Council of the European Union

Brussels, 10 September 2019
(OR. en)

11880/19

Interinstitutional File:
2019/0148 (NLE)

ENV 756
PECHE 371

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject:	COUNCIL DECISION on the submission, on behalf of the European Union, of proposals to amend Appendices I and II to the Convention on the Conservation of Migratory Species of Wild Animals (CMS) with a view to the thirteenth meeting of the Conference of the Parties

COUNCIL DECISION (EU) 2019/…

of …

on the submission, on behalf of the European Union,
of proposals to amend Appendices I and II to the Convention
on the Conservation of Migratory Species of Wild Animals (CMS)
with a view to the thirteenth meeting of the Conference of the Parties

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 192(1), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) The Convention on the Conservation of Migratory Species of Wild Animals ('the Convention') was concluded by the Union by means of Council Decision 82/461/EEC[1] and entered into force on 1 November 1983.

(2) Pursuant to Article XI of the Convention, the Conference of the Parties can adopt amendments to Appendices I and II to the Convention.

(3) The Conference of the Parties, during its thirteenth meeting, which will take place from 15 to 22 February 2020, may adopt such amendments. The Secretariat of the Convention has informed the Parties to the Convention that any proposals for amendment are to be communicated, in accordance with Article XI(3) of the Convention, by 19 September 2019. The Union may, as a Party to the Convention, make such proposals.

(4) The inclusion of the species *Tetrax tetrax* in Appendix I to the Convention and the species *Tetrax tetrax*, *Galeorhinus galeus* and *Sphyrna zygaena* in Appendix II to the Convention would be scientifically sound and in line with Union law as well as the Union's commitment to international cooperation for the protection of biodiversity.

[1] Council Decision 82/461/EEC of 24 June 1982 on the conclusion of the Convention on the conservation of migratory species of wild animals (OJ L 210, 19.7.1982, p. 10).

(5) The Union should therefore submit those proposals to amend Appendices I and II to the Convention. The Commission should communicate the proposals to the Secretariat of the Convention,

HAS ADOPTED THIS DECISION:

Article 1

1. With a view to the thirteenth meeting of the Conference of the Parties to the Convention on the Conservation of Migratory Species of Wild Animals, the Union shall submit the following proposals:

   (a) amend Appendix I to the Convention to include the species *Tetrax tetrax*;

   (b) amend Appendix II to the Convention to include the species *Tetrax tetrax*, *Galeorhinus galeus* and *Sphyrna zygaena*.

2. The Commission, on behalf of the Union, shall communicate the proposals referred to in paragraph 1 to the Secretariat of the Convention.

Article 2

This Decision shall enter into force on the date of its adoption.

Done at …,

For the Council
The President