

**ATCM DECISION 9 (2005)
'MARINE PROTECTED AREAS AND
OTHER AREAS OF INTEREST TO CCAMLR'**

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The Representatives,

Noting the requirements in Article 6, (1) and (2) of Annex V to the Protocol of Environmental Protection to the Antarctic Treaty that the prior approval of the Commission for the Convention on the Conservation of Antarctic Marine Living Resources (CCAMLR) must be obtained on proposal for Antarctic Specially Protected Areas or Antarctic Specially Managed Areas which contain marine areas;

Recalling that ATCM XXI agreed to transmit a draft text addressing criteria for Marine Areas to CCAMLR for its consideration;

Recalling also the endorsement of that draft text by CCAMLR at its XVIth Meeting, and its adoption as Decision 4 (1998) of ATCM XXII;

Noting that Decision 4 (1998) set out procedures to be followed pending the entry into force of the Annex V, which is now in force;

Desiring to adopt updated procedures;

Decide:

1. That for the purpose of the implementation of Article 6 (2) of the Environmental Protocol, draft management plans that contain marine areas which require a prior approval of CCAMLR are those:
 - (a) in which there is actual harvesting or potential capability of harvesting of marine living resources which might be affected by site designation; or
 - (b) for which there are provisions specified in a draft management plan which might prevent or restrict CCAMLR related activities.
2. That proposals for designations of Antarctic Specially Protected Areas or Antarctic Specially Managed Areas which meet the criteria of Paragraph 1 above shall be submitted to CCAMLR for its consideration before any decision is taken on the proposal relating to marine areas.
3. Furthermore that any other proposed designations which might have implications for CCAMLR Ecosystem Monitoring Programme (CEMP) sites shall also be submitted to CCAMLR for its consideration.
4. That this decision shall replace Decision 4 (1998), which shall cease to be operative.