

ties present and casting an affirmative or negative vote; those abstaining from voting shall not be counted amongst the Parties present and voting.

In addition, the terms defined in Article I, subparagraphs 1(a) to (k), of the Convention shall have the same meaning, *mutatis mutandis*, in this Agreement.

3. This Agreement is an AGREEMENT within the meaning of Article IV, paragraph 3, of the Convention.

4. The annexes to this Agreement form an integral part thereof. Any reference to the Agreement includes a reference to its annexes.

ARTICLE II

Fundamental Principles

1. Parties shall take co-ordinated measures to maintain migratory waterbird species in a favourable conservation status or to restore them to such a status. To this end, they shall apply within the limits of their national jurisdiction the measures prescribed in Article III, together with the specific actions determined in the Action Plan provided for in Article IV, of this Agreement.

2. In implementing the measures prescribed in paragraph 1 above, Parties should take into account the precautionary principle.

ARTICLE III

General Conservation Measures

1. The Parties shall take measures to conserve migratory waterbirds, giving special attention to endangered species as well as to those with an unfavourable conservation status.

2. To this end, the Parties shall:

- (a) accord the same strict protection for endangered migratory waterbird species in the Agreement Area as is provided for under Article III, paragraphs 4 and 5, of the Convention;
- (b) ensure that any use of migratory waterbirds is based on an assessment of the best available knowledge of their ecology and is sus-

givender de parter, der er tilstede værende og stemmeafgivende enten for eller imod. De, der afholder sig fra at stemme, vil ikke blive medregnet blandt de parter, der er tilstede værende og stemmeafgivende.

Endvidere har begreberne beskrevet i artikel I stk. 1, litra (a) til (k) i konventionen den samme betydning, *mutatis mutandis*, i denne aftale.

3. Denne aftale er en aftale i den betydning, det er nævnt i konventionens artikel IV, stk. 3.

4. Bilagene til denne aftale udgør en integreret del af denne. Enhver henvisning til aftalen indbefatter henvisning til dens bilag.

ARTIKEL II

Grundlæggende principper

1. Parter skal træffe koordinerede foranstaltninger for at opretholde en gunstig status for migrerende vandfuglearter eller for at bringe dem tilbage til en sådan status. Med henblik herpå skal de inden for deres nationale jurisdiktion anvende de foranstaltninger, der er foreskrevet i artikel IV i denne aftale.

2. Ved gennemførelse af de foranstaltninger, der er foreskrevet i stk. 1 ovenfor, skal parterne tage forsigtighedsprincippet i betragtning.

ARTIKEL III

Generelle beskyttelsesforanstaltninger

1. Parterne skal træffe foranstaltninger til beskyttelse af migrerende vandfugle, i særdeleshed truede arter samt arter, der har en ugunstig status.

2. Med henblik herpå skal parterne:

- (a) give truede migrerende vandfuglearter den samme strenge beskyttelse som følger af artikel III, stk. 4, og 5, i konventionen,
- (b) sikre, at al udnyttelse af migrerende vandfugle sker på grundlag af en vurdering af den bedst tilgængelige viden om deres øko-