



Convention on the Conservation of Migratory Species of Wild Animals

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REVIEW OF DECISIONS

(prepared by the Secretariat)

Summary

Resolution 11.6 directs the Secretariat to prepare a list of COP Resolutions that should be completely repealed and parts of Resolutions and Recommendations that should be repealed and present the report to the 45th Standing Committee for its consideration.

The Secretariat hereby requests the Standing Committee to consider this report provided in accordance with the Resolution and to make its recommendations for COP12.

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REPORT OF REVIEW OF DECISIONS (Resolution 11.6)

Background

1. At COP11, the Parties adopted Resolution 11.6, *Review of Decisions*. This Resolution adopts two definitions for decisions adopted by the Parties, “Resolutions” and “Decisions”:

Resolution: Resolutions represent a decision of Parties, adopted at a Meeting of the Conference of the Parties, regarding the interpretation of the Convention or the application of its provisions. Resolutions are generally intended to provide long-standing guidance with respect to the Convention. Resolutions include decisions on how to interpret and implement the provisions of the Convention, establishing permanent committees, establishing long-term processes, and establishing the budgets of the Secretariat.

Decision: Decisions represent a decision of the Parties, adopted at a Meeting of the Conference of the Parties, containing recommendations to Parties or instructions to a specific committee or the Secretariat. They are typically intended to remain in effect for a short period only, usually until a particular task has been completed. Decisions may, for example, request a report to be submitted to the Meeting of the Conference of the Parties following that at which they were adopted, and so would remain in effect from one Meeting of the Conference of the Parties to the next.

2. With the adoption of these definitions, the Parties eliminated “Recommendations,” a name for some decisions adopted by the Parties at various times.

3. Consequently, Paragraph 4 of Resolution 11.6 directed the Secretariat to undertake a review of existing Resolutions and Recommendations. Specifically, Resolution 11.6 directed the Secretariat:

- (a) to prepare a list of (1) Resolutions and Recommendations that should be repealed and (2) and parts of Resolutions and Recommendations that should be repealed;
- (b) when preparing these lists, to state the reason for repealing the Resolution or Recommendation or part thereof (Work Completed, Superseded, Incorporated Elsewhere);
- (c) when recommending only a part of a Resolution or Recommendation to be repealed, to indicate clearly the parts of a Resolution or Recommendation to be repealed;
- (d) when preparing these lists, to recommend renaming Recommendations as Resolutions or Decisions, as appropriate; and
- (e) to submit these lists to the Standing Committee for its 45th Meeting.

4. To that end, this paper creates the following five Annexes:

- (a) Annex 1: Resolutions or recommendations previously repealed by other resolutions or recommendations;
- (b) Annex 2: Resolutions or recommendations that should be repealed in full because the work has been completed, the resolution or recommendation has been superseded, or the resolution or recommendation has been incorporated elsewhere;

- (c) Annex 3: Resolutions or recommendations that should be repealed in part because some aspects of the resolution have been completed, superseded, or incorporated elsewhere;
- (d) Annex 4: Resolutions and Recommendations to retain without changes; and
- (e) Annex 5: A summary set of tables of Resolutions already repealed, to be fully repealed, to be partially repealed, and to be fully retained.

5. The members of the Standing Committee will notice a large number of resolutions and recommendations to be repealed in full or in part. Two major reasons are the cause of this. First, a large number of resolutions and recommendations include timebound instructions to the Secretariat, the Scientific Council, or another body. Over the course of the Convention's 30 years, most of these timebound tasks have been completed. Second, as new scientific, technical and other information has become available, the Parties have evolved their thinking on how to address certain issues. As a consequence, the Parties have adopted new resolutions to address these issues, resulting in previous resolutions becoming out of date or superseded.

Advice on a Registry

6. Paragraph 3 of Resolution 11.6 directs the Secretariat to establish registers of Resolutions by theme and whether the Resolution or Decision is in force. In addition, the Parties directed the Secretariat to create a register of all Resolutions, Recommendations, and Decisions adopted by the Parties for historical purposes.

7. For those Resolutions and Decisions in force after the Twelfth Meeting of the Conference of the Parties, this paper proposes to create two new links from the "Documents" menu of the CMS website, one for Resolutions and one for Decisions. From these links, website users will be directed to those Resolutions or Decisions in force. The Resolutions and Decisions would be organized based on the year they were adopted or by theme. The website of the Convention on International Trade in Endangered Species of Wild Flora and Fauna (CITES) provides an example of what this might look like. To view it, visit www.cites.org and click on "Documents" from the menu.

8. If the Parties consolidate the Resolutions identified in this paper, they may find that organizing Resolutions by theme is not necessary because the Parties will have a much smaller number of Resolutions to consider. In addition, organizing by theme may be challenging because many resolutions will be in a theme by themselves (e.g., World Wildlife Day). Nonetheless, if the Parties believe that organizing Resolutions by theme would be valuable, this paper proposes the following themes:

- (a) *Institutions*. This theme would include the Terms of Reference for the Standing Committee, Scientific Council and any other subsidiary body established by the Parties.
- (b) *Planning*. This theme would include Resolutions relating to the budget, Strategic Plan, and communication and outreach.
- (c) *Interpretation of the Convention*. This theme would include Resolutions that define key terms (e.g., "migratory species", "Resolutions,").
- (d) *Species or CMS Instruments*. This theme would include Resolutions relating to Concerted Actions, Agreements, Action Plans, and specific species or groups of species.
- (e) *National Reports/Information Management*.
- (f) *Threats to Migratory Species*. This theme would include resolutions addressing renewable energy, pollution, illegal killing, bycatch, and other issues relating to threats to migratory species.
- (g) *Taxonomy and Nomenclature*.

9. Decisions could be organized by the same themes as Resolutions. It would also be valuable to organize Decisions based on which entity (Parties, Standing Committee, Scientific Council, Secretariat, or others) is instructed to undertake an activity.

General Comments on Resolutions and Decisions

10. The review of every Resolution and Recommendation has also provided an opportunity to make some general comments about the provisions of some resolutions and recommendations. These comments relate to possibilities to consolidate resolutions on the same or similar themes, drafting new resolutions and provisions in light of the distinction made at COP11 between “Resolutions” and “Decisions,” and other issues.

Consolidation of Resolutions and Recommendations on Similar Themes

11. The Parties may wish to use this report as the basis for repealing or consolidating all Resolutions. In that way, CMS would start with a clean slate. Such an exercise may entail more work than can be accomplished prior to COP12. If the Parties choose to consolidate Resolutions over two or more meetings of the Conference of the Parties, the Parties may wish to prioritize Resolutions regarding the themes described in the following paragraphs.

12. *Scientific Council.* The Conference of the Parties should repeal or consolidate all extant paragraphs relating to the Scientific Council when it adopts new terms of reference and Rules of Procedure for the Scientific Council pursuant to paragraph (5) of Resolution 11.4, *Restructuring of the Scientific Council*. These paragraphs can be found in:

- (a) Resolution 1.4;
- (b) Resolution 3.5;
- (c) Resolution 4.14;
- (d) Resolution 6.7;
- (e) Resolution 7.12;
- (f) Resolution 8.21; and
- (g) Resolution 11.4.

13. *National Reports.* Three resolutions include instructions for the completion of national reports some of which have been superseded but others which remain in effect. The Conference of the Parties should consolidate the extant paragraphs of the following resolutions:

- (a) Resolution 4.1;
- (b) Resolution 6.5; and
- (c) Resolution 9.4.

14. *Taxonomy.* The Parties should repeal or consolidate all extant paragraphs relating to taxonomy into a single resolution. Any subsequent changes to the list of standard references will be achieved through a revision to this resolution. These paragraphs can be found in:

- (a) Resolution 6.1;
- (b) Resolution 9.4;
- (c) Resolution 10.13; and
- (d) Resolution 11.19.

15. *Concerted Actions.* Resolution 11.13, *Concerted and Cooperative Actions*, calls for a consolidation of the process for designating species for concerted and cooperative actions. In the course of reviewing the many resolutions and recommendations on these issues, it became easier to draft a consolidated resolution than comment on each paragraph of the many resolutions and recommendations on these two processes. A proposed consolidated resolution is attached as Annex 6. The structure of the consolidated resolution is to create a resolution that does not need to be redrafted at each COP. Instead, any subsequent changes to the list of species identified as needing Concerted Actions would occur through revisions to the new, consolidated resolution.

The paper has found that all resolutions and recommendations relating to Concerted and Cooperative Actions have been superseded by Resolution 11.13. For completeness, this paper lists all of the resolutions and recommendations addressing Concerted and Cooperative Actions:

- (a) Resolution 3.2;
- (b) Resolution 4.2;
- (c) Resolution 5.1;
- (d) Resolution 6.1;
- (e) Resolution 7.1;
- (f) Resolution 8.29
- (g) Resolution 9.1
- (h) Resolution 10.23
- (i) Resolution 11.13;
- (j) Recommendation 5.2;
- (k) Recommendation 6.2;
- (l) Recommendation 7.1; and
- (m) Recommendation 8.28.

16. *Bycatch.* The Parties should consolidate all extant paragraphs relating to bycatch found in the following resolutions and recommendations:

- (a) Resolution 6.2;
- (b) Recommendation 7.2;
- (c) Resolution 8.14;
- (d) Resolution 9.18; and
- (e) Resolution 10.14.

17. *Climate Change.* It is not clear whether the Parties intended Resolution 11.26, *Programme of Work on Climate Change and Migratory Species*, to supersede Resolution 10.19, *Migratory Species Conservation in the Light of Climate Change*. If so, then they should delete Resolution 10.19. If not, then they should consolidate the two resolutions. This report concludes that Recommendation 5.5, Resolution 8.13, and Resolution 9.7, which also address climate change, have been superseded. However, if the Parties do not agree, then the extant provisions of that recommendation and those resolutions should also be consolidated.

18. *Marine Turtles.* The Parties may wish to consolidate Recommendation 7.16, *Improving the Conservation Status of the Leatherback Turtle (*Dermochelys coriacea*)*, and Recommendation 8.17, *Marine Turtles*.

19. *Wildlife Disease*. Three different resolutions address wildlife disease, with two of them focusing on avian flu. The Parties may wish to consolidate the extant paragraphs of these resolutions:

- (a) Resolution 8.27, *Migratory Species and Highly Pathogenic Avian Influenza*;
- (b) Resolution 9.8, *Responding to the Challenge of Emerging and Re-emerging Diseases in Migratory Species, including Highly Pathogenic Avian Influenza H5N1*; and
- (c) Resolution 10.22, *Wildlife Disease and Migratory Species*.

20. *Noise*. The Parties may wish to consolidate the extant paragraphs of two resolutions addressing noise:

- (a) Resolution 9.19, *Adverse Anthropogenic Marine/Ocean Noise Impacts on Cetaceans and other Biota*; and
- (b) Resolution 10.24, *Further Steps to Abate Underwater Noise Pollution for the Protection of Cetaceans and Other Migratory Biota*.

21. *Flyways*. The Parties may wish to consolidate the extant paragraphs of two resolutions addressing flyways:

- (a) Resolution 10.10, *Guidance on Global Flyway Conservation and Options for Policy Arrangements*; and
- (b) Resolution 11.14, *Programme of Work on Migratory Birds and Flyways*

Formulating Text for Future Resolutions and Decisions

22. Based on a review of resolutions, it may be helpful to keep the following issues in mind when drafting text for future Resolutions and Decisions.

23. Previous resolutions have been organized by theme and included both obligations that are intended to guide the Parties over the long term as well as obligations that direct the Secretariat or another CMS entity to implement a task by a specific date. In other words, previous resolutions have included provisions that meet the new definitions of “Resolution” and “Decision.” In the future, the Parties and the Secretariat will need to correctly identify the type of decision to be adopted. This requires only a small change in how documents are presented to a meeting of the Conference of the Parties. A proponent will begin, as always, with a background document, to be followed by an annex that includes a draft Resolution and an additional annex that includes relevant draft Decisions.

24. *Referenced documents*. In several resolutions, the Conference of the Parties “welcomes,” “endorses” or “takes note” of a document without an expectation that the Parties implement the recommendations in that document. In these circumstances, the Parties should include the reference to that document in the preamble as the provision includes no obligation or interpretation of the Convention.

25. In other resolutions, the Parties adopt recommendations or guidelines of the Scientific Council or another body that are included in another document. Because there is an expectation that those recommendations or guidelines will be implemented, the Parties should expressly include those recommendations or guidelines as an annex to the resolution. Otherwise, Parties, the Secretariat, and others must review the Scientific Council’s report or the other document in order to find and implement those recommendations.

26. A number of resolutions include paragraphs in which the Conference of the Parties “welcomes” the adoption of a specified document. These provisions, which have no substantive impact on implementation of the Convention, are better placed in the preamble of a resolution.

27. *Reporting.* Many resolutions include reporting obligations. If they are intended to be ongoing reporting obligations (e.g., for the Parties or Secretariat to report to each meeting of the Conference of the Parties), then the reporting obligation should be included in a resolution. If the reporting obligation is intended to be timebound (e.g., to report to a specified meeting of the Standing Committee), then the reporting obligations should be included in a Decision.

Brief Explanation of Terms Used in the Annexes

28. Resolutions that have been “repealed” differ from those that have been “superseded” or are “out of date.” The Parties have taken explicit action to “repeal” resolutions or paragraphs of resolutions in later Resolutions. No further action is required.

29. Resolutions or paragraphs of resolutions that have been “superseded” are those that have material completely covered by a subsequent resolution. In some cases, a paragraph from an earlier resolution is included *verbatim* or nearly *verbatim* in a later resolution. At other times, as with budgets, it is clear that the new budget is intended to replace (that is, supersede) the earlier budget. Nonetheless, the Parties have not taken official action to “repeal” the earlier budget even though earlier resolution has no value for implementation of CMS. This report recommends that the Parties formally “repeal” those resolutions and paragraphs of resolutions that have been “superseded.”

30. Resolutions that are “out of date” are those that reference documents or issues that are no longer relevant in some way. For example, a resolution might reference a document from another MEA or international institution that has been amended or replaced by a subsequent version.

31. The following tables are provided so that the Parties have a complete picture of the status of all resolutions ever adopted.

