was required without any more proposals to transfer populations of *Loxodonta africana* from Appendix I to Appendix II. They finished by referring to Annex 2, a revision of the preamble and selected operative sections of Resolution Conf. 10.10 (Rev. CoP12) on Trade in elephant specimens.

The delegation of the Netherlands, on behalf of the Member States of the European Community, welcomed the document in principle but proposed amending the draft resolution in Annex 2 so that the first three paragraphs under the section "Regarding trade in raw and worked ivory and quotas for raw ivory" would read as follows:

- a) *Parties whose elephant populations are listed in Appendix I refrain from introducing proposals to downlist their elephant populations for a sufficient period following the conditional sale of registered ivory stocks agreed at the 12th meeting of the Conference of the Parties, to allow a ruling on the detrimental impact of the one-off sale.*
- b) *Parties whose elephant populations are listed in Appendix II refrain from listing proposals on raw ivory during the period referred to in paragraph a).*
- c) *any further amendments to the regime on worked ivory goods not take effect until the end of the period referred to in paragraph a) and Parties only allow trade in individually marked and certified specimens.*

They also noted that acceptance of these amendments would have implications for the wording in subsequent paragraphs of the draft resolution and proposed that, if the amendments were accepted, that the document, including aspects related to internal trade in ivory, should be submitted to the Standing Committee for discussion and finalization at its 53rd meeting. The Secretary-General, although noting there was no precedent for such a role for the Standing Committee, agreed and proposed some wording for a draft decision to this effect. The delegation of Senegal supported the unamended proposal, whereas the delegations of Chad, Côte d'Ivoire and Liberia supported the proposal as amended by the delegation of the Netherlands, on behalf of the Member States of the European Community. The delegation of the Congo, supported by the delegation of Togo, was also in favour of the amended proposal but recommended that a fixed period would be preferable in paragraph a).

The delegation of the United Republic of Tanzania, supported by the delegations of Botswana, Japan, South Africa, Uganda and Zambia, opposed the proposal whether amended or not, stating that range States should be allowed to use their elephant populations in a sustainable way and that more funding was required to help stamp out illegal trade in ivory. The delegation of Botswana added that in their opinion the draft resolution duplicated the action plan agreed under the previous agenda item. The delegation of Namibia was concerned with the attempts to amend the existing proposal, noting that

there were legal implications with the wording proposed by the delegation of the Netherlands, on behalf of the Member States of the European Community; however, the Secretary-General clarified that, in his view, there were no legal problems with the proposed amendments.

The delegation of Ethiopia referred to Annex 1 of document Cop13 Doc. 29.4 (Rev. 1), disputing the information provided on the status of domestic ivory trade in their country. The delegation of Kenya responded that they would clarify this with ETIS and inform the delegation of Ethiopia of the result.

The Chairman called for a vote on Resolution Conf. 10.10 (Rev. CoP12) as amended by the delegation of the Netherlands, on behalf of the Member States of the European Community, and with the addition of the following paragraph: Instructs the Standing Committee at its 53rd meeting to make changes to the text to make it internally consistent with the adopted amendments. This proposal was rejected, with 54 in favour, 41 against and 32 abstentions (Annex 1).

The delegation of Kenya proposed the following amendments to the draft decision in Annex 3 of the document. In the first line of paragraph b) under the direction to the Secretariat add whose elephant populations are listed in Appendix II after "as well as those"; change the text of section ii) under the direction to the Standing Committee to have elephant populations listed in Appendix II; delete paragraph c) in the same direction; and in paragraph d) (which would become paragraph c) change "before adopting the Draft" to when considering implementation of the. A vote was taken and the proposal, as amended, was rejected, with 17 votes in favour, 32 against and 76 abstentions (Annex 2).

29.5 Conditions for the export of registered stocks of ivory in the annotation to the Appendix-II listing of populations of *Loxodonta africana* in Botswana, Namibia and South Africa

The delegation of Kenya withdrew document CoP13 Doc. 29.5 in the light of earlier discussions.

29.6 Ivory stocks in Burundi

The Secretariat introduced document CoP13 Doc. 29.6 and highlighted information contained in document CoP13 Inf. 39 regarding the ivory stock verification mission to Burundi by TRAFFIC and MIKE. The mission verified that the ivory stocks held by Burundi in 2004 were identical to the stockpile they had in 1988. The Secretariat noted that it had provided a number of options for the disposal of the ivory stocks but believed that there was no satisfactory solution at this stage. The delegation of Burundi urged Parties to help them find a solution. They added that the three traders from whom they had confiscated a portion of the current stockpile were suing the Government of Burundi.

