## Inventory

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

		Spain
Party since 1 May 198	35	
National Reports subr	nitted: COP12 (2017), COP11	1 (2014), COP10 (2011), COP9 (2008)
Relevant Legislation	· ·	
Royal Decre	e 752/2010: Program of Rura	al Sustainable Development
Royal Decre	e 556/2011: Spanish Invento	ry of Natural Patrimony and Biodiversity
J	•	cies of Law 42/2007 of 13 December of Natural Patrimony and Biodiversity. This for conservation, sustainable use, improvement, and restoration of natural
establishes the provisions rel establishes 5 Protected La processes ar	patrimony and biodiversity. It regulates the protection of species in regards to hunting and continental fishing, and establishes the Spanish Hunting and Fishing Inventory. It incorporates the Marine Protected Areas and establishes provisions related to the Natura 200 European Ecological Network and the areas protected by international instruments. establishes 5 different protection figures (Parks, Natural Reserves, Marine Protected Areas, Natural Monuments, an Protected Landscapes). The principles inspiring this law are centered around maintaining the essential ecological processes and the vital basic systems by preserving biologic, genetic, population, and species diversity; the variety singularity and beauty of the natural ecosystems; and geologic and landscape diversity.	
(See below fo	or other relevant legislation)	
Article III.5		
	plement the Take Prohibition	
	Aquatic Mammals	<ul> <li>Yes. However, insufficient information is provided to understand how the species are protected and not clear in what way the following legislation is specifically relevant to the take prohibition.</li> <li>Directive 92/43/CEE of the Counsel related to the conservation of natural habitat of wild fauna and flora.</li> <li>Law 42/2007 of 13 December: of Natural Patrimony and Biodiversity</li> <li>Royal decree 1727/2007 of 21 December: Establishes protection measures for cetaceans.</li> <li>Law 41/2010 of 29 December: About protection of the marine environment.</li> <li>Royal Decree 139/2011 of 4 February for the development of the Wildlife Species List under the Special Protection Regime and the Spanish Catalogue of Threatened Species.</li> </ul>

	<ul> <li>Royal Decree 1629/2011 of 14 November: Declares as Marine Protected Area and as a Special Conservation Zone the marine space EI Cachucho and the corresponding conservation measures are approved. (Protection of species such as <i>Dermochelys coriacea</i>)</li> <li>Order AAA/1299/2014 of 9 July: Approves the proposal to include in the List of Places of Community Importance of the Natura Network 2000 the following marine spaces: ESZ216001 Western submarine canyon system of the Leon Gulf, ESZ216002 Menorca Channel, ESZ21202 Mud volcanoes of Cadiz Gulf, and ESZ212001 Galicia Bank.</li> <li>Order AAA/2280/2014 of 1 December: Approves the proposal to include in the List of Places of Community Importance of the Natura Network 2000 the following marine spaces: ESZ216003 Submarine canyon system Aviles, ESZ216003 South of Almeria-Seco de los Olivos, ESZ216005 Alboran Marine Space, ESZ216004 Marine Space Illes Columbretes, and ESZ215001 Concepcion bank.</li> <li>Order AAA/368/2015 of 24 February: Approves the proposal to include in the List of Places of Community Importance of the Natura Network 2000 the following marine space: ESZ215002 South-Eastern Marine Space of Lanzarote-Fuerteventura.</li> <li>Order AAA/1260/2014 of 9 July: Declares Special Protection Zones for Birds in Spanish Marine waters.</li> <li>Order AAA/1366/2014 of 4 August: Declares as special conservation zones of important community places of the Mediterranean Marine region, approves its corresponding conservation measures, and proposes the enlargement of the geographic limits of two of these places.</li> </ul>
Terrestrial Mammals	Unknown
Birds	Yes. However, insufficient information is provided to understand how the
	species are protected and not clear in what way the following legislation is
	<ul> <li>specifically relevant to the take prohibition.</li> <li>Law 42/2007 of 13 December: of Natural Patrimony and Biodiversity,</li> </ul>
	modified by Law 33/2015 of 21 September.
	<ul> <li>Royal Decree 630/2013 of 2 August: Establishes regulations about the</li> </ul>
	Spanish List of exotic invasive species.
	Resolution of 6 March 2017 of the General Direction of Environment

