



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

CMS/Sharks/MOS3/Doc.4.2
28 November 2018
Original: English

3rd Meeting of the Signatories (Sharks MOS3)
Monaco, 10 – 14 December 2018
Agenda Item 4

PROVISIONAL ANNOTATED AGENDA AND MEETING SCHEDULE

(Prepared by the Secretariat)

Overview

Time	Monday	Tuesday	Wednesday	Thursday	Friday	
8:00						
8:30	8:15-9:30 On-site Registration	8:15-9:00 On-site Registration	8:15-9:00 On-site Registration	8:15-9:00 On-site Registration	8:15-9:00 On-site Registration	
9:00		9.00 - 12.15	9.00 – 12.15	9.00 – 12.15	9.00 – 14.00	
9:30	9.30 – 12.45 1. Opening 2. Rules of Procedure 3. Election of Officers 4. Agenda and Schedule 5. Credentials Com. 5. Admission Observers 7. Reports	9. Amendment Annex 1 14. Advisory Committee 17. Administrative and Budgetary Matters	15. Partnerships and Cooperation 13. Capacity Building 12. Communication and Awareness-raising Signing Ceremony	Continuation of discussions: - Revisiting open agenda items - Reports from Working Groups	Continuation of discussions: - Reports from Working Groups - Decisions 20. AOB 21. Closure Early closure (approximately. 14.00)	
10:00						
10:30						
11:00						
11:30						
12:00						
12:30						
13:00	Lunch	12.30-13.30 Side Events	Working Groups (TBC)	Lunch	12.30-13.30 Side Events	Working Groups (TBC)
13:30	13.00-14.00 Side Events					
14:00						
14:30	14.45-18.00	14.15-17.30	14.15-17.30	14.15-17.30		
15:00	7. Reports 8. National Reporting 9. Amendment Annex 1 (Part1) Key note: Pierre Frolla Monegasque freediver Ecole Bleu	16. Programme of Work 10. Conservation Measures 11. Engagement with RFMOs	18. Performance Review and Review of Annex 1 Continuation of discussions: - Revisiting open agenda items - Reports from Working Groups	Continuation of discussions: - Revisiting open agenda items - Reports from Working Groups		
15:30						
16:00						
16:30						
17:00						
17:30						
18:00	17:45 - 18:45 Side Events	Working Groups (TBC)	17:45 - 18:45 Side Events	Working Groups (TBC)	17:45 - 18:45 Side Events	Working Groups (TBC)
-	18.30 – 22.00					
22:00	Reception					

Agenda Item	Relevant Documents	Action Requested
Registration		
1. Opening of the Meeting	<i>No document</i>	
Welcoming addresses:		
<ul style="list-style-type: none"> – Ms. Melanie Virtue (CMS) – Ms. Isabelle Rosabrunetto (Directeur Général, Département des Relations Extérieures et de la Coopération, Monaco) – M. Robert Calcagno (Director Museum for Oceanography, Monaco) 		
The Secretariat will preside over the meeting until officers are elected.		
2. Rules of Procedure		
<p>The Secretariat will introduce Doc.2.1 “Rules of Procedure”, agreed at MOS2 for adoption at MOS3, in accordance with paragraph 21 of the MOU. Rule 12 on “Quorum” and Rule 15 on “Decision Making” remain with options in brackets. Regarding “Decision Making”, the Secretariat proposes that MOS3 be guided by Paragraph 18 of the MOU (Inf.3). Regarding the “Quorum”, the Secretariat proposes that MOS3 be guided by Rule 30, of the ROP adopted at both MOS1 and MOS2 (Inf.4).</p>	<p>Doc.2.1 Inf.3 Inf.4</p>	<p>Take note of the Rules of Procedure annexed to Doc.2.1, which apply until such time as they are amended, or new rules are adopted.</p> <p>Agree that the text quoted in paragraphs 4 and 5 in Doc.2.1 will apply to this meeting, in lieu of the bracketed text in Rules 12 and 15.</p>
3. Election of Officers		
Signatories will elect the Chair and Vice Chair of the Meeting from amongst the delegates present in accordance with rule 10 of the ROP. In doing so, Signatories should take into consideration appropriate geographic balance.		Elect Chair & Vice-Chair of the Meeting from the Signatories in attendance.
4. Agenda and Schedule		
<p>4.1 Provisional Agenda and List of Documents 4.2 Provisional Annotated Agenda and Meeting Schedule</p>	<p>Doc.4.1/Rev.2 Doc.4.2</p>	Review the “Provisional Agenda and List of Documents” and review and adopt the “Provisional Annotated Agenda and Meeting Schedule”.
The Chair will introduce the “Provisional Agenda and List of Documents” and the “Provisional Annotated Agenda and Meeting		

