

Bijlage 1

11th Trilateral Governmental Conference on the Protection of the Wadden Sea
Sylt, 18 March 2010

Ministerial Council Declaration

Draft Version 4

10 December 2009

TRILATERAL WADDEN SEA GOVERNMENTAL COUNCIL

SYLT DECLARATION

18 March 2010

Ministers responsible for the protection of the Wadden Sea of the Netherlands, Denmark and Germany and representing their respective Governments in the **Trilateral Wadden Sea Governmental Council** on the Protection of the Wadden Sea on the island of Sylt.

Acknowledging the positive outcome of the evaluation of the Cooperation carried out since the 2005 Schiermonnikoog Wadden Sea Conference being a pioneering model for the protection and management of a trans-boundary ecological system of international importance and the need for a continued effective Cooperation to conserve the Wadden Sea;

Appreciating the refreshment of the Joint Declaration on the Protection of the Wadden Sea and the Governance Arrangements;

Reaffirming the objective of the refreshed Joint Declaration to protect and manage the Wadden Sea as a single ecological entity shared by the three countries in accordance with the Guiding Principle for the Nature Conservation Area;

Welcoming with appreciation the inclusion of the Dutch-German Wadden Sea on the UNESCO World Heritage List and thus the global recognition of its outstanding universal value, and the designation of the Danish Wadden Sea as a national park;

Appreciating the support and input of the Wadden Sea Forum and other stakeholder fora and the wider community for the protection and sustainable use of the Wadden Sea and to further regional development;

Recognizing the unique status of the Wadden Sea, notably in the Year of Biodiversity 2010 and its contribution to the 2010 biodiversity targets of the European Union, as well as the 2012 targets of the Convention of Biological Diversity;

Welcoming the Quality Status Report 2009, which provides a comprehensive overview of the status of the Wadden Sea and a valuable basis for developing appropriate policies and management initiatives;

Acknowledging the recommendations of the 12th International Scientific Wadden Sea Symposium for the further development of the protection and management of the Wadden Sea as an ecological entity;

Recognizing the improvements of the environmental and natural status of the Wadden Sea and the need to continue to act on specific areas to further improve the status of the Wadden Sea and expand the cooperation for the protection and management of the Wadden Sea, as outlined in the Policy Assessment Report;

[Acknowledging the shared landscape and cultural heritage of the Wadden Sea.]¹

¹ Reservation D

Welcoming the international cooperation, in particular with West Africa and the Republic of Korea to further the international protection of tidal areas and their biodiversity;

Concerned about the possible impacts from, inter alia, shipping, tourism, demands from the energy sector, invasive alien species and particularly climate change;

Determined to meet these challenges and to continue to protect and manage the Wadden Sea for present and future generations;

Governance Wadden Sea Cooperation

1. **Authorize** the Wadden Sea Board to commence its activities as the governing body of the Cooperation, to provide strategic and collective leadership and to ensure performance and accountability through good governance and good external relations and communication with all key stakeholders in accordance with Article 5 (2) of the Joint Declaration.
2. **Appreciate** the agreement of stakeholders to act as advisors to the Board.

Wadden Sea World Heritage

3. **Welcome** the inscription of the Dutch-German Wadden Sea on the World Heritage List under natural criteria (viii), (ix) and (x) by decision of the UNESCO World Heritage Committee at its 33rd Session, Seville, June 2009 and **acknowledge** that the Statement of Outstanding Universal Value adopted by the Committee encompassing the current rules and regulations and management and enforcement activities governing the protection of the Wadden Sea constitutes the basis for the future protection and management of the property according to Article 155 of the Operational Guidelines.
4. [**Support** in the forthcoming period the nomination of the Danish Wadden Sea in accordance with encouragement of the World Heritage Committee and the Hamburg Wadden Sea National Park including, where necessary and appropriate, minor boundary modifications for inclusion on the World Heritage List to complement the existing property.]²

