



**CONVENTION ON  
MIGRATORY  
SPECIES**

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SECOND MEETING OF THE SIGNATORIES TO  
THE MEMORANDUM OF UNDERSTANDING  
CONCERNING CONSERVATION MEASURES FOR  
THE AQUATIC WARBLER (*Acrocephalus paludicola*)  
Biebrza National Park, Poland, 13-15 May 2010  
Agenda Item 6.0

**MEMORANDUM OF UNDERSTANDING**

**CONCERNING**

**CONSERVATION MEASURES FOR THE AQUATIC WARBLER  
(*Acrocephalus paludicola*)**



**MEMORANDUM OF UNDERSTANDING  
CONCERNING  
CONSERVATION MEASURES FOR THE AQUATIC WARBLER  
(*Acrocephalus paludicola*)**

among the competent authorities of

The Republic of Belarus

The Kingdom of Belgium

The Republic of Bulgaria

The French Republic

The Federal Republic of Germany

The Republic of Hungary

The Republic of Latvia

The Republic of Lithuania

The Kingdom of the Netherlands

The Republic of Poland

The Russian Federation

The Republic of Senegal

The Kingdom of Spain

Ukraine

The United Kingdom of Great Britain and Northern Ireland

The undersigned, acting on behalf of the respective authorities referred to above,

*Aware* of their international responsibilities to conserve the Aquatic Warbler, *Acrocephalus paludicola*, pursuant to the Convention on Biological Diversity (CBD) (Nairobi, 1992), which has recognised migratory species as a unique globally important component of biodiversity under the Convention on Migratory Species (CMS) (Bonn, 1979), and that CMS is the CBD lead partner in conserving and sustainably using migratory species over their entire migratory range;

*Recalling* that CMS calls for international co-operative action to conserve migratory species, and that CMS Article IV, paragraph 4 encourages CMS Contracting Parties to conclude Agreements - including legally non-binding administrative agreements - in respect of any population of migratory species;

*Aware* that the numbers of Aquatic Warbler have been reduced dramatically across its whole breeding range in recent decades, that it has become extinct as a breeding bird in eleven countries in the past hundred years and that, according to available scientific information, it now breeds in fewer than 40 sites in eight countries;

*Understanding* that the largest part of the world population is wintering in probably only a very few sites in sub-Saharan Africa;

*Conscious* of the fact that the Aquatic Warbler is an extreme habitat specialist and that the extent of the breeding, and probably also of the wintering sites, is therefore very restricted;

*Concerned* that the loss of wetlands is responsible for the decline in the numbers of the Aquatic Warbler;

*Noting* that a better knowledge of its biology, migration routes and wintering sites would assist in targeting conservation measures;

*Further noting* that the Aquatic Warbler is recognised as Vulnerable by IUCN-The World Conservation Union;

*Recalling* that the Aquatic Warbler appears on CMS Appendices I and II and has been identified as a priority species for concerted action by its Range States;

*Realising* that such actions must be taken immediately to prevent the disappearance of the remaining populations of the species;

*Acknowledging* their shared responsibility for the conservation and wise management of the Aquatic Warbler and the wetland habitats on which it depends, and the desirability of involving in common initiatives all Range States in the breeding and wintering grounds and along the migration route of the species;

DECIDE to work closely together to improve the conservation status of the Aquatic Warbler throughout its breeding, migrating and wintering range.

To that end, in a spirit of mutual understanding and co-operation, they will individually or collectively:

1. Provide strict protection for the Aquatic Warbler and identify and conserve the wetland habitats essential for its survival.
2. Subject to the availability of resources, implement in their respective countries the provisions of the Action Plan annexed to this Memorandum of Understanding as a basis for conserving all populations of the species. The Action Plan will aim to maintain the species of the Aquatic Warbler throughout its range and, in the medium to long term, to promote the expansion of the breeding population to other suitable areas. The Action Plan will include inter alia: (a) measures to protect the traditional breeding, staging and wintering areas of the Aquatic Warbler; (b) provisions to identify key sites for breeding, migrating and wintering of the Aquatic Warbler; (c) detailed proposals for monitoring, research and practical measures

for the rehabilitation of Aquatic Warbler populations; and (d) measures to prepare national action plans.

3. Assess the implementation of the Memorandum of Understanding, including the Action Plan, at regular meetings to be attended by representatives of each of the authorities concerned and persons or organisations technically qualified in the conservation of the Aquatic Warbler. Such meetings will be convened by the CMS Secretariat and will be hosted by and organised in collaboration with one of the Range States or the Co-operating Organisation.
4. Facilitate the expeditious exchange of scientific, technical and legal information needed to co-ordinate conservation measures, and co-operate with recognised scientists of international organisations and other Range States in order to facilitate their work conducted in relation to the Action Plan.
5. Designate a competent authority to serve as a contact point for the other signatories and communicate without delay the name and contact details of this authority (and any changes thereto) to the CMS Secretariat.
6. Provide to the CMS Secretariat at least every two years, by 31 March of the respective year, a report on implementation of this Memorandum of Understanding in each of the respective countries. The Secretariat will transmit to each of the Range States and the Co-operating Organisation all of the reports received, together with an overview report that it will compile on the basis of information at its disposal.

