

DRAFT TERMS OF REFERENCES OF THE ADVISORY COMMITTEE

Mandate and Tasks

1. The purpose of the Advisory Committee is to serve and assist the Signatories in the implementation of the Memorandum of Understanding including the Conservation Plan.
2. Members of the Advisory Committee serve in their individual capacity rather than as representatives of Governments or organizations with which they also may be affiliated.
3. The Secretariat should serve as clearinghouse of requests from the Signatories for advice from the Advisory Committee.
4. The main tasks of the Advisory Committee are set forth in paragraph 24 of the MoU. The Signatory States may request the Advisory Committee to give priority to certain activities and tasks, which may include, but are not limited to:
 - a. Provide expert advice, information and making recommendations including suggestions on new initiatives and on the implementation of this Memorandum of Understanding, to the Secretariat and the Signatories, as necessary and when appropriate;
 - b. Analyze, as necessary, scientific assessments and making recommendations on the conservation status of shark populations listed in Annex 1 and others which may be contemplated for inclusion;
 - c. Prepare a report on its activities for each advisory session of the Meeting of the Signatories to be submitted to the Secretariat in ample time before the session of the Meeting of the Signatories;
 - d. Recommend to the Secretariat the convening of an urgent session of the Meeting of the Signatories in view of emergencies which may arise; and
 - e. Carry out any other task referred to it by the Meeting of the Signatories.

Size and Composition

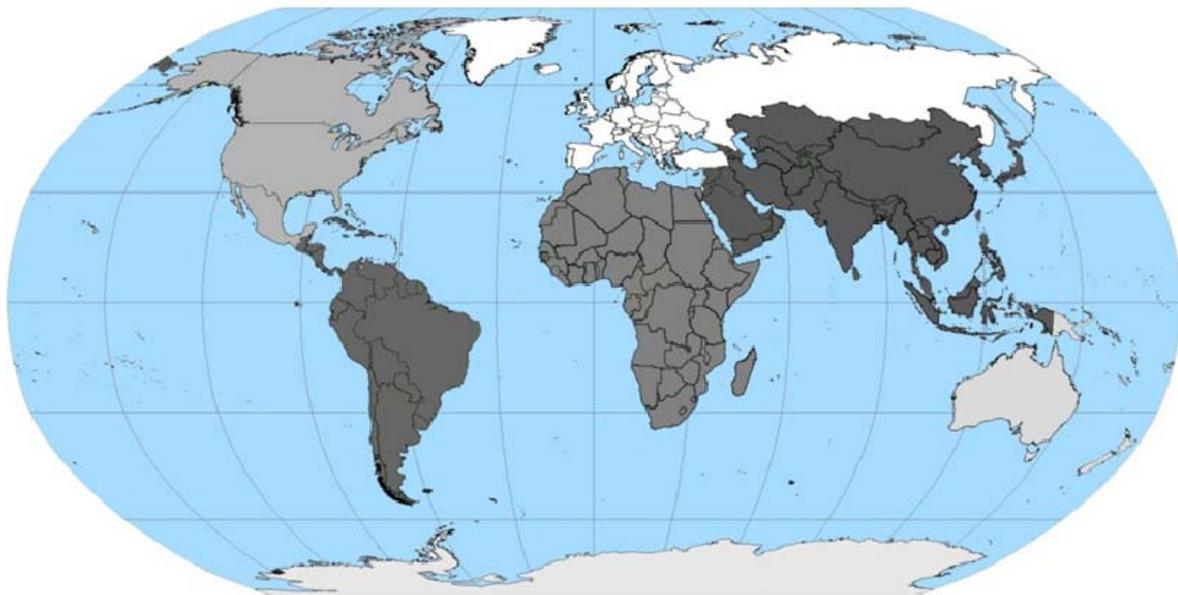
5. The Advisory Committee should comprise 10 persons qualified as experts in migratory shark conservation, science and management. In appointing the Advisory Committee, Signatories should strive to achieve a balance among the areas of expertise.

6. The members of the Committee should be appointed as representatives of the regions by the by the Signatories from each region as set out in Annex 2 to the MoU and reiterated below.

Region	Number of representatives
Africa	2
Asia	2
Europe	2
North America	1
Oceania	1
South, Central America and the Caribbean	2

7. The boundaries of the above regions are as follows:

UNEP/CMS Sharks MOU Regions



8. The Advisory Committee may invite up to five other specialists to attend its meetings in order to provide additional expertise.

Nomination and Appointment

9. Each Signatory may nominate one or more individual, regardless of their nationality and in accordance with paragraph 5, to serve as member of the Advisory Committee.

10. The Secretariat should inform the Signatories of any vacancies arising from the expiry of a term or other reason, such as voluntary resignation. Nominations for any vacancies should be provided in writing to the Secretariat at least 60 days in advance of the Meeting of the Signatories and should include detailed information on the professional background of the nominee (e.g. curriculum vitae). The Secretariat should circulate such nominations to all Signatories of the respective region.

11. For the establishment of the Advisory Committee, which will take place at the first Meeting of the Signatories (Bonn, September, 2012), nominations for membership will exceptionally be accepted by the Secretariat during the Meeting, and not in accordance with the paragraph above.

12. At their meetings, the Signatories of each region should appoint their regional representatives by consensus, from among the individuals nominated, taking into account their technical expertise relating to sharks. If every effort to appoint regional representatives for the Advisory Committee by consensus fails, the Signatories shall appoint them by election (voting).

13. Advisory Committee members should serve for a period of two regular Meetings of the Signatories and in exceptional cases may be nominated for a third term.

14. Should a vacancy arise intersessionally, the Advisory Committee may propose a replacement for consideration by the Signatories. The proposal shall be communicated to the Signatories of the region concerned via the Secretariat and shall be accompanied by the same information on the professional background of the nominee as would be required for a regular nomination. In the absence of any objections from the Signatories of the region concerned, within 30 days of the communication from the Secretariat, the interim appointment will be considered as having been accepted, and will become effective immediately. If an objection is raised by a Signatory, the procedure may be repeated, as appropriate, until an acceptable nominee is identified. The term of appointment of the provisional nominee shall expire at the end of the next Meeting of the Signatories.

Officers

15. The Advisory Committee should select a Chair and a Vice-Chair, who should be the principal point of contact between the Advisory Committee and the Secretariat.

16. The Chair of the Advisory should participate in the Meetings of the Signatories, and may also participate, if funding permits, in the meetings of related and associated agreements and organizations that the Signatories deem relevant to the work of the MoU. The other members of the Advisory Committee may participate as observers in the Meetings of the Signatories.

17. The Chair of the Committee shall provide a report of the Committee's work to each session of the Meeting of the Signatories.

18. The Vice-Chair shall assist in the execution of the Chair's functions, and shall preside over meetings in the absence of the Chair.

Meetings and Modus Operandi

19. In accordance with paragraph 26 of the MoU and in order to minimize costs, the Advisory Committee should conduct its work through electronic means whenever possible. The web-based communication space and working area, such as is in use by other CMS family agreements, may facilitate this.

20. Where the need arises, meetings of the Advisory Committee should be convened by the Chair of the Committee in consultation with the Secretariat, and where possible such meetings should be held in conjunction with the sessions of the Meeting of the Signatories.

21. Notice of meetings, including the date and venue, shall be sent to all members of the Committee by the Secretariat at least 45 days in advance.