Agenda Item	Relevant Documents	Action Requested
Schedule”.		
5. Credentials Committee		
Signatories are requested to establish a Credentials Committee in accordance with rule 8 (4) of the ROP, which should be composed of at least one Signatory of each region present. It will validate the supplied credentials and, in consultation with the Secretariat and Chair or Vice-Chair, will report to the MOS on the results of the assessment of the Credential Committee for final approval. Pending a decision approving their credentials, delegates may participate in the meeting but not in decision making.	<i>No document</i>	Establish a Credentials Committee comprising one representative from each region (Africa; Asia; North America; Europe; Oceania; and South & Central America & the Caribbean).
6. Admission of Observers		
The Meeting will be invited to admit representatives from non-Signatory Range States, IGOs, and international and national NGOs as observers in accordance with rule 6(1) of the ROP. Doc.6.1/Rev.1 includes a list of observers that have registered by 28 November 2018.	Doc.6.1/Rev.1	Review the list of registered observers and admit observers present at this meeting in accordance with rule 6(1) of the Rules of Procedure.
7. Reports		
7.1 Report of the Secretariat		
The Secretariat will report on developments and activities since MOS2.	Doc.7.1	Take note of the report and provide any guidance to the Secretariat as may be appropriate.
7.2 Reports of Signatories and Cooperating Partners		
National reports of Signatories and Cooperating Partners (CP) have been published on the meeting website. It is not envisaged to have comprehensive presentations of national activities. However, any Signatories or CP that have news they would like to share at this point in the meeting are invited to do so.	See national reports. Inf.16a-d (CP)	
7.3 Report of the Advisory Committee		
The Chair of the Advisory Committee (AC) will introduce Doc.7.3 “Report of the AC”, which also includes activities undertaken by the Conservation Working Group (CWG).	Doc.7.3 Inf.6 Inf.7 Inf.17 Inf.18	Take note of the report and provide any guidance to the AC as may be appropriate.

Agenda Item	Relevant Documents	Action Requested
7.4 Report of the Intersessional Working Group	Inf.19 <i>No document</i>	Take note of the report and provide any guidance to the IWG as may be appropriate.
<p>The co-Chairs of the Intersessional Working Group (IWG) will report on activities undertaken on the development of the “Draft Communication and Awareness-raising Strategy” which is tabled as Doc.12.1. The Document itself will be introduced under agenda item 12.</p>		
8. National Reporting		
8.1 Analysis of National Reports	Doc.8.1	Take note of the report and provide any guidance to the Secretariat as may be appropriate.
<p>The Secretariat will introduce Doc.8.1 which includes an analysis of national reports submitted by Signatories.</p>		
9. Amendment of Annex 1		
9.1 Amendment of Annex 1 of the Sharks MOU	Doc.9.1/Rev.1 (Annex 1 and 2)	
<p>This document will be handled in 3 separate parts.</p>		
<u>Part 1:</u>	<u>CMS Proposals:</u>	<u>Part 1:</u>
<p>The Secretariat, will introduce eight proposals for the inclusion of nine species in Annex 1 of the MOU. Five species concerned have been newly listed in CMS Appendices at CMS COP12 in 2017. They are presented for consideration in accordance with MOS1 Outcome 1.4. Additional four species were proposed directly to Sharks MOS3 by Signatories.</p>	<p>UNEP/CMS/COP12/.. Doc.25.1.21/Rev.1 Doc.25.1.22/Rev.1 Doc.25.1.23 Doc.25.1.24 (a) Doc.25.1.24 (b) Doc.25.1.24 (c)/Rev.1 Doc.25.1.24 (d)/Rev.1 Doc.25.1.25/Rev.2</p>	Review the proposals for amendments to Annex 1;
<p>Proponents present at the meeting will be invited to present their proposals.</p>	<u>MOU Proposals:</u>	Take note of the recommendations and comments provided by the AC, which are presented in Annex 1 and 2 to Doc.9.1/Rev.1;
<p>The Chair of the AC will then present the assessment of these proposals by AC2.</p>	<p>CMS/Sharks/MOS3/.. Doc.9.1.1/Rev.1 Doc.9.1.2 Doc.9.1.3</p>	Decide on the inclusion of the proposed species in Annex 1 of the MOU.