#### **Final Provisions**

7. This Memorandum of Understanding will be considered an agreement under CMS Article IV, paragraph 4, notwithstanding that it is not a legally binding agreement.
8. The Action Plan annexed to this Memorandum of Understanding is an integral part thereof.
9. The Memorandum of Understanding will take effect immediately for those five or more Range States that have signed it. It will remain open for signature indefinitely, and will become effective for each subsequent Range State on the date of signature. The Memorandum of Understanding will remain in effect indefinitely subject to the right of any signatory to terminate its participation by providing one year's written notice to all of the other signatories.
10. All Range States of the Aquatic Warbler will be eligible to sign this Memorandum of Understanding.
11. Nothing in this Memorandum of Understanding will be legally binding on any of the signatories either jointly or severally.
12. The Memorandum of Understanding, including the Action Plan, may be amended by a consensus of all the signatories.

13. The original text of this Memorandum of Understanding in the English language will be deposited with the CMS Secretariat, which will act as the Depositary.
14. The CMS Secretariat will provide Secretariat functions as outlined in this Memorandum of Understanding. It may use the services of any reliable organization.
15. The working language for all matters related to this Memorandum of Understanding will be English.

DONE at Minsk, Republic of Belarus, on the thirtieth day of April 2003 in a single copy in the English language.

**On behalf of the respective authorities referred to above:**

Representative of the  
Republic of Belarus

*signed*

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(Signature)

*Valentin Malishevsky*

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(name in block letters)

*30.IV.03*

*Deputy Minister of Natural Resources & Environmental Protection*

-----  
(Date)

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(function)

Representative of the  
Kingdom of Belgium

*signed*

-----  
(Signature)

*Roxane de Bilderling*

-----  
(name in block letters)

*24.11.2005*

*Charge d'Affaires*

-----  
(Date)

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(function)

Representative of the  
Republic of Bulgaria

*signed*

-----  
(Signature)

*Emil Samardjiev*

-----  
(name in block letters)

*30.04.2003*

*Chargé d'Affaires*

-----  
(Date)

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(function)

Representative of the  
French Republic

-----  
(Signature)

-----  
(name in block letters)

-----  
(Date)

-----  
(function)

Representative of the  
Federal Republic of Germany

*signed*

-----  
(Signature)

*Gerhard Adams*

-----  
(name in block letters)

*30 April 2003*

*Dep. Head of Division Species Conservation*

-----  
(Date)

-----  
(function)

Representative of the  
Republic of Hungary

*signed*

-----  
(Signature)

*László Haraszthy*

-----  
(name in block letters)

*30 April 2003*

*Deputy State Secretary for Conservation*

-----  
(Date)

-----  
(function)

Representative of the  
Republic of Latvia

*signed*

-----  
(Signature)

*Vilnis Bernards*

-----  
(name in block letters)

30.04.2003

*Senior Desk Officer, Nature Protect. Department, Ministry of Environment*

-----  
(Date)

-----  
(function)

Representative of the  
Republic of Lithuania

*signed*

-----  
(Signature)

*Eugenijus Leonavičius*

-----  
(name in block letters)

30.04.2003

*Chief Desk Office, r Nature Protection Department, Ministry of Environment*

-----  
(Date)

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(function)

Representative of the  
Kingdom of the Netherlands

-----  
(Signature)

-----  
(name in block letters)

-----  
(Date)

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(function)

Representative of the  
Republic of Poland

*signed*

-----  
(Signature)

*Andrzej Byrt*

-----  
(name in block letters)

*13.07.2004*

*Ambassador of Poland*

-----  
(Date)

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(function)

Representative of the  
Russian Federation

-----  
(Signature)

-----  
(name in block letters)

-----  
(Date)

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(function)

Representative of the  
Republic of Senegal

*signed*

-----  
(Signature)

*Kane Cheikh Tidiane*

-----  
(name in block letters)

*30 April 2003*

*Technical Adviser, Ministry of Environment*

-----  
(Date)

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(function)

Representative of the  
Kingdom of Spain

*signed*

-----  
(Signature)

*Juan José Areces Maqueda*

-----  
(name in block letters)

30.04.2003

*Technical Chief, Ministry of Environment*

-----  
(Date)

-----  
(function)

Representative of  
Ukraine

*signed*

-----  
(Signature)

*Vasyl Shevchuk*

-----  
(name in block letters)

21.05.2003p

*Minister*

-----  
(Date)

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(function)

Representative of the  
United Kingdom of Great Britain and Northern Ireland

*signed*

-----  
(Signature)

*Steve Lee-Bapty*

-----  
(name in block letters)

30 April 2003

*Head of Zoos and International Species Conservation, DEFRA*

-----  
(Date)

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(function)

**Signatures of representatives of the Co-operating Organisations named in the Action Plan:**

Representative of  
BirdLife International

signed

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(Signature)

*Norbert Schäffer*

-----  
(name in block letters)

30/4/03

*Head of European Programmes and Training Department, RSPB*

-----  
(Date)

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(function)

Representative of the  
UNEP/CMS Secretariat

*signed*

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(Signature)

*Arnulf Müller-Helmbrecht*

-----  
(name in block letters)

30/4/2003

*Executive Secretary, CMS*

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(Date)

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(function)