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**SUSTAINABLE BOAT-BASED MARINE WILDLIFE WATCHING**

(UNEP/CMS/COP12/Doc.24.4.5)

*(Prepared by the Aquatic Working Group)*

**PROPOSED AMENDMENTS TO RESOLUTION 11.29 (Rev.COP12)**

*Aware* that tourism is a growing market and that wildlife watching is an important market segment;

*Also aware* that wildlife\_watching activities in coastal and marine environments are growing fast, and that the management of boat-based wildlife watching presents additional challenges to those in the terrestrial environment;

*Noting* that commercial wildlife\_watching operations using boats in order to view a number of migratory species, including, but not limited to cetaceans-sirenians, seals, sharks, rays, birds and turtles, are increasing;

*Emphasizing* that some marine species can be observed from land and that this may provide a low-impact alternative, or complement, to boat-based wildlife watching where it is feasible;

*Recognizing* that the revenues generated through wildlife watching can provide direct and indirect benefits to local communities, enhancing their economic and social status;

*Recognizing further* that when wildlife watching is managed carefully, the revenues generated can benefit the conservation of the target species and their ecosystem;

*Noting* that wildlife\_watching activities can lead to positive changes in attitudes towards nature conservation;

*Conscious* that the sustainability of wildlife\_watching operations depends upon the careful maintenance of the resources that ultimately generate the income, namely the target species and their habitats;

*Conscious also*, as outlined in Resolution.11.23 on Conservation Implications of Cetacean Culture, that disturbance caused by excessive exposure to wildlife\_watching boats may lead to changes in the target species' behaviour and as a result, to negative consequences, such as emigration, reduced reproduction or reductions of the population;

*Appreciating* the extensive work that has been undertaken in other international fora with respect to whale\_watching activities, in particular the Agreement on the Conservation of Cetaceans of the Black Seas, Mediterranean and Contiguous Atlantic Area (ACCOBAMS), the International Whaling Commission (IWC), the Pacific Regional Environment Programme (SPREP), the UNEP Caribbean Environment Programme (UNEP/CEP) and the International Sanctuary for the Protection of Marine Mammals (Pelagos Sanctuary); and

*Acknowledging* that a number of governments have already enacted progressive national regulations or guidelines in order to ensure the sustainability of commercial boat-based wildlife watching and some governments prohibit associated interactions including touching, feeding or swimming with wild cetaceans;

*Acknowledging* the related Resolution 12.[XX] on Recreational In-water Interaction with Aquatic Mammals;

*The Conference of the Parties to the  
Convention on the Conservation of Migratory Species of Wild Animals*

1. *Urges* Parties, in whose areas of jurisdiction commercial operations involving marine boat-based wildlife watching take place, to adopt appropriate measures, such as national guidelines, codes of conduct, and if necessary, national legislation, binding regulations or other regulatory tools, to promote ecologically sustainable wildlife watching;
2. *Endorses* the Guidelines contained in Annex [2] designed to aid CMS Parties interested in adopting appropriate measures to ensure the sustainability of any boat-based wildlife-watching activities in their area of jurisdiction, in line with the principles outlined in paragraphs [2] and [3];
3. *Recommends* that Parties in developing such measures take into account the following guiding principles based on which the boat-based wildlife\_watching activities should be conducted:
  - a) The activities should not have negative effects on the long-term survival of populations and habitats; and
  - b) The activities should have minimal impact on the behaviour of watched and associated animals;
4. *Further recommends* that Parties consider the measures as appropriate and depending on the target species in particular with respect to the need for provisions concerning:
  - a) Licensing or permitting of operators, including training, reporting and compliance requirements;
  - b) Level of activity, including the possible setting of daily, seasonal and/or geographical exclusion areas and limitations on the number of vessels;
  - c) Method of approach, including provisions on distance to be maintained and direction and speed of vessels, as well as careful and sensitive navigation in the vicinity of animals; and
  - d) Interaction, including prohibition of operators' behaviours that disturb animals or provoke interactions, unless there is good scientific evidence that this will not have negative consequences, or negatively impact the habitat;
5. *Recommends further* that, insofar as they are applicable, measures adopted by the Parties also cover opportunistic wildlife watching during other commercial and private boat-based activities;
6. *Also recommends* that when vessel-based and in-water activities, such as swimming or diving with the animals, occur concurrently, specific measures be included to ensure the safety of marine wildlife and human participants;
7. *Strongly encourages* Parties to provide that the measures take into account the size and

status of any wildlife\_watching programme and the specific needs of all affected species;

8. *Also strongly encourages* Parties to review these measures periodically to enable any impacts detected through research and monitoring of the populations to be taken into account as necessary;
9. *Encourages* Parties to ACCOBAMS, ASCOBANS, the IWC, SPREP and UNEP/CEP and other relevant fora to implement fully the guidelines and principles already adopted or developed in these fora; and
10. *Requests* the Scientific Council, subject to availability of resources, to conduct periodic reviews of the state of knowledge of the impacts of boat-based wildlife\_watching activities on migratory species and to recommend refined and adjusted measures or guidelines as appropriate.

## DRAFT DECISIONS

### **Directed to the Parties**

12.AA Parties are requested to:

- a) provide the Secretariat with copies of the relevant documents for any measures they have adopted as described in paragraph 1 of Resolution 11.29 on Sustainable Boat-Based Marine Wildlife Watching.

### **Directed to the Scientific Council**

12.BB The Scientific Council should, subject to availability of resources:

- a) consider combining work streams related to boat-based wildlife watching and recreational in-water interactions with aquatic species in the coming intersessional period, collaborating with the IWC where appropriate, ensuring all CMS-listed species that are the target of recreational in-water interactions are covered by any guidelines to be developed;
- b) collaborate with ACCOBAMS and the Standing Working Group on Whale Watching established under the Conservation Committee of the International Whaling Commission (IWC) to develop a joint IWC-CMS Whale Watching Handbook providing guidance to the Parties on management of activities related to vessel-based cetacean watching;
- c) report to the Standing Committee at its 48<sup>th</sup> and 49<sup>th</sup> meetings on the progress in implementing this decision.

### **Directed to the Secretariat**

12.CC The Secretariat should:

- a) support Parties and the Scientific Council to provide comments and review drafts of the joint IWC-CMS Whale Watching Handbook.