Annex 1

Resolutions and Recommendations Previously Repealed

Resolution	Action	Reasons
COP 1 (Oct. 1985)		
Resolution 1.1 The Standing Committee of the Conference of the Parties	None	Repealed by Resolution 2.5, <i>The Standing Committee of the Conference of the Parties.</i>
Resolution 1.8 Expression of Thanks to the Host Government	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
COP 2 (Oct. 1988)		
Resolution 2.1 Date and Venue of the Third Meeting of the Conference of the Parties to the Convention	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
Resolution 2.2 Guidelines for the Application of Certain Terms of the Convention	None	Repealed by Resolution 11.33, <i>Guidelines for Assessing Listing Proposals to Appendices I and II of the Convention.</i>
Resolution 2.5 The Standing Committee of the Conference of the Parties	None	Repealed by Resolution 6.6, <i>Institutional Arrangements: Standing Committee.</i>
COP 3 (Sept. 1991)		
Resolution 3.7 Membership of the Standing Committee	None	Repealed by Resolution 6.6, <i>Institutional Arrangements: Standing Committee.</i>
Resolution 3.8 Date, Venue and Funding of the Fourth Meeting of the Conference of the Parties to the Convention	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
COP 4 (June 1994)		
Resolution 4.7 Date, Venue and Funding of the Next Meeting of the Conference of the Parties	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
COP 5 (April 1997)		
Resolution 5.3 Interpretation of Certain Terms of the Convention	None	Repealed by Resolution 11.33, <i>Guidelines for Assessing Listing Proposals to Appendices I and II of the Convention.</i>
Resolution 5.8 Date, Venue and Funding of the 6th Meeting of the Conference of the Parties	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>

Resolution	Action	Reasons
COP 6 (Nov. 1999)		
Resolution 6.6 Institutional Arrangements: Standing Committee	None	Repealed by Resolution 9.15, <i>Composition and Organisation of the Standing Committee.</i>
Resolution 6.10 Date, Venue and Funding of the Seventh Meeting of the Conference of the Parties	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
COP 7 (Sept. 2002)		
Resolution 7.9 Cooperation with other Bodies and Processes	None	Repealed by Resolution 11.10, <i>Synergies and Partnerships.</i>
Resolution 7.14 Date, Venue and Funding of the Eighth Meeting of the Conference of the Parties	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
COP 8 (Nov. 2005)		
Resolution 8.8 Outreach and Communications	None	Repealed by Resolution 11.8, <i>Communication, Information and Outreach Plan.</i>
Resolution 8.11 Cooperation with other Conventions	None	Repealed by Resolution 11.10, <i>Synergies and Partnerships.</i>
COP 9 (Dec. 2008)		
Resolution 9.6 Cooperation with other Bodies	None	Repealed by Resolution 11.10, <i>Synergies and Partnerships.</i>
Resolution 9.17 Arrangements for Hosting the Ninth and Tenth Meetings of the Conference of the Parties	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
COP 10 (Dec. 2011)		
Resolution 10.7 Outreach and Communication Issues	None	Repealed by Resolution 11.8, <i>Communication, Information and Outreach Plan.</i>
Resolution 10.20 Arrangements for Hosting the Tenth and Eleventh Meetings of the Conference of the Parties	None	Repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties.</i>
Resolution 10.21 Synergies and Partnerships	None	Repealed by Resolution 11.10, <i>Synergies and Partnerships.</i>

Annex 2

Resolutions and Recommendations to Repeal in Full

Resolution	Action	Reasons
COP 1 (Oct. 1985)		
Resolution 1.2 Financial and Budgetary Matters	Repeal in full	Superseded by subsequent budgets.
Resolution 1.3 Location of the Secretariat	Repeal in full	Paragraph 1, which invites the Executive Director of UNEP to negotiate with the Federal Republic of Germany all questions relating to the location of the Secretariat, has been completed. Paragraph 2, which concerns the task of reviewing the arrangements concerning the location of the Secretariat has been completed. See Resolution 6.9, <i>Juridical Personality of, and Headquarters Agreement for, the Convention Secretariat</i> .
Resolution 1.6 Agreements	Repeal in full	The three tasks included in this resolution relating to consideration of new Agreements for Appendix II species have been completed.
Resolution 1.7 Small Cetaceans	Repeal in full	The one operative paragraph directs the Secretariat to establish a working group on small cetaceans. This task has been completed and the WG dissolved. See UNEP/CMS.Conf.2.16, para. 40.
COP 2 (Oct. 1988)		
Resolution 2.3 Small Cetaceans	Repeal in full	Paragraph 1 directs the Scientific Council to prepare advice for COP3. This task has been completed. Paragraph 2 instructs the Secretariat and Standing Committee to take appropriate measures to facilitate Agreements for species identified by the Scientific Council. This paragraph is superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i> , which establishes criteria for consideration of new Agreements.
Resolution 2.4 Financial and Budgetary Matters	Repeal in full	Superseded by subsequent budgets.
COP 3 (Sept. 1991)		
Resolution 3.2 Appendix I Species	Repeal in full	Superseded by subsequent resolutions, in particular, Resolution 10.23, <i>Concerted and Cooperative Actions</i> , which establishes a new process for reviewing species for both concerted and cooperative actions, and Resolution 11.13, <i>Concerted and Cooperative Actions</i> , formally proposing to consolidate the process for reviewing species for both concerted and cooperative actions.
Resolution 3.3 Small Cetaceans	Repeal in full	Paragraph 1 urges Parties and non-Parties to give priority to concluding arrangements for the conservation of small cetaceans listed in Appendix II. This recommendation has been superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i> . Paragraph 2 urges the adoption of an agreement relating to small cetaceans in the Mediterranean and Black Seas. With the entry into force of the Agreement on the Conservation of Cetaceans in the Black Sea Mediterranean Sea and Contiguous Atlantic Area, this task has been completed.

Resolution	Action	Reasons
		Paragraph 3 directs the Secretariat to assist with these efforts. This task has been completed.
Resolution 3.6 Financial and Budgetary Matters	Repeal in full	Superseded by subsequent budgets.
COP 4 (June 1994)		
Resolution 4.2 Appendix I Species	Repeal in full	The single operative paragraph recommends that certain concerted actions be carried out during the 1995-1997 triennium and for the Conference of the Parties to review the results at its next meeting. These tasks have been completed.
Resolution 4.3 Guidelines for the Harmonization of Future Agreements	Repeal in full	Paragraph 1 instructs the Standing Committee to review a report and submit a proposal by COP5. That task has been completed. Paragraph 2 recommends that elements of the report “Elements for the formulation of guidelines for the harmonization of future Agreements” “be taken into consideration in the development of Agreements under the Convention.” This report was superseded by a document mandated by Resolution 5.2 and produced for COP6, “Guidelines for the Harmonisation of Future Agreements” See UNEP/CMS/Conf. 6.10. The Parties adopted more recent criteria in Resolution 11.12, <i>Criteria for Assessing Proposals for new Agreements</i> .
Resolution 4.4 Strategy for the Future Development of the Convention	Repeal in full	This resolution accepts the Strategy for the Future Development of the Convention for the 1995–1997 triennium and requests or instructs entities to take a number of actions with respect to the Strategy. This Strategy has been superseded by subsequent strategic plans.
Resolution 4.5 Arrangements for the Scientific Council	Repeal in full	All but one of the paragraphs of this resolution have been superseded by Resolution 11.4, <i>Restructuring of the Scientific Council</i> . The remaining paragraph, which advises that the Chair of the Standing Committee be invited to meetings of the Scientific Council with expenses paid by the Trust Fund, has been superseded by paragraph 4(c) of Resolution 9.15, <i>Composition and Organisation of the Standing Committee</i> . That paragraph states that the Secretariat “may refund ... all reasonable and justifiable travel expenses undertaken on behalf of the Conference of the Parties or the Secretariat.” (emphasis added). Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 should be consolidated or expressly repealed.
Resolution 4.6 Financial and Budgetary Matters	Repeal in full	Superseded by subsequent budgets.
Recommendation 4.2 Research on Migration in Small Cetaceans	Repeal in full or in part Rename any extant paragraphs as Resolution	The paragraphs in this “Recommendation” establish recommendations to conduct scientific studies on species of small cetaceans. These recommendations are drafted without a deadline. However, the third paragraph recommends that the Parties report to “the next meeting of the Conference of the Parties,” meaning CoP5. Thus, it appears that the Parties intended this recommendation to be completed by COP5. Thus, this Recommendation appears to be out of date. However, if the Parties want to continue the recommendation to carrying out these studies, then Paragraph 3 should be repealed or

Resolution	Action	Reasons
		revised by replacing the “the next” meeting of the COP with “each” meeting of the COP.
<p>Recommendation 4.4</p> <p>Proposed Agreement on the Houbara Bustard (<i>Chlamydotis undulata</i>)</p>	Repeal in full	<p>The tasks included in this recommendation, relating to a draft Agreement, have been completed or are out of date. A draft range-wide legally binding agreement developed under the aegis of CMS was proposed in 2004, along with an Action Plan. The parties considered the draft Agreement in 2008, but to date the agreement has not been opened for signature.</p> <p>Paragraph 3 calls on Range States to submit information to the Secretariat by 1995 and is out of date.</p>
<p>Recommendation 4.5</p> <p>Concerted action for six Appendix I species of Sahelo-Saharan ungulates: <i>Addax nasomaculatus</i>, <i>Oryx dammah</i>, <i>Gazella dama</i>, <i>Gazella leptoceros</i>, <i>Gazella cuvieri</i>, <i>Gazella dorca</i></p>	Repeal in full	This 1994 recommendation encourages Parties to revise an action plan for six Appendix I species. They did so in 1998. The work has been completed.
COP 5 (April 1997)		
<p>Resolution 5.1</p> <p>Concerted Actions for Appendix I Species</p>	Repeal in full	<p>Paragraphs 1 and 3 refer to activities to occur during the 1998–2000 triennium. The paragraphs are out of date.</p> <p>Paragraph 2 calls for concerted actions for <i>Ciconia boyciana</i> if a range State becomes a Party. No Range State (China, the Democratic People’s Republic of Korea, Japan, Republic of Korea or the Russian Federation) has become a Party. The species does appear irregularly in Bangladesh, India and the Philippines, which are CMS Parties, but they do not appear to be considered Range States. In addition, while not expressly stated in this resolution, resolutions on concerted actions are designed for a specific triennium, 1998 to 2000 in this case. Consequently, the Parties may wish to repeal this paragraph. In the alternative, this paragraph could be included in a consolidated resolution on concerted actions.</p>
<p>Resolution 5.2</p> <p>Guidelines for the Harmonisation of Future Agreements</p>	Repeal in full	The Secretariat submitted the draft Guidelines called for in paragraph 1 to COP6. Because of the legal aspects associated with the document, several Parties indicated that they could not adopt the document but they did “take note” of it. CMS, Proceedings of the Sixth Meeting of the Conference of the Parties, Report of the Sixth Meeting of the Conference of the Parties ¶ 146–47 (2000). Due to a lack of capacity, the Secretariat was unable to hire a consultant and complete the work. The Parties decided to discontinue the project. CMS, Proceedings of the Seventh Meeting of the Conference of the Parties ¶ 174–75 (2000).
<p>Resolution 5.4</p> <p>Strategy for the Future Development of the Convention</p>	Repeal in full	The paragraphs in this resolution relate to a strategy for the future development of the Convention for the period 1998 to 2000; they are out of date. In addition, the Parties subsequently undertook the Future Shape process, which supersedes the strategy called for in this resolution.
<p>Resolution 5.6</p> <p>Financial and Administrative Matters</p>	Repeal in full	Superseded by subsequent budgets.
<p>Recommendation 5.2</p>	Repeal in full	Superseded by Recommendation 6.2.

Resolution	Action	Reasons
Co-operative Actions for Appendix II Species		
Recommendation 5.5 Climate Change and its Implications for the Bonn Convention	Repeal in full	The five paragraphs in this resolution are all incorporated in Resolution 11.26, <i>Programme of Work on Climate Change and Migratory Species</i> .
Recommendation 5.6 Creation of a Working Group for the Conservation of Migratory Species in Latin America and the Caribbean	Repeal in full or retain	This recommendation supports the creation of a Working Group for the Conservation of Migratory Species in Latin America and the Caribbean. It has not been created and thus this recommendation should be retained and renamed as a Resolution. However, the region now coordinates through regional meetings. As such, the Parties may wish to view this resolution as out of date and repeal it.
COP 6 (Nov. 1999)		
Resolution 6.1 Concerted Actions for Appendix I Species	Repeal in full	Superseded by subsequent resolutions relating to concerted actions.
Resolution 6.4 Strategic Plan for the Convention on Migratory Species	Repeal in full	Superseded by subsequent Strategic Plans.
Resolution 6.8 Financial and Administrative Matters	Repeal in full	Superseded by subsequent budgets.
Resolution 6.9 Juridical Personality of, and Headquarters Agreement for, the Convention Secretariat	Repeal in full	This resolution provides guidance for drafting a Headquarters Agreement between the Secretariat and the Federal Republic of Germany. That agreement has been completed, which the Parties endorsed in Resolution 7.13, <i>Headquarters Agreement for, and Juridical Personality of, the Convention Secretariat</i> .
Recommendation 6.2 Co-operative Actions for Appendix II Species	Repeal in full	Superseded by Recommendation 7.1, <i>Cooperative Actions for Appendix II Species</i> .
Recommendation 6.3 Further Action for Sahelo-Saharan Antelopes	Repeal in full	Superseded by Recommendation 9.2, <i>Sahelo-Saharan Megafauna</i> .
Recommendation 6.4 Working Groups on the Houbara Bustard (<i>Chlamydotis undulata</i>) and Great Bustard (<i>Otis tarda</i>)	Repeal in full or in part Rename any paragraphs retained as Decisions	Paragraph 1 directs the Scientific Council and Range States to ensure that concerted actions proceed by COP7. It is out of date. Paragraph 2 requests the Scientific Council and Range States to form working groups for both species. Paragraphs 3, 4, and 5 ask the working group for <i>Otis tarda</i> to prepare proposals for an action plan, concrete field actions, and, if necessary, develop an MOU. Paragraphs 6 and 7 request the Scientific Council to mandate the <i>Chlamydotis undulata</i> working group with developing an action plan for the eastern population of the species and consider extending it to other species. The reports of the Scientific Council suggest that those working groups were not formed, but that the Working Group on Birds

