CHAPTER 262

INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA

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THE LAWS OF BARBADOS

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CHAPTER 262

INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA

An Act to provide for the implementation of the provisions of the 2006-3. Convention on International Trade in Endangered Species of Wild Fauna and Flora and for related matters.

[By Proclamation] Commence-

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Part I

Preliminary

- 1. This Act may be cited as the *International Trade in Endangered* short title. Species of Wild Fauna and Flora Act.
 - 2. In this Act, Interpretation.
- "artificially propagated" refers only to plants grown by man from seeds, cuttings, callus tissues, spores or other propagules under controlled conditions;
- "badge" means the form of identification provided by the Management Authority;
- "bred in captivity" refers only to offspring, including eggs, born or otherwise produced in a controlled environment of parents that mated or otherwise transmitted their gametes in a controlled environment:
- "Convention" means the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) signed at Washington D.C. on 3rd March, 1973 as amended in Bonn on 22nd June, 1979; the text of which is contained in the First First Schedule to this Act:

Schedule.

- "conveyance" includes any vessel, aircraft, vehicle or mode of transport;
- Second Schedule.
- "export" means to take or cause to be taken out of Barbados by sea or air any species set out in the Second Schedule other than scheduled species in transit in Barbados;

Second Schedule.

- "import" means to bring into Barbados, whether by sea or air, any species set out in the Second Schedule;
- "inspector" means a public officer designated as an inspector under section 25;
- "international trade" includes any exportation, re-exportation, importation or introduction from the sea of a specimen of a species covered by Customs Regulations;
- "intransit" includes any occasion on which a plant or animal species or specimen remains on board an aircraft, ship or other form of transport and is in the process of shipment to a named consignee in another country;
- "introduction from the sea" means the transportation into Barbados of specimens of any species which were taken from the marine environment not under the jurisdiction of any State, including the air space above the sea, the sea bed and the subsoil beneath the sea;
- "Management Authority" means the Authority designated under section 5(3):
- "Minister" means Minister responsible for the Environment;
- "Parties" means the States in which the Convention is in force;
- "permit" means a valid permit issued by the Management Authority under section 12;
- "re-export" means the exportation of any specimen that has previously been imported, whether or not the specimen is in the same form as at the time of importation;

- "rescue centre" means an institution designated by the Management Authority to look after the welfare of living specimens that have been forfeited:
- "Scientific Authority" means the Authority established by section 5(1)(b);
- "species" means any species of animal or plant, subspecies or geographically separate population thereof listed in the Second Second and Third Schedules to this Act;

Schedule. Third Schedule.

"specimen" means

- any animal or plant, whether alive or dead; or
- (b) any part or derivative which appears from an accompanying document, the packaging or a mark or label or from any other circumstances to be a part or derivative of an animal or plant of species included in the Second and Third second Schedules to this Act.

Schedule. Third Schedule.

Part II

Application

3. The Convention has the force of law in Barbados.

Force of law.

- **4.** (1) This Act shall apply to all animal and plant species listed Application in the Second and Third Schedules.
- (2) Where any amendment to the Convention is adopted by the Convention. Parties, the Minister may by order amend the First and Second Schedules to give effect thereto.
- (3) Any order made under subsection (2) may contain such consequential, supplementary or ancillary provisions as appear to the Minister to be necessary or expedient for the purpose of giving due effect to the amendment adopted under subsection (2), and may contain references to specific Articles of the Convention.

amendment of the Schedule. Second Schedule.

- ss.5-6
- (4) Every order made under this section is subject to negative resolution.

First Schedule.

(5) Where the First Schedule is amended in accordance with subsection (2), any reference in this Act to the Convention shall, unless the context otherwise requires, be construed as a reference to the Convention as so amended.

Part III

Establishment and Administration

Establishment of Management and Scientific Authorities.

- **5.** (1) There is established
- (a) a Management Authority; and
- (b) a Scientific Authority

Second Schedule. for the purpose of establishing control over the international trade in any specimen of species listed in the Second Schedule.

Fourth Schedule.

- (2) The provisions of the *Fourth Schedule* shall have effect as to the constitution of the Scientific Authority and otherwise in relation thereto.
- (3) The Minister shall by instrument in writing designate the Ministry responsible for the Environment as the Management Authority responsible for enforcing the provisions of the Convention, and a notice to this effect shall be published in the Official Gazette.

Duties of the Management Authority and exemptions.

- **6.** (1) The Management Authority designated under section 5(3) shall be responsible for
 - (a) issuing permits and certificates in respect of the importation, exportation and re-exportation of endangered species of wild fauna and flora in accordance with the provisions of the Convention and stipulating any conditions that may be attached to the permits or certificates;

Second Schedule.

