

## Appendix 8: National and International Instruments

There is a variety of instruments which nominally protect the Black-capped Petrel or its habitat; there are others that could yield conservation benefits if the species was listed. Included in the tables below are nations with confirmed, probable, or suspected nest sites and/or nations for which the overlap of Exclusive Economic Zone (EEZ) and overall range of the Black-capped Petrel is greater than 2%. (See Appendix 1: Site Profiles).

Table 8A-1: Legal Status of Black-capped Petrels (BCPE) According to National Instruments\*

Nation	Legal Instrument and Status	BCPE or BCPE Locations Covered?	Actual degree of protection/ Enforcement
<b>Nations with confirmed, probable or suspected breeding sites</b>			
Haiti	Decree on hunting and wild bird protection (Moniteur number 26, 1 April 1971), decree on national natural parks (Moniteur number 41, 23 June 1983)	Yes, as a wild bird, and to the degree habitat is in protected areas	Poor
Dominican Republic	Environment and Natural Resources General Law (No.64- 00) and sector- specific laws such as the Law of Protected Areas (No.202-04)	Yes, to the degree habitat is in protected areas	Fair
Dominica	Forestry and Wildlife Act [Ch. 60:02, 1976], National Parks and Protected Areas Act [Ch. 42:02, 1975], and associated regulations	Yes, as a wild bird, and to the degree habitat is in protected areas	Good
Guadeloupe	Nature Protection Law 1976	Yes, to the degree habitat is in protected areas	Fair
Jamaica	1945 Wildlife Protection Act, enhanced by many regulations, 1991 Natural Resources Conservation Authority Act	Yes, as a wild bird and the degree habitat is in protected areas Yes, as a wild bird	Fair
Cuba	La Ley 81 (1997) del Medio Ambiente and other laws, decrees, and resolutions that protect habitat.	Yes, to the degree habitat is in the protected areas	Good
<b>Additional nations with significant overlap (&gt;2%) of Economic Exclusion Zone (EEZ) and overall marine range</b>			
U.S.	Migratory Bird Treaty Act	Yes, as a wild bird but only intentional take	Fair
	U.S. Endangered Species Act	TBD: Proposed Threatened	N/A
	Magnuson-Stevens Fishery Conservation and Management Act	Yes, as subject to bycatch	Poor
Colombia <sup>a</sup>	No legal status	N/A	N/A
Venezuela	Under La Ley <span style="background-color: yellow;">      </span> , all wild animals are protected, native or not	Yes, as a wild bird	N/A

\*Information by and large drawn from the Caribbean IBA book (Wege and Anadon-Irizarry 2011). Should be confirmed by reviewers. Wege, D. and Anadon-Irizarry, V. 2011. Important Bird Areas in the Caribbean: Key Sites for Conservation. Birdlife International. 348 pages.

<sup>a</sup> In *Prioridad de Investigación PI2 (alta, of PI1-Urgente, PI2-Alta)*; in *Prioridad de Conservación PC2 (alta, of PC1-Urgente, PC2-Alta, PC3-Mediana)* Arzuza, D.E., Moreno, M.I., & Salaman, P. (2008) Conservación de las aves acuáticas en Colombia. Conservación Colombiana 6:1-72. Junio 2008.

Table A8-2: International Instruments that Include or Could Include Black-capped Petrel (BCPE)

Instrument	BCPE or BCPE Locations Designated?	Haiti	DR	Cuba	Dominica	Guad.	Jamaica	US	Colombia	Venezuela
Declaración de Santo Domingo: Corredor Biológico del Caribe (Caribbean Biological Corridor)	Yes <sup>a</sup>	◆	◆	◆			(observer)	◆ Puerto Rico		
Protocol Concerning Specially Protected Areas and Wildlife to the Convention for the Protection and Development of the Marine Environment of the Wider Caribbean Region (SPAW Protocol to Cartagena Convention)	Yes		◆	◆		◆		◆	◆	◆
Convention on International Trade in Endangered Species (CITES)	No		◆	◆	◆	◆	◆	◆	◆	◆
Agreement on the Conservation of Albatrosses and Petrels (ACAP)	No									
Convention on Migratory Species (CMS)	No			◆		◆				
Convention on Biological Diversity (CBD)	No	◆	◆	◆	◆	◆	◆		◆	◆
World Heritage Convention (WHC)	Two: Dominica, Jamaica	◆	◆	◆	◆ Morne Trois Pitons	◆	◆ Blue and John Crow Mountains	◆	◆	◆

◆ Signed and Ratified/Accepted

◆ Signed, not Ratified

Table generated from the following websites, accessed 2/11/2020:

<http://cbcbio.org/> ALSO UNEP factsheet

<https://www.unenvironment.org/cep/what-we-do/specially-protected-areas-and-wildlife-spaw>

<https://cites.org/eng/disc/parties/index.php>

<https://www.acap.aq/resources/parties-to-acap>

<https://www.cms.int/en/parties-range-states>

<https://www.cbd.int/countries/>

<https://whc.unesco.org/en/statesparties/>

<https://whc.unesco.org/en/convention/>