Resolution	Action	Reasons
		<p>developed new concerted actions for <i>Otis tarda</i>. In addition, a CMS MOU was adopted for <i>Otis tarda</i>. Moreover, the Scientific Council has subsequently established taxonomic working groups (Aquatic Mammals, Terrestrial Mammals, Birds, Fish, and Turtles). Matters concerning individual species have generally been discussed within the respective taxonomic Working Group.</p> <p>In addition, Range States met at a special session of COP8 to negotiate the text of the draft Agreement on the Conservation of the Asian Houbara Bustard (<i>Chlamydotis undulata macqueenii</i>) and accompanying action plan, with Saudi Arabia taking the lead. The Parties have also approved concerted actions for <i>Chlamydotis undulata</i>.</p> <p>As a consequence of all these actions, one could say that this recommendation has been superseded.</p>
<p>Recommendation 6.5</p> <p>Co-operative Action for the African Elephant (<i>Loxodonta africana</i>) in Western and Central Africa</p>	<p>Repeal in full or in part</p> <p>Rename any paragraphs retained as Decisions</p>	<p>Paragraphs 1–3 urge the Scientific Council and Range States to form a working group in order to initiate cooperative action and develop an action plan.</p> <p>Paragraph 4 suggests to the Range States that they conclude an Agreement.</p> <p>Subsequently, the Parties have endorsed cooperative actions for <i>Loxodonta africana</i> and several range States have signed the West African Elephant MOU. Although the Scientific Council does not appear to have formed a working group, substantial discussion regarding African elephants took place at its meetings, leading to cooperative actions and support for an MOU.</p> <p>As a consequence of all these actions, the Parties could decide that this recommendation has been superseded. Yet, the express provisions of this recommendation, such as establishing a species-specific working group within the Scientific Council, have not been completed.</p>
<p>Recommendation 6.6</p> <p>Regional Coordination for Marine Turtles of the Indian Ocean and South-East Asia</p>	<p>Repeal in full</p>	<p>This 1999 resolution calling for a regional workshop and other actions in pursuance of an Agreement is superseded by the MOU on the Conservation and Management of Marine Turtles and their Habitats of the Indian Ocean and South-East Asia (IOSEA Marine Turtle MOU) and its associated Conservation and Management Plan (CMP)</p>
<p>Recommendation 6.7</p> <p>Conservation of Marine Turtles in the Atlantic Coast of Africa, including Macaronesia</p>	<p>Repeal in full</p>	<p>This 1999 resolution calling for a regional workshop to support the completion of the draft conservation plan is superseded by the 2002 <i>Memorandum of Understanding concerning Conservation Measures for Marine Turtles of the Atlantic Coast of Africa</i> and the Conservation and Management Plan for Marine Turtles of the Atlantic Coast of Africa. See UNEP/CMS/MT-AFR2/Report, Annex 7.</p>
<p>COP 7 (Sept. 2002)</p>		
<p>Resolution 7.1</p> <p>Concerted Actions for Appendix I Species</p>	<p>Repeal in full</p>	<p>Superseded by subsequent resolutions relating to concerted actions.</p>
<p>Resolution 7.6</p> <p>Implementation of the CMS Strategic Plan</p>	<p>Repeal in full</p>	<p>Superseded by subsequent Strategic Plans.</p>
<p>Resolution 7.7</p>	<p>Repeal in full</p>	<p>Superseded by subsequent action plans, MOUs, and other actions.</p>

Resolution	Action	Reasons
Implementation of Existing Agreements and Development of Future Agreements		as well as Resolution 11.12, <i>Criteria Assessing Proposals for New Agreements</i> .
Resolution 7.11 Financial and Administrative Matters	Repeal in full	Superseded by subsequent budgets.
Resolution 7.15 Future Action on the Antarctic Minke, Bryde's and Pygmy Right Whales under the Convention on Migratory Species	Repeal in full	<p>Paragraph 1 calls for Range States to review the conservation status of three whale species to address gaps in proposals for the inclusion of these species in Appendix I. Fourteen years have passed since this request. This paragraph seems out of date.</p> <p>Paragraph 2 calls for concerted actions and international and regional cooperation for all great whales. This paragraph is superseded by Resolution 10.15, <i>Programme of Work for Cetaceans</i>, which includes specific recommendations for collaborative effort for all CMS-listed whale species.</p> <p>Paragraph 3 recommends that Parties and organizations maintain and, where possible, enhance current measures to ensure the conservation of three named species of great whales. Resolution 10.15 does not include a paragraph that is worded similar to paragraph 3. However, the Programme of Work for Cetaceans includes a number of provisions specifically designed to ensure the conservation of these three species in particular parts of the world's oceans. One could interpret the Programme of Work for Cetaceans as superseding this paragraph.</p>
Recommendation 7.1 Cooperative Actions for Appendix II Species	Repeal in full	<p>Paragraphs 1–3 have been superseded by Resolution 11.13, <i>Concerted and Cooperative Actions</i>.</p> <p>Paragraphs 4–6 have been superseded by subsequent recommendations and resolutions.</p>
Recommendation 7.7 America Pacific Flyway Programme	Repeal in full	Superseded by Resolution 10.10, <i>Guidance on Global Flyway Conservation and Options for Policy Arrangements</i> .
COP 8 (Nov. 2005)		
Resolution 8.1 Sustainable Use	Repeal in full	The work described in the four paragraphs of this resolution, requesting certain work to be performed by COP9, has been completed.
Resolution 8.2 CMS Strategic Plan 2006-2011	Repeal in full	Superseded by subsequent Strategic Plans.
Resolution 8.3 Financial and Administrative Matters and Terms of References for the Administration of the Trust Fund for the Convention on the Conservation of Migratory Species of Wild Animals	Repeal in full	Superseded by subsequent budgets.
Resolution 8.5 Implementation of Existing Agreements and Development of Future Agreements	Repeal in full	Superseded by subsequent resolutions on this subject, in particular Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i> .

Resolution	Action	Reasons
<p>Resolution 8.9</p> <p>Review of GROMS (Global Register on Migratory Species)</p>	<p>Repeal in full</p>	<p>GROMS (Global Register on Migratory Species) database is out of date for CMS purposes. GROMs previously was a CMS-led initiative and funded by the German government. It subsequently moved to the Global Biodiversity Information Facility. Members of the Secretariat believe that the database is not accurate.</p> <p>Consequently, the decision in paragraph 2 to improve the quality of GROMs cannot be achieved by the CMS as the database is no longer under its control.</p> <p>Paragraph 3 calls for the establishment of a GROMS Scientific Board. It is not clear if this board was ever established.</p> <p>Paragraphs 4 and 5 include tasks that have been completed.</p>
<p>Resolution 8.13</p> <p>Climate Change and Migratory Species</p>	<p>Repeal in full</p>	<p>This resolution has been superseded by Resolution 9.7, <i>Climate Change Impacts on Migratory Species</i>, and Resolution 11.26, <i>Programme of Work on Climate Change and Migratory Species</i>.</p>
<p>Recommendation 8.17</p> <p>Marine Turtles</p>	<p>Repeal in full</p>	<p>Paragraphs 1–3 have been superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>.</p> <p>Paragraph 4, which refers to consideration of 2006 as the Year of the Sea Turtle, is out of date.</p>
<p>Resolution 8.20</p> <p>Date, Venue and Funding of Meetings of the Conference of the Parties and of the Scientific Council</p>	<p>Repeal in full</p>	<p>Paragraph 1 instructs the Secretariat to evaluate the cost of organizing meetings of the Scientific Council separately from meetings of the Standing Committee. This work has been completed.</p> <p>Paragraphs 2 and 3 were repealed by Resolution 11.5, <i>Arrangements for Meetings of the Conference of the Parties</i>.</p>
<p>Resolution 8.21</p> <p>Institutional Arrangements: Standing Committee and Scientific Council</p>	<p>Repeal in full</p>	<p>Paragraph 1, which identifies elected regional representatives to the Standing Committee, is out of date.</p> <p>Paragraphs 2–7 relating to the Scientific Council are superseded by Resolution 11.4, <i>Restructuring of the Scientific Council</i>.</p> <p>Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 should be consolidated or expressly repealed.</p>
<p>Resolution 8.22</p> <p>Adverse Human Induced Impacts on Cetaceans</p>	<p>Repeal in full</p>	<p>Paragraph 1 has been adopted as paragraphs 2 and 3 of Resolution 10.15, <i>Global Programme of Work for Cetaceans</i>.</p> <p>Paragraph 2 is incorporated into paragraph 4 of Resolution 10.15.</p> <p>Paragraph 3(a), which calls for collaboration with the International Whaling Commission (IWC), is incorporated in a less specific request for collaboration with the IWC in paragraph 11 of Resolution 10.15.</p> <p>Paragraphs 3(b)—(d) have been superseded by the Global Programme of Work for Cetaceans.</p> <p>Paragraph 3(e), which calls for a report to the Standing Committee at its 2007 meeting, is out of date.</p> <p>Paragraph 3(f) calls for a work programme for cetaceans, which has been completed and adopted.</p>

Resolution	Action	Reasons
		<p>Paragraph 4, which calls on the Secretariat to draw this resolution to the attention of other international organizations, is out of date.</p> <p>Paragraph 5, which invites Parties to avoid harm to cetaceans, is superseded by Resolution 10.15, which has as its overarching goal the conservation of cetaceans.</p>
<p>Recommendation 8.23</p> <p>Central Eurasian Aridland Mammals</p>	<p>Repeal in full</p>	<p>The actions included in this resolution have been implemented and superseded by Resolution 11.24, <i>The Central Asian Mammal Initiative</i>.</p>
<p>Resolution 8.24</p> <p>National Reports for the Eighth and Ninth Meeting of the Conference of the Parties</p>	<p>Repeal in full</p>	<p>Each paragraph of this resolution asks Parties or the Secretariat to perform tasks by specific dates, all of which have passed. Thus, the resolution is out of date.</p>
<p>Recommendation 8.26</p> <p>Conservation of Grassland Bird Species and their Habitats in Southern South America</p>	<p>Repeal in full</p>	<p>This recommendation, which calls for the adoption of an MOU, has been implemented through the adoption of the MOU on the Conservation of Southern South American Migratory Grassland Bird Species and Their Habitats and an accompanying Action Plan.</p>
<p>Recommendation 8.28</p> <p>Cooperative Actions for Appendix II Species</p>	<p>Repeal in full</p>	<p>Superseded by subsequent resolutions on concerted and cooperative actions.</p>
<p>Resolution 8.29</p> <p>Concerted Actions for Appendix I Species</p>	<p>Repeal in full</p>	<p>Superseded by subsequent resolutions on concerted and cooperative actions.</p>
<p>COP 9 (Dec. 2008)</p>		
<p>Resolution 9.1</p> <p>Concerted and Cooperative Actions</p>	<p>Repeal in full</p>	<p>Superseded by subsequent resolutions on concerted and cooperative actions.</p>
<p>Resolution 9.2</p> <p>Priorities for CMS Agreements</p>	<p>Repeal in full</p>	<p>Superseded by other resolutions, including Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>, and Resolution 11.14, <i>Programme of Work on Migratory Birds and Flyways</i>, as well as subsequent MOUs, Action Plans, and species initiatives.</p>
<p>Resolution 9.3</p> <p>CMS Information Priorities</p>	<p>Repeal in full</p>	<p>Superseded by subsequent resolutions on communication, information and outreach.</p>
<p>Resolution 9.5</p> <p>Outreach and Communication Issues</p>	<p>Repeal in full</p>	<p>Superseded by Resolution 10.7, <i>Communication and Outreach</i>.</p>
<p>Resolution 9.7</p> <p>Climate Change Impacts on Migratory Species</p>	<p>Repeal in full</p>	<p>Superseded by Resolution 11.26, <i>Programme of Work on Climate Change and Migratory Species</i>.</p>
<p>Resolution 9.12</p> <p>Capacity Building Strategy</p>	<p>Repeal in full</p>	<p>Superseded by Resolution 10.6, <i>2012–2014 Capacity Building Activities</i>, and Resolution 10.7, <i>Communication and Outreach</i>.</p>
<p>Resolution 9.13</p> <p>Intersessional Process Regarding the Future Shape of CMS</p>	<p>Repeal in full</p>	<p>This resolution, which launches the Future Shape process, has been completed.</p>

Resolution	Action	Reasons
Resolution 9.13/Add Terms of Reference for the Intersessional Working Group regarding the future shape of CMS, established according to Resolution UNEP/CMS/9.13	Repeal in full	The Intersessional Working Group regarding the Future Shape of CMS has completed its work.
Resolution 9.14 Financial and Administrative Matters and Terms of Reference for the Administration of the Trust Fund for the Convention on the Conservation of Migratory Species of Wild Animals	Repeal in full	Superseded by subsequent budgets.
Resolution 9.20 The Saker Falcon (<i>Falco cherrug</i>)	Repeal in full	Paragraph 1, calling for Parties to take action to improve the conservation status of the Saker Falcon, has been superseded by Resolution 10.28, Saker Falcon (<i>Falco cherrug</i>), and Resolution 11.18, Saker Falcon <i>Falco cherrug</i> Global Action Plan (SakerGAP). Paragraph 2, which urges the Parties to develop a research programme to re-evaluate the conservation status of the species, would appear to be superseded by SakerGAP which has as one of its goal the re-establishment of a healthy and self-sustaining wild Saker Falcon population throughout its range. Paragraphs 3 and 4, calling for action to include the Saker Falcon in Appendix I, has been completed.
Recommendation 9.1 Central Eurasian Aridland Mammals	Repeal in full or in part	Paragraphs 1, 2, and 4–7 have been completed or superseded by Resolution 11.24, <i>The Central Asian Mammal Initiative</i> . Paragraph 3, which calls on the Secretariat to pursue efforts to bring into the Convention those Range States of Central Eurasian fauna that are not yet Parties, is an ongoing mandate not included in Resolution 11.24. If this one extant paragraph is consolidated with Resolution 11.24, then this resolution could be repealed.
Recommendation 9.5 Cooperative Action for the Elephant (<i>Loxodonta africana</i>) in Central Africa	Repeal in full	This recommendation establishes a mandate and process for developing an appropriate instrument on the conservation of elephants in Central Africa. The results were presented to COP10 in Conference Document 10.46 but the Parties deleted reference to a new CMS instrument for this species in this region. See paragraph 402 of the COP10 Proceedings. The work should thus be considered completed. This paragraph has also been superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i> .
COP 10 (Dec. 2011)		
Resolution 10.1 Financial and Administrative Matters and Terms of Reference for the Administration of the Trust Fund	Repeal in full	Superseded by subsequent budget.
Resolution 10.5 CMS Strategic Plan 2015–2023	Repeal in full	This resolution, which sets out a process for developing a new Strategic Plan, has been implemented.
Resolution 10.6	Repeal in full	This resolution is out of date and has been superseded by the <i>Capacity Building Strategy 2015-2017</i> , adopted at COP11.