- (c) preparing annual reports concerning international trade in species listed in the *Second Schedule* and submitting the reports to the Secretariat responsible for the Convention by the 31st October of the year following the year to which any such report refers;
- (d) advising the Minister on matters of policy relating to international trade in endangered species of wild fauna and flora, and on any action to be taken for the implementation and enforcement of the Convention;
- (e) choosing in consultation with the Scientific Authority a rescue centre for species seized and forfeited in accordance with section 29(2)(b);
- (f) suspending any permits or certificates for an indefinite period or for a specific period where a condition of the permit, certificate or the Convention is breached:
- (g) consulting with the Scientific Authority regarding proposals for amendment of the Second Schedule;
- (h) promoting public awareness of species of wild fauna and flora that are threatened by international trade, and fostering an understanding of the importance of wild fauna and flora to the conservation of the environment;
- (i) performing such other functions pertaining to international trade in endangered species of wild fauna and flora as may be assigned to it by the Minister;
- (j) determining, after consultation with the Scientific Authority and any other Ministry, the method of shipment, including the container and other packaging requirements, necessary for the transportation of a specimen specified in the Second and Third Schedules;

Second Schedule. Third Schedule.

- s.7
- assessing whether an importer can adequately provide the necessary accommodation for a specimen; and
- (l)providing adequate accommodation for a seized or forfeited specimen.

Third Schedule

- (2) The Minister may by order and with the approval of the Management Authority amend the *Third Schedule*.
- (3) An order made under subsection (2) is subject to negative resolution.
- (4) The Management Authority shall grant the exemptions specified in Article VII of the Convention.

Duties of the Scientific Authority

- 7. (1) The Scientific Authority is responsible for advising the Management Authority on the matters set out in subsection (2) and any other matters relating to the Convention.
 - (2) The Scientific Authority shall
 - (a) advise the Management Authority on
 - whether any species is vulnerable, threatened, endangered or extinct;
 - (ii) matters in respect of which advice is sought by the Management Authority;
 - (iii) policy matters relating to international trade in endangered species of wild fauna and flora;
 - (iv) whether a proposed importation, exportation, re-exportation or introduction from the sea of specimen specified in the Second and Third Schedules will be detrimental to the survival of that species and on suitable measures to be taken to ensure the protection of the species;
 - (v) whether or not, in the case of a proposed importation of a live specimen of species listed in the Second or Third Schedules, the Scientific Authority is satisfied that the proposed recipient of the specimen of species is suitably equipped to house and care for the specimen;

Second Schedule. Third Schedule.

- (vi) monitoring the permits issued and the actual trade in specimens listed in the Second or Third Schedules and advising on suitable measures to be taken to limit the grant of export permits for that species when it determines that the limitation is necessary to maintain the species;
- (vii) all technical matters pertaining to the Convention, including any amendments to be made to Appendix I, II or III of the Convention:
- (b) recommend, initiate, carry out or support research which is relevant to any of its functions; and
- perform such other functions pertaining to international trade in endangered species of wild fauna and flora as may be assigned to it by the Management Authority.

PART IV

General

8. (1) No person shall import, export, re-export or introduce from Importation, the sea any species listed in Appendix I, II or III of the Convention as exportation set out in the Second Schedule unless that importation, exportation, exportation re-exportation or introduction from the sea is in compliance with the of speci-

mens set out requirements as set out in Articles III, IV and V of the second Schedule.

(b) requirements of the

Convention:

Animals (Disease and Importation) Act;

Cap. 253.

(ii) Plant, Pest and Disease (Eradication) Act;

Cap. 266A.

(iii) Plant, Pest and Disease (Import Control) Act;

Cap. 266.

(iv) Fisheries Act;

Cap. 391.

Cap. 398.

- (v) Wild Birds Protection Act; and
- Cap. 394.
- (vi) Coastal Zone Management Act; and
- (c) any other legislation that refers to plants or animals.
- (2) No person shall
- (a) have in his possession or under his control; or
- (b) offer or expose for sale or display to the public,

any species which has been imported in contravention of subsection (1).

- (3) A person who contravenes subsection (1) or (2) is guilty of an offence, and
 - (a) is liable on summary conviction to a fine of \$75 000 or to imprisonment for a term of 2 years or to both; and
 - (b) in the case of a second or subsequent conviction, is liable on summary conviction to a fine of \$150 000 or to imprisonment for a term of 3 years or to both.

Exportation of species listed in Third Schedule

- **9.** (1) No person shall export any species listed in the *Third* Schedule unless
 - (a) the person is the holder of an export permit; and
 - (b) the exportation is in compliance with the requirements set out in section 8(1).
- (2) A person who contravenes subsection (1) is guilty of an offence and
 - (a) is liable on summary conviction to a fine of \$75 000 or to imprisonment for a term of 2 years or to both; and
 - (b) in the case of a second or subsequent conviction, is liable on summary conviction to a fine of \$150 000 or to imprisonment for a term of 3 years or to both.