	and Natural Medium Quality and Evaluation: Publishes the Agreement
	of the Counsel of Ministers of 24 February 2017 that approves criteria
	to include taxon and populations in the Spanish List of Threatened
	Species.
	Order AAA/1351/2016 of 29 July: Modifies the annex of Royal Decree
	139/2011 of 4 February for the development of the Wildlife Species
	List under the Special Protection Regime and the Spanish List of Threatened Species.
	Order AAA/1771/2015 of 31 August: Modifies the annex of Royal
	Decree 139/2011 of 4 February for the development of the Wildlife
	Species List under the Special Protection Regime and the Spanish List of Threatened Species.
	• Order AAA/75/2012: Updates the Wildlife Species List under the
	Special Protection Regime for its adaptation to Annex II of the Protocol.
	Royal Decree 139/2011: Development of the Wildlife Species List
	under the Special Protection Regime and the Spanish List of
	Threatened Species.
	Royal Decree 1629/2011 of 14 November: Declares as Marine
	protected Area and as a Special Conservation Zone the marine space
	El Cachucho and the corresponding conservation measures are approved.
	<ul> <li>Royal Decree 1632/2011 of 14 November: Regulates feeding of</li> </ul>
	specific wildlife fauna species with animal sub-products not destined to
	human consumption.
	Royal Decree 1015/2013 of 20 December: Modifies Annex I, II, and V
-	of Law 42/2007.
Reptiles	Yes. However, insufficient information is provided to understand how species
	are actually protected and not clear in what way the following legislation is specifically relevant to the take prohibition.
	• Directive 92/43/CEE of the Counsel related to the conservation of
	natural habitat of wild fauna and flora.
	Law 42/2007 of 13 December: of Natural Patrimony and Biodiversity
	• Law 41/2010 of 29 December: About protection of the marine
	environment
	Royal Decree 139/2011 of 4 February for the development of the

Wildlife Species List under the Special Protection Regime and the Spanish Catalogue of Threatened Species.
<ul> <li>Order APA/2521/2006 of 27 July: Regulates surface longline fishing for the capture of highly migratory species and creates a unified census of surface longline. Article 7 includes measures to avoid capture of sea turtles.</li> </ul>
<ul> <li>Order ARM/2417/2011 of 30 August: Declares the marine places of community importance of the Macaronesian bio-geographical region of the Natura 2000 Network as special conservation zones. Approves conservation measures for these zones.</li> </ul>
<ul> <li>Royal Decree 1629/2011 of 14 November: Declares as a Marine Protected Area and as a Special Conservation Zone the marine space El Cachucho and the corresponding conservation measures are approved.</li> </ul>
<ul> <li>Royal Decree 1620/2012 of 30 November: Declares the Place of Community Importance ES6120032 Eastern Straight of the Mediterranean bio-geographical area of the Natura 2000 Network as Special Conservation Zone. Approves conservation measures.</li> </ul>
<ul> <li>Order AAA/658/2014 of 22 April: Regulates surface longline fishing for the capture of highly migratory species. Article 19 establishes obligation to adopt certain measures to avoid capture of sea turtles, as well as to register all bycatch of these reptiles.</li> </ul>
<ul> <li>Order AAA/1366/2014 of 4 August: Declares as special conservation zones of important community places of the Mediterranean Marine region, approves its corresponding conservation measures, and proposes the enlargement of the geographic limits of two of these places.</li> </ul>
<ul> <li>Order AAA/368/2015 of 24 February: Approves the proposal to include in the List of Places of Community Importance of the Natura Network 2000 the following marine space: ESZZ15002 South-Eastern Marine Space of Lanzarote-Fuerteventura.</li> </ul>
<ul> <li>Order AAA/1299/2014 of 9 July: Approves the proposal to include in the List of Places of Community Importance of the Natura Network 2000 the following marine spaces: ESZZ16001 Western submarine cannon system of the Leon Gulf, ESZZ16002 Menorca Channel, ESZZ1202 Mud volcanoes of Cadiz Gulf, and ESZZ12001 Galicia</li> </ul>

