



**MEMORANDUM OF UNDERSTANDING
ON THE CONSERVATION OF
MIGRATORY SHARKS**

CMS/Sharks/MOS4/Doc.9.1
25 October 2022
Original: English

4th Meeting of the Signatories (Sharks MOS4)
Bonn, 28 February – 2 March 2023
Agenda Item 9

AMENDMENT OF ANNEX 1 OF THE SHARKS MOU

(Prepared by the Secretariat)

1. In accordance with paragraph 20 of the Memorandum of Understanding on the Conservation of Migratory Sharks (Sharks MOU), any amendments to Annex 1 should be assessed by the Signatories at each session of the Meeting of the Signatories (MOS).
2. As agreed in paragraph 6 of [CMS/Sharks/Outcome 3.2 "Modifying the Species List \(Annex 1\) of the MOU"](#):

"If the CMS COP agrees on the inclusion of a new shark or ray species in Appendix I or II of CMS, the following procedure should be applied, and the Rules of Procedure and the Terms of Reference for the Advisory Committee respectively adapted:

 - a) *The Secretariat transmits the relevant documents for this species to the Advisory Committee of the Sharks MOU;*
 - b) *The said Advisory Committee should analyse the proposal based on these documents (and if needed any additional available relevant data and literature) and prepare for the Meeting of Signatories a recommendation concerning the inclusion of the species in Annex 1 of the Sharks MOU;*
 - c) *The Meeting of Signatories of the Sharks MOU should decide by consensus on the inclusion of the new species in Annex 1 of the Sharks MOU."*
3. At the 13th Conference of the Parties to the CMS (COP13) in 2020, Parties agreed to list the **Tope Shark**, also known as **School Shark**, (*Galeorhinus galeus*) in Appendix II of the Convention. The proposal submitted to COP13 by the European Union is provided to this meeting for review and consideration as document [UNEP/CMS/COP13/Doc.27.1.10](#).
4. Prior to COP13, the AC assessed the information contained in the proposal based on the species' conservation and migratory status and reviewed additional literature to support its findings. An updated assessment of the proposal by the AC, based on most recent scientific knowledge is provided as [CMS/Sharks/MOS4/Doc.9.1.1](#).
5. No additional proposals to amend Annex 1 of the MOU were received from Signatories by the deadline of 30 September 2022.

Action requested:

6. The Meeting is requested to:
 - a) Review the proposal for the amendment to Annex 1 presented as document [UNEP/CMS/COP13/Doc.27.1.10](#);
 - b) Take note of the recommendations and comments provided by the Advisory Committee in their assessment of the listing proposal presented as document [CMS/Sharks/MOS4/Doc.9.1.1](#).
 - c) Decide by consensus on the inclusion of the proposed species in Annex 1 of the MOU.