10. (1) Every person who proposes to conduct international trade Applications in any specimen of species listed in the Second Schedule shall apply to to trade in the Management Authority for the appropriate permit or certificate as species. stipulated under Articles III, IV and V of the Convention or, in the case Second of species in the *Third Schedule*, as stipulated by the Minister Third responsible for the Environment.

Schedule.

(2) An application under subsection (1) shall be in the form set out in the Fifth Schedule and shall be accompanied by the fee Fifth prescribed under section 14.

Schedule.

- (3) The Management Authority may, in relation to an application made under subsection (1),
 - (a) grant the permit or certificate either unconditionally or subject to such conditions as may be specified in the permit or certificate; or
 - (b) refuse to grant the permit or certificate.
- (4) Where the Management Authority refuses to grant a permit or certificate under this section, it shall inform the applicant in writing, stating the reasons therefor.
- 11. A person who wishes to obtain a permit under this Act shall Information submit the following information to the Management Authority to be before applying for the permit:

submitted prior to obtaining permit.

- (a) the type of permit required;
- (b) the importer's and exporter's name, address, telephone, facsimile number and email address:
- (c) the purpose of the transaction, whether it be
 - commercial;
 - (ii) personal; or
 - (iii) scientific research;
- (d) the scientific name of the specimen to be imported, exported, re-exported or introduced from the sea;

- ss.12-13
- (e) the common name of the specimen to be imported, exported, re-exported or introduced from the sea;
- (f) the quantity of the specimen to be imported, exported, re-exported or introduced from the sea;
- (g) a physical description of the specimen to be imported, exported, re-exported or introduced from the sea; and
- (h) evidence of the source of the specimen, whether
 - (i) taken from the wild;
 - (ii) bred in captivity or artificially propagated; and
 - (iii) a confiscated or seized specimen.

Permit or certificate. Second

Schedule.

- 12. (1) The Management Authority may issue a permit or certificate for the importation, exportation, re-exportation or introduction from the sea of any species listed in the Second Schedule.
- (2) A permit or certificate issued by the Management Authority is not transferrable.
- (3) An export permit or certificate issued by the Management Authority is valid for a period of 6 months from the date of issue.
- (4) An import permit issued by the Management Authority is valid for a period of 12 months from the date of issue.
- (5) Every consignment of species shall require a separate permit or certificate.

Form of permit or certificate.

13. (1) Every permit or certificate required under this Act shall be issued by the Management Authority.

Second Schedule.

(2) The permits and certificates issued with respect to the species listed in Appendices I, II and III of the Second Schedule shall conform with the provisions of the Convention and any Resolutions of the Conference of the Parties to the Convention on International Trade in Endangered Species of Wild Fauna and Flora.

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(3) The permits and certificates issued with respect to the species listed in the Third Schedule shall be in the forms prescribed by the Third Ministry.

- 14. The Minister may, with the approval of the Minister Fees. responsible for Finance, by order prescribe the fees payable in respect of the grant of any permit or certificate and such other service as the Management Authority may determine.
- 15. The Management Authority may refuse to grant a permit or Grounds for certificate where

refusal to grant permit

- (a) the Scientific Authority recommends such refusal on the ground or certificate. that the grant of the permit or certificate would not be in the public interest, having regard to such factors as the Scientific Authority considers relevant, including
 - the need for the protection of certain species of wild fauna or flora from over-exploitation through international trade;
 - (ii) the preservation of the character of the environment, including the fauna or flora;
 - (iii) the availability of the natural environment for the enjoyment of the public;
- an application contains or is based on false or misleading representation or information which is false in a material particular;
- (c) in the opinion of the Management Authority the applicant cannot provide adequate accommodation for the specimen.

Suspension

of permit or

certificate.

s.16

- **16.** (1) Subject to subsection (2), the Management Authority may suspend a permit or certificate where
 - (a) the holder is in breach of
 - any provision of this Act or any Regulations made hereunder or any other enactment providing for the protection, conservation and management of natural resources or the environment; or
 - (ii) any term or condition subject to which the permit or certificate is granted;
 - (b) the holder notifies the Management Authority in writing that he intends to cease the activities to which the permit or certificate relates for the period stated in the notice.
- (2) The Management Authority shall, within 6 weeks of suspending a permit or certificate, notify the holder in writing of
 - (a) the reasons for the suspension;
 - (b) require the holder of the permit or certificate, in the case of a breach, to remedy the breach within the time specified in the notice; and
 - (c) state that the permit or certificate is to be returned within a specified time to the Management Authority where the breach has not been remedied.
- (3) A holder of a permit or certificate who is served with a notice under subsection (2) shall, after remedying the breach which gave rise to the suspension, notify the Management Authority in writing that the breach has been remedied.
- (4) The Management Authority shall, upon receipt of a notice referred to in subsection (3), cause an inspection to be carried out and, if the Management Authority is satisfied that the breach has been remedied, it shall withdraw the notice of suspension.