Agenda Item	Relevant Documents	Action Requested
<p><u>Part 2:</u></p> <p>The Secretariat will introduce the recommendations of AC2 on criteria for the inclusion of species in Annex 1 of the MOU as contained in Annex 1 to Doc.9.1/Rev.1 and draft modifications to CMS/Sharks/Outcome 1.4 “Modifying Annex 1 of the MOU”, as contained in Doc.9.1/Annex 3.</p>	<p>Doc.9.1/Rev.1 (Annex 1 and 3)</p>	<p><u>Part 2:</u></p> <p>Consider the recommendations by the AC on specifying the listing criteria provided in Annex 1 and take a decision on the amendment of outcome 1.4 “Modifying Annex 1 of the MOU” as proposed by the Secretariat in Annex 3 to this document.</p>
<p><u>Part 3:</u></p> <p>The Secretariat will introduce Annex 4 to Doc.9.1, which contains the new COP12 agreed format for listing proposals and notes to the format aiming at providing guidance to CMS Parties on how to fill in the format.</p>	<p>Doc.9.1/Rev.1 (Annex 4)</p>	<p><u>Part 3:</u></p> <p>Review the revised format for the inclusion of species in CMS Appendices and its explanatory notes in Annex 4, modify as required and adopt the format for the purpose of the MOU.</p>
10. Conservation Measures		
<p>10.1 Species-specific Conservation Measures for Species listed in Annex 1 of the Sharks MOU</p> <p>The Chair of the AC will introduce document 10.1/Rev.1 and Inf.15a-k on conservation measures of high priority for species listed in Annex 1 of the MOU.</p>	<p>Doc.10.1/Rev.1 Inf.15a-k</p>	<p>Note the draft Factsheets for Species-specific Conservation Measures, which are presented as Inf.15 a-k</p> <p>Adopt the recommended measures which are summarized in Annex 1 to Doc.10.1/Rev.1 and consider the latter for implementation.</p> <p>Instruct the AC to update existing factsheets regularly and to develop fact sheets for newly listed species;</p> <p>Instruct the Secretariat to publish the fact sheets on the website and to distribute those.</p>
<p>10.2 Habitat Conservation</p> <p>The Chair of the AC will introduce document 10.2 on “Habitat Conservation”, which includes in its Annex recommendations from AC2 on the Implementation of Activity 9.1 in the Conservation Plan.</p>	<p>Doc.10.2 Inf.14</p>	<p>Review the recommendations made by the AC on the implementation of activity 9.1 of the Conservation Plan;</p> <p>Consider these recommendations in any national or regional marine spatial planning activities and the management of MPAs.</p>