	F	Fish	<ul> <li>Bank.</li> <li>Order AAA/2280/2014 of 1 December: Approves the proposal to include in the List of Places of Community Importance of the Natura Network 2000 the following marine spaces: ESZZ12003 Submarine cannon system Aviles, ESZZ16003 South of Almeria-Seco de los Olivos, ESZZ16005 Alboran Marine Space, ESZZ16004 Marine Space Illes Columbretes, and ESZZ15001 Concepcion bank.</li> <li>Yes. However, insufficient information is provided to understand how the species are protected and not clear in what way the following legislation is specifically relevant to the take prohibition.</li> </ul>
			Royal Decree 139/2011 of 4 February for the development of the Wildlife Species List under the Special Protection Regime and the Spanish Catalogue of Threatened Species.
		e Take Prohibition	
		Aquatic Mammals	None
		Terrestrial Mammals	Unknown
		Birds	Yes The Birds Directive 2009/147/CE Article 9, and its application to Spanish legislation in article 61 of Law 42/2007 of 13 December about Natural Patrimony and Biodiversity: A report to the EU Commission is presented annually about the exceptions granted to different Autonomous Communities under the Birds Directive. No exceptions for hunting of Appendix I Birds have been granted, and the capture of live animals has only been authorized for scientific purposes (marking).
		Reptiles	None
		Fish	None
Article II			
			appropriate, restore habitats of CMS Appendix I species
		<ul> <li>whether these are mandator;</li> <li>Plan to restore habita</li> </ul>	ve species' habitats. However, insufficient information is provided to understand y duties. at of <i>Chlamydotis undulate fuerteventurae</i> by reducing cattle raising, recovering oving public infrastructure.
			) spaces. Elaboration of management plans in Natura 2000 spaces to regulate favourable conservation state of these spaces. These plans take into account

	adalberti, Falco naumanni,	of Appendix I birds and include good management practice manuals. (Aquila Clamydotis undulate, Puffinus mauretanicus). However, insufficient information
	is provided to understand as	s to whether these plans are mandatory duties.
	Creation of protected areas:	
		4 of the Ministry of Agriculture, Food, and Environment: Declares Special r birds in Spanish marine waters. Protects 20 marine areas used by <i>Puffinus</i>
	Gibraltar Straight: na	atural park
	<ul> <li>Migratory passage si</li> </ul>	
	Coastal and interior	
		ected lagoons for the protection of Marmaronetta angustirostris.
		r or minimize, as appropriate, the adverse effects of activities or obstacles that
seriously impe	ede or prevent the migration of	
	Windmills (birds and bats)	Unknown
	Cell towers (birds and bats)	Application of 1432/2008: establishes technical protection measures for avian fauna against collisions and electrocution in high power lines.
		Royal Decree 264/2017 of 17 March: Establishes regulatory bases to finance adaptation of high voltage power towers to the requirements set in royal Decree 1432/2008.
		Investment of 5 million euros between 2012-2015 to enter into cooperation agreements to adjust electric lines and avoid mortality of Appendix I birds (specially <i>Aquila adalberti</i> and <i>neophron percnopterus</i> ).
		Correction of power lines for the protection of <i>Aquila adalberti</i> . However, insufficient information is provided to identify the content of the measures or determine whether they include mandatory duties.
	Dams (fish, birds)	Agreements between the government of Spain and the company that owns the dams, which allow to improve water management from 2012-2015, which means that acceptable water levels have been maintained and deaths of
		Marmaronetta angustirostris have been reduced. However, insufficient
		information is provided to identify content of the agreements' measures or determine whether they include mandatory duties.

