



BERN

Biennial Report 2019-2020

Article 9 to the Bern Convention permits exceptions from the obligations accepted by Contracting Parties in pursuance of Articles 4 to 8. The possibility of derogating from the mentioned articles of the Convention is subject to two very clearly defined general conditions, and some non cumulative specific reasons, listed exhaustively in Article 9.

The two general conditions that must be met are:

- a. that there is no other satisfactory solution; and
- b. that the exception will not be detrimental to the survival of the population concerned.

These two conditions are mandatory and cumulative.

The specific reasons for which the exceptions may be granted are the following:

- i. for the protection of flora and fauna;
- ii. to prevent serious damage to crops, livestock, forests, fisheries, water and other forms of property;
- iii. in the interests of public health and safety, air safety or other overriding public interests (please, specify);
- iv. for the purposes of research and education, of repopulation, of reintroduction and for the necessary breeding;
- v. to permit, under strictly supervised conditions, on a selective basis and to a limited extent, the taking, keeping or other judicious exploitation of certain wild animals and plants in small numbers
- vi. falconry (falconry is dealt with separately)

These specific reasons are mandatory and non cumulative.

According to Article 9§2, Contracting Parties shall report every two years to the Standing Committee on the exceptions made. The reports must specify:

- a. the populations which are or have been subject to the exceptions and, when practical, the number of specimens involved;
- b. the means authorised for the killing or capture;
- c. the conditions of risk and the circumstances of time and place under which such exceptions were granted;
- d. the authority empowered to declare that these conditions have been fulfilled, and to take decisions in respect of the means that may be used, their limits and the persons instructed to carry them out;
- e. the controls involved.

EXCEPTIONS CONCERNING STRICTLY PROTECTED FAUNA SPECIES (ART. 6 - APPENDIX II)

Article 6 of the Convention prohibits the following:

- a) all forms of deliberate capture and keeping and deliberate killing;
- b) the deliberate damage to or destruction of breeding or resting sites;
- c) the deliberate disturbance of wild fauna, particularly during the period of breeding, rearing and hibernation, insofar as disturbance would be significant in relation to the objectives of this Convention;
- d) the deliberate destruction or taking of eggs from the wild or keeping these eggs even if empty;
- e) the possession of and internal trade in these animals, alive or dead, including stuffed animals and any readily recognisable part or derivative thereof, (where this would contribute to the effectiveness of the provisions of this article).

Vertebrates

BIRDS > ANSERIFORMES

Anatidae

Cygnus cygnus

Confirmation of a derogation of this species

Please confirm that a derogation for this species has occurred in the country

There is a derogation concerning this species

No. of specimens involved (when practical)

>>> 1542

Authorised action (art. 6, a. to f.)

the deliberate disturbance of wild fauna, particularly during the period of breeding, rearing and hibernation, insofar as disturbance would be significant in relation to the objectives of this Convention;

No. of licences

>>> 1

Reasons for issuing of licences (art. 9, i. to v.)

iii.: in the interests of public health and safety, air safety or other overriding public interests (which?)

Please specify

>>> Scaring the birds at international and domestic airports.

Impact on population

>>> None

Conditions of risk and the circumstances and the time and place under which exceptions were granted

>>> Risk to airplane safety at international and domestic airports in Iceland all year long.

The authority empowered to declare that the conditions have been fulfilled

>>> Isavia ohf. - the national airport and air navigation service provider of Iceland.

The controls involved

>>> Scaring with cars and, flairs and "noise-guns".

Additional details

Where appropriate, please add a text providing information on:

Information on the conservation status of the derogated species

>>> Protected.

Where appropriate: indiscriminate means of capture and killing

other means capable of causing local disappearance of, or serious disturbance to, populations of a species

Please specify

>>> Birds scared with the appropriate tools.

BIRDS > FALCONIFORMES

Falconidae

All species of Falconiformes (*Falco rusticolus*)

Confirmation of a derogation of this species

Please confirm that a derogation for this species has occurred in the country

There is a derogation concerning this species

No. of specimens involved (when practical)

>>> 1

Authorised action (art. 6, a. to f.)

the deliberate disturbance of wild fauna, particularly during the period of breeding, rearing and hibernation, insofar as disturbance would be significant in relation to the objectives of this Convention;

No. of licences

>>> 1

Reasons for issuing of licences (art. 9, i. to v.)

iii.: in the interests of public health and safety, air safety or other overriding public interests (which?)

Please specify

>>> Scaring the bird of airport land.

Impact on population

>>> None.

Conditions of risk and the circumstances and the time and place under which exceptions were granted

>>> Risk to airplane safety at international and domestic airports in Iceland all year long.

The authority empowered to declare that the conditions have been fulfilled

>>> Isavia ohf. - the national airport and air navigation service provider of Iceland.

The controls involved

>>> Cars, "noise-gun".

Additional details

Where appropriate, please add a text providing information on:

Information on the conservation status of the derogated species

>>> Protected.

Where appropriate: indiscriminate means of capture and killing

other means capable of causing local disappearance of, or serious disturbance to, populations of a species

Please specify

>>> Bird was scared of the airport runway.