Resolution	Action	Reasons
Capacity Building Strategy (2012-2014)		
Resolution 10.16 Priorities for CMS Agreements	Repeal in full	<p>Paragraphs 1–3 are included in Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>.</p> <p>Paragraph 4, which welcomes the conclusion and entry into force of three new MOUs, can be repealed without substantive effect.</p> <p>Paragraphs 5 and 6 were repealed by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>.</p> <p>Paragraph 7 decides that an instrument will no longer be considered an instrument under development without a clear expression of interest to lead on it. This paragraph is likely superseded by criterion (ix) of the Annex to Resolution 11.12, which makes leadership a factor in developing and evaluating proposals for future agreements.</p>
Resolution 10.23 Concerted and Cooperative Actions	Repeal in full	Superseded by Resolution 11.13, <i>Concerted and Cooperative Actions</i> .
Resolution 10.26 Minimizing the Risk of Poisoning to Migratory Birds	Repeal in full	This resolution is superseded by Resolution 11.15, <i>Preventing Poisoning of Migratory Birds</i> .
Resolution 10.27 Improving the Conservation Status of Migratory Landbirds in the African Eurasian Region	Repeal in full	Superseded by Resolution 11.17, <i>Action Plan for Migratory Landbirds in the African-Eurasian Region</i> .
Resolution 10.28 Saker Falcon <i>Falco cherrug</i>	Repeal in full	<p>Paragraph 1 calls for an Appendix I listing for the species. This task has been completed.</p> <p>Paragraph 2, calling for the establishment of a Saker Falcon Task Force, is included in paragraph 4 of Resolution 11.18, Saker Falcon <i>Falco cherrug</i> Global Action Plan (SakerGAP).</p> <p>Paragraph 3, calling for the provision of financial resources, is included in paragraph 7 of Resolution 11.18.</p> <p>Paragraph 4, which states that improvement in the species' conservation status could allow sustainable taking from the wild, is covered by paragraph 4 of Resolution 11.18 and Section 4 of SakerGAP, which the Parties adopted at COP11.</p> <p>Paragraphs 5 and 6, calling on various entities to undertake specific actions by specific dates, are out of date.</p> <p>Paragraph 7, calling on the Secretariat to convey this resolution to other MEAs, has been superseded by paragraph 10 of Resolution 11.18.</p>
Resolution 10.29 Recruitment Procedures for the CMS Executive Secretary	Repeal in full	The task of hiring a new Executive Secretary has been completed.
COP 11 (Nov. 2014)		
Resolution 11.3	Repeal in full	Each paragraph requests the completion of specific tasks by

Resolution	Action	Reasons
Enhancing Synergies and Common Services among CMS Family Instruments		COP12. Assuming the tasks have been completed by COP12, the resolution should be repealed at that meeting. If they are retained, they should be converted to Decisions.
Resolution 11.7 Enhancing the Effectiveness of the Convention through a Process to Review Implementation	Repeal in full	Each paragraph of this resolution, which sets out a process for exploring a review process, requests the completion of specific tasks by COP12. Assuming the tasks have been completed by COP12, the resolution should be repealed at that meeting. If the Parties decide to continue this process, the extant paragraphs of this resolution should be converted to a Decision.
Resolution 11.34 Arrangements for Hosting the 11th and 12th Meetings of the Conference of the Parties	Repeal in full	Out of date.

Annex 3

Resolutions and Recommendations to Repeal in Part

Resolution	Action	Reasons
COP 1 (Oct. 1985)		
Resolution 1.4 Composition and Functions of the Scientific Council	Repeal in part	<p>Paragraphs 1–4, and 5(b) have been superseded by Resolution 11.4, <i>Restructuring of the Scientific Council</i>.</p> <p>Paragraphs 5(a) and 6 have been superseded by paragraphs 2 and 3 of Resolution 3.4, <i>Funding and Role of the Scientific Council</i>.</p> <p>Paragraph 5(c), which calls for a scientific member of the secretariat to support the Scientific Council, is not found in other resolutions relating to the Scientific Council and should be retained.</p> <p>Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 should be consolidated or expressly repealed.</p>
COP 2 (Oct. 1988)		
Resolution 2.6 Implementation of Articles IV and V of the Convention	Repeal in part	<p>Paragraph 1, which stresses the desirability of concluding Agreements whenever needed, establishes a policy not expressly stated elsewhere. However, it could be considered superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>. The first criterion of that resolution requests a proponent of an agreement to specify the severity of the conservation need.</p> <p>Paragraphs 2 and 3, which suggest that resolutions and other non-binding instruments may be appropriate and feasible alternatives to binding Article IV agreements, establish a policy not expressed elsewhere. These paragraphs should be retained.</p> <p>Paragraph 2, however, also provides that agreements under Article IV.4 could be a “first step” towards an Agreement under Article IV.3. This statement is inconsistent with paragraph 4 of Resolution 3.5, which provides that an agreement under Article IV.4 may not always be an appropriate first step towards an Agreement under Article IV.3. Because Resolution 3.5 is later in time, it should prevail over this part of para. 2 of Resolution 2.6.</p> <p>Resolutions 2.6, 2.7, 3.5, and 11.12 should be consolidated because all four resolutions provide advice concerning the development and administration of Agreements and agreements.</p>
COP 3 (Sept. 1991)		
Resolution 3.1 Listing of Species in the Appendices of the Convention	Repeal in part	<p>Paragraph 4 asks the depositary to correct the names of three species. This work has been completed.</p> <p>Paragraph 7 encourages Parties to submit proposals for consideration at COP4. This task has been completed.</p> <p>The remaining operative paragraphs express rules or policies relating to inclusion of species in the Appendices. They should be retained.</p>

Resolution	Action	Reasons
COP 4 (June 1994)		
Resolution 4.1 Party Reports	Repeal in part	<p>Paragraph 1 and the accompanying annex establish a format for national reports. It has been superseded by the new online reporting system.</p> <p>The other paragraphs of Resolution 4.1 establish policies for national reports that should be retained.</p> <p>The extant paragraphs of Resolution 4.1, Resolution 6.5, and Resolution 9.4 should be consolidated.</p>
Recommendation 4.3 Conservation Status of <i>Crex crex</i>	Repeal in part Rename extant paragraphs as a Resolution	<p>Paragraphs 1–3 include three tasks to be completed by COP5. Those tasks have been completed.</p> <p>Paragraph 4 recommends that Range States identify breeding habitats and promote agricultural management practices sympathetic to the conservation of <i>Crex crex</i> in those areas. The ScC11 report states that “Progress had been made in achieving action in support of <i>Crex crex</i>.” (See paragraph 77 of COP11 Proceedings). The species was designated for cooperative action for 2006–2008 and an International Single Species Action Plan for the Conservation of the Corncrake (<i>Crex crex</i>) subsequently adopted. This Plan, however, does not specifically identify breeding habitat or promote agricultural management practices. Consequently, it should be retained.</p>
COP 5 (April 1997)		
Resolution 5.5 Co-location of Agreement Secretariats	Repeal in part	<p>All but one part of this resolution has have been completed or superseded by subsequent actions.</p> <p>Paragraphs 1–3 approve the establishment of an Agreements Unit within the secretariat, but subsequent restructuring has eliminated that unit.</p> <p>Paragraphs 4–6 and 10 approve the consolidation of secretariat functions and recommends certain entities become the secretariat for ASCOBANS, EUROBATS, and ACCOBAMS.</p> <p>Paragraph 8 asks the Parties to consider co-location of secretariat for future Agreements. It is superseded by criterion x, “prospects for coordination of the Agreement’s implementation,” included in Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>.</p> <p>Paragraph 9, which commissions the Standing Committee to develop, where necessary, further terms of reference for co-location of Agreement secretariats, is superseded by Resolution 11.12, as well as Resolution 11.3, <i>Enhancing Synergies and Common Services among CMS Family Instruments</i>.</p> <p>Paragraph 7 invites the Parties to ASCOBANS, EUROBATS, AEWAs and ACCOBAMS to consider consolidating secretariat functions. ASCOBANS, EUROBATS and AEWAs have done so, but ACCOBAMS has not. Thus, this one part of Resolution 5.5 remains valid.</p>
Recommendation 5.1 Endorsement of Action Plans for Selected Appendix I and II	Repeal in part Rename extant paragraphs as a	<p>Paragraph 3 invites the First Meeting of the Parties to AEWAs (AEWA MOPI) to consider adoption of action plans for a number of species as Single Species Action Plans (SSAPs) under AEWAs. SSAPs have been adopted for some of these species but not all. The</p>

Resolution	Action	Reasons
Migratory Birds	Resolution	Parties could treat this paragraph as out of date as the AEWMA MOP1 met in 1999.
Recommendation 5.3 Development of an Action Plan for the Great Cormorant in the African-Eurasian Region	Repeal in part Rename extant paragraphs as Decisions	An action plan for <i>Phalacrocorax carbo</i> was prepared. See Proceedings of COP6, p. 123. As a consequence, the tasks included in paragraphs 1 and 2 have been completed. However, it does not appear that anything has been done under CMS with this action plan. If that is true, then paragraphs 4 through 8 calling for (1) the action plan to be communicated to the Scientific Council, and (2) the establishment of an advisory committee of experts drawn from the Scientific Council and with fisheries expertise should be retained. Paragraphs 4 through 8 call for one-time actions. They should be renamed as Decisions.
Recommendation 5.4 Progress on the Agreement on the Conservation and Management of the Houbara Bustard	Repeal in part Rename extant paragraph as a Resolution	Paragraphs (a) and (c) call for the completion of an Agreement and action plan with respect to the Houbara bustard. These tasks have been completed, as noted with respect to Recommendation 4.4. Paragraph (b) calls for monitoring of Houbara bustard populations. It is an ongoing obligation that has not been superseded. It should be retained and renamed as a resolution.
COP 6 (Nov. 1999)		
Resolution 6.3 Southern Hemisphere Albatross Conservation	Repeal in part	Five of the paragraphs in this resolution relate to actions to be completed by COP7 or the development of an agreement to protect albatrosses. These actions have been completed. Paragraphs 1, 6, and 7, however, relate to ongoing monitoring of these species or implementation of measures adopted by CCAMLR or included in FAO's International Plan of Action for Reducing Incidental Catch of Seabirds in Longline Fisheries. These paragraphs should be retained.
Resolution 6.5 Information Management Plan and National Reporting	Repeal in part	Paragraph 1 has been superseded by the new online reporting system. Paragraph 2 asks the Secretariat to perform a duty by COP7. It should be repealed. Paragraph 6 has been superseded by subsequent resolutions. The remaining paragraphs establish policies for national reports that should be retained. The extant paragraphs of Resolution 4.1, Resolution 6.5, and Resolution 9.4 should be consolidated.
Resolution 6.7 Institutional Arrangements: Scientific Council	Repeal in part	All but one paragraph of this resolution have been superseded by Resolution 11.4, <i>Restructuring of the Scientific Council</i> . Paragraph 6, which calls for the expenses of Chairman of the Scientific Council to attend meetings of the subsidiary bodies of the Convention on Biological Diversity to be paid from the Convention's budget. This paragraph should be retained. Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 should be consolidated or expressly repealed.

Resolution	Action	Reasons
<p>Recommendation 6.1</p> <p>Standardized Nomenclature for the CMS Appendices</p>	<p>Repeal in part</p> <p>Rename extant paragraphs as a Resolution</p>	<p>Paragraph 1:</p> <ul style="list-style-type: none"> • The list of standard references for non-Passerine birds has been superseded by Resolution 10.13 (albatrosses) and Resolution 11.19; • The list of standard references for mammals has been superseded by Recommendation 9.4. • The list of standard references for marine turtles and fishes remain valid. <p>Paragraphs 2 and 3 have been implemented.</p> <p>The extant paragraphs of Recommendation 6.1, Recommendation 9.4, Resolution 10.13, and Resolution 11.19 should be consolidated.</p>
COP 7 (Sept. 2002)		
<p>Resolution 7.2</p> <p>Impact Assessment and Migratory Species</p>	<p>Repeal in part</p>	<p>Paragraph 4 directs the Secretariat to establish links with the International Association for Impact Assessment. This work has been completed.</p> <p>Paragraph 7 requests the Scientific Council to review environmental impact assessment (EIA) procedures and develop further guidance if needed. While discussion of EIA occurred at the Scientific Council's 12th Meeting, it is not clear whether this review actually occurred.</p> <p>Paragraph 8 calls on Parties and others to make voluntary contributions so that the Scientific council can undertake the review mentioned in paragraph 7. If the Parties feel that this review has taken place, then this paragraph can also be repealed.</p> <p>Regarding paragraph 3, the Parties may wish to reference CBD Decision VIII/28, <i>Impact Assessment: Voluntary Guidelines on Biodiversity-inclusive Impact Assessment</i>.</p>
<p>Resolution 7.3</p> <p>Oil Pollution and Migratory Species</p>	<p>Repeal in part</p>	<p>Paragraph 2 invites the Scientific Council to consider the role of CMS in addressing oil pollution. The Scientific Council referred this matter to COP9, which included an assessment of oil pollution in the Strategic Plan. This work has been completed.</p>
<p>Resolution 7.5</p> <p>Wind Turbines and Migratory Species</p>	<p>Repeal in part</p>	<p>Paragraph 1(b)–(d) have been superseded by paragraph 2 of Resolution 11.27, <i>Renewable Energy and Migratory Species</i>.</p> <p>Paragraph 2 instructs the Scientific Council to assess existing and potential threats from offshore wind turbines. The Scientific Council did not do so. If this task was designed to be completed by COP8, then this paragraph should be repealed.</p>
<p>Resolution 7.8</p> <p>Implementation of the CMS Information Management Plan</p>	<p>Repeal in part</p>	<p>Paragraph 1 commends the new reporting format for national reports. With the adoption of a subsequent reporting format, this paragraph is out of date.</p>
<p>Resolution 7.12</p> <p>Institutional Arrangements: Scientific Council</p>	<p>Repeal in part</p>	<p>All but the following three paragraphs of this resolution have been superseded by Resolution 11.4, <i>Restructuring of the Scientific Council</i>, and should be retained until new terms of reference are established for the Scientific Council:</p> <p>Paragraph 2 invites the advisory bodies of CMS Agreements to participate in deliberations of the Scientific Council.</p>