(mammals)	
Train tracks (mammals)	Unknown
Fishing gear/bycatch (marine mammals, sea turtles, fish, birds)	Research projects to improve knowledge of <i>Puffinus mauretanicus</i> bycatch in fisheries and testing mitigation measures. However, insufficient information is provided to identify the content of any obligations.
	Research projects to test efficiency of mitigation measures to prevent turtle bycatch and to study turtle injuries related to fishing hooks. However, insufficient information is provided to identify the content of any obligations.
	Order APA/2521/2006 of 27 July: Regulates surface longline fishing for the capture of highly migratory species and creates a unified census of surface longline. Article 7 includes measures to avoid capture of sea turtles.
	Order AAA/658/2014 of 22 April: Regulates surface longline fishing for the capture of highly migratory species. Article 19 establishes the obligation to adopt certain measures to avoid capture of sea turtles, as well as to register all bycatch of these reptiles.
	Regulation EU 2017/127 of the Council 20 January 2017: establishes, for 2017, the fishing possibilities for certain populations and groups of populations of fish, applicable in the Union waters and, for fishing ships of the Union, also applicable in waters not belonging to the Union. However, insufficient information is provided to understand the content of these measures.
	Managements plans of marine spaces that are protected due to presence of sea turtles incorporate mandatory mitigation measures to avoid turtle bycatch. However, insufficient information is provided to understand the content of these measures or if the plans include mandatory obligations.
	Strategy to reduce bycatch from fishing of protected vertebrates in Spain. However, insufficient information is provided to understand the content of the strategy's measures or if the it includes mandatory obligations.
Shipping (marine mammals)	Creation of the working group in Canary Islands to find solutions to collisions between cetaceans and ships. However, insufficient information is provided to

	understand legal status of any solutions.
	Study to determine marine traffic in Gibraltar Straight, Canary Islands and Baleares Islands and monitoring of cetaceans, specially the sperm whale to establish a pilot program to reduce collisions with large ships. However, insufficient information is provided to understand legal status of the study and program.
	event, reduce or control factors that are endangering or are likely to further endanger the species, including
strictly contro	Iling the introduction of or controlling or eliminating, already introduced species.
	Environmental Impact Assessments of plans and projects that may affect the conservation status of habitats. However, insufficient information is provided to identify how a species is protected.
	Application of Regulation 1069/2009 of the European Parliament and the Council of 19 October that establishes sanitary rules applicable to animal sub-products not destined to human consumption related to feeding of scavenger species.
	Update strategies for the conservation of <i>Oxyura leucocephala, Marmatonetta angustirostris, Puffinus mauretanicus,</i> and <i>Aquila adalberti</i> and coordination to apply the strategies in all national territory. There are also directives for management and conservation of scavenger species. However, insufficient information is provided to identify the content of relevant measures and to understand whether these strategies include mandatory duties.
	Application of project for the reintroduction of <i>Ibis eremita</i> in Andalucia, which is officially approved by Spanish authorities. However, insufficient information is provided to identify the content of relevant measures and to understand whether these plans include mandatory duties.
	Control of water quality in priority wetlands for Appendix I birds. However, insufficient information is provided to identify the content of any obligations.
	Promoting and coordinating activities to avoid illegal use of poisoned baits in natural environments for the protection of <i>Neophron percnopterus</i> . However, insufficient information is provided to understand the content of any of the activities' measures and whether these activities include mandatory duties.
	Developing projects to know the extent of bycatch of marine birds in Spanish surface longline ships and testing mitigation measures. However, insufficient information is provided to understand whether these projects are mandatory duties.

Habitat protection of <i>Aythyca nyroca, Larus audouinii, Marmaronetta angustirostris, Oxyura leucocephala,</i> and <i>Neophron percnopterus.</i> However, insufficient information is provided to identify the content of any obligations.
Decree 109/2000 of 29 May BOA no. 66 of 7 June 2000: Conservation plan of the habitat of <i>Falco naumanni</i> in Aragon Autonomous Community.
Protection and conservation plans for of <i>Aythyca nyroca, Falco naumanni, Larus audouinii, Marmaronetta angustirostris, Oxyura leucocephala,</i> and <i>Neophron percnopterus.</i> However, insufficient information is provided to understand whether these projects include mandatory duties.
Approval of projects for reintroduction of <i>Falco naumanni</i> in different provinces, as well as conservation plans for the nesting sites and other habitats of this species. However, insufficient information is provided to understand whether these projects include mandatory duties.
Resolution of 22 December 2005 of the counselor of Territory and Housing: Approves the Action Plan for the conservation of birds in the cereal steppes in the Valencian Community. However, insufficient information is provided to understand whether these projects include mandatory duties.
Decree 55/2014 of 19 December: Approves the management plans of certain wild flora and fauna listed as threatened by the Autonomous Community La Rioja. ( <i>Neophron percnopterus</i> ).
<ul> <li>Approval of recovery plans for <i>Larus audouinii</i> in different autonomous communities. However, insufficient information is provided to understand whether these plans include mandatory duties.</li> <li>Decree 259/2004 of 13 April: Cataluña Autonomous Community</li> <li>Decree 116/2005 of 17 June: Valencian Community</li> </ul>
Captive breeding of <i>Marmaronetta angustirostris</i> . However, insufficient information is provided to understand whether this project includes mandatory duties to release individuals into the wild.
Remodelling ditches to allow fowls of <i>Marmaronetta angustirostris</i> that fall into them. However, insufficient information is provided to understand whether these projects include mandatory duties.
Agreement of 13 March 2012 of the Government Counsel: Approves recovery and conservation plans of certain wild species ( <i>Marmaronetta angustirostris, Oxyura leucocephala</i> ) and protected habitats. BOJA N.