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- (5) A holder of a permit or certificate who without reasonable excuse fails to comply with paragraphs (b) and (c) of subsection (2) is guilty of an offence and is liable on summary conviction to a fine of \$40 000 or to imprisonment for a term of 12 months or to both.
- 17. (1) The Management Authority may revoke a permit or Revocation certificate where it is satisfied that

of permit or certificate

- (a) the application contained any false or misleading information in any material particular;
- (b) the holder has failed to remedy a breach which gave rise to the suspension of the permit or certificate under section 16, within the time specified in the notice under subsection (2) of that section:
- there has been a material change in the circumstances which existed at the time the permit or certificate was granted which would justify such revocation.
- **18.** (1) A person who is aggrieved by a decision of the Appeal. Management Authority to
 - (a) grant a permit or certificate; or
 - (b) suspend, or revoke a permit or certificate;

may appeal in writing to the Minister within 6 weeks of the date of notification of the decision.

- (2) The appeal shall set out the grounds of appeal and shall be accompanied by copies of any correspondence, documents or statements that are relevant to the appeal.
- (3) Notice in writing of the appeal, together with copies of the correspondence, documents or statements referred to in subsection (2), shall be served on the Management Authority at the time when the appeal is lodged.

- s.19
- (4) The Minister shall, within 7 days of the receipt of the appeal under subsection (1), request the Management Authority to furnish him, within 14 days, with a statement in writing setting out the reasons for its decision.
- (5) The Minister may order that any books, papers, documents or statements relating to the appeal which are in the possession of the appellant or the Management Authority be produced at the hearing of the appeal.
 - (6) The Minister shall cause all parties to the appeal to be informed
 - (a) of the date and time of the hearing of the appeal;
 - (b) that they may appear themselves or be represented by their attorneys-at-law; and
 - (c) that they may summon witnesses in their cause.

Penalty for false declaration.

- **19.** Any person who, being required by this Act or any regulations made hereunder.
 - (a) fails to make or furnish any declaration, statement, representation or information:
 - (b) fails to produce any permit or who, for the purpose of obtaining a permit, makes or furnishes any declaration, statement, representation or information that is false in a material particular; or
 - (c) produces any permit which he knows or has reason to believe
 - (i) is false in any material particular; or
 - (ii) has not been given by the person by whom it purports to have been given, or has been in any way altered or tampered with,

is guilty of an offence and is liable on summary conviction to a fine of \$75 000 or to imprisonment for a term of 2 years or to both.

20. (1) Where the Management Authority has reason to suspect Power to that any scheduled species found in any premises or conveyance or in require the possession of any person has been imported in contravention of this Act, the Management Authority may require the person who has in his possession, custody or under his control the scheduled species to furnish the required permit for the species and such other information as the Management Authority may require.

- (2) A person who without reasonable excuse fails to comply with subsection (1) is guilty of an offence and is liable on summary conviction to a fine of \$40 000 or to imprisonment for a term of 12 months or to both.
- 21. (1) The Management Authority may require an importer, Power to exporter or re-exporter of a scheduled species to brand, label or otherwise mark a scheduled species, and shall notify the importer, exporter species to be or re-exporter that the scheduled species should be branded, labelled marked. or otherwise marked within 28 days of receiving the notification.

- (2) An importer, exporter or re-exporter who fails to comply with subsection (1) is guilty of an offence, and is liable on summary conviction to a fine of \$40 000 or to imprisonment for a term of 12 months or to both.
- (3) Notwithstanding subsection (1), the Management Authority may brand, label or mark any scheduled species.
- (4) A person who alters, defaces or erases any brand, label or mark used by the Management Authority to individually and permanently identify a specimen is guilty of an offence and is liable on summary conviction to a fine of \$40 000 or to imprisonment for a term of 12 months or to both.
- 22. The Minister may, after consultation with the Management Port of entry Authority, for the purpose of controlling or regulating the importation, exportation, re-exportation or introduction from the sea of a species, make an order specifying the port of entry or exit at which the species listed in the Second Schedule may be imported or exported.

Second Schedule. ss.23-35

Traders. Second Schedule. Third Schedule.

- 23. (1) Every person who wishes to engage in commercial international trade in a species listed in the Second or Third Schedules and that is captive bred or artificially propagated shall apply to be registered as a trader with the Management Authority.
- (2) Every person who is registered under subsection (1) shall keep records of all species traded and of any transaction with respect to the species.
- (3) The Management Authority may inspect the records, books and premises of any trader registered in accordance with subsection (1).
- (4) Any trader who obstructs or assaults an inspector in the execution of his duty under this Act is guilty of an offence and is liable on summary conviction to a fine of \$40 000 or to imprisonment for a term of 12 months or to both.

