

**ADDENDUM 1  
In-Session Version**

**SCIENTIFIC COUNCIL COMMENTS**  
(arising from ScC-SC4)

**APPLICATION OF ARTICLE III OF THE CONVENTION**  
**UNEP/CMS/COP13/Doc.21**

**ScC-SC4 Agenda Item 13**

**RECOMMENDATIONS TO COP13**

- Document recommended for adoption

**GENERAL COMMENTS ON THE DOCUMENT**

The document was welcomed by the Scientific Council.

It was expressed that it wasn't clear from the document the scale of the issue, the role of CMS, and also the role of the Review Mechanism in such cases. It was also pointed out there is an apparent contradiction; on the one hand the draft resolution invites Parties to develop legislation to prohibit the import and export of Appendix I species, and on the other hand, the draft decision 13 AA (a) asks Parties to provide regular information on this same activity that is prohibited.

**COMMENTS ON SPECIFIC SECTIONS/ INCLUDING POSSIBLE PROPOSALS FOR TEXT REVISION**

Page 5 – Annex 1 – Draft Resolution

1. Expresses its concern that the import or export by a Party of Appendix I-listed species of wild origin or specimens introduced from the sea may contravene the obligations of the Convention, in particular the taking prohibition of Article III (5);

4. Requests the Secretariat to include in the national report template ~~communicate to Parties~~ a request for the information on ~~import and~~ export of wild taken animals listed in Appendix-I species, and to develop a list of species included in Appendix I of the Convention which are also listed on CITES Appendix II, publish it on the CMS website, and revise and republish this list as necessary.

Page 6 - Annex 2 – Draft Decisions

Decision 13.BB

The Scientific Council ~~shall~~ is requested to:

**Non-Party observer**

Page 4 – Annex 1 – Draft Resolution. Preamble

Noting that the Convention on the International Trade of Endangered Species is the global instrument that addresses both commercial and non-commercial trade in endangered species.

**Non-Party observer**

Page 5 – Annex 1 – Draft Resolution

1. Expresses its concern that the import or export for any purposes other than those set forth ~~having been defined~~ in Article III, paragraph 5 by a Party of Appendix I-listed species may contravene the obligations of the Convention, in particular the taking prohibition of Article III (5);

**Non-Party observer**

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Decisions 13.AA

Directed to Parties and Observers:

Parties and Observers are requested to:

Decision 13.CC

The Secretariat shall, subject to the availability of resources:

b) review information submitted by Parties and Observers.