

## Inventory

### Implementation of Articles III.4 and III.5 of the Convention

Ecuador	
Party since 1 February 2004	
National Reports submitted: COP12 (2017), COP11 (2014), COP10 (2011), COP9 (2008)	
Relevant Legislation	
	<ul style="list-style-type: none"><li>• Convention on the Conservation and Management of High Seas Fishery Resources in the South Pacific Ocean, Official Registry 576 of 31 August 2015.</li><li>• Ministerial Agreement Published in Official Registry number 256 of 21 January 2004: Recognizing CMS.</li><li>• Hunting: Ministerial Agreement Number 260 of 25 August 2014.</li><li>• Measures to protect and conserve coral reefs and coral communities in Ecuador: Ministerial Agreement Number 067 of 8 June 2016.</li><li>• National Plan for the Conservation of Sea Turtles: Ministerial Agreement Number 324 of 6 October 2014.</li><li>• Rules about whale and dolphin watching in Ecuador. Ministerial Agreement Number 0004. Official Registry number 278 of 30 June 2014. Regulation to these rules can be found in Interministerial Agreement 2014-0004.</li><li>• Technical rule, article 256 of Integral Criminal Organic Code. Ministerial Agreement Number 084. Supplement of Official Registry Number 598 of 30 September 2015.</li><li>• Criminal Procedure Code- Law Number 000 RO/Sup. 360 of 13 January 2000 Article 437 F: Makes it illegal to hunt, capture, collect, extract, or commercialize fauna species that are legally protected. Penalties are imprisonment of 2, 3, or 4 years when crime is done in the reproductive or growth period of the species, or in times of hunting bans, or using prohibited methods.</li><li>• Ministerial Agreement 001 Published in Official Registry number 550 of 23 March 2005: Recognizes important areas for the conservation of birds.</li><li>• Ministerial Agreement 196 Published in Official Registry number 458 of 14 June 1990: Declares as protected all whale species located in Ecuadorian waters. Declares all waters as natural refuge, and the Galapagos Islands as whale sanctuary. All activities that go against the life of whales us prohibited.</li><li>• Executive Decree 486 published in Official Registry number 137 of 30 June 2007: Prohibits fishing sharks.</li><li>• Regulation for the use of turtle excluder devises, published in Official Registry number 642 of 16 August 2002.</li><li>• Codification to the Forest Law and of Conservation of Natural and Wildlife Areas, published in Official Registry number 418 of September 2004.</li><li>• Marine Aquaculture regulations published in official registry number 310 of 28 October 2010.</li><li>• Ministerial Agreement 093 of 2 August 2010 prohibits fishing for <i>Manta birostris</i>, <i>Mobula japonica</i>, <i>Mobula thurstoni</i>, <i>Mobula munkiana</i>, and <i>Mobula tarapacana</i>.</li></ul>

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			<ul style="list-style-type: none"> <li>Ministerial Agreement 001 establishes payment for the authorization for shark bycatch resources. The authorization lasts 48 hours. The agreement also establishes the requirements for the authorization of exports and requires having a license for wholesale.</li> </ul>
Article III.4			
Laws to conserve and, where feasible and appropriate, restore habitats of CMS Appendix I species			
		<p>Habitat conservation and establishment of protected areas</p> <ul style="list-style-type: none"> <li>Conservation of winter habitat of <i>Setophaga cerulea</i> However, insufficient information is provided to identify the content of any obligations and content of the measure.</li> <li>Ministerial Agreement Number 21 of 20 February 2010 establishes National Recreation Area Isla Santa y Gallo. Protection of <i>Brotogeris pyrrhopterus</i> and other migratory birds. This area has an Environmental Management Plan.</li> <li>Ministerial Agreement Number 008 of 15 January, 2015 Official Registry 503 of 19 May 2015 creates 2 marine-coastal areas.</li> <li>Ministerial Agreement Number 196, Official Registry Number 458 of 14 June 1990: Declaration of the Reserve of Marine Resources of Galapagos as a “Whale Sanctuary” and all territorial waters of Ecuador as “whale refuge”. It prohibits all activity that goes against the life of whales.</li> <li>Executive Decree Number 968 of 21 April 2016: Declaration of the Marine Sanctuary Darwin and Wolf. Protection of habitat of marine mammals.</li> <li>Declaring as a marine protected area the El Pelado area, Cantagallo area, and Bajo Cope. Protection of habitat of <i>Manta birostris</i> However, insufficient information is provided to identify the content of any obligations.</li> <li>For the protection of migratory birds: Galapagos National Park, Machalilla National Park, Marine and Coastal Wildlife Refuge Pacoche, Wildlife Refuge Islas Corazón y Fragata.</li> <li>For the protection of marine mammals: Wildlife Refuge Manglares del Morro, Reserve for the Production of Marine and Coastal Fauna Puntilla de Santa Elena, Reserve Galeras de San Francisco, Galapagos Marine Reserve, Machalilla National Park.</li> <li>For the protection of sea turtles: Marine and Coastal Wildlife Refuge Pacoche, Reserve for the Production of Marine and Coastal Fauna Puntilla de Santa Elena, Machalilla National Park, Galapagos National Park, Wildlife Refuge Río Muisne, Marine Reserve El Pelado.</li> <li>Protection of beaches in national parks and wildlife reserves that are nesting sites of marine turtles. However, insufficient information is provided to identify the content of any obligations.</li> <li>Creation of Ramsar sites. However, insufficient information is provided to identify the content of any obligations.</li> </ul> <p>Reforestation of the San Cristobal Island in Galapagos Islands with native plants in the nesting areas of the</p>	