Offence to possess or sell any species without a permit.

24. (1) No person shall

- (a) have in his possession; or
- (b) offer or expose for sale

Second Schedule. Third Schedule. any specimen listed in the Second or Third Schedules for the purpose of commercial international trade without being registered as a trader.

(2) Every person who engages in commercial international trade in any specimen of a species without being registered as a trader is guilty of an offence and is liable on summary conviction to a fine of \$75 000 or to imprisonment for a term of 2 years or to both.

Inspectors.

- **25.** (1) The Minister may, on the advice of
- (a) the Chief Agricultural Officer;
- (b) the Senior Veterinary Officer; or
- (c) the Senior Environmental Officer, Ministry of the Environment.

by instrument in writing designate public officers to discharge the functions of inspectors under this Act.

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- (2) Every inspector shall
- (a) be charged with the responsibility of enforcing the provisions of this Act;
- (b) have all the powers, and privileges, rights and protection of a member of the Police Force in the performance of his duties related to the enforcement functions under subsection (1).
- (3) The specific powers conferred by this Act on inspectors are conferred without prejudice to the generality of the powers, rights, privileges and protection mentioned.
- (4) When acting on a general or particular request of an inspector, a member of the Police Force shall have, in addition to such powers as are conferred on him otherwise than by this Act, all powers conferred on an inspector by this Act.
- **26.** (1) For the purposes of this Act, an inspector may without a stop, entry warrant or court order at any reasonable time
 - (a) enter and search any place
 - (i) where the inspector reasonably believes an offence has been committed or is imminent; or
 - (ii) where a specimen of species is being stored and inspect any book, document, permit, certificate, record or thing relating thereto;
 - (b) stop and search any vehicle in which he has reasonable grounds to believe that specimen of species is illegally being transported;

- (c) seize any vessel, together with its stores and cargo, or vehicle which he has reasonable grounds to believe has been used in the commission of an offence or in respect of which the offence has been committed; or
- (d) make reasonable inquires of any person, orally or in writing.
- (2) A person who operates a vehicle or vessel shall stop the vehicle or vessel when required to do so by an inspector who identifies himself as such and who is acting under paragraph (b) or (c) of subsection (1).
- (3) An inspector who exercises a power under subsection (1) shall identify himself as such by the production of his badge, and shall explain the purpose of the inspection.
- (4) A power referred to under paragraph (a) of subsection (1) shall not be exercised in relation to a dwelling house except under the authority of an order made under section 28.

Obstructing inspectors.

27. Any person who obstructs, assaults, threatens with violence, offers a bribe, bribes or otherwise interferes with an inspector in the exercise of the powers conferred on him under this Act, or attempts to prevent him from executing his duties, is guilty of an offence and is liable on summary conviction to a fine of \$40 000 or to imprisonment for a term of 12 months or to both.

Orders by magistrates.

- **28.** (1) Where a magistrate is satisfied on evidence on oath by an inspector that it would be reasonable for the inspector to exercise a power under section 26 and that
 - (a) the power is to be exercised in relation to a dwelling house; or
 - (b) the inspector may not be able to effectively carry out his duties without an order under this section because
 - (i) no occupier is present to grant access to a place, vehicle or vessel that is locked or is otherwise inaccessible;
 - (ii) a person has prevented the inspector from exercising a power under section 26(1);

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(iv) there is reasonable ground to believe that an attempt by the inspector to exercise a power under section 26(1) without the order might otherwise defeat the purpose thereof or endanger human life, human health or property,

the magistrate may issue or renew an order authorising the inspector to exercise any power under section 26(1) that is specified in the order for the period of time specified in the order.

- (2) An order under this section expires not later than 30 days after the date on which it is made unless renewed, and may be renewed for any reason mentioned in subsection (1) before or after expiry for one or more periods each of which is not more than 30 days.
- (3) An order under this section shall be carried out during daylight hours unless the order authorises otherwise.
- (4) An order under this section may be issued or renewed on application notwithstanding that no notice of the application is given to any person who may be affected thereby.
- **29.** (1) Every specimen of a species in respect of which there is a Forfeiture of conviction of an offence under this Act shall be forfeited to the Crown. specimens.
- (2) Where any specimen of a species is forfeited under subsection (1), the magistrate's court that has ordered the forfeiture may, on application by the Management Authority, order that the specimen be
 - (a) returned to the wild;
 - (b) stored, kept in or placed under the control of the Management Authority at a rescue centre; or
 - (c) returned to its owner in the country of origin at the expense of that State, or to such place as the Management Authority deems appropriate.

Search warrant.