Resolution	Action	Reasons
		<p>Paragraph 3 instructs the Scientific Council to produce a strategy on its scientific and conservation work. The Scientific Council finalized a “Strategy Implementation Plan for the Scientific Council” based on the Strategic Plan submitted and adopted by COP8. Resolution 7.12 does not make this instruction a one-time obligation. Nonetheless, the extent to which this should be considered a standing instruction valid beyond the lifespan of that plan should be evaluated.</p> <p>Paragraph 8 determines that the expenses of creating a scientific strategy should be covered by the core budget.</p> <p>Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 should be consolidated or expressly repealed.</p>
<p>Recommendation 7.3</p> <p>Regional Coordination for Small Cetaceans and Sirenians of Central and West Africa</p>	<p>Repeal in part</p> <p>Rename extant paragraphs as a Resolution</p>	<p>Paragraphs 1, 2, and 4, which call on Parties in the distribution range of small cetaceans and sirenians of Central and West Africa to consider the development of an MOU, has been implemented and should be repealed.</p> <p>Paragraphs 3 and 5 remain valid.</p>
<p>Recommendation 7.4</p> <p>Regional Coordination for Small Cetaceans and Dugongs of Southeast Asia and Adjacent Waters</p>	<p>Repeal in part</p> <p>Rename extant paragraph as a Resolution</p>	<p>Paragraphs 1, 2, 4, and 5 call for consideration of an appropriate instrument to conserve these species and establishes a process for doing so. These paragraphs have been superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>.</p> <p>Paragraph 3 remains valid.</p>
<p>Recommendation 7.5</p> <p>Range State Agreement for Dugong (<i>Dugong dugon</i>) Conservation</p>	<p>Repeal in part</p> <p>Rename extant paragraph as a Resolution</p>	<p>Paragraphs 1–4, which call on Parties to determine the status of the dugong and to consider the development of an MOU for it, has been implemented and should be repealed.</p> <p>Paragraph 5 remains valid.</p>
<p>Recommendation 7.6</p> <p>Improving the Conservation Status of the Leatherback Turtle (<i>Dermochelys coriacea</i>)</p>	<p>Repeal in part</p> <p>Rename extant paragraph as a Resolution</p>	<p>Paragraph 1(a) is superseded by subsequent resolutions on concerted and cooperative actions.</p> <p>Paragraph 2 does not appear to have been implemented.</p> <p>This recommendation should be consolidated with Recommendation 8.17, <i>Marine Turtles</i>.</p>
COP 8 (Nov. 2005)		
<p>Resolution 8.7</p> <p>Assessing the Contribution of CMS in Achieving the 2010 Biodiversity Target</p>	<p>Repeal in part</p>	<p>Paragraph 1 is superseded by paragraphs 11 and 12 of Resolution 11.10, <i>Synergies and Partnerships</i>.</p> <p>Paragraph 3, which calls on the Secretariat and Scientific Council to study the suitability of other instruments for a assessing the Convention’s effectiveness could be considered out of date in light of the Aichi Biodiversity Targets and the CMS Strategic Plan for 2015–2023.</p> <p>Paragraph 4, which calls for action within the framework of the Strategic Plan to contribute to the 2010 target, could be considered out of date as the Aichi Biodiversity Targets have elaborated upon the 2010 biodiversity target. The Parties have included relevant actions for contributing towards the Aichi Biodiversity Targets in the CMS Strategic Plan for 2015–2023.</p>
<p>Resolution 8.10</p>	<p>Repeal in part</p>	<p>Paragraph 4 includes a reference to the GEO-4 assessment and is out of date. It should be repealed or generalized by replacing “GEO-4”</p>

Resolution	Action	Reasons
Implementation of the CMS Information Management System		assessment with “GEO assessments.”
Recommendation 8.12 Improving the Conservation Status of Raptors and Owls in the African-Eurasian Region	Repeal in part Rename as Resolution	Paragraph 2, calling for consideration of an MOU, has been implemented through adoption of the MOU on the Conservation of Migratory Birds of Prey in Africa and Eurasia (Raptors MOU).
Resolution 8.14 By-Catch	Repeal in part	Paragraph 1 invites the Parties to endorse the FAO’s draft Technical Guidelines on the Interactions between Sea Turtles and Fisheries at the 27 th meeting of the FAO Committee on Fisheries. That meeting has taken place and this part of the paragraph should be repealed. This paragraph also invites the Parties to implement the draft guidelines. Those guidelines have been finalized as <i>Guidelines to Reduce Sea Turtle Mortality in Fishing Operations</i> . This paragraph should be revised accordingly. Paragraph 2(a) has been incorporated as paragraph 2 of Resolution 9.18. Paragraph 3 requests the Secretariat to seek funds to determine levels of by-catch of developing countries and for a series of by-catch mitigation workshops. It does not appear that these workshops have taken place. If they are no longer desired, this paragraph should be repealed. Resolution 6.2, Recommendation 7.2, Resolution 8.14, Resolution 9.18, and Resolution 10.14 should be consolidated.
Recommendation 8.16 Migratory Sharks	Repeal in part Rename as Resolution	Paragraph 3, calling for development of an MOU, has been implemented through adoption of the MOU on the Conservation of Migratory Sharks. Paragraph 4, requesting the Secretariat to bring this recommendation to the FAO, has been implemented.
Resolution 8.18 Integration of Migratory species into National Biodiversity Strategies and Action Plan	Repeal in part	Paragraph 4, which invites the Secretariat to continue to collaborate with the CBD Secretariat to incorporate migratory species into the CBD’s work programmes and report to the CMS Scientific Council’s 14th Meeting, is out of date. Paragraph 6, which endorses the 2006–2008 CBD-CMS Joint Work Programme, is out of date.
COP 9 (Dec. 2008)		
Resolution 9.4 The Future of National Reports	Repeal in part	Paragraphs 1–4, 8, and 9 of this resolution ask Parties or the Secretariat to perform tasks by specific dates. All of these dates have passed. Thus, these paragraphs are out of date. Paragraphs 5, 6, and 7, however, include ongoing requests for various types of harmonization relating to national reports. They should be retained. The extant paragraphs of Resolution 4.1, Resolution 6.5, and Resolution 9.4 should be consolidated.
Resolution 9.8 Responding to the Challenge of emerging and re-emerging diseases in Migratory Species, including Highly Pathogenic	Repeal in part	Paragraphs 9 and 10 are out of date. Paragraph 3 refers to the Scientific Council’s Working Group on Migratory Species as Vectors of Diseases. This Working Group appears to have been renamed the Working Group on Wildlife Diseases.

Resolution	Action	Reasons
Avian Influenza H5N1		Resolutions 8.27, 9.8, and 10.22 should be consolidated.
Resolution 9.9 Migratory Marine Species	Repeal in part	<p>Paragraphs 4 and 5 request the Scientific Council to undertake activities that are out of date, superseded by subsequent resolutions, or have been completed. See, for example, ScC17/Inf.17 “Current and Predicted Conservation Status of CMS-listed Arctic Marine Species).</p> <p>Resolution 10.15, <i>Global Programme of Work for Cetaceans</i>, “reaffirms” Resolution 9.9. However, it is not clear which of the following paragraphs remain in effect after the adoption of the Resolution 10.15:</p> <p>Paragraph 1 includes provisions similar to those found in the Programme of Work for Cetaceans in Resolution 10.15. However, Resolution 9.9 relates to the “marine sphere” and consequently should be retained.</p> <p>Paragraph 2 endorses a process for developing a Programme of Work for Cetaceans, with dates by which specific actions are to occur. Those dates have all passed and COP10 adopted the Programme of Work for Cetaceans. Thus, this paragraph and accompanying annex are out of date. This paragraph should be repealed.</p> <p>Paragraph 3 requests the Secretariat to consider options for linkages and synergies with other MEAs. Because this paragraph relates to all marine species and not only cetaceans, it is not superseded by the Programme of Work for Cetaceans in Resolution 10.15, which calls on the Secretariat to cooperate and collaborate with ASCOBANS, ACCOBAMS, the Bern Convention, WHMSI, SPAW, and other international organizations. This paragraph should be retained.</p>
Resolution 9.18 By-Catch	Repeal in part	<p>Paragraph 4 is similar to paragraph 2 of Resolution 6.2, <i>By-Catch</i>, and could be repealed.</p> <p>Paragraph 6 refers to funding activities during the 2007–2010 triennium. It is out of date.</p> <p>Extant paragraphs in Resolution 6.2, Recommendation 7.2, Resolution 8.14, Resolution 9.18, and Resolution 10.14 should be consolidated.</p>
Resolution 9.19 Adverse Anthropogenic Marine/ Ocean Noise Impacts on Cetaceans and other Biota	Repeal in part or retain	<p>Paragraph 7 invites Parties to report to COP10 on implementing this resolution. It is out of date and can be repealed. If the Parties wish to create an ongoing reporting obligation, then “COP10” can be replaced with “each meeting of the Conference of the Parties.”</p> <p>Paragraphs 8 and 9, which instruct the Secretariat to draw this resolution to the attention of various international organizations, could be repealed. However, the CMS Global Programme of Work for Cetaceans (2012-2024) includes ongoing communication with many of the organizations identified. As such, it may be worth retaining these paragraphs.</p> <p>The Parties may wish to consolidate this resolution with Resolution 10.24, <i>Further Steps to Abate Underwater Noise Pollution for the Protection of Cetaceans and Other Migratory Biota</i>.</p>

Resolution	Action	Reasons
<p>Recommendation 9.2</p> <p>Sahelo-Saharan Megafauna</p>	<p>Repeal in part</p> <p>Rename extant paragraphs as a Resolution</p>	<p>Paragraph 1 calls for the Scientific Council to pursue a Sahelo-Saharan Megafauna Concerted Action. It has done so and the Parties have adopted it, as well as a separate concerted action for <i>Acinonyx jubatus</i>.</p> <p>Paragraph 5 appeals to Parties to consider the development of an MOU to complement the Sahelo-Saharan Megafauna Concerted Action. COP10 deleted reference to a new CMS instrument for these species in this region. See paragraph 403 of the COP10 Proceedings. The work should thus be considered completed. This paragraph has also been superseded by Resolution 11.12, <i>Criteria for Assessing Proposals for New Agreements</i>.</p> <p>Paragraph 7 calls on the Scientific Council and Secretariat to report on progress of the action to the “next” COP. It is out of date and should be repealed. It could also be amended to be an ongoing duty by deleting the word “next.”</p>
<p>Recommendation 9.3</p> <p>Tigers and other Asian Big Cats</p>	<p>Repeal in part</p> <p>Rename extant paragraphs as a Resolution</p>	<p>Paragraph 2 calls on the Scientific Council to review the conservation status of Asian big cat species and propose action to COP10. It is out of date.</p> <p>Paragraph 4 includes both an ongoing duty of the Secretariat to explore areas for complementing efforts of other international organizations and a time-bound duty to report to the Scientific Council and COP10. The duty to report to COP10 should be repealed or turned into an ongoing duty.</p>
<p>Recommendation 9.4</p> <p>Standardized Nomenclature for the CMS Appendices</p>	<p>Repeal in part</p> <p>Rename as a Decision</p>	<p>Paragraph 3 requests the Scientific Council to consider an identified reference (Dickenson 2003) for birds by COP10. After considerable discussion of the Dickinson reference and other options, the Scientific Council opted to use a different reference, as reflected in paragraph 1 of Resolution 11.19. Consequently, the task in this paragraph has been completed.</p> <p>Paragraph 4 requests the Scientific Council to consider ACAP’s approved taxonomic list. It did so and the Parties adopted that list in Resolution 10.13, <i>Standardized Nomenclature of Birds Listed on the CMS Appendices</i>. Paragraph 4 should thus be repealed.</p> <p>Paragraphs 5 and 6, which include tasks that have been completed, should be repealed.</p> <p>The extant paragraphs of Recommendation 6.1, Recommendation 9.4, Resolution 10.13, and Resolution 11.19 should be consolidated.</p>
COP 10 (Dec. 2011)		
<p>Resolution 10.3</p> <p>The Role of Ecological Networks in the Conservation of Migratory Species</p>	<p>Repeal in part</p>	<p>Paragraph 10 calls on the Secretariat to compile existing case studies and report to COP10. This work has been completed.</p> <p>This resolution shares several paragraphs that are similar to paragraphs in Resolution 11.25, <i>Advancing Ecological Networks to Address the Needs of Migratory Species</i>. These paragraphs include those relating to funding and the role of MEAs. Thus, the Parties should consider consolidating these resolutions.</p>
<p>Resolution 10.4</p> <p>Marine Debris</p>	<p>Repeal in part</p>	<p>Paragraph 4 calls on the CMS Secretariat to ask related agreements for data on impacts of marine debris. The Secretariat has completed this task.</p> <p>Paragraph 8 instructs the Scientific Council to produce three reports.</p>