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11. Engagement with Regional Fisheries Management Organizations		
11.1 Engagement with Regional Fisheries Management Organizations	Doc.11.1	Review, amend as required and adopt the “Procedure for the Sharks MOU to engage with relevant RFMOs”, and the “Recommended Activities to be undertaken by the Sharks MOU Signatories in their engagement with relevant tuna RFMOs” as presented in Annex 1 to Doc.11.1;
The Chair of the AC will introduce Doc.11.1, which contains recommendations from the AC with support from the Conservation Working Group (CWG) on:		Consider including such activities in the proposed “Programme of Work 2019-2021” (CMS/Sharks/MOS3/Doc.16.1)
<ul style="list-style-type: none"> a) a draft “Procedure for the Sharks MOU to engage with relevant Regional Fisheries Management Organizations (RFMOs)” and “Recommended Activities to be undertaken by the Sharks MOU Signatories in their Engagement with relevant tuna RFMOs” (Annex 1); and b) a sample briefing note to Signatories to prepare for an RFMO meeting (Annex 2). 		Review the sample briefing note for Signatories in Annex 2 to Doc.11.1 and provide guidance: whether Signatories would like the Secretariat to prepare such briefing notes for the Signatories before each relevant RFMO meeting; and whether this format should be applied for future briefing notes.
		Take into account the budget implications of participation at relevant RFMO meetings if the RFMO Engagement Strategy is adopted as recommended by the AC.
12. Communication and Awareness-raising		
12.1 Draft Communication and Awareness-raising Strategy for the Sharks MOU	Doc.12.1	Review the “Draft Communication and Awareness-raising Strategy” in Annex 1, also taking into account the notes of Secretariat in Annex 2, and suggest changes as required;
The co-Chairs of the IWG will introduce Doc.12.1 on the “Draft Communication and Awareness-raising Strategy for the Sharks MOU”, which was developed by the IWG intersessionally mandated by the decision taken at MOS2. This task was included in the Programme of Work 2016- 2018 as activity 27. The draft strategy contains options regarding the degree to which the affiliation of the MOU with its mother Convention, CMS, should be emphasized, for consideration by the Signatories.		Adopt the Strategy as guidance for communication for the Sharks MOU.

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13. Capacity-Building		
<p data-bbox="107 321 915 349">13.1 Draft Capacity-Building Strategy for the Sharks MOU</p> <p data-bbox="107 381 915 560">The Secretariat will introduce Doc. 13.1 on the “Draft Capacity-Building Strategy for the Sharks MOU”, which contains the results of a survey on capacity-building needs of Signatories in Annex 1 and a draft Capacity Building Programme for the Sharks MOU in Annex 2. The latter contains elements which the Advisory Committee (AC) recommended to be included.</p>	<p data-bbox="942 321 1052 349">Doc.13.1</p> <p data-bbox="942 381 1014 410">Inf.13</p>	<p data-bbox="1283 321 1883 410">Take note of the results of the survey as presented in this document and further information provided in Inf.13;</p> <p data-bbox="1283 443 1883 500">Review, amend as required and adopt the draft Capacity Building Programme.</p>
14. Advisory Committee		
<p data-bbox="107 630 915 686">14.1 Proposals for the Amendment of the Terms of Reference of the Advisory Committee</p> <p data-bbox="107 719 915 868">The Secretariat will introduce Doc.14.1 on “Proposals for the Amendment of the TOR the AC”, which contains suggestions by the Secretariat to amend the Terms of Reference of the Advisory Committee in order to maintain and improve its functionality and to establish continuity.</p>	<p data-bbox="942 630 1052 657">Doc.14.1</p>	<p data-bbox="1283 630 1883 719">Review and consider the draft revision of the TOR of the Advisory Committee attached as Annex for adoption;</p> <p data-bbox="1283 751 1883 868">Depending on the decision reached above, either nominate new members to replace those standing down, or decide to extend existing members for another term.¹</p> <p data-bbox="1283 901 1883 963">Make suggestions for further changes in the TOR as appropriate.</p>
15. Partnerships and Cooperation		
<p data-bbox="107 1032 915 1089">15.1 Cooperation with CMS on the Implementation of Concerted Action for Sharks and Rays</p> <p data-bbox="107 1122 915 1333">The Secretariat will introduce Doc.15.1 on “Cooperation with CMS on the Implementation of Concerted Action for Sharks and Rays”. Annexes 1-3 to this document includes suggestions by the Secretariat and the AC on the involvement of the MOU in the implementation of Concerted Action Plans, which were adopted at CMS COP12 for the Whale Shark (<i>Rhincodon typus</i>), Mobulid Rays (Mobulidae), and the Angelshark (<i>Squatina squatina</i>).</p>	<p data-bbox="942 1032 1052 1060">Doc.15.1</p> <p data-bbox="942 1092 1014 1239">Inf.8 Inf.9 Inf.10 Inf.11 Inf.12</p>	<p data-bbox="1283 1032 1883 1206">Review the annexed recommendations of the AC on cooperation with CMS on the implementation of Concerted Action for Whale Sharks and Mobulids, and the suggestions of the Secretariat for Angelsharks, also taking into account CMS/Sharks/MOS3/Inf.8-10;</p> <p data-bbox="1283 1239 1883 1360">Provide comments and make revisions and additions regarding the implementation support by the MOU, entities responsible for implementation and possible implications for</p>

