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European Union

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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	7562/23 - COM(2023) 143 final
Subject:	Draft Council Decision on the submission, on behalf of the European Union, of a proposal to amend Appendix I to the Convention on the Conservation of Migratory Species of Wild Animals (CMS), with a view to the 14th meeting of the Conference of the Parties
	- Adoption

1. The Convention on the Conservation of Migratory Species of Wild Animals (CMS) aims to conserve terrestrial, marine and avian migratory species throughout their range. The EU has been a Party to the CMS since 1 November 1983¹.
2. The Conference of the Parties (COP) is the decision-making body of the CMS with powers to assess the conservation status of migratory species and, subsequently, to amend Appendices I and II to the CMS. As a Party to the Agreement, the Union may make proposals to amend the Appendices to the CMS.

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).

3. On 17 March 2023, the Commission adopted a proposal for a Council Decision on the submission, on behalf of the European Union, of proposals to amend Appendix I to the CMS with a view to the fourteenth meeting of the Conference of the Parties (Samarkand, Uzbekistan, on 23-28 October 2023)². According to Article XI(3) of the Convention, proposals for amendments to the Appendices must reach the Secretariat of the CMS no later than 26 of May 2023 (i.e. 150 days before COP 14).
4. The Working Party on International Environment Issues (WPIEI) and the Working Party on the Environment (WPE) examined the proposal on 22 and 30 March 2023, respectively. Based on the discussions held at these meetings and on comments subsequently sent by Member States, the Presidency prepared a draft Council Decision which was agreed by delegations on 26 April by written consultation.
5. The Permanent Representatives Committee is therefore invited to recommend to the Council:
- to adopt, by qualified majority, the draft Council Decision set out in document 8784/23 (text finalised by the Jurist-Linguists) as an "A" item on the agenda of one of its forthcoming sessions;
 - decide to publish the Decision in the Official Journal; and
 - decide, in accordance with Article 218(10) of the TFEU, to inform the European Parliament of the adoption.

² Document 7562/23 - COM(2023) 143 final.