60 of 27 March 2012.
<ul> <li>Decree 183/1995 of 28 November: Approves the recovery plan for Oxyura leucocephala (DOCM no. 59, 1 December 1995).</li> </ul>
<ul> <li>Decree 93/2005 of 13 May of the Consell de la Generalitat: Approves the Recovery Plan of the White-headed duck in the Valencia Community.</li> </ul>
<ul> <li>Decree number 70/2016 of 12 July: Catalogues white-headed duck as species in danger of extinction and approves its recovery plan. Official bulletin of the Murcia Region number 163 of 15 July 2016.</li> </ul>
• Strategy for the conservation of <i>Marmaronetta angustirostris, Fulica cristata,</i> and <i>Oxyura leucocephala</i> in Spain 2013.
<ul> <li>LIFE09 NAT/ES/000516 Conservation of Oxyura leucocephala in the Murcia Region, Spain, from 2010-2014.</li> </ul>
Control of exotic invasive species.
• Follow-up and control of <i>Oxyura jamaicensis</i> to avoid hybridization with <i>Oxyura leucocephala</i> . However, insufficient information is provided to understand whether these projects include mandatory duties.
<ul> <li>Puffinus mauretanicus classified as "in danger of extinction". However, insufficient information is provided to understand the legal significance of these classifications <ul> <li>Royal decree 139/2011 of 4 February. Spanish List of Threatened Species.</li> <li>Decree 75/2005 of 8 July. Balear List of Threatened Species and of Special Protection.</li> </ul> </li> </ul>
Decree 65/2004 of 2 July: Approval of Recovery Plan for <i>Puffinus mauretanicus</i> in Balear Islands.
Decree 135/2001 of 29 November: Approves Management Plan for Neophron percnopterus.
Agreement of 18 January 2011 of the Government Counsel: Approves recovery and conservation plans for certain wild species and protected habitats. BOJA N. 5 February 2011. ( <i>Neophron percnopterus</i> ).
<ul> <li>Recovery Plans for Aquila adalberti in different Autonomous Communities:</li> <li>Castilla-La Mancha: Decree 275/2003 of 9 September DOCM n. 131 of 12 September 2003</li> <li>Castilla y Leon: decree 114/2003 of 2 October, DOCL n. 195 of 8 October 2003</li> <li>Extremadura: Order of 6 June 2005 DOE n. 71 of 21 June 2005 and Order of 25 May 2015 that approves the Recovery Plan for Aquila adalberti in Extremadura DOE n. 107 of 5 June 2015.</li> <li>Andalucia: Agreement of 18 January 2011 BOJA 25 of 5 February 2011</li> </ul>