[**Aware of** the encouragement by the World Heritage Committee to further stimulate the process of nomination the Danish Wadden Sea and the Hamburg National Park including, where necessary and appropriate, minor boundary modifications for inclusion on the World Heritage List to complement the existing property.]³
5. [**Instruct** the Board to initiate the development of an overall Sustainable Tourism Development Strategy for the Wadden Sea World Heritage Site, in order to meet the request of the World Heritage Committee, and the Danish and Hamburg Wadden Sea National Parks, and as a first step to adopt a Wadden Sea Communication and Marketing Programme 2010-13.]⁴

² Proposal D, NL

³ Proposal DK as alternative to text above

⁴ Study reservation DK

6. **Engage** in a close cooperation with the African Eurasian Waterbird Agreement (AEWA) with a view to promote and strengthen cooperation on management and research on the African Eurasian Flyways with relevant state parties as requested by the World Heritage Committee and **establish** cooperation for the protection and management of migratory birds specifically of significance for the Wadden Sea.

Nature Conservation and Management

7. **[Adopt** the Wadden Sea Plan 2010 in Annex #, elaborated in accordance with §6 of the Schiermonnikoog Declaration.]⁵
8. **Welcome** the conclusions of the High Level Review of EC Directives for collaboration and harmonisation.
9. **[Acknowledge** the broad spectrum of harmonisation already achieved within the trilateral cooperation and its value added, in particular with regard to monitoring and assessment at an integrated ecosystem level.
10. **Focus** future harmonisation efforts on high priority challenges, for example, climate change, invasive non-native species, decline of birds and on fisheries, in the national implementation of the Birds, Habitats, Water Framework and Marine Strategy Framework Directives.
11. **Support** the further development of integrated assessments and reporting in the framework of these Directives, [including the preparation of a Natura 2000 Wadden Sea “roof” report.]⁶
12. **Increase** collaboration in relation to appropriate assessments under the Habitats Directive, and especially to exchange experience on the interpretation and application of site integrity, in combination effects and compensation measures.
13. **Support** the further development of the Wadden Sea Plan during the Danish presidency 2010 – 13, e.g. to incorporate the harmonized application of European legislation.]⁷
- [Support** the start of the development of a strategic management plan during the Danish presidency]⁸
14. **Authorize** the Board to adopt a programme of projects and measures for the forthcoming period to support the implementation and further development of the Wadden Sea Plan with a view to strengthen and, where necessary, also restore the natural functioning of the Wadden Sea, incorporating the appropriate actions and activities of this Declaration.
15. **Welcome** the Guidance for Goose Management in the Wadden Sea Region as prepared under the leadership of the Wadden Sea Forum, in cooperation with the Trilateral Wadden Sea Cooperation, and **declare** their willingness to participate in the development of a Goose Management Plan to achieve a balanced management to accommodate geese in the Wadden Sea region, both in a regional as well as in an international context in the forthcoming period.

⁵ Reservation DK

⁶ Reservation NL

⁷ Study reservation DK §§9 - 13

⁸ Proposal NL and D as alternative to text above, under the condition that §7 is adopted

16. **Reaffirm** the guidelines concerning taking and releasing of seals from the Leeuwarden Declaration (§§60 and 61) and **instruct** the Board to update the Seal Management Plan, which will expire this year, for the period 2011 – 2016, based on an evaluation of the current Plan.

Sustainable Use of the Wadden Sea

17. [**Pursue** the concept of strong sustainability, knowing that we are living in and from a natural ecosystem and that all human activity must observe its laws and natural limits. Artificial capital can only sometimes substitute for nature capital. Our societies shall therefore live and develop as an integral part of ecosystems that have ecological integrity.]⁹
18. **Acknowledge** several promising developments of recent years towards sustainable fisheries, notably on shrimps and blue mussels, and ask the Board to develop Wadden Sea wide trilateral policy principles for sustainable fisheries, inter alia aiming at the consistent implementation of the Natura 2000 objectives, in close cooperation with the fisheries sector.