Resolution	Action	Reasons
		<p>It has completed this work. This resolution should be consolidated with Resolution 11.30, <i>Management of Marine Debris</i>, if the Parties did not intend Resolution 11.30 to supersede this resolution.</p>
<p>Resolution 10.8 Cooperation between the Inter-governmental Science-Policy Platform on Biodiversity and Ecosystem Services (IPBES) and CMS</p>	<p>Repeal in part and possibly convert two paragraphs to Decisions.</p>	<p>Paragraphs 4 and 5 request the Scientific Council, subject to available funds, to review needs and opportunities for improving the interface between science and policy in relation to migratory species and to report to COP11. If these tasks have been completed, then this paragraph should be repealed. If not, then these paragraphs should be converted to Decisions.</p>
<p>Resolution 10.10 Guidance on Global Flyway Conservation and Options for Policy Arrangements</p>	<p>Repeal in part</p>	<p>Paragraph 16 establishes priorities for specific flyways that have been superseded by Resolution 11.14, <i>Programme of Work on Migratory Birds and Flyways</i>, and in particular, Annex I of that resolution. Some paragraphs of this resolution are similar to those found in Resolution 11.14, <i>Programme of Work on Migratory Birds and Flyways</i>. The Parties should consider consolidating the two resolutions.</p>
<p>Resolution 10.13 Standardized Nomenclature of Birds Listed on the CMS Appendices</p>	<p>Repeal in part Convert one paragraph to a Decision</p>	<p>Paragraph 3 requests the Chair of the Scientific Council to liaise with others to evaluate possible adoption of a single nomenclature for birds, with a view to adopting a resolution at COP11. That work appears to be ongoing. Consequently, the paragraph should be amended to refer to COP12. In addition, this paragraph should be converted to a Decision. Paragraph 4, which instructs the Secretariat to transmit this resolution to the CITES Secretariat, has been implemented. This paragraph can thus be repealed. The extant paragraphs of Recommendation 6.1, Recommendation 9.4, Resolution 10.13, and Resolution 11.19 should be consolidated.</p>
<p>Resolution 10.14 Bycatch of CMS-listed Species in Gillnet Fisheries</p>	<p>Repeal in part Convert one paragraph to a Decision</p>	<p>Paragraph 12 instructs the Scientific Council to (1) develop terms of reference for studies identifying the degree of interaction between gillnet fisheries and CMS-listed species, and (2) identify effective mitigation techniques. The first task has not been undertaken and should be converted to a Decision. The resolution does not make clear whether this task is to be completed by a specific date (and thus a Decision) or an ongoing task. The extant paragraphs of Resolution 6.2, Recommendation 7.2, Resolution 8.14, Resolution 9.18, and Resolution 10.14 should be consolidated.</p>
<p>Resolution 10.18 Guidelines on the Integration of Migratory Species into National Biodiversity Strategies and Action Plans (NBSAPs) and Other Outcomes from CBD COP10</p>	<p>Repeal in part</p>	<p>Paragraphs 5 and 6 include tasks that have been completed.</p>
<p>Resolution 10.19 Migratory Species Conservation in the Light of Climate Change</p>	<p>Repeal in part</p>	<p>Paragraph 22, requesting the Secretariat and Scientific Council to examine the terms “range” and “historic coverage” in Article 1 of the Convention, appears to have been implemented, with an interpretation of “favourable conservation status” included in paragraph 7 of Resolution 11.26, <i>Programme of Work on Climate Change and Migratory Species</i>.</p>

Resolution	Action	Reasons
		<p>In addition, paragraphs 4 through 23 provide recommendations for addressing climate change. The Parties may consider these paragraphs superseded by the Programme of Work included in the Annex to Resolution 11.26, as well as other paragraphs of that resolution.</p> <p>Paragraph 17 of this resolution establishes the position of COP Appointed Councillor for Climate Change. The preamble to Resolution 11.26 “recalls” that decision. Thus, paragraph 17 does not need to be retained. However, if the Parties believe that the paragraph is valuable, they could include it in a new, consolidated resolution relating to the Scientific Council.</p>
<p>Resolution 10.22</p> <p>Wildlife Disease and Migratory Species</p>	<p>Repeal in part</p>	<p>Paragraphs 18 requests that the Secretariat report on implementation of this resolution to COP11. It should be repealed, turned into an ongoing duty by replacing “the 11th” with “each”, or converted into a Decision to report to COP12.</p> <p>Resolutions 8.27, 9.8, and 10.22 relating to wildlife disease should be consolidated.</p>
<p>Resolution 10.25</p> <p>Enhancing Engagement with the Global Environment Facility</p>	<p>Repeal in part or retain</p>	<p>Paragraphs 5 and 7 include tasks to be completed by specific meetings and could be repealed.</p> <p>However, these paragraphs could be amended to request that the Secretariat engage with the GEF with respect to all GEF programming strategies (paragraph 5) and to report to each meeting of the Standing Committee and COP (paragraph 7).</p>
COP 11 (Nov. 2014)		
<p>Resolution 11.4</p> <p>Restructuring of the Scientific Council</p>	<p>Repeal in part</p>	<p>Paragraph 9 requests the Standing Committee at its 44th Meeting to appoint the Sessional Committee of the Scientific Council. The Standing Committee has completed this task.</p> <p>Paragraph 11 instructs the Secretariat to draft Terms of Reference for the Scientific Council. The Secretariat has completed this task.</p> <p>Paragraphs 12, 13, and 14 include tasks that should be completed by the end of COP12. If they are completed, these paragraphs should be repealed. If not, they should be converted to Decisions.</p> <p>Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 (and paragraph 17 of Resolution 10.19, if so desired) should be consolidated or expressly repealed.</p>
<p>Resolution 11.6</p> <p>Review of Decisions</p>	<p>Repeal in part</p>	<p>Paragraph 4 directs the Secretariat to prepare this list by the 45th Meeting of the Standing Committee. If this task is completed, this paragraph should be repealed at COP12.</p> <p>Paragraph 5 directs the Standing Committee to examine this list. If this task is completed, this paragraph should be repealed at COP12.</p>
<p>Resolution 11.8</p> <p>Communication, Information and Outreach Plan</p>	<p>Repeal in part</p>	<p>Paragraph 5, which directs the Secretariat to prepare a new communication strategy to the Standing Committee and invites AEWA to adopt an aligned communication strategy, should be completed by COP12. If this task is completed, these paragraphs should be repealed at COP12.</p>
<p>Resolution 11.10</p> <p>Synergies and Partnerships</p>	<p>Repeal in part</p>	<p>Paragraph 11 includes a request to the Secretariat to report at COP12. As this task will be completed at COP12, the paragraph should be repealed. If the Parties wish to establish an ongoing reporting obligation, “COP12” should be replaced with “Conference</p>

Resolution	Action	Reasons
		<p>of the Parties.”</p> <p>Paragraphs 20 and 22 include tasks that should be completed by COP12. If that work is completed, these paragraphs should be repealed at COP12. If the Parties wish to extend these tasks beyond COP12, these paragraphs should be converted to Decisions.</p>
<p>Resolution 11.11</p> <p>Enhancing the Relationship between the CMS Family and Civil Society</p>	<p>Repeal in part</p>	<p>Paragraphs 20 and 22 include tasks that should be completed by COP12. If that work is completed, these paragraphs should be repealed at COP12. If the Parties wish to extend these tasks beyond COP12, these paragraphs should be converted to Decisions.</p>
<p>Resolution 11.16</p> <p>The Prevention of Illegal Killing, Taking and Trade of Migratory Birds</p>	<p>Repeal in part</p>	<p>Paragraph 2 instructs the Secretariat to convene a Task Force. It is not clear whether this instruction is intended to be timebound. If so, this paragraph should be converted to a Decision with instructions to conduct the workshops by a particular date.</p> <p>Paragraph 10 includes a request to the Secretariat to report at COP12. As this task will be completed at COP12, the paragraph should be repealed at COP12. If the Parties wish to establish an ongoing reporting obligation, “COP12 in 2017” should be replaced with “the Conference of the Parties.”</p>
<p>Resolution 11.17</p> <p>Action Plan for Migratory Landbirds in the African-Eurasian Region (AEMLAP)</p>	<p>Repeal in part</p>	<p>Paragraph 9 instructs the Secretariat to organize a meeting between COP11 and COP12. Assuming this happens, this paragraph can be repealed. If it does not, then this paragraph should be converted to a Decision with instructions to conduct the meeting by a particular date.</p> <p>Paragraph 8 instructs the Secretariat to organize workshops. It is not clear whether this instruction is intended to be timebound. If so, this paragraph should be converted to a Decision with instructions to conduct the workshops by a particular date.</p> <p>Paragraph 13 calls for the continuation of a Working Group until COP12. If the Working Group is discontinued, this paragraph should be repealed. If not, then paragraph 13 should be converted to a Decision.</p>
<p>Resolution 11.18</p> <p>Saker Falcon <i>Falco cherrug</i> Global Action Plan (SakerGAP)</p>	<p>Repeal in part</p>	<p>Paragraph 6 includes reporting obligations that will be completed by COP12. This paragraph should be repealed at COP12. In the alternative, the reporting obligations should be redrafted to indicate ongoing reporting obligations.</p> <p>Paragraph 10 directs the Secretariat to convey this resolution to other MEA secretariats. If that task has been completed, then this paragraph should be repealed at COP12.</p>
<p>Resolution 11.19</p> <p>The Taxonomy and Nomenclature of Birds Listed on the CMS Appendices</p>	<p>Repeal in part</p>	<p>Paragraph 5 instructs the Secretariat to adapt the CMS Appendices in light of this resolution. This task has been completed and this paragraph should be repealed at COP12.</p> <p>Paragraph 6 directs the Secretariat to convey this resolution to other MEA secretariats. If that task has been completed, then this paragraph should be repealed at COP12.</p> <p>The extant paragraphs of Recommendation 6.1, Recommendation 9.4, Resolution 10.13, and Resolution 11.19 should be consolidated.</p>

Resolution	Action	Reasons
Resolution 11.21 Single Species Action Plan for the Loggerhead Turtle (<i>Caretta caretta</i>) in the South Pacific Ocean	Repeal in part	Paragraph 6 requests the COP appointed Councillor for Marine Turtles to provide guidance and report on progress to COP12. If that task has been completed, then this paragraph should be repealed at COP12. If the Parties wish to make this reporting obligation permanent, then they should replace “COP12” with “each Conference of the Parties.”
Resolution 11.23 Conservation Implications of Cetacean Culture	Repeal in part	Paragraph 8 requests an expert group to report to COP12. If that task has been completed, then this paragraph should be repealed at COP12. If the Parties wish to make this reporting obligation permanent, then they should replace “CMS COP12” with “each Conference of the Parties.”
Resolution 11.25 Advancing Ecological Networks to Address the Needs of Migratory Species	Repeal in part Convert one paragraph to a Decision	Paragraph 18 requests the Secretariat to share the results of the initial GOBI review with relevant fora. This paragraph can be repealed if the Secretariat has already completed this task. Otherwise, this paragraph should be converted to a Decision. This resolution shares several paragraphs that are similar to paragraphs in Resolution 10.3, <i>The Role of Ecological in the Conservation of Migratory Species</i> . These paragraphs include those relating to funding and the role of MEAs. Thus, the Parties should consider consolidating these resolutions.
Resolution 11.26 Programme of Work on Climate Change and Migratory Species	Repeal in part	Paragraph 5 instructs the Secretariat to organize workshops. It is not clear whether this instruction is intended to be implemented by a particular date. If so, this paragraph should be converted to a Decision with instructions to conduct the workshops by that date. Paragraph 9 continues the Climate Change Working Group until COP12. If the Parties discontinue this working group, then this paragraph should be repealed. Paragraph 11 calls on Parties and the Scientific Council to report on progress in implementing this resolution to COP12. This paragraph should be repealed. If the Parties wish to establish ongoing reporting obligations, then they should replace the phrase “COP12 in 2017” with “each meeting of the Conference of the Parties.”
Resolution 11.27 Renewable Energy and Migratory Species	Repeal in part	Paragraph 6 calls on the Secretariat to report on progress in implementing this resolution to COP12. This paragraph should be repealed at COP12 because the task will be completed. If the Parties wish to establish ongoing reporting obligations, then they should replace the phrase “COP12 in 2017” with “each meeting of the Conference of the Parties.”
Resolution 11.32 Conservation and Management of the African Lion, <i>Panthera leo</i>	Repeal in part	Paragraph 4 recommends a meeting of Range States and others “as a matter of urgency.” If this meeting takes place, then this paragraph should be repealed. If it does not take place before COP12, then this paragraph should be converted to a Decision. Paragraph 5 requests Range State Parties to present a review of progress to the 44th and 45th meetings of the Standing Committee. Those tasks will be completed by COP12. Thus, this paragraph should be repealed at COP12. Paragraph 6 invites Range State Parties to submit an Appendix II proposal to COP12. This paragraph should be repealed at COP12, unless the Parties want to extent this invitation to a later date.
Resolution 11.33 Guidelines for Assessing Listing	Repeal in part Convert one	Paragraph 4 instructs the Scientific Council to report on the effectiveness on the guidelines at COP13. This paragraph should be converted to a Decision. In the alternative, it could be included in

Resolution	Action	Reasons
Proposals to Appendices I and II of the Convention	paragraph to a Decision	<p>new Terms of Reference for the Scientific Council as an ongoing obligation to review the guidelines for assessing proposals.</p> <p>Paragraph 5 includes tasks that must be completed by COP12. This paragraph should be repealed at COP12.</p>

Annex 4

Resolutions and Recommendations to Retain in Full

Resolution	Action	Reasons
COP 1 (Oct. 1985)		
Resolution 1.5 Format of Proposals for Amendment of the Appendices	Retain	For the moment, this resolution remains valid. However, paragraph 5 of Resolution 11.33 directs the Scientific Council to develop a new template and guidelines for drafting listing proposals for adoption by the Standing Committee and for submission to the COP. Consequently, some or all of this resolution may be superseded by COP12.
COP 2 (Oct. 1988)		
Resolution 2.7 Administration of Agreements	Retain	All five operative paragraphs of this resolution establish rules for the administration of Agreements under Article IV(3) and agreements under Article IV(4). These rules are not expressed in other resolutions. All five paragraphs should be retained. Resolutions 2.6, 2.7, 3.5, and 11.12 should be consolidated because all four resolutions provide advice concerning the development and administration of Agreements and agreements.
COP 3 (Sept. 1991)		
Resolution 3.4 Funding and Role of the Scientific Council	Retain	None of the paragraphs in this resolution have been superseded by paragraphs found in other resolutions relating to the Scientific Council. Extant paragraphs in Resolution 1.4, Resolution, 3.4, Resolution 4.5, Resolution 6.7, Resolution 7.12, Resolution 8.21, and Resolution 11.4 should be consolidated or expressly repealed.
Resolution 3.5 Implementation of Article IV, Paragraph 4, of the Convention Concerning Agreements	Retain	The paragraphs in this resolution establish policies regarding Agreements and agreements that are not expressed in other resolutions. The resolution should be retained in full. Resolutions 2.6, 2.7, 3.5, and 11.12 should be consolidated because all four resolutions provide advice concerning the development and administration of Agreements and agreements.
COP 4 (June 1994)		
Recommendation 4.1 Conservation and Management of Cormorants in African-Eurasian Region	Retain Rename as Resolution	The paragraphs in this “Recommendation” establish ongoing recommendations with respect to several species of cormorants. Thus, this document should be renamed “Resolution.” Paragraph 1(h) refers to the “African-Eurasian Waterbird Agreement. It should be referred to by its formal name, the Agreement on the Conservation of African-Eurasian Migratory Waterbirds. Paragraph 3 of this document refers to the “draft” Agreement on the Conservation of African-Eurasian Migratory Waterbirds. The word “Draft” should be deleted.