The Committee noted document CoP13 Doc. 29.6.

Regular and special reports

19. Appendix-I species subject to export quotas

19.3 Black rhinoceros: export quota for Namibia and

19.4 Black rhinoceros: export quota for South Africa

The Chairman drew the Committee's attention to document CoP13 Com. I. 2 on the establishment of export quotas for black rhinoceros hunting trophies noting that the final text of the draft resolution, as amended earlier, had now been provided for information.

Species trade and conservation issues

30. Conservation of and trade in rhinoceroses

The Secretariat introduced document CoP13 Com. I. 3 and it was accepted without comment.

The Committee adopted the summary report in document CoP13 Com. I Rep. 7 with the following amendments. In the first paragraph under agenda item 9.3.1 the reference to "the delegation of the Netherlands, on behalf of " should refer to the delegation of Germany, on behalf of. In the second paragraph under this same agenda item, "if these could be specifically dated" should read in their versions as of a specific date. In the Spanish version, the second paragraph under agenda item 59.1 should refer to BirdLife International as the Red List authority for birds for the IUCN Red List.

The Committee adopted the summary report in document CoP13 Com. I Rep. 8 unamended.

The Committee adopted the English and French versions of the summary report in document CoP13 Com. I Rep. 9 unamended. The following corrections were made to the Spanish version of document CoP13 Com. I Rep. 9: in the second paragraph under agenda item 60 remarks were inadvertently attributed to the Chairman of the Animals Committee rather than the Chairman of the Plants Committee; the agenda item 34 appeared twice, the second version should be retained.

The Committee adopted document CoP13 Com. I Rep. 10 with the following amendment: in the paragraph on discussion of proposal CoP13 Prop. 2 the sentence "The delegation of the United States expressed support for the proposal, providing that the wording in paragraph a) and c) was amended and paragraph d) deleted." should read 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 session was closed at 17h00.

Agenda item 29.4 – Result of the vote on document CoP13 Doc. 29.4 (Rev. 1), as amended.