¹ In advance of and during the MOS, Signatories should consult within their region and consider potential nominees, as appropriate. In doing so, Signatories should be mindful of the required expertise, as outlined in paragraph 6 of the TOR.

Agenda Item	Relevant Documents	Action Requested
		<p>the MOU Budget;</p> <p>Approve the Sharks MOU implementation support as recommended;</p> <p>Consider submitting proposals for Concerted Action for other species contained in Annex 1 to CMS COP13 and instruct the AC accordingly.</p>
16. Programme of Work		
<p>16.1 Programme of Work (2019-2021) to support the Implementation of the Sharks MOU</p> <p>The Secretariat will introduce Doc.16.1, which contains a “Draft Programme of Work (POW) 2019-2021” in Annex 1. The draft POW 2019-2021 aims to provide guidance to the Signatories, Advisory Committee, Secretariat and Cooperating Partners on the implementation of the MOU during the next triennium.</p> <p>Annex 2 contains a review of the status of implementation of the past POW 2016-2018.</p>	<p>Doc.16.1</p>	<p>Take note of the status of implementation in Annex 2;</p> <p>Review the draft POW 2019-2021 in Annex 1, make changes as required, complete the POW based on discussions and agreed measures under agenda items 10, 11, 13 and 15, and adopt a new POW for the next triennium.</p>
17. Administrative and Budgetary Matters		
<p>17.1 Report on the Implementation of the Budget for the Triennium 2016-2018</p> <p>The Secretariat will introduce its report on the performance and implementation of the CMS Sharks MOU budget for the triennium 2016-2018.</p>	<p>Doc.17.1</p>	<p>Take note of the report on the implementation of the budget;</p> <p>Provide any guidance to the Secretariat as necessary.</p>
<p>17.2 Proposed Budget for the Triennium 2019-2021</p> <p>The Secretariat will introduce its proposal for resourcing the Secretariat in accordance with Section 8 of the MOU. Two budget scenarios, aimed at providing adequate and predictable resources for the MOU and suggestions to provide the Secretariat with financial security are presented.</p>	<p>Doc.17.2</p>	<p>Review the budget scenarios presented in Annex 1-3, also taking into account discussions under agenda items 10, 11, 13, 15 and 16, and to adopt a Budget for 2019- 2021;</p> <p>Agree to share the costs based on the apportionment in Annex 4;</p> <p>Adopt the revised draft Terms of Reference for the</p>

Agenda Item	Relevant Documents	Action Requested
		Trust Fund, presented in Annex 5, and request the UNEP Executive Director to extend the Trust Fund for a further three years.
18. Performance Revenue and Review of Annex 1		
18.1 Proposal of the EU to undertake a Performance Review of the Sharks MOU and to establish a process to review Annex 1 periodically	Doc.18.1 Doc.18.1/Add.1	Note and discuss the proposal of the European Union, also taking into account the comments by the AC.
The EU will introduce its proposal contained in Doc.18.1. The Chair of the AC will then present comments made by the AC on the proposal as contained in the Addendum to the document.		
19. Date and Venue of the next Meeting	<i>No document</i>	Set a tentative date for MOS4 and consider hosting the Meeting.
Signatories are invited to set a date for MOS3 and to offer to host the meeting.		
20. Any other Business	<i>No document</i>	
21. Closure of the Meeting	<i>No document</i>	