Agreements with private farms to recover rabbit populations for the conservation of <i>Aquila adalberti</i> and its habitat. However, insufficient information is provided to identify the content of any obligations.
Construction and repair of platforms to set nests for <i>Aquila adalbert</i> . However, insufficient information is provided to identify the content of any obligations.
Supplementary feeding and rescue of fowls of <i>Aquila adalberti</i> . However, insufficient information is provided to identify the content of any obligations.
Recovery measures of the rabbit populations ( <i>Aquila adalberti</i> ). However, insufficient information is provided to identify the content of any obligations.
Law 21/2013 of 9 December requires submarine seismic exploration must be subject to Environmental Assessment for the protection of marine mammals. However, insufficient information is provided to understand how a species is protected.
Elaboration of Ministerial order that approves protection measures and conservation plan of orcas in the Cadiz Gulf and Contourite Channel. Pending publication in the official bulletin. However, insufficient information is provided to identify the content of any obligations.
Satellite marking of orcas in the Cadiz channel and gulf to learn about the threats to this species in order to apply conservation measures. However, insufficient information is provided to identify the content of any obligations.
Installation of containers in ports to catch wastes generated in the sea. However, insufficient information is provided to identify the content of any obligations.
Installation of tanks in ports used by fishermen from trawl fleets to deliver turtle bycatch. These turtles are then taken to recovery centers. However, insufficient information is provided to identify the content of any obligations.
Distribution of poles that cut fishing lines from a long distance to trawler fleets to ease the liberation of turtles captured as bycatch. However, insufficient information is provided to identify the content of any obligations.

Declaring different spaces in Spanish and Mediterranean waters as part of the Natura 2000 Network due to presence of <i>Caretta caretta</i> . However, insufficient information is provided to identify the content of any obligations.
Order ARM/3521/2009 of 23 December, the MARM declared 13 areas in the Macaronesian Region as special conservation zones of the Natura 2000 Network for the protection of <i>Caretta caretta</i> .
Royal Decree 1620/2012 of 30 November: Declares the Place of Community Importance ES6120032 Eastern Straight of the Mediterranean bio-geographical area as Special Conservation Zone of the Natura 2000 Network. Approves conservation measures. ( <i>Caretta caretta</i> ).
Project to reintroduce <i>Caretta caretta</i> in the Andalucia and Cannary coasts. However, insufficient information is provided to identify the content of any obligations.
Royal Decree 139/2011 of 4 February for the development of the Wildlife Species List under the Special Protection Regime and the Spanish Catalogue of Threatened Species: Includes <i>Chelonia mydas, Cetorhinus maximus,</i> and <i>Carcharodon carcharias</i> . However, insufficient information is provided to understand the legal significance of these classifications.
<ul> <li>Habitat protection for <i>Chelonia mydas:</i></li> <li>Areas of importance in Canary Islands classified as special conservation zones in Natura 2000 Network.</li> <li>Grasslands of Seagrass <i>Cymodocea nodosa</i> are protected in Spanish waters in the Mediterranean and Atlantic ocean.</li> <li>Order ARM/2417/2011 of 30 August: protects marine areas that hosts habitats of this species (<i>Dermochelys coriacea</i> also).</li> </ul>
Royal Decree 1629/2011 of 14 November: Declares as Marine Protected Area and as a Special Conservation Zone the marine space El Cachucho and the corresponding conservation measures are approved. ( <i>Dermochelys coriacea, Cetorhinus maximus</i> ).
Monitoring plans in fixed gillnets in places where specimens of <i>Dermochelys coriacea</i> have accidentally been captured as bycatch. However, insufficient information is provided to identify the content of any obligations.
Government Council of the Andalucia Board approved the recovery plan for Acipenser sturio. However,

		insufficient information is provided to identify the content of any obligations.
		Ministry of Environment and Balear Government developed a program that includes campaigns for rat extermination and control of terrestrial predators such as wild cats in Mallorca and Formentera for the protection of <i>Puffinus mauretanicus</i> . However, insufficient information is provided to identify the content of any obligations.
		Conservation strategy for <i>Caretta caretta</i> and other sea turtles. However, insufficient information is provided to identify content of the strategy's measures and whether they include mandatory obligations.
		Royal Decree 581/2001 of 1 June: Prohibits in certain wetlands the possession and use of bullets containing lead for sport hunting and shooting.
		Recovery plans for Oxyura leucocephala.
		Castilla-La Mancha: Decree 183/1995.
		Valencian Community: Decree 93/2005.
Reservations, territorial inclusions, and territorial exclusions		
	Reservations	None
	Territorial	"Spain". Thus, the Convention is presumed to apply to all territory, including any overseas territories and
	Scope	semi-autonomous zones.