COP 13 11.10.2004		Delegate Details List		COP 13 11.10.2004		Delegate Details List	
4. Vote #1		1495/1495		Card/Unit		Selection In Database	
ID Name	Card/Unit	Selection	In Database	ID Name	Card/Unit	Selection	In Database
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102 Albania	00102	A	Y	153 Finland	00153	Y	Y
103 Algeria	00103	Not Voted	Y	154 France	00154	Y	Y
104 Antigua and Barbuda	00104	A	Y	155 Gabon	00155	Y	Y
105 Argentina	00105	Not Voted	Y	156 Gambia	00156	Not Voted	Y
106 Australia	00106	A	Y	158 Germany	00158	Y	Y
107 Austria	00107	Y	Y	159 Ghana	00159	Y	Y
108 Azerbaijan	00108	Not Voted	Y	161 Grenada	00161	Not Voted	Y
109 Bahamas	00109	Y	Y	162 Guatemala	00162	Y	Y
110 Bangladesh	00110	Y	Y	163 Guinea	00163	N	Y
111 Barbados	00111	Y	Y	164 Guinea - Bissau	00164	Not Voted	Y
112 Belarus	00112	A	Y	165 Guyana	00165	Not Voted	Y
113 Belgium	00113	Not Voted	Y	166 Honduras	00166	Y	Y
114 Belize	00114	Y	Y	167 Hungary	00167	Y	Y
115 Benin	00115	N	Y	168 Iceland	00168	Y	Y
116 Bhutan	00116	N	Y	169 India	00169	A	Y
117 Bolivia	00117	N	Y	170 Indonesia	00170	A	Y
118 Botswana	00118	N	Y	171 Iran (Islamic Republic of)	00171	Not Voted	Y
119 Brazil	00119	A	Y	172 Ireland	00172	Y	Y
120 Brunei Darussalam	00120	N	Y	173 Israel	00173	Y	Y
121 Bulgaria	00121	A	Y	174 Italy	00174	Y	Y
122 Burkina Faso	00122	Y	Y	175 Jamaica	00175	A	Y
123 Burundi	00123	Not Voted	Y	176 Japan	00176	N	Y
124 Cambodia	00124	N	Y	177 Jordan	00177	Y	Y
125 Cameroon	00125	A	Y	178 Kazakhstan	00178	Not Voted	Y
126 Canada	00126	N	Y	179 Kenya	00179	Y	Y
127 Central African Republic	00127	Y	Y	180 Kuwait	00180	Y	Y
128 Chad	00128	Y	Y	181 Lao Peoples Democratic Republic	00181	Not Voted	Y
129 Chile	00129	A	Y	182 Latvia	00182	Y	Y
130 China	00130	Y	Y	183 Lesotho	00183	Y	Y
131 Colombia	00131	N	Y	184 Liberia	00184	Y	Y
132 Comoros	00132	N	Y	185 Libyan Arab Jamahiriya	00185	Not Voted	Y
133 Congo	00133	Not Voted	Y	186 Lichtenstein	00186	N	Y
134 Costa Rica	00134	Not Voted	Y	187 Lithuania	00187	Not Voted	Y
135 Cote d'Ivoire	00135	Y	Y	188 Luxembourg	00188	Y	Y
136 Croatia	00136	Y	Y	190 Madagascar	00190	N	Y
137 Cuba	00137	Y	Y	191 Malawi	00191	A	Y
138 Cyprus	00138	N	Y	192 Malaysia	00192	A	Y
139 Czech Republic	00139	Not Voted	Y	193 Mali	00193	Y	Y
140 Democratic Republic of the Congo	00140	Y	Y	194 Malta	00194	Y	Y
141 Denmark	00141	Y	Y	195 Mauritania	00195	N	Y
142 Djibouti	00142	Y	Y	196 Mauritius	00196	N	Y
143 Dominica	00143	Not Voted	Y	197 Mexico	00197	N	Y
144 Dominican Republic	00144	N	Y	198 Monaco	00198	Y	Y
145 Ecuador	00145	N	Y	199 Mongolia	00199	A	Y
146 Egypt	00146	N	Y	200 Morocco	00200	Not Voted	Y
147 El Salvador	00147	A	Y	201 Mozambique	00201	N	Y
148 Equatorial Guinea	00148	A	Y	202 Myanmar	00202	A	Y
149 Eritrea	00149	Not Voted	Y	203 Namibia	00203	N	Y
150 Estonia	00150	Y	Y	204 Nepal	00204	A	Y
151 Ethiopia	00151	Y	Y	205 Netherlands	00205	Y	Y
				206 New Zealand	00206	A	Y
				207 Nicaragua	00207	A	Y
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Page 1				Page 2			

COP 13 11.10.2004

Delegate Details List

ID Name	Card/Unit	Selection	In Database
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210 Norway	00210	N	Y
212 Palau	00212	A	Y
213 Panama	00213	Not Voted	Y
214 Papua New Guinea	00214	A	Y
215 Paraguay	00215	Not Voted	Y
216 Peru	00216	Not Voted	Y
217 Philippines	00217	Not Voted	Y
218 Poland	00218	Y	Y
219 Portugal	00219	Y	Y
220 Qatar	00220	A	Y
221 Republic of Korea	00221	A	Y
222 Republic of Moldova	00222	Not Voted	Y
223 Romania	00223	N	Y
224 Russian Federation	00224	A	Y
225 Rwanda	00225	Not Voted	Y
226 Saint Kitts and Nevis	00226	N	Y
227 Saint Lucia	00227	N	Y
229 Sao Tome and Principe	00229	Not Voted	Y
230 Saudi Arabia	00230	Not Voted	Y
231 Senegal	00231	Y	Y
232 Serbia and Montenegro	00232	Not Voted	Y
233 Seychelles	00233	A	Y
234 Sierra Leone	00234	Not Voted	Y
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236 Slovakia	00236	Y	Y
237 Slovenia	00237	Y	Y
238 Somalia	00238	Not Voted	Y
239 South Africa	00239	N	Y
240 Spain	00240	Y	Y
241 Sri Lanka	00241	N	Y
242 Sudan	00242	N	Y
243 Suriname	00243	N	Y
244 Swaziland	00244	N	Y
245 Sweden	00245	Y	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 Mac	00249	Not Voted	Y
250 Togo	00250	Y	Y
251 Trinidad and Tobago	00251	A	Y
252 Tunisia	00252	Y	Y
254 Uganda	00254	N	Y
255 Ukraine	00255	Not Voted	Y
256 United Arab Emirates	00256	A	Y
257 United Kingdom of Great Britain and N	00257	Not Voted	Y
258 United Kingdom of Great Britain and N	00258	Not Voted	Y
259 United Republic of Tanzania	00259	N	Y
260 United States of America	00260	Y	Y
261 Uruguay	00261	Not Voted	Y
262 Uzbekistan	00262	A	Y
262 Vanuatu	00262	Not Voted	Y
263 Venezuela	00263	Not Voted	Y