Landscape and Cultural Heritage

19. [**Acknowledge** that a comprehensive draft cultural landscape strategy has been developed in the framework of the LancewadPlan project. The cooperation on landscape and cultural heritage takes place to a large extent outside the Cooperation Area, for which the governments of NL, D and DK have declared their cooperation.
20. **Request** the Board to discuss and evaluate the draft strategy in order to decide upon whether or not parts of it may be accepted by the Trilateral Wadden Sea Cooperation.
21. **Encourage** the competent authorities to develop the accepted parts into a trilateral policy provided that the principles and policies of the Wadden Sea Plan are reflected.]¹⁰

Climate, Sea Level Rise and Coastal Protection

22. **Aware** of the long time scales of the processes and reactions involved in climate change, and that its consequences, such as enhanced sea level rise, higher storm surges, increased temperatures and increasing sediment deficits will have impacts on the ecology and landscape of the Wadden Sea and may affect the safety of the inhabitants.
23. **Aware** of the urgent need to strengthen natural processes and start concrete measures for adaptation and mitigation, in particular with regard to increasing the resilience of the Wadden Sea Area to the expected impacts of climate change.
24. **Aware** that more knowledge is needed for adaptation and mitigation measures and therefore **determined** to improve the trilateral knowledge base and **instruct** the Board to
- Initiate a trilateral study on sustainable solutions to balance the expected sediment deficits on the basis of research questions specified by the CPSL.

⁹ Proposal D

¹⁰ Reservation D §§ 19- 21

- Initiate a project developing model spatial plans for pilot sites in the Wadden Sea region with the aim of developing a practicable spatial planning methodology to meet the challenges of climate change.
- Establish a working group focusing on increasing the resilience of the Wadden Sea ecosystem and landscape to climate change, also responsible for coordinating and supervising the above studies.

25. **Support** the mitigation of the probable effects of climate change, and call upon competent authorities and stakeholders to work towards developing the Wadden Sea Area into a CO₂-neutral area by 2030, putting the focus on the special threats for coastal zones by global warming and sea level rise.

Alien and Invasive Species

26. **Support** the ongoing international efforts to prevent and manage alien species introductions and **instruct** the Board to develop during the period until the next Ministerial Conference a common strategy for dealing with alien species introductions in the Wadden Sea, also taking account of the request of the UNESCO World Heritage Committee.

Shipping and Ship's Safety

27. [**Acknowledge** the progress made in improving ship safety and reducing the environmental impact of shipping since the designation of the Wadden Sea Particularly Sensitive Sea Area (PSSA) in 2002 by the IMO and the improvements resulting from the implementation of the Schiermonnikoog Declaration.

28. **Recognize** the importance of shipping to the Wadden Sea Region but also that it is necessary to continue to enhance the shipping safety and awareness of the Wadden Sea as a PSSA, and to reduce the environmental impact from shipping.

29. **Extend** the Wadden Sea PSSA to include [the inner traffic separation scheme and]¹¹ the approach channels to the ports, as shown in the map in Annex #, in order to include the associated protective measures within its boundaries and enhance awareness to mariners and relevant stakeholders.

30. **Encourage** Germany and Denmark to designate a traffic separation scheme off the northern coast within the boundaries of the Wadden Sea PSSA for application at IMO.

31. **Coordinate** and **manage** within the Trilateral Monitoring and Assessment Programme the collection of relevant shipping and environmental data for the Wadden Sea PSSA, and carry out a common risk analysis to enhance prevention and determine response facilities.

32. **Coordinate** and **intensify** raising the awareness and education of the Wadden Sea PSSA and other relevant regulations to mariners and relevant stakeholders.

33. **Establish** within the already existing framework of the DenGerNeth Agreement the coordination mechanisms for issues related to the Wadden Sea PSSA.]¹²

¹¹ Reservation NL

¹² Reservation D

34. **Enhance** the awareness of the shipping community for container losses.