- **30.** Where a magistrate is satisfied by information on oath that there is reasonable ground for suspecting
 - (a) that any specimen to which this Act applies is in the possession of or under the control of any person on any premises, in contravention of the provisions of this Act or of any regulations made hereunder; or
 - (b) that there is in the possession of or under the control of any person on any premises in Barbados, any document directly or indirectly relating to or connected with any transaction or dealing in any such specimen which
 - (i) if carried out would be an offence under this Act; or
 - (ii) relates to a transaction or dealing carried out or intended to be carried out in any place outside Barbados and which would be an offence against the provisions of any corresponding law in force in that place

the magistrate may grant a search warrant authorising the inspector named in the warrant, at any time or times within one month from the date of the warrant, to enter and search the premises and seize and detain any document or species or detain any person found in the premises.

Detention.

- **31.** (1) Where a specimen is forfeited in accordance with section 29 and is detained at a rescue centre, the fees incurred with respect to the
 - (a) seizure;
 - (b) transportation;
 - (c) detention;
 - (d) feeding;
 - (e) medical treatment; or

(f) destruction

of the specimen are recoverable from the person from whom the specimen was seized until the specimen is disposed of in accordance with paragraph (a) or (c) of section 29(2).

- (2) Where a specimen forfeited under section 29 is found to be suffering from a curable disease, the specimen shall be given medical treatment and may upon recovery be returned to the wild, remain in the rescue centre or be returned to the state of export.
- 32. Every person to whom a permit or certificate is granted Records. pursuant to this Act shall keep such books, documents, records or things as may be prescribed relating to the activities to which the permit or certificate relates.
 - **33.** Every holder of a permit or a certificate who

Failure to keep

- (a) fails to keep any records or other document required by this records. Act or any regulations made hereunder;
- (b) fails without reasonable excuse to produce such books, records or other documents to an authorised officer upon being requested to do so

is guilty of an offence and is liable on summary conviction to a fine of \$10 000 or to imprisonment for a term of 6 months or to both.

Part V

Miscellaneous

34. Where an offence is committed by a body corporate under this Offences by Act, or any regulations made hereunder are contravened, and it is proven a corporathat the offence was committed with the consent or connivance of a director or manager of the body corporate, that director or manager as well as the body corporate is guilty of an offence and is liable on summary conviction to a fine of \$150 000 or to imprisonment for a term of 3 years or to both.

ss.35-36

Regulations.

35. The Minister may make regulations

- (a) providing for the carrying into effect of the Convention and any amendment thereto and international standards and recommended practices for the protection and conservation of endangered species of wild fauna and flora;
- (b) providing for the issue of permits for the importation, exportation and re-exportation of scheduled species;
- (c) providing for the cancellation or suspension of permits;
- (d) providing for the importation, exportation, re-exportation and introduction from the sea of any scheduled species;
- (e) authorising the sale, possession, control or other dealing in scheduled species, and prescribing the circumstances and conditions under which a person may be in possession or control of, or sell or otherwise deal with, any scheduled species:
- (f) relating to the branding, packaging, marking either permanently or temporarily and labelling of scheduled species for the purpose of identification; and
- generally for carrying out the provisions of this Act.

Commencement.

36. This Act comes into operation on a date to be fixed by proclamation.

FIRST SCHEDULE

(Sections 2,4)

Convention of International Trade in Endangered Species of Wild Fauna and Flora

The Contracting States,

Recognizing that wild fauna and flora in their many beautiful and varied forms are an irreplaceable part of the natural systems of the earth which must be protected for this and the generations to come;

Conscious of the ever-growing value of wild fauna and flora from aesthetic, scientific, cultural, recreational and economic points of view;

Recognizing that peoples and States are and should be the best protectors of their own wild fauna and flora;

Recognizing in addition, that international co-operation is essential for the protection of certain species of wild fauna and flora against over-exploitation through international trade;

Convinced of the urgency of taking appropriate measures to this end;

Have agreed as follows:

Article 1

Definitions

For the purpose of the present Convention, unless the context otherwise requires:

- (a) "species" means any species, subspecies, or geographically separate population thereof;
- (b) "specimen" means:
 - (i) any animal or plant, whether alive or dead;
 - (ii) in the case of an animal: for species included in Appendices I and II, any readily recognizable part or derivative thereof; and for species included in Appendix III, any readily recognizable part or derivative thereof specified in Appendix III in relation to the species; and

- (iii) in the case of a plant: for species included in Appendix I, any readily recognizable part or derivative thereof; and for species included in Appendices II and III, any readily recognizable part or derivative thereof specified in Appendices II and III in relation to the species;
- "trade" means export, re-export, import and introduction from the sea; (c)
- (*d*) "re-export" means export of any specimen that has previously been imported;
- "introduction from the sea" means transportation into a State of specimens of any species which were taken in the marine environment not under the jurisdiction of any State;
- "Scientific Authority" means a national scientific authority designated in accordance with Article IX;
- "Management Authority" means a national management authority (g) designated in accordance with Article IX;
- (h) "Party" means a State for which the present Convention has entered into force.