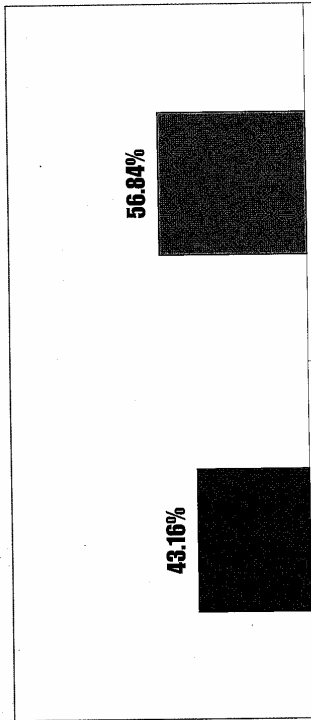
COP 13 11.10.2004

Delegate Details List

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265 Yemen	00265	Not Voted	Y
266 Zambia	00266	N	Y
267 Zimbabwe	00267	N	Y
253 Turkey	00296	Y	Y
157 Georgia	00297	Y	Y
160 Greece	00298	Not Voted	Y
228 Saint Vincent and The Grenadine	00299	N	Y
211 Pakistan	00300	Not Voted	Y

Vote #1 11/Oct/2004

NO	Yes	Abstain
41	54	32
43.16%	56.84%	



Agenda item 29.4 – Result of the vote on document CoP13 Doc. 29.4 (Rev. 1) Annex 3, as amended.

COP 13 11.10.2004		Delegate Details List		COP 13 11.10.2004		Delegate Details List	
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154 France	00154	Y	Y	154 France	00154	Y	Y
155 Gabon	00155	Y	Y	155 Gabon	00155	Y	Y
156 Gambia	00156	Not Voted	Y	156 Gambia	00156	Not Voted	Y
158 Germany	00158	A	Y	158 Germany	00158	A	Y
159 Ghana	00159	Y	Y	159 Ghana	00159	Y	Y
161 Grenada	00161	Not Voted	Y	161 Grenada	00161	Not Voted	Y
162 Guatemala	00162	Y	Y	162 Guatemala	00162	Y	Y
163 Guinea	00163	N	Y	163 Guinea	00163	N	Y
164 Guinea - Bissau	00164	Not Voted	Y	164 Guinea - Bissau	00164	Not Voted	Y
165 Guyana	00165	Not Voted	Y	165 Guyana	00165	Not Voted	Y
166 Honduras	00166	Not Voted	Y	166 Honduras	00166	Not Voted	Y
167 Hungary	00167	A	Y	167 Hungary	00167	A	Y
168 Iceland	00168	N	Y	168 Iceland	00168	N	Y
169 India	00169	N	Y	169 India	00169	N	Y
170 Indonesia	00170	A	Y	170 Indonesia	00170	A	Y
171 Iran (Islamic Republic of)	00171	Not Voted	Y	171 Iran (Islamic Republic of)	00171	Not Voted	Y
172 Ireland	00172	A	Y	172 Ireland	00172	A	Y
173 Israel	00173	Y	Y	173 Israel	00173	Y	Y
174 Italy	00174	A	Y	174 Italy	00174	A	Y
175 Jamaica	00175	A	Y	175 Jamaica	00175	A	Y
176 Japan	00176	N	Y	176 Japan	00176	N	Y
177 Jordan	00177	Not Voted	Y	177 Jordan	00177	Not Voted	Y
178 Kazakhstan	00178	Not Voted	Y	178 Kazakhstan	00178	Not Voted	Y
179 Kenya	00179	Y	Y	179 Kenya	00179	Y	Y
180 Kuwait	00180	A	Y	180 Kuwait	00180	A	Y
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184 Liberia	00184	Y	Y	184 Liberia	00184	Y	Y
185 Libyan Arab Jamahiriya	00185	Not Voted	Y	185 Libyan Arab Jamahiriya	00185	Not Voted	Y
186 Lichtenstein	00186	A	Y	186 Lichtenstein	00186	A	Y
188 Luxembourg	00188	Not Voted	Y	188 Luxembourg	00188	Not Voted	Y
187 Lithuania	00187	A	Y	187 Lithuania	00187	A	Y
190 Madagascar	00190	A	Y	190 Madagascar	00190	A	Y
191 Malawi	00191	N	Y	191 Malawi	00191	N	Y
192 Malaysia	00192	A	Y	192 Malaysia	00192	A	Y
193 Mali	00193	Y	Y	193 Mali	00193	Y	Y
194 Malta	00194	A	Y	194 Malta	00194	A	Y
195 Mauritania	00195	N	Y	195 Mauritania	00195	N	Y
196 Mauritius	00196	N	Y	196 Mauritius	00196	N	Y
197 Mexico	00197	A	Y	197 Mexico	00197	A	Y
198 Monaco	00198	N	Y	198 Monaco	00198	N	Y
199 Mongolia	00199	A	Y	199 Mongolia	00199	A	Y
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202 Myanmar	00202	A	Y	202 Myanmar	00202	A	Y
203 Namibia	00203	N	Y	203 Namibia	00203	N	Y
204 Nepal	00204	A	Y	204 Nepal	00204	A	Y
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207 Nicaragua	00207	A	Y	207 Nicaragua	00207	A	Y
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Page 2				Page 1			