Resolution	Action	Reasons
Recommendation 4.6 The Role of Non-governmental Organizations in the Convention on Conservation of Migratory Species of Wild Animals	Retain Rename as Resolution	This recommendation includes paragraphs relating to the Convention's relationship with non-governmental organizations. These paragraphs are not covered in other resolutions.
COP 5 (April 1997)		
Resolution 5.7 Guidelines for Acceptance of Financial Contributions	Retain	
COP 6 (Nov. 1999)		
Resolution 6.2 By-Catch	Retain	This resolution includes a number of paragraphs that request or encourage the Parties to undertake a variety of measures relating to by-catch. It should be consolidated with Recommendation 7.2, Resolution 8.14, and Resolution 9.18.
COP 7 (Sept. 2002)		
Resolution 7.4 Electrocutation of Migratory Birds	Retain	Paragraph 7 requests the Secretariat to collect more information with respect to collisions and electrocutions on electricity transmission lines. If this is an ongoing duty, this paragraph should be maintained. If this task was designed to be completed by COP8, then this paragraph should be repealed. This resolution should be consolidated with Resolution 10.11, <i>Power Lines and Migratory Birds</i> .
Resolution 7.10 Implications for CMS of the World Summit on Sustainable Development	Retain	This resolution could be updated to account for subsequent events and documents, such as the Aichi Targets.
Resolution 7.13 Headquarters Agreement for, and Juridical Personality of, the Convention Secretariat	Retain	
Recommendation 7.2 Implementation of Resolution 6.2 on By-Catch	Retain Rename as Resolution	This recommendation includes a number of explicit recommendations to compile information and engage in other activities to reduce by-catch. Resolution 6.2, Recommendation 7.2, Resolution 8.14, and Resolution 9.18 should be consolidated.
COP 8 (Nov. 2005)		
Resolution 8.27 Migratory Species and Highly Pathogenic Avian Influenza	Retain	Paragraph 16 refers to the Scientific Council's Working Group on Migratory Species as Vectors of Diseases. This Working Group appears to have been renamed the Working Group on Wildlife Diseases. Resolutions 8.27, 9.8, and 10.22 should be consolidated.
COP 9 (Dec. 2008)		
Resolution 9.15 Composition and Organization of the Standing Committee	Retain	
COP 10 (Dec. 2011)		
Resolution 10.2	Retain	

Resolution	Action	Reasons
Modus Operandi for Conservation Emergencies		
Resolution 10.9 Future Structure and Strategies of the CMS and CMS Family	Retain	Activities described in this resolution are ongoing.
Resolution 10.11 Power Lines and Migratory Birds	Retain	This resolution should be consolidated with Resolution 7.4, <i>Electrocution of Migratory Birds</i> .
Resolution 10.12 Migratory Freshwater Fish	Retain	It is noted that the Scientific Council may not have implemented paragraph 5, to review four species of fish for inclusion in the Appendices.
Resolution 10.15 Global Programme of Work for Cetaceans	Retain Possible conversion of one paragraph to a Decision.	Paragraph 6 reaffirms Resolution 9.9 on Migratory marine Species. However, as discussed in the table in Annex 3 under Resolution 9.9, it is not clear which paragraphs of that resolution remain in effect with the adoption of the Programme of Work for Cetaceans. Paragraph 8 calls upon the Scientific Council to prepare an assessment of regional threats to CMS-listed aquatic mammals for COP11. This paragraph is out of date and should be repealed. However, it is not clear that the Scientific Council has implemented this mandate. If it has not, this paragraph should be converted to a Decision.
Resolution 10.24 Further Steps to Abate Underwater Noise Pollution for the Protection of Cetaceans and Other Biota	Retain	All provisions remain in effect. The Parties may wish to consolidate this resolution with Resolution 9.19, <i>Adverse Anthropogenic Marine/Ocean Noise Impacts on Cetaceans and Other Biota</i> .
COP 11 (Nov. 2014)		
Resolution 11.1 Financial and Administrative Matters	Retain	The budget adopted at COP12 should expressly repeal Resolution 11.1.
Resolution 11.2 Strategic Plan for Migratory Species 2015-2023	Retain	Paragraphs 9, 10, and 11 request the completion of specific tasks by COP12. They will be out of date after COP12 and should be repealed at that meeting. If they are retained, they should be converted to Decisions.
Resolution 11.5 Arrangements for Meetings of the Conference of the Parties	Retain	
Resolution 11.9 World Migratory Bird Day	Retain	
Resolution 11.12 Criteria for Assessing Proposals for New Agreements	Retain	
Resolution 11.13 Concerted and Cooperative Actions	Retain	
Resolution 11.14 Programme of Work on Migratory Birds and Flyways	Retain	Some paragraphs of this resolution are similar to those found in Resolution 10.10, <i>Guidance on Global Flyway Conservation and Options for Policy Arrangements</i> . The Parties should consider consolidating the two resolutions if Resolution 11.14 is not intended to supersede Resolution 10.10.

Resolution	Action	Reasons
Resolution 11.15 Preventing Poisoning of Migratory Birds	Retain	Paragraph 12 instructs the Secretariat to organize workshops. It is not clear whether this instruction is intended to be time limited. If so, this paragraph should be converted to a Decision with instructions to conduct the workshops by a particular date.
Resolution 11.20 Conservation of Migratory Sharks and Rays	Retain	
Resolution 11.22 Live Captures of Cetaceans from the Wild for Commercial Purposes	Retain	
Resolution 11.24 The Central Asian Mammals Initiative	Retain	
Resolution 11.28 Future CMS Activities related to Invasive Alien Species	Retain	
Resolution 11.29 Sustainable Boat-Based Marine Wildlife Watching	Retain	
Resolution 11.30 Management of Marine Debris	Retain	This resolution should be consolidated with Resolution 10.4, <i>Marine Debris</i> , if the Parties did not intend Resolution 11.20 to supersede Resolution 10.4.
Resolution 11.31 Fighting Wildlife Crime and Offences within and beyond Borders	Retain	

Annex 5

Summary Tables

Resolutions Previously Repealed

Resolution 1.1	The Standing Committee of the Conference of the Parties
Resolution 1.8	Expression of Thanks to the Host Government
Resolution 2.1	Date and Venue of the Third Meeting of the Conference of the Parties to the Convention
Resolution 2.2	Guidelines for the Application of Certain Terms of the Convention
Resolution 2.5	The Standing Committee of the Conference of the Parties
Resolution 3.7	Membership of the Standing Committee
Resolution 3.8	Date, Venue and Funding of the Fourth Meeting of the Conference of the Parties to the Convention
Resolution 4.7	Date, Venue and Funding of the Next Meeting of the Conference of the Parties
Resolution 5.3	Interpretation of Certain Terms of the Convention
Resolution 5.8	Date, Venue and Funding of the 6th Meeting of the Conference of the Parties
Resolution 6.6	Institutional Arrangements: Standing Committee
Resolution 6.10	Date, Venue and Funding of the Seventh Meeting of the Conference of the Parties
Resolution 7.9	Cooperation with other Bodies and Processes
Resolution 7.14	Date, Venue and Funding of the Eighth Meeting of the Conference of the Parties
Resolution 8.8	Outreach and Communications
Resolution 8.11	Cooperation with other Conventions
Resolution 8.20	Date, Venue and Funding of Meetings of the Conference of the Parties and of the Scientific Council (paragraphs 2 and 3)
Resolution 9.6	Cooperation with other Bodies
Resolution 9.17	Arrangements for Hosting the Ninth and Tenth Meetings of the Conference of the Parties
Resolution 10.7	Outreach and Communication Issues
Resolution 10.20	Arrangements for Hosting the Tenth and Eleventh Meetings of the Conference of the Parties
Resolution 10.21	Synergies and Partnerships

Resolutions to Be Repealed (superseded or out of date)

Resolution 1.2	Financial and Budgetary Matters
Resolution 1.3	Location of the Secretariat
Resolution 1.6	Agreements
Resolution 1.7	Small Cetaceans
Resolution 2.3	Small Cetaceans
Resolution 2.4	Financial and Budgetary Matters
Resolution 3.2	Appendix I Species
Resolution 3.3	Small Cetaceans
Resolution 3.6	Financial and Budgetary Matters
Resolution 4.2	Appendix I Species
Resolution 4.3	Guidelines for the Harmonization of Future Agreements
Resolution 4.4	Strategy for the Future Development of the Convention
Resolution 4.5	Arrangements for the Scientific Council
Resolution 4.6	Financial and Budgetary Matters
Recommendation 4.2	Research on Migration in Small Cetaceans
Recommendation 4.4	Proposed Agreement on the Houbara Bustard (<i>Chlamydotis undulata</i>)
Recommendation 4.5	Concerted action for six Appendix I species of Sahelo-Saharan ungulates: <i>Addax nasomaculatus</i> , <i>Oryx dammah</i> , <i>Gazella dama</i> , <i>Gazella leptoceros</i> , <i>Gazella cuvieri</i> , <i>Gazella dorca</i>
Resolution 5.1	Concerted Actions for Appendix I Species
Resolution 5.2	Guidelines for the Harmonisation of Future Agreements

Resolution 5.4	Strategy for the Future Development of the Convention
Resolution 5.6	Financial and Administrative Matters
Recommendation 5.2	Co-operative Actions for Appendix II Species
Recommendation 5.5	Climate Change and its Implications for the Bonn Convention
Recommendation 5.6	Creation of a Working Group for the Conservation of Migratory Species in Latin America and the Caribbean
Resolution 6.1	Concerted Actions for Appendix I Species
Resolution 6.4	Strategic Plan for the Convention on Migratory Species
Resolution 6.8	Financial and Administrative Matters
Resolution 6.9	Juridical Personality of, and Headquarters Agreement for, the Convention Secretariat
Recommendation 6.2	Co-operative Actions for Appendix II Species
Recommendation 6.3	Further Action for Sahelo-Saharan Antelopes
Recommendation 6.4	Working Groups on the Houbara Bustard (<i>Chlamydotis undulata</i>) and Great Bustard (<i>Otis tarda</i>)
Recommendation 6.5	Co-operative Action for the African Elephant (<i>Loxodonta africana</i>) in Western and Central Africa
Recommendation 6.6	Regional Coordination for Marine Turtles of the Indian Ocean and South-East Asia
Recommendation 6.7	Conservation of Marine Turtles in the Atlantic Coast of Africa, including Macaronesia
Resolution 7.1	Concerted Actions for Appendix I Species
Resolution 7.6	Implementation of the CMS Strategic Plan
Resolution 7.7	Implementation of Existing Agreements and Development of Future Agreements
Resolution 7.11	Financial and Administrative Matters
Resolution 7.15	Future Action on the Antarctic Minke, Bryde's and Pygmy Right Whales under the Convention on Migratory Species
Recommendation 7.1	Cooperative Actions for Appendix II Species
Recommendation 7.7	America Pacific Flyway Programme
Resolution 8.1	Sustainable Use
Resolution 8.2	CMS Strategic Plan 2006-2011
Resolution 8.3	Financial and Administrative Matters and Terms of References for the Administration of the Trust Fund for the Convention on the Conservation of Migratory Species of Wild Animals
Resolution 8.5	Implementation of Existing Agreements and Development of Future Agreements
Resolution 8.9	Review of GROMS (Global Register on Migratory Species)
Resolution 8.13	Climate Change and Migratory Species
Recommendation 8.17	Marine Turtles
Resolution 8.20	Date, Venue and Funding of Meetings of the Conference of the Parties and of the Scientific Council (paragraph 1)
Resolution 8.21	Institutional Arrangements: Standing Committee and Scientific Council
Resolution 8.22	Adverse Human Induced Impacts on Cetaceans
Recommendation 8.23	Central Eurasian Aridland Mammals
Resolution 8.24	National Reports for the Eighth and Ninth Meeting of the Conference of the Parties
Recommendation 8.26	Conservation of Grassland Bird Species and their Habitats in Southern South America
Recommendation 8.28	Cooperative Actions for Appendix II Species
Resolution 8.29	Concerted Actions for Appendix I Species
Resolution 9.1	Concerted and Cooperative Actions
Resolution 9.2	Priorities for CMS Agreements
Resolution 9.3	CMS Information Priorities
Resolution 9.5	Outreach and Communication Issues
Resolution 9.7	Climate Change Impacts on Migratory Species
Resolution 9.12	Capacity Building Strategy
Resolution 9.13	Intersessional Process Regarding the Future Shape of CMS
Resolution 9.13/Add	Terms of Reference for the Intersessional Working Group regarding the future shape of CMS, established according to Resolution UNEP/CMS/9.13
Resolution 9.14	Financial and Administrative Matters and Terms of Reference for the Administration of the Trust Fund for the Convention on the Conservation of Migratory Species of Wild Animals
Resolution 9.20	The Saker Falcon (<i>Falco cherrug</i>)
Recommendation 9.1	Central Eurasian Aridland Mammals
Recommendation 9.5	Cooperative Action for the Elephant (<i>Loxodonta africana</i>) in Central Africa

Resolution 10.1	Financial and Administrative Matters and Terms of Reference for the Administration of the Trust Fund
Resolution 10.5	CMS Strategic Plan 2015–2023
Resolution 10.6	Capacity Building Strategy (2012-2014)
Resolution 10.16	Priorities for CMS Agreements
Resolution 10.23	Concerted and Cooperative Actions
Resolution 10.26	Minimizing the Risk of Poisoning to Migratory Birds
Resolution 10.27	Improving the Conservation Status of Migratory Landbirds in the African Eurasian Region
Resolution 10.28	Saker Falcon <i>Falco cherrug</i>
Resolution 10.29	Recruitment Procedures for the CMS Executive Secretary
Resolution 11.3	Enhancing Synergies and Common Services among CMS Family Instruments
Resolution 11.7	Enhancing the Effectiveness of the Convention through a Process to Review Implementation
Resolution 11.34	Arrangements for Hosting the 11th and 12th Meetings of the Conference of the Parties