Article II

Fundamental Principles

- 1. Appendix I shall include all species threatened with extinction which are or may be affected by trade. Trade in specimens of these species must be subject to particularly strict regulation in order not to endanger further their survival and must only be authorized in exceptional circumstances.
 - 2. Appendix II shall include:
 - all species which although not necessarily now threatened with extinction may become so unless trade in specimens of such species is subject to strict regulation in order to avoid utilization incompatible with their survival;
 - (b) other species which must be subject to regulation in order that trade in specimens of certain species referred to in sub-paragraph (a) of this paragraph may be brought under effective control.

- **3.** Appendix III shall include all species which any Party identified as being subject to regulation within its jurisdiction for the purpose of preventing or restricting exploitation, and as needing the co-operation of other parties in the control of trade.
- **4.** The Parties shall not allow trade in specimens of species included in Appendices I, II and III except in accordance with the provisions of the present Convention.

Article III

Regulation of Trade in Specimens of Species included in Appendix I

- **1.** All trade in specimens of species included in Appendix I shall be in accordance with the provisions of this Article.
- **2.** The export of any specimen of a species included in Appendix I shall require the prior grant and presentation of an export permit. An export permit shall only be granted when the following conditions have been met:
 - (a) a Scientific Authority of the State of export has advised that such export will not be detrimental to the survival of that species;
 - (b) a Management Authority of the State of export is satisfied that the specimen was not obtained in contravention of the laws of that State for the protection of fauna and flora;
 - (c) a Management Authority of the State of export is satisfied that any living specimen will be so prepared and shipped as to minimize the risk of injury, damage to health or cruel treatment; and
 - (d) a Management Authority of the State of export is satisfied that an import permit has been granted for the specimen.
- **3.** The import of any specimen of a species included in Appendix I shall require the prior grant and presentation of an import permit and either an export permit or a re-export certificate. An import permit shall only be granted when the following conditions have been met:
 - (a) a Scientific Authority of the State of import has advised that the import will be for purposes which are not detrimental to the survival of the species involved;

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- (b) a Scientific Authority of the State of import is satisfied that the proposed recipient of a living specimen is suitably equipped to house and care for it; and
- (c) a Management Authority of a State of import is satisfied that the specimen is not to be used for primarily commercial purposes.
- **4.** The re-export of any specimen of a species included in Appendix I shall require the prior grant and presentation of a re-export certificate. A re-export certificate shall only be granted when the following conditions have been met:
 - (a) a Management Authority of the State of re-export is satisfied that the specimen was imported into that State in accordance with the provisions of the present Convention;
 - (b) a Management Authority of the State of re-export is satisfied that any living specimen will be so prepared and shipped as to minimize the risk of injury, damage to health or cruel treatment; and
 - (c) a Management Authority of the State of re-export is satisfied that an import permit has been granted for any living specimen.
- **5.** The introduction from the sea of any specimen of a species included in Appendix I shall require the prior grant of a certificate from a Management Authority of the State of introduction. A certificate shall only be granted when the following conditions have been met:
 - (a) a Scientific Authority of the State of introduction advises that the introduction will not be detrimental to the survival of the species involved;
 - (b) a Scientific Authority of the State of introduction is satisfied that the proposed recipient of a living specimen is suitably equipped to house and care for it; and
 - (c) a Management Authority of the State of introduction is satisfied that the specimen is not to be used for primarily commercial purposes.

Article IV

Regulation of Trade in Specimens of Species included in Appendix II

- **1.** All trade in specimens of species included in Appendix II shall be in accordance with the provisions of this Article.
- **2.** The export of any specimen of a species included in Appendix II shall require the prior grant and presentation of an export permit. An export permit shall only be granted when the following conditions have been met:
 - (a) a Scientific Authority of the State of export has advised that such export will not be detrimental to the survival of that species;
 - (b) a Scientific Authority of the State of export is satisfied that the specimen was not obtained in contravention of the laws of that State for the protection of fauna and flora; and
 - (c) a Management Authority of the State of re-export is satisfied that any living specimen will be so prepared and shipped to minimize the risk of injury, damage to health or cruel treatment.
- 3. A Scientific Authority in each Party shall monitor both the export permits granted by that State for specimens of species included in Appendix II and the actual exports of such specimens. Whenever a Scientific Authority determines that the export of specimens of any such species should be limited in order to maintain that species throughout its range at a level consistent with its role in the ecosystems in which it occurs and well above the level at which that species might become eligible for inclusion in Appendix I, the Scientific Authority shall advise the appropriate Management Authority of suitable measures to be taken to limit the grant of export permits for specimens of that species.
- **4.** The import of any specimen of a species included in Appendix II shall require the prior presentation of either an export permit or a re-export certificate.
- **5.** The re-export of any specimen of a species included in Appendix II shall require the prior grant and presentation of a re-export certificate. A re-export certificate shall only be granted when the following conditions have been met:
 - (a) a Management Authority of the State of re-export is satisfied that the specimen was imported into that State in accordance with the provisions of the present Convention; and

