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

Thirteenth session: 11 October 2004: 19h10-21h00

Chairman: H. Dublin

Secretariat: W. Wijnstekers

J. Armstrong
T. De Meulenaer
D. Morgan

UNEP: N. Rotich

Rapporteurs: J. Caldwell

H. Corrigan H. Gillett J. Gray R. Mackenzie A. St. John

Interpretation and implementation of the Convention

Amendment of the Appendices

60. Proposals to amend Appendices I and II

The delegation of Namibia introduced proposal CoP13 Prop. 7, stressing the exemplary nature of Namibia's management of elephants, and remarking that recent aerial surveys suggested that the national population of elephants was higher than stated in the proposal's supporting statement. They referred to the suggested amendments to the annotation to the current Appendix-II listing for the Namibian population of *Loxodonta africana*, contained in document CoP13 Doc. 60 Addendum Annex, which had been prepared by the Secretariat. They had thought that the one-off conditional sale of ivory approved at CoP12 would have transpired. They were reluctant to wait until CoP14 to seek approval for an annual export quota for ivory, as drawing up proposals for meetings of the Conference of the Parties was costly in many ways and Namibia had been seeking to reward its communities for successful management of elephants for many years.

The delegations of Bolivia, Botswana, Iceland, Japan, Qatar, Zambia and Zimbabwe and the observer from IWMC-World Conservation Trust, supported the proposal, recognizing Namibia's success in conserving its population of elephants. The delegations of Ghana, India, Israel, Kenya, Mali, the Netherlands, speaking on behalf of the 25 Member States of the European Community, Senegal, Togo and the observer from IFAW opposed the proposal. Most of these believed the single shipment of ivory approved at CoP12 should take place, in order that feedback from this trade could be received, before an annual export quota for raw ivory should be allowed.

The delegation of Namibia requested that paragraphs 4), 5) and 7) of the draft amended annotation in document CoP13 Doc. 60 Addendum Annex be considered as separate elements of their proposal. There was no objection to this and "trade in leather and hair goods for commercial purposes", as specified in paragraph 4) of the document was <u>accepted</u>. The delegation of South Africa proposed that paragraph 5) be amended to read:

if and when the Standing Committee has concluded that the sale referred to in paragraph 6) has not had a detrimental impact on the level of the illegal killing of elephants, trade in individually marked and certified ekipas incorporated in finished jewellery items for commercial purposes

The Chairman asked the Committee to vote on this. The result was 27 in favour, 29 against and 55 abstentions and this element of the proposal was thus <u>rejected</u> (see Annex 1). The Committee then voted on the original text of paragraph 5) of document CoP13 Doc. 60 Addendum Annex. The result was 35 in favour, 54 against and 23 abstentions and this element of the proposal was <u>rejected</u> (see Annex 2). Following a vote, the addition of paragraph 7) to the annotation contained in document CoP13 Doc. 60 Addendum Annex, was also <u>rejected</u>, with 31 votes in favour, 59 against and 20 abstentions (see Annex 3).

The delegation of South Africa introduced proposal CoP13 Prop. 8 for amendment of the annotation regarding their population of the African Elephant, to allow trade in leather goods for commercial purposes, which was <u>agreed</u>.

The delegation of the United States of America introduced proposal CoP13 Prop. 5 for the deletion of *Lynx rufus* from Appendix II. They acknowledged the concerns of some Parties and observers regarding enforcement, arising out of similarity in appearance between *Lynx rufus* and other spotted cats, noting that the Parties had acknowledged at CoP4 that the species was listed owing to its similarity of appearance. They suggested that, with improvements in management and enforcement, the need for look-alike listing should decrease over time. They were willing to withdraw their proposal if a draft decision were approved as follows:

Decision 13.xx Directed to the Animals Committee

The Animals Committee shall, immediately following the 13th meeting of the Conference of the Parties, include the Felidae in its Review of the Appendices. This review shall initially focus on the listing of the Lynx species complex, which includes species that are listed due to similarity of appearance, such as Lynx rufus. In addition to evaluation of the listings of these species against the criteria for inclusion of species in Appendices I and II contained in [Resolution Conf. 13.xx], the Animals Committee shall assess the management and enforcement measures available to achieve effective control of trade in these species so as to resolve the continued need for lookalike listings. This assessment should also include a review of trade information to determine whether these species are actually confused in trade or whether the look-alike problem is merely hypothetical. The Animals Committee shall provide a report at CoP14 on progress of the review of all Felidae and particularly on their review of Lynx spp. and look-alike issues.

The delegation of the Netherlands, on behalf of the Member States of the European Community, suggested that any such activity should be dependent upon the availability of funding, but subject to that proviso could support the draft decision. The delegation of Mexico supported the draft decision, noting that the postponement of a decision to delete *Lynx rufus* from Appendix II would provide an opportunity to review its status in all range States and analyse possible implementation problems. Following clarification from the Secretariat that such a review could begin soon after the present meeting, the draft decision proposed by the United States was <u>agreed</u> and proposal CoP13 Prop. 5 was withdrawn.