BIRDS > CHARADRIIFORMES

Sternidae

***Sterna macrura* (*Sterna paradisaea*)**

Confirmation of a derogation of this species

Please confirm that a derogation for this species has occurred in the country

There is a derogation concerning this species

No. of specimens involved (when practical)

>>> 767

Authorised action (art. 6, a. to f.)

the deliberate disturbance of wild fauna, particularly during the period of breeding, rearing and hibernation, insofar

as disturbance would be significant in relation to the objectives of this Convention;

No. of licences

>>> 1

Reasons for issuing of licences (art. 9, i. to v.)

iii.: in the interests of public health and safety, air safety or other overriding public interests (which?)

Please specify

>>> Birds nesting near airport scared off - Likely that majority of the birds are the same birds being scared off repeatedly.

Impact on population

>>> None.

Conditions of risk and the circumstances and the time and place under which exceptions were granted

>>> Risk to airplane safety at international and domestic airports in Iceland all year long.

The authority empowered to declare that the conditions have been fulfilled

>>> Isavia ohf. - the national airport and air navigation service provider of Iceland.

The controls involved

>>> Birds nesting close to airport runway scared of repeatedly.

Additional details

Where appropriate, please add a text providing information on:

Information on the conservation status of the derogated species

>>> Protected.

Where appropriate: indiscriminate means of capture and killing

other means capable of causing local disappearance of, or serious disturbance to, populations of a species

Please specify

>>> Birds only scared of the airport runway.

BIRDS > STRIGIFORMES

Strigidae

All species of Strigiformes (Asio flammeus)

Confirmation of a derogation of this species

Please confirm that a derogation for this species has occurred in the country

There is a derogation concerning this species

EXCEPTIONS CONCERNING PROTECTED FAUNA SPECIES (ART. 7 APPENDIX III)

According to article 7 of the Convention, any exploitation of wild fauna specified in Appendix III shall be regulated in order to keep the populations out of danger.

Measures to be taken shall include:

- i. closed seasons and/or other procedures regulating the exploitation;
- ii. the temporary or local prohibition of exploitation, as appropriate, in order to restore satisfactory population levels;
- iii. the regulation as appropriate of sale, keeping for sale, transport for sale or offering for sale of live and dead wild animals.

Exceptions to species listed in Appendix III concern the use of means of capture and killing specified in Appendix IV.

Vertebrates

BIRDS > ANSERIFORMES

Anatidae

All species of Birds not included in Appendix II (Anser anser)

Confirmation of a derogation of this species

Please confirm that a derogation for this species has occurred in the country

There is a derogation concerning this species

No. of individuals involved (when practical)

>>> 120

Exception made

>>> At international and domestic airports in Iceland. For the period January 2019 -December 2020. 120 were shot. 40.936 were scared away.

Reasons for issuing of licences (art. 9, i. to v.)

iii.: in the interests of public health and safety, air safety or other overriding public interests (which?)

Please specify

>>> Scaring birds of airport land. Shooting birds at airport land. Nests removed. Eggs removed.

Impact on the population

>>> None.

Conditions of risk and the circumstances and the time and place under which exceptions were granted

>>> Risk to airplane safety at international and domestic airports in Iceland all year long.

The authority empowered to declare that the conditions have been fulfilled

>>> Isavia ohf. - the national airport and air navigation service provider of Iceland.

The controls involved

>>> Scaring birds of airport land. Shooting birds at airport land. Nests removed. Eggs removed.

Additional details

Where appropriate, please add a text providing information on:

Information on the conservation status of the derogated species

>>> Protected in Iceland, except from August 20th - March 15th.

Where appropriate: indiscriminate means of capture and killing

other means capable of causing local disappearance of, or serious disturbance to, populations of a species

Please specify

>>> Birds shot with shotguns by licensed firearm holder.

BIRDS > CHARADRIIFORMES

Laridae

All species of Birds not included in Appendix II (*Larus ridibundus*)

Confirmation of a derogation of this species

Please confirm that a derogation for this species has occurred in the country

There is a derogation concerning this species

No. of individuals involved (when practical)

>>> 10

Exception made

>>> Scaring birds of airport land. Shooting birds at airport land.
10 were shot, 3104 where scared off.

Reasons for issuing of licences (art. 9, i. to v.)

iii.: in the interests of public health and safety, air safety or other overriding public interests (which?)

Please specify

>>> Risk to airplane safety at international and domestic airports in Iceland all year long.

Impact on the population

>>> None.

Conditions of risk and the circumstances and the time and place under which exceptions where granted

>>> Risk to airplane safety at international and domestic airports in Iceland all year long.

The authority empowered to declare that the conditions have been fulfilled

>>> Isavia ohf. - the national airport and air navigation service provider of Iceland.

The controls involved

>>> Cars, flares, "noise-guns", shotguns.

Additional details

Where appropriate, please add a text providing information on:

Information on the conservation status of the derogated species

>>> Protected, except from September 1st-March 15th.

Where appropriate: indiscriminate means of capture and killing

other means capable of causing local disappearance of, or serious disturbance to, populations of a species