Resolutions and Recommendations to Repeal in Part

Resolution 1.4	Composition and Functions of the Scientific Council
Resolution 2.6	Implementation of Articles IV and V of the Convention
Resolution 3.1	Listing of Species in the Appendices of the Convention
Resolution 4.1	Party Reports
Resolution 4.3	Conservation Status of <i>Crex crex</i>
Resolution 5.5	Co-location of Agreement Secretariats
Recommendation 5.1	Endorsement of Action Plans for Selected Appendix I and II Migratory Birds
Recommendation 5.3	Development of an Action Plan for the Great Cormorant in the African-Eurasian Region
Recommendation 5.4	Progress on the Agreement on the Conservation and Management of the Houbara Bustard
Resolution 6.3	Southern Hemisphere Albatross Conservation
Resolution 6.5	Information Management Plan and National Reporting
Resolution 6.7	Institutional Arrangements: Scientific Council
Recommendation 6.1	Standardized Nomenclature for the CMS Appendices
Resolution 7.2	Impact Assessment and Migratory Species
Resolution 7.3	Oil Pollution and Migratory Species
Resolution 7.5	Wind Turbines and Migratory Species
Resolution 7.8	Implementation of the CMS Information Management Plan
Resolution 7.12	Institutional Arrangements: Scientific Council
Recommendation 7.3	Regional Coordination for Small Cetaceans and Sirenians of Central and West Africa
Recommendation 7.4	Regional Coordination for Small Cetaceans and Dugongs of Southeast Asia and Adjacent Waters
Recommendation 7.5	Range State Agreement for Dugong (<i>Dugong dugon</i>) Conservation
Recommendation 7.6	Improving the Conservation Status of the Leatherback Turtle (<i>Dermochelys coriacea</i>)
Resolution 8.7	Assessing the Contribution of CMS in Achieving the 2010 Biodiversity Target
Resolution 8.10	Implementation of the CMS Information Management System
Recommendation 8.12	Improving the Conservation Status of Raptors and Owls in the African-Eurasian Region
Resolution 8.14	By-Catch
Recommendation 8.16	Migratory Sharks
Resolution 8.18	Integration of Migratory species into National Biodiversity Strategies and Action Plan
Resolution 9.4	The Future of National Reports
Resolution 9.8	Responding to the Challenge of emerging and re-emerging diseases in Migratory Species, including Highly Pathogenic Avian Influenza H5N1
Resolution 9.9	Migratory Marine Species
Resolution 9.18	By-Catch
Resolution 9.19	Adverse Anthropogenic Marine/Ocean Noise Impacts on Cetaceans and other Biota
Recommendation 9.2	Sahelo-Saharan Megafauna
Recommendation 9.3	Tigers and other Asian Big Cats
Recommendation 9.4	Standardized Nomenclature for the CMS Appendices
Resolution 10.3	The Role of Ecological Networks in the Conservation of Migratory Species
Resolution 10.4	Marine Debris

Resolution 10.8	Cooperation between the Inter-governmental Science-Policy Platform on Biodiversity and Ecosystem Services (IPBES) and CMS
Resolution 10.10	Guidance on Global Flyway Conservation and Options for Policy Arrangements
Resolution 10.13	Standardized Nomenclature of Birds Listed on the CMS Appendices
Resolution 10.14	Bycatch of CMS-listed Species in Gillnet Fisheries
Resolution 10.18	Migratory Species into National Biodiversity Strategies and Action Plans (NBSAPs) and Other Outcomes from CBD COP10
Resolution 10.19	Migratory Species Conservation in the Light of Climate Change
Resolution 10.22	Wildlife Disease and Migratory Species
Resolution 10.25	Enhancing Engagement with the Global Environment Facility
Resolution 11.4	Restructuring of the Scientific Council
Resolution 11.6	Review of Decisions
Resolution 11.8	Communication, Information and Outreach Plan
Resolution 11.10	Synergies and Partnerships
Resolution 11.11	Enhancing the Relationship between the CMS Family and Civil Society
Resolution 11.16	The Prevention of Illegal Killing, Taking and Trade of Migratory Birds
Resolution 11.17	Action Plan for Migratory Landbirds in the African-Eurasian Region (AEMLAP)
Resolution 11.18	Saker Falcon <i>Falco cherrug</i> Global Action Plan (SakerGAP)
Resolution 11.19	The Taxonomy and Nomenclature of Birds Listed on the CMS Appendices
Resolution 11.21	Single Species Action Plan for the Loggerhead Turtle (<i>Caretta caretta</i>) in the South Pacific Ocean
Resolution 11.23	Conservation Implications of Cetacean Culture
Resolution 11.25	Advancing Ecological Networks to Address the Needs of Migratory Species
Resolution 11.26	Programme of Work on Climate Change and Migratory Species
Resolution 11.27	Renewable Energy and Migratory Species
Resolution 11.32	Conservation and Management of the African Lion, <i>Panthera leo</i>
Resolution 11.33	Guidelines for Assessing Listing Proposals to Appendices I and II of the Convention

Resolutions to Be Retained in Full

Resolution 1.5	Format of Proposals for Amendment of the Appendices
Resolution 2.7	Administration of Agreements
Resolution 3.4	Funding and Role of the Scientific Council
Resolution 3.5	Implementation of Article IV, Paragraph 4, of the Convention Concerning Agreements
Recommendation 4.1	Conservation and Management of Cormorants in African-Eurasian Region
Recommendation 4.6	The Role of Non-governmental Organizations in the Convention on Conservation of Migratory Species of Wild Animals
Resolution 5.7	Guidelines for Acceptance of Financial Contributions
Resolution 6.2	By-Catch
Resolution 7.4	Electrocution of Migratory Birds
Resolution 7.10	Implications for CMS of the World Summit on Sustainable Development
Resolution 7.13	Headquarters Agreement for, and Juridical Personality of, the Convention Secretariat
Recommendation 7.2	Implementation of Resolution 6.2 on By-Catch
Resolution 8.27	Migratory Species and Highly Pathogenic Avian Influenza
Resolution 9.15	Composition and Organization of the Standing Committee
Resolution 10.2	Modus Operandi for Conservation Emergencies
Resolution 10.9	Future Structure and Strategies of the CMS and CMS Family
Resolution 10.11	Power Lines and Migratory Birds
Resolution 10.12	Migratory Freshwater Fish
Resolution 10.15	Global Programme of Work for Cetaceans
Resolution 10.24	Further Steps to Abate Underwater Noise Pollution for the Protection of Cetaceans and Other Biota
Resolution 11.1	Financial and Administrative Matters
Resolution 11.2	Strategic Plan for Migratory Species 2015-2023
Resolution 11.5	Arrangements for Meetings of the Conference of the Parties
Resolution 11.9	World Migratory Bird Day

Resolution 11.12	Criteria for Assessing Proposals for New Agreements
Resolution 11.13	Concerted and Cooperative Actions
Resolution 11.14	Programme of Work on Migratory Birds and Flyways
Resolution 11.15	Preventing Poisoning of Migratory Birds
Resolution 11.20	Conservation of Migratory Sharks and Rays
Resolution 11.22	Live Captures of Cetaceans from the Wild for Commercial Purposes
Resolution 11.24	The Central Asian Mammals Initiative
Resolution 11.28	Future CMS Activities related to Invasive Alien Species
Resolution 11.29	Sustainable Boat-Based Marine Wildlife Watching
Resolution 11.30	Management of Marine Debris
Resolution 11.31	Fighting Wildlife Crime and Offences within and beyond Borders

Annex 6

DRAFT RESOLUTION

CONCERTED ACTIONS

Recalling the preamble of the Convention which refers to the Parties' conviction that conservation and management of migratory species require the concerted action of all Range States;

Further recalling Resolution 3.2 which instructed the Secretariat and the Scientific Council to encourage and assist Parties to take concerted actions to implement the provisions of the Convention, and which initiated a process for each meeting of the Conference of Parties to recommend initiatives to benefit a selected number of species listed in Appendix I;

Further recalling Recommendation 5.2 which introduced the concept of "Cooperative Action" as a rapid mechanism to assist the conservation of species listed in Appendix II and to act as a precursor or alternative to the conclusion for any of those species of an agreement under Article IV;

Recalling also Resolution 3.2, as updated by Resolutions 4.2, 5.1, 6.1, 7.1, 8.29, 9.1, 10.23, and 11.13 and Recommendation 6.2, as updated by Recommendations 7.1, 8.28, and Resolution 9.1, 10.23, and 11.13, which advise the Secretariat and the Scientific Council to encourage and assist Parties to take Concerted and Cooperative Actions to implement the provisions of the Convention and to improve the conservation status of certain listed migratory species;

Desiring to consolidate Concerted Actions and Cooperative Actions into a single process, as described in Resolution 11.13;

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

1. *Determines* that Concerted Actions are conservation measures, projects, or institutional arrangements undertaken to improve the conservation status of selected Appendix I and Appendix II species or selected groups of Appendix I and Appendix II species that
 - (a) involve measures that are the collective responsibility of Parties acting in concert, and which tend to be set out in Action Plans; or
 - (b) are designed to support the conclusion of an instrument under Article IV of the Convention and enable conservation measures to be progressed in the meantime or represent an alternative to such an instrument;
2. *Instructs* the Scientific Council to propose for each meeting of the Conference of the Parties a list of species for Concerted Actions;
3. *Recommends* that proposals for the designation of a species for Concerted Actions include the information contained in Annex 1, compiled as far as possible to provide a balanced assessment of the advantages and risks associated with each issue;

4. *Encourages* Parties to ensure that all initiatives to undertake Concerted Actions specify the conservation and institutional outcomes expected and the timeframes within which these outcomes should be achieved;
5. *Decides* that projects and initiatives already begun as Cooperative Actions under earlier decisions of the Conference of the Parties are unaffected by this Resolution but that these actions be subject to review by the Scientific Council and the Conference of the Parties, subject to the information included in Annex 1, along with any information about progress towards and impact of implementing those actions. Such review may conclude, *inter alia*, that the objectives of a given action have been achieved and it has been completed, or that it should continue within the terms of the unified Concerted Actions mechanism (and be re-named accordingly);
6. *Urges* Parties to provide the in-kind and financial means required to support targeted conservation measures aimed at implementing Concerted Actions for the species listed in Annex 2 to this Resolution;
7. *Adopts* the lists of species designated for Concerted Actions in Annex 2 of this Resolution, and encourages Parties and other stakeholders to identify and undertake activities aimed at implementing Concerted Actions to improve the conservation status of listed species, including the preparation of species action plans;
8. *Requests* the Scientific Council to:
 - (a) nominate, for each species and/or taxonomic group listed for concerted action, a member of the Council or a designated alternative expert to be responsible for providing a concise written report to each meeting of the Council on progress in the implementation of actions for the species or taxonomic group concerned;
 - (b) confirm at each subsequent meeting of the Scientific Council that these nominations remain valid or agree alternative nominations as necessary
9. *Repeals* Resolutions 3.2, 4.2, 5.1, 6.1, 7.1, 8.29, 9.1, 10.23, and 11.13 and Recommendations 5.2, 6.2, 7.1, and 8.28.

Annex 1 of the Draft Resolution¹
Information to Include in Proposals for Concerted Actions

A. Target species/population(s), and their status in CMS Appendices

A concerted action may address a single species, lower taxon or population, or a group of taxa with needs in common. The target animals in each case should be clearly defined, including by reference to their status in terms of the CMS Appendices and the geographical range(s) concerned.

B. The case for action

To be assessed according to the following criteria:

(i) Conservation priority

May relate to the degree of endangerment or unfavourable conservation status as defined under the Convention; the urgency with which a particular kind of action is required; and other priorities expressed in CMS decisions.

(ii) Relevance

May relate to the degree to which the particular conservation problem is linked to migration and requires collective multilateral action; and the degree to which the proposed action will fulfil specific CMS mandates.

(iii) Absence of better remedies

An options analysis to test whether (and why) a CMS Concerted Action is the best method of meeting the defined conservation need. Alternatives both within and outside the mechanisms of the CMS should be considered².

(iv) Readiness and feasibility

The proposal will need to demonstrate meaningful prospects for funding and leadership, and to address all significant issues of practical feasibility for undertaking the action.

(v) Likelihood of success

Feasibility (see previous criterion) only concerns whether an action is likely to be implementable. Criterion (v) seeks in addition to assess whether implementation is likely to lead to the intended outcome. Risk factors to consider include: uncertainty about the ecological effects; weakness in the underpinning science; lack of a “legacy mechanism” by which results can be sustained; and activities by others that may undermine or negate the results of the action.

¹ Further guidance on issues to address under each of these items is given in document UNEP/CMS/CPO11/doc.22.4/ANNEX D)

² For cases where it appears that proceeding directly to the development of an Agreement or other instrument under Article IV of the Convention would be a better remedy, equivalent guidance and criteria for judging such proposals is provided in Resolution 11.12, *Criteria for Assessing Proposals for New Agreements*.

(vi) Magnitude of likely impact

Proposals that are equal in other respects might be prioritized according to the number of species, number of countries or extent of area that will benefit in each case; the scope for catalytic or “multiplier” effects, contribution to synergies or potential for acting as “flagship” cases for broadening outreach.

(vii) Cost-effectiveness

Proposals should specify the resources they require, but should also relate these to the scale of impact expected, so that cost-effectiveness can be judged.

C. Activities and expected outcomes

Activities to be undertaken should be specified, and their expected outcomes defined. This should address both institutional aspects (e.g. development of an Action Plan) and ecological aspects (e.g. targets for improved conservation status). Following the SMART standard (Specific, Measurable, Achievable, Relevant, Time-bound) will help; and the intended process for monitoring & evaluation should also be described.

D. Associated benefits

Opportunities to maximise added value should be identified, for example where actions targeting certain migratory animals may incidentally benefit other migratory species/taxa/populations, or where there is good scope for awareness-raising, capacity-building or encouraging new Party accessions.

E. Timeframe

Any elements of the action that are intended to be open-ended (e.g. measures to maintain conservation status) should be identified as such; and otherwise completion timeframes (and progress milestones where possible) should be specified.

F. Relationship to other CMS actions

Information should be given on how the action’s implementation will relate to other areas of CMS activity. This may form part of its purpose, for example if it is designed to lead to an Agreement; or it may involve showing how the action will support the Strategic Plan or COP decisions. It may also be necessary to show how different Concerted Actions complement or interact with each other.

Annex 2
Species Designated for Concerted Actions