

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



Sixteenth meeting of the Conference of the Parties
Bangkok (Thailand), 3-14 March 2013

Interpretation and implementation of the Convention

Amendment of the Appendices

PROPOSALS TO AMEND APPENDICES I AND II

1. This document has been prepared by the Secretariat.
2. Article XV, paragraph 1 (a), of the Convention, states that:

Any Party may propose an amendment to Appendix I or II for consideration at the next meeting [of the Conference of the Parties]. The text of the proposed amendment shall be communicated to the Secretariat at least 150 days before the meeting.

3. By 4 October 2012, i.e. 150 days before the opening date of the 16th meeting of the Conference of the Parties, 31 Parties had communicated to the Secretariat their proposals for amendment of Appendices I and II, for consideration at that meeting. These were Australia, Belize, Benin, Botswana, Brazil, Burkina Faso, China, Colombia, Comoros, Costa Rica, Croatia, Denmark (on behalf of the European Community Member States acting in the interest of the European Community), Ecuador, Egypt, Honduras, Indonesia, Japan, Kenya, Kuwait, Madagascar, Mexico, Namibia, New Zealand, Senegal, Sierra Leone, South Africa, Switzerland, Thailand, the United Republic of Tanzania, the United States of America and Viet Nam. Most of the proposals were accompanied by supporting statements presented in accordance with the format recommended by the Conference of the Parties [Annex 6 to Resolution Conf. 9.24 (Rev. CoP14)]. At a later stage (26 December 2012) the CITES Secretariat was informed by the United Republic of Tanzania about its decision to withdraw Proposal 11 on *Loxodonta africana*.
4. The list of the proposals for amendment of Appendices I and II together with the Secretariat's recommendations thereon, is provided in Annex 1 of the present document.
5. The Secretariat consulted the Parties on the proposed amendments in accordance with the provisions of Article XV, paragraphs 1 (a), 2 (b) and (c), through a Notification sent to the contracting and signatory States of the Convention through the diplomatic channel on 5 December 2012, as well as with Notification to the Parties No 2012/063 of the same date. The proposals have also been made available on the Secretariat's website. The Secretariat's draft provisional assessment of the proposals was provided to the Parties through above Notification, and the final edited version is also included in Annex 2 of the present document.
6. In accordance with the provisions of Article XV, paragraphs 1 (a) and 2 (b), of the Convention, the Secretariat has consulted intergovernmental bodies having a function in relation to marine species. These organizations were: the Agreement on the Conservation of Polar Bears, Caribbean Regional Fisheries Mechanism (CRFM), Central America Fisheries and Aquaculture Organization (OSPESCA), Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR), Commission for the Conservation of Southern Bluefin Tuna (CCSBT), Commission for Inland Fisheries and Aquaculture of Latin America and the Caribbean (COPECSAALC), Convention on the Conservation of Migratory Species of Wild Animals (CMS), Fishery Committee for the Eastern Central Atlantic (CECAF), Food and Agriculture Organization of the United Nations (FAO), General Fisheries Commission for the Mediterranean (GFCM), Indian Ocean Tuna Commission (IOTC), Inter-American Tropical Tuna Commission (IATTC), International Commission

for the Conservation of Atlantic Tunas (ICCAT), International Council for the Exploration of the Sea (ICES), Indian Ocean Tuna Commission (IOTC), Latin American Organization for Fisheries Development (OLDEPESCA), North East Atlantic Fisheries Commission (NEAFC), North Pacific Marine Science Organization (PICES), North Atlantic Marine Mammal Commission (NAMMCO), Northwest Atlantic Fisheries Organization (NAFO), the Pacific Community (SPC), Southwest Indian Ocean Fisheries Commission (SWIOFC), South Pacific Regional Fishery Management Organization (SPRFMO), Subregional Fisheries Commission (SFC), Western Central Atlantic Fishery Commission (WECAFC), and Western Central Pacific Fisheries Commission (WCPF).

7. In accordance with the provisions of Resolution Conf. 10.13 (Rev. CoP15), on *Implementation of the Convention for timber species*, paragraph b), of the section entitled *Regarding international organizations*, the Secretariat has sought the views of the International Tropical Timber Organization (ITTO), FAO and the International Union for Conservation of Nature (IUCN) regarding the amendment proposal for timber species.
8. The Secretariat's recommendations take full account of the comments received as a result of the above.
9. At its 58th meeting (Geneva, July 2009), the Standing Committee agreed *inter alia* that, when providing advice to the Parties on proposals to amend Appendices I or II, the Secretariat should clearly indicate which interpretation of the criteria to amend the Appendices it has used. The view of the Secretariat on this point is explained in document CoP15 Doc. 63.
10. Annex 2 to the present document contains:
 - a) the comments received from Parties;
 - b) the comments (or executive summaries thereof) received from the intergovernmental organizations mentioned in paragraphs 6 and 7 above; and
 - c) the Secretariat's final recommendations.
11. The full texts of the comments received from intergovernmental organizations in response to the Secretariat's request for comments, in the languages in which they were submitted, are contained in the following annexes to the present document:
 - Annex 3 - Commission for the Conservation of Antarctic Marine Living Resources (CCAMLR)
 - Annex 4 - Convention on the Conservation of Migratory Species of Wild Animals (CMS)
 - Annex 5 - Commission for Inland Fisheries and Agriculture of Latin America and the Caribbean (COPESCAALC)
 - Annex 6 - Food and Agriculture Organization of the United Nations (FAO)
 - Annex 7 - General Fisheries Commission for the Mediterranean (GFCM)
 - Annex 8 - International Council for the Exploration of the Sea (ICES)
 - Annex 9 - International Tropical Timber Organization (ITTO)
 - Annex 10 - International Union for Conservation of Nature (IUCN)
 - Annex 11 - Northwest Atlantic Fisheries Organization (NEAFC)
 - Annex 12 - North East Atlantic Fisheries Commission (NAFO)
 - Annex 13 - South Pacific Regional Fisheries Management Organization (SPRFMO)
12. Arising from its consideration of the proposals to amend the Appendices submitted to CoP16 and further to the comments in the introduction to its provisional assessments, the Secretariat recommends that its comments in relation to annotations be taken into account in the consideration of document CoP16 Doc. 75 and that the Conference of the Parties adopts the following draft Decisions:

Extinct or possibly extinct species

Directed to the Animals and Plants Committees

- 77.A The Animals and Plants Committees shall review the provisions of Resolution Conf. 9.24 (Rev. CoP15) on *Criteria for amendment of Appendices I and II* as they apply to species that are either extinct or possibly extinct and report to the Standing Committee on their findings.

Directed to the Standing Committee

- 77.B The Standing Committee shall consider the report of the Animals and Plants Committees referred to in Decision 77.A and make recommendations for consideration at the 17th meeting of the Conference of the Parties as appropriate.