The delegation of Kenya introduced proposal CoP13 Prop. 6 to transfer *Panthera leo* from Appendix II to Appendix I noting that trophy hunting exacerbated the other main threats facing the species. They had listened to the views of the other range States, particularly those of the Southern African Development Community (SADC), scientists and non-governmental organizations, and believed there should be a regional consensus on the issue. They noted that there were discussions under way for convening a regional workshop on lion management in 2005, the results of which would be reported to the Animals Committee. Taking into consideration the discussion and comments received, they withdrew the proposal.

Strategic and administrative matters

9. Committee reports and recommendations

9.1 Animals Committee

and

Interpretation and implementation of the Convention

Species trade and conservation issues

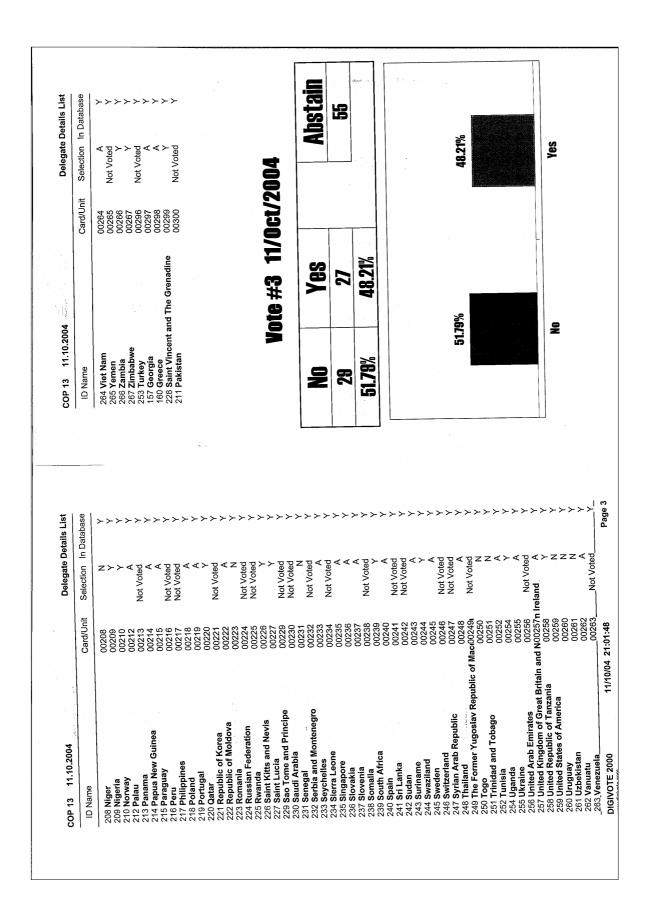
33. Conservation of and trade in tortoises and freshwater turtles

The Chairman of the Animals Committee introduced document CoP13 Com. I. 5, containing draft revisions of Resolution Conf. 11.9 (Rev. CoP12) and two draft decisions directed to the Secretariat. All were <u>agreed</u>.

The meeting was closed at 21h00.

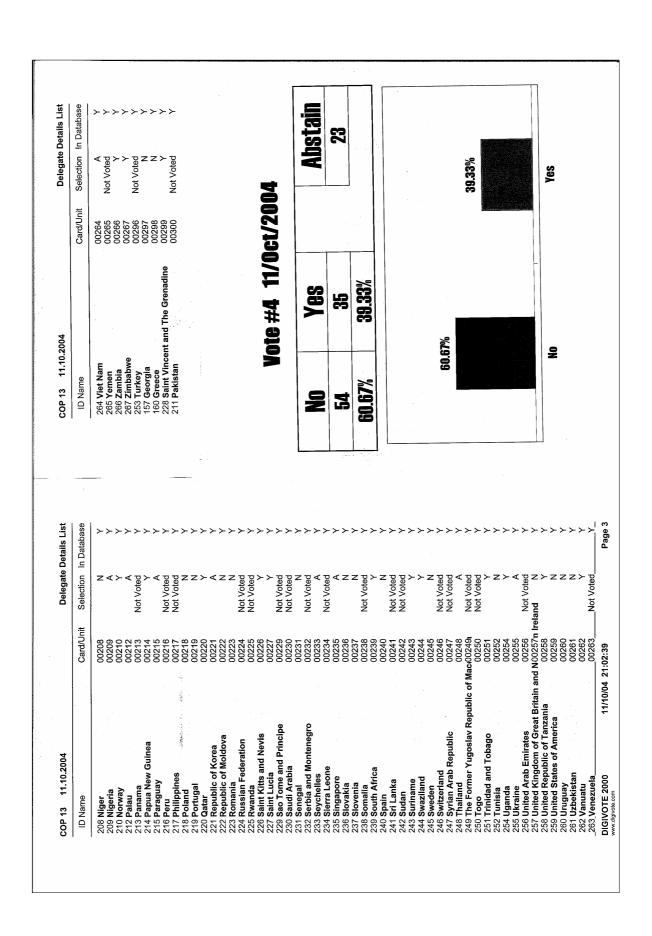
Agenda item 60 – Result of the first vote on paragraph 5 of the Annex to document CoP13 Doc. 60 Addendum, as amended.

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Agenda item 60 – Result of the second vote on paragraph 5 of the Annex to document CoP13 Doc. 60 Addendum.

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Agenda item 60 – Result of the vote on the addition of a paragraph 7 of the Annex to document CoP13 Doc. 60 Addendum.

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