COP 13 11.10.2004

Delegate Details List

ID Name	Card/Unit	Selection	In Database
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212 Palau	00212	A	Y
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214 Papua New Guinea	00214	A	Y
215 Paraguay	00215	Not Voted	Y
216 Peru	00216	Not Voted	Y
217 Philippines	00217	Not Voted	Y
218 Poland	00218	Not Voted	Y
219 Portugal	00219	A	Y
220 Qatar	00220	A	Y
221 Republic of Korea	00221	A	Y
222 Republic of Moldova	00222	A	Y
223 Romania	00223	Not Voted	Y
224 Russian Federation	00224	A	Y
225 Rwanda	00225	Not Voted	Y
226 Saint Kitts and Nevis	00226	N	Y
227 Saint Lucia	00227	N	Y
229 Sao Tome and Principe	00229	Not Voted	Y
230 Saudi Arabia	00230	Not Voted	Y
231 Senegal	00231	Y	Y
232 Serbia and Montenegro	00232	Not Voted	Y
233 Seychelles	00233	A	Y
234 Sierra Leone	00234	Not Voted	Y
235 Singapore	00235	A	Y
236 Slovakia	00236	A	Y
237 Slovenia	00237	A	Y
238 Somalia	00238	Not Voted	Y
239 South Africa	00239	N	Y
240 Spain	00240	A	Y
241 Sri Lanka	00241	A	Y
242 Sudan	00242	N	Y
243 Suriname	00243	A	Y
244 Swaziland	00244	N	Y
245 Sweden	00245	A	Y
246 Switzerland	00246	A	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	A	Y
252 Tunisia	00252	Y	Y
254 Uganda	00254	N	Y
255 Ukraine	00255	A	Y
256 United Arab Emirates	00256	A	Y
257 United Kingdom of Great Britain and Northern Ireland	00257/n	A	Y
258 United Kingdom of Tanzania	00258	N	Y
259 United States of America	00259	Y	Y
260 Uruguay	00260	A	Y
261 Uzbekistan	00261	A	Y
262 Vanuatu	00262	A	Y
263 Venezuela	00263	Not Voted	Y

COP 13 11.10.2004

Delegate Details List

ID Name	Card/Unit	Selection	In Database
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265 Yemen	00265	Not Voted	Y
266 Zambia	00266	N	Y
267 Zimbabwe	00267	N	Y
253 Turkey	00296	A	Y
157 Georgia	00297	A	Y
160 Greece	00298	Not Voted	Y
228 Saint Vincent and The Grenadine	00299	A	Y
211 Pakistan	00300	Not Voted	Y

Vote #2 11/Oct/2004

No	Yes	Abstain
32	17	76
65.31%	34.69%	