Communication

35. [**Convinced** that the perception of and the identification with the Wadden Sea as a shared ecological and cultural heritage constitute an essential basis for a successful Wadden Sea protection in the long term, and therefore **strengthen** the communication about the Trilateral Wadden Sea and the Cooperation, in particular regarding the World Heritage Site and the Danish and Hamburg National Parks, by developing a trilateral communication strategy, which should include the activities of the International Wadden Sea School (IWSS), and **enable** the Common Wadden Sea Secretariat accordingly to fulfil these tasks.]¹³

Monitoring, Assessment and Scientific Research

36. **Aware** that an acceleration of global change entails unprecedented effects on the geomorphology and biodiversity of the Wadden Sea ecosystem, and that in order to be able to cope with these changes, a joint interdisciplinary research agenda for the protection of natural values and the development of sustainable use perspectives in a changing world is needed.

37. **Support** the establishment of a trilateral research platform, preferably directly connected with existing national networks. The platform will elaborate a trilateral agenda for policy-relevant research, based upon the QSR analysis and the outcome of the scientific symposium, and by consulting the Board, and initiate and supervise trilateral research projects, explore financing possibilities, and communicate the outcome with the Wadden Sea Board.

38. **Reconfirm** the central importance of the Trilateral Monitoring and Assessment Programme (TMAP), which was further revised to fit the requirements of relevant EC Directives as stipulated in the Schiermonnikoog Declaration, as the indispensable basis for the joint status assessment and the successful management of the Wadden Sea as a single ecological entity.

39. **Reconfirm** the continuation of TMAP and **incorporate**, as necessary, parameters to develop TMAP in order to facilitate an integrated assessment across the relevant EC Directives and better monitor new challenges, e.g. climate change and its impacts, and agree a long term development strategy to increase its value to a wider range of stakeholders.

Wadden Sea Forum

40. **Welcome** the activities and recommendations by the Wadden Sea Forum on sustainable development, in particular with regard to

- The development of a sustainability indicator tool for the Region
- The further development of ICZM and marine spatial planning
- Future energy generation developments along and adjacent to the Wadden Sea
- Trilateral goose management.

41. **Offer** future cooperation with WSF as an independent stakeholder organisation.

¹³ Study reservation all parties

International Cooperation

42. [**Welcome** the aim of the OSPAR Ministerial Meeting 2010 to further develop the ecosystem approach for the Northeast Atlantic Ocean, as well their contribution to the further specification of the Good Ecological Status (GES) definition under the Marine Strategy Framework Directive, because both activities are highly relevant for the protection of the Wadden Sea, which is the world's largest tidal flat ecosystem and World Heritage site
43. **Offer** to support these activities by contributing the extensive experience of the Wadden Sea states with integrated ecosystem management and sustainable human use in a trans-boundary context.]¹⁴
44. **Continue** the cooperation with Korea in the framework of the Memorandum of Understanding, concluded in 2009 with emphasis on information exchange and capacity building.
45. **Acknowledge** the ongoing cooperation with WWF WAMER for sustainable development of the West African Ecoregion, which plays a key role for migratory birds passing through the Wadden Sea.
46. **Continue** the exchange of information and experiences on the Wadden Sea and the Wash North Norfolk Coast with Natural England in the framework of the Memorandum of Intent, concluded in 1991.

Cooperation 2010 – 13

47. **Thank** Germany for chairing the Cooperation during a prolonged period of time.
48. **Welcome** the chairmanship of Denmark for the forthcoming period 2010 – 2013.
49. **Hold** the next Trilateral Governmental Conference on the Protection of the Wadden Sea and the regular Trilateral Governmental Council meeting in 2013 on the invitation of the Danish Government.
50. **Hold** the 13th International Scientific Wadden Sea Symposium in 2012 in the Netherlands on the invitation of the Dutch Government.

¹⁴ Study reservation all parties