



MEMORANDUM OF UNDERSTANDING

between

**THE LATIN AMERICAN ORGANIZATION FOR FISHERIES
DEVELOPMENT**

and

**THE SECRETARIAT FOR THE AGREEMENT ON THE CONSERVATION
OF ALBATROSSES AND PETRELS**

The Latin American Organization for Fisheries Development (hereafter OLDEPESCA) and the Secretariat for the Agreement on the Conservation of Albatrosses and Petrels (hereafter the ACAP Secretariat);

ACKNOWLEDGING that the *Agreement on the Conservation of Albatrosses and Petrels* (hereafter ACAP), developed under the auspices of the *Convention on the Conservation of Migratory Species of Wild Animals*, is a multilateral agreement which seeks to achieve and maintain a favourable conservation status for albatrosses and petrels by coordinating international activity to mitigate known threats to albatross and petrel populations.

NOTING that Article X(d) of ACAP authorises the ACAP Secretariat to liaise with non-Party Range States and regional economic integration organisations and to facilitate coordination between Parties and non-Party Range States, and international and national organisations and institutions whose activities are directly or indirectly relevant to the conservation, including the protection and management, of albatrosses and petrels;

NOTING FURTHER that Article XI of ACAP authorises the ACAP Secretariat to consult and cooperate, where appropriate, with the secretariats of other relevant conventions and international instruments in respect of matters of common interest and to enter into arrangements, with the approval of the Meeting of Parties, with other organisations and institutions as may be appropriate and to consult and cooperate with such organisations and institutions in exchanging information and data;

ACKNOWLEDGING that the main objective of OLDEPESCA is to meet Latin American food requirements adequately, making use of Latin American fishery resources for the benefit of its people, by concerted action in promoting the constant development of the countries and the permanent strengthening of regional cooperation in this sector.

ACKNOWLEDGING FURTHER that the Strategic Plan 2005-2010 of OLDEPESCA considers the promotion of the respect to the marine environment, by means of the control and application of responsible fisheries;

CONSCIOUS that some members of OLDEPESCA are Parties to ACAP;

NOTING that **Resolution 193-CM-2003** calls upon OLDEPESCA to make suitable arrangements for consultation, cooperation and collaboration with other relevant organizations;

RECOGNISING that the achievement of the objectives of OLDEPESCA and ACAP will benefit from cooperation, with a view to strengthening the conservation measures adopted in respect of albatrosses and petrels;

DESIRING to put into place arrangements and procedures to promote cooperation in order to enhance the conservation of albatrosses and petrels;

JOINTLY DECIDE as follows:

1. OBJECTIVE OF THIS MEMORANDUM

The objective of this Memorandum of Understanding ('MoU') is to facilitate cooperation between OLDEPESCA and the ACAP Secretariat ("the Participants") with a view to supporting efforts to minimise the incidental by-catch of albatrosses and petrels listed in Annex 1 of ACAP within the OLDEPESCA Convention Area.

2. AREAS OF COOPERATION

OLDEPESCA and the ACAP Secretariat may consult, cooperate and collaborate with each other on areas of common interest that are directly or indirectly relevant to the conservation, including the protection and management, of albatrosses and petrels, including:

- a) development of systems for collecting and analysing data, and exchanging information concerning the bycatch of albatrosses and petrels in OLDEPESCA'S Convention Area;
- b) exchange of information regarding management approaches relevant to the conservation of albatrosses and petrels;
- c) implementation of education and awareness programmes for fishers who operate in areas where albatrosses and petrels may be encountered;
- d) design, testing and implementation of albatross and petrel bycatch mitigation measures relevant to fishing operations in OLDEPESCA'S Convention Area;
- e) development of training programmes on conservation techniques and measures to mitigate threats affecting albatrosses and petrels; and
- f) exchange of expertise, techniques and knowledge relevant to the conservation of albatrosses and petrels in OLDEPESCA'S Convention Area and
- g) reciprocal participation with observer status at the relevant meetings of ACAP and OLDEPESCA.

3. REVIEW AND AMENDMENT

This MoU may be reviewed or amended at any time by the mutual written consent of both Participants.

4. LEGAL STATUS

The Participants acknowledge that this MoU is not legally binding between them.

5. COMING INTO EFFECT AND TERMINATION

- (a) This MoU will remain in effect for 6 years. At that stage the Participants will review the operation of the MoU and decide whether it will be renewed or amended.
- (b) Either Participant may terminate this MoU by giving six months written notice to the other Participant.
- (c) This MoU will come into effect on signature.

SIGNATURE

Signed at La Paz, Bolivia this 4 day of September 2009



ANGEL RIVERA
Executive Director
OLDEPESCA



WARREN PAPWORTH
Executive Secretary
ACAP