	Galapagos petrel. However, insufficient information is provided to identify the content of any obligations.
Laws that prevent, remove, compensate for or minimize, as appropriate, the adverse effects of activities or obstacles that seriously impede or prevent the migration of the species	
Windmills (birds and bats)	Evaluation of impacts caused by wind turbines on bird populations and other vertebrates in the San Cristobal Island, Galapagos. However, insufficient information is provided to identify the content of any obligations.
Cell towers (birds and bats)	Unknown
Dams (fish)	Unknown
Road construction (mammals)	Unknown
Train tracks (mammals)	Unknown
Fishing gear/bycatch (marine mammals, sea turtles, fish)	<p>Ministerial Agreement 402 published in Official Registry 619 of 16 January 2012: Fishing authority establishes program to include observers in trawler ships. However, insufficient information is provided to understand whether this program includes mandatory duties.</p> <p>Fishing authority establishes program to use purse seines. However, insufficient information is provided to understand whether this program includes mandatory duties.</p> <p>Fishing Authority implemented program to exchange J hooks for round hooks to reduce turtle bycatch in vessels that capture tuna with artisanal means. However, insufficient information is provided to understand whether these programs include mandatory duties.</p> <p>Executive decree 486 establishes rules to regulate shark bycatch, commercialization, and export. Fishing for sharks, using shark longlines, using steel cables, and finning are prohibited. It also establishes a procedure to commercialize shark fins through Monitoring and Control Certificates for Fishing Disembarkation/Landing, a guide to release bycatch, and the authorization for exports.</p> <p>Tracing program to identify shark products and ensure such products come from bycatch. Land and marine controls to fish products and byproducts. However, insufficient information is provided to understand whether these</p>

		<p>programs include mandatory duties.</p> <p>Regulation for the use of turtle excluder devices (TED) published in official registry number 642 of 16 August 2002. Sub Secretariat of Fishing Resources. Ministry of Foreign Commerce, Industrialization and Competitiveness.</p>
	Shipping (marine mammals)	<p>Monitoring the impact of ships in marine turtles in Galápagos Islands. However, insufficient information is provided to understand whether these programs are mandatory duties.</p> <p>Controlling speed of ships in Isla de la Plata in National Park Machalilla to protect sea turtles. However, insufficient information is provided to understand whether these programs include mandatory duties.</p>
<p>Laws that prevent, reduce or control factors that are endangering or are likely to further endanger the species, including strictly controlling the introduction of or controlling or eliminating, already introduced species.</p>		
		<p>Protocols to control rodent populations and invasive plants in the main nesting sites of albatross in National Park Machalilla. However, insufficient information is provided to identify the content of any obligations and whether the protocols include mandatory duties.</p> <p>Protocols to control invasive species, such as rodents, cats, and plants in the main nesting sites of petrels in Galapagos Islands. However, insufficient information is provided to identify the content of any obligations and whether the protocols include mandatory duties.</p> <p>Monitoring of populations of Galapagos petrel to determine, among others, causes of mortality. However, insufficient information is provided to identify the content of any obligations.</p> <p>Code of conduct for tourist activities in marine sites in Galapagos National Park. However, insufficient information is provided to identify the content of any obligations and whether the code of conduct includes mandatory duties.</p> <p>Rehabilitation centre for marine species in National Park Machalilla and creation of rescue group of marine species. However, insufficient information is provided to identify the content of any obligations and whether the plans and policies include mandatory duties.</p> <p>Marking and recapturing program for marine turtles. However, insufficient information is provided to understand the legal status and whether the plans and policies include mandatory duties.</p>

		<p>Program for responsible consumption of plastic in Galápagos Island to prevent ingestion by turtles. However, insufficient information is provided to identify the content of any obligations and whether the plans and policies include mandatory duties.</p> <p>Seabed clean-up in all protected areas. However, insufficient information is provided to understand whether these programs are mandatory duties.</p> <p>National Plan for the conservation of Marine Turtles. However, insufficient information is provided to understand whether these programs are mandatory duties.</p> <p>Control of illegal hunting of sea turtles and fish. However, insufficient information is provided to identify the content of any obligations.</p> <p>Repopulation program for <i>Podocnemis expansa</i> in National Park Yasuni. However, insufficient information is provided to identify the content of any obligations.</p> <p>Ministerial Agreement 486: Protection of <i>Cetorhinus maximus</i>. However, insufficient information is provided to understand content of the measure.</p> <p>Resolution 050 published in Official Registry 679 of 8 October 2002: Official Red books of threatened species in Ecuador. However, insufficient information is provided to understand the legal significance of these classifications.</p>
Reservations, territorial inclusions, and territorial exclusions		
	Reservations	None
	Territorial Scope	“Ecuador Continental e Insular”. Thus, presumed to apply to all territory, including any overseas territories and semi-autonomous zones