



**CONVENTION ON
MIGRATORY
SPECIES**

UNEP/CMS/Resolution 13.8

Original: English

**RESERVATIONS WITH RESPECT TO AMENDMENTS TO
APPENDICES I AND II OF THE CONVENTION**

Adopted by the Conference of the Parties at its 13th Meeting (Gandhinagar, February 2020)

Recognizing that, in accordance with Article XIV of the Convention on the Conservation of Migratory Species of Wild Animals (the CMS Convention), a State may, when it becomes a Party to the Convention, enter a reservation with respect to any species included in Appendix I or II or both, and that, in this case, it shall be not be regarded as a Party in regard to the subject of that reservation until it withdraws such reservation,

Recognizing that, when Appendix I or II is amended in accordance with Article XI of the Convention, any Party may, within 90 days, make a reservation with respect to the amendment and that the withdrawal of such a reservation shall become effective 90 days after the date on which the reservation is withdrawn, unless a later date has been set by the Party withdrawing the reservation,

Aware that excessive use of reservations could limit the effectiveness of the Convention and therefore reservations should be withdrawn when no longer necessary,

Considering that, if a species is removed or delisted from the Appendices, any reservation entered in relation to that species ceases to be valid,

Considering also that all Parties should interpret the Convention in a uniform manner.

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

1. *Stresses* that reservations with respect to an amendment to Appendix I or II must be submitted by notification in writing to the Depositary Government within 90 days after the meeting in accordance with Article XI, paragraph 6 of the Convention;
2. *Requests* the Depositary Government, in accordance with Article XI, paragraph 6 of the Convention, not to accept any reservations entered after the 90-day deadline;
3. *Agrees* that the date mentioned in article XI, paragraph 6, for withdrawal of a reservation to an amendment, is the date upon which the Depositary Government receives the written notification of withdrawal;
4. *Agrees* that the withdrawal of a reservation to an amendment shall become effective 90 days after the Depositary Government received the written notification of withdrawal, unless a later date has been set by the Party withdrawing the reservation;

5. *Recommends* that, in the case of a species' removal or delisting from one Appendix of the Convention and simultaneously being included in another, the removal or delisting shall render invalid any reservation that was in effect in relation to the species. Consequently, any Party that wishes to maintain a reservation in relation to the species must enter a new reservation in accordance with Article XI, paragraph 6; and
6. *Instructs* the Secretariat and the Depositary Government to remind affected Parties explicitly of the reservations that will be rendered invalid, in time for the Parties to renew their reservations if they so desire.