



**RESOLUTIONS TO REPEAL IN PART**

**RESOLUTION 3.1, LISTING OF SPECIES IN THE APPENDICES OF THE CONVENTION**

(UNEP/CMS/COP12/Doc.21.1.1)

*(Prepared by the Review of Decisions Working Group)*

**DRAFT RESOLUTION**

**RESOLUTION 3.1 (REV. COP12)**

*Recalling* that Resolution 1.4 from its first meeting directed the Scientific Council to formulate guidelines on terms used in the Convention and to review the species listed in its Appendices,

*Noting* with thanks that the Council has now reported to the Conference of the Parties on these matters and has made a number of recommendations to it,

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

1. *Agrees* that, in applying the guideline for interpretation of the term "endangered" adopted in Resolution 2.2 from the second meeting of the Conference of the Parties, the following general principles should apply:
  - a) The restriction of the listing of species in Appendix I to those which are "endangered" applies to the consideration of future proposals, but not necessarily retrospectively to species already listed;
  - b) Bearing in mind that Article III, paragraph (3) (b) of the Convention provides that a migratory species may be removed from Appendix I when it is determined that the species is not likely to become endangered again because of loss of protection due to its removal from Appendix I, and recognizing that CMS Appendix I species are broadly defined as 'endangered', which has been defined by the Convention in Resolution 11.33 [(rev CoP12)] as "facing a very high risk of extinction in the wild in the near future"; species categorized by the International Union for Conservation of Nature (IUCN) Red List Categories and Criteria (Version 3.1, second edition) as 'Extinct in the Wild', 'Critically Endangered', or 'Endangered' using the IUCN Red List criteria should be retained in Appendix I;
2. *Agrees* that further additions to the Appendices of the Convention should be limited to species or lower taxa and that the migratory species covered by higher taxa listings already in Appendix II need only be identified when AGREEMENTs were being prepared;
3. *Adopts* the guideline that a State should be considered a "Range State" for a migratory species when a significant proportion of a geographically separate population of that species occasionally occurs in its territory;

4. *Requests* Parties preparing proposals for addition of a species to Appendix I to consider whether that species should also be listed in Appendix II;
5. *Urges* any Party proposing the addition to Appendix II of a species for which it is a Range State to initiate negotiations with other Range States towards an AGREEMENT for that species;
6. *Encourages* Parties to consider submitting proposals for the listing of species from regions of the world currently under-represented in the Appendices and to assist developing country Parties to prepare such proposals.

#### DRAFT DECISION

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

12.AA The Scientific Council should propose how to integrate the provisions of Resolution 3.1 (Rev CoP12) into Resolution 11.33 (Rev CoP12) so these resolutions can be streamlined into one at CoP13