- (b) a Management Authority of the State of re-export is satisfied that any living specimen will be so prepared and shipped to minimize the risk of injury, damage to health or cruel treatment.
- **6.** The introduction from the sea of any specimen of a species included in Appendix II shall require the prior grant of a certificate from a Management Authority of the State of introduction. A certificate shall only be granted when the following conditions have been met:
 - (a) a Scientific Authority of the State of introduction advises that the introduction will not be detrimental to the survival of the species involved; and
 - (b) a Management Authority of the State of introduction is satisfied that any living specimen will be so handled as to minimize the risk of injury, damage to health or cruel treatment.
- **7.** Certificates referred to in paragraph 6 of this Article may be granted on advice of a Scientific Authority, in consultation with other national scientific authorities or, when appropriate, international scientific authorities, in respect of periods not exceeding one year for total numbers of specimens to be introduced in such periods.

Article V

Regulation of Trade in Specimens of Species included in Appendix III

- 1. All trade in specimens of species included in Appendix III shall be in accordance with the provisions of this Article.
- **2.** The export of any specimen of a species included in Appendix III from any State which has included that species in Appendix III shall require the prior grant and presentation of an export permit. An export permit shall only be granted when the following conditions have been met:
 - (a) a Management Authority of the State of export is satisfied that the specimen was not obtained in contravention of the laws of that State for the protection of fauna and flora; and
 - (b) a Management Authority of the State of export is satisfied that any living specimen will be so prepared and shipped to minimize the risk of injury, damage to health or cruel treatment.

- **3.** The import of any specimen of a species included in Appendix III shall require, except in circumstances to which paragraph 4 of this Article applies, the prior presentation of a certificate of origin and, where the import is from a State which has included that species in Appendix III, an export permit.
- **4.** In the case of re-export, a certificate granted by the Management Authority of the State of re-export that the specimen was processed in that State or is being re-exported shall be accepted by the State of import as evidence that the provisions of the present Convention have been complied with in respect of the specimen concerned.

Article VI

Permits and Certificates

- **1.** Permits and certificates granted under the provisions of Articles III, IV and V shall be in accordance with the provisions of this Article.
- **2.** An export permit shall contain the information specified in the model set forth in Appendix IV, and may only be used for export within a period of six months from the date on which it was granted.
- **3.** Each permit or certificate shall contain the title of the present Convention, the name and any identifying stamp of the Management Authority granting it and a control number assigned by the Management Authority.
- **4.** Any copies of a permit or certificates issued by a Management Authority shall be clearly marked as copies only and no such copy may be used in place of the original, except to the extent endorsed thereon.
- **5.** A separate permit or certificate shall be required for each consignment of specimens.
- **6.** A Management Authority of the State of import of any specimen shall cancel and retain the export permit or re-export certificate and any corresponding import permit presented in respect of the import of that specimen.
- 7. Where appropriate and feasible a Management Authority may affix a mark upon any specimen to assist in identifying the specimen. For these purposes "mark" means any indelible imprint, lead seal or other suitable means of identifying a specimen, designed in such a way as to render its imitation by unauthorized persons as difficult as possible.

Article VII

Exemptions and Other Special Provisions Relating to Trade

- 1. The provisions of Articles III, IV and V shall not apply to the transit or trans-shipment of specimens through or in the territory of a Party while the specimens remain in Customs control.
- 2. Where a Management Authority of the State of export or re-export is satisfied that a specimen was acquired before the provisions of the present Convention applied to that specimen, the provisions of Articles III, IV and V shall not apply to that specimen where the Management Authority issues a certificate to that effect.
- 3. The provisions of Articles III, IV and V shall not apply to specimens that are personal or household effects. This exemption shall not apply where:
 - in the case of specimens of a species included in Appendix I, they were acquired by the owner outside his State of usual residence, and are being imported into that State; or
 - in the case of specimens of species included in Appendix II:
 - they were acquired by the owner outside his State of usual residence and in a State where removal from the wild occurred;
 - they are being imported into the owner's State of usual residence; and
 - (iii) the State where removal from the wild occurred requires the prior grant of export permits before any export of such specimens;

unless a Management Authority is satisfied that the specimens were acquired before the provisions of the present Convention applied to such specimens.

- **4.** Specimens of an animal species included in Appendix I bred in captivity for commercial purpose, or of a plant species included in Appendix I artificially propagated for commercial purposes, shall be deemed to be specimens of species included in Appendix II.
- **5.** Where a Management Authority of the State of export is satisfied that any specimen of an animal species was bred in captivity or any specimen of a plant species was artificially propagated, or is a part of such an animal or plant or was derived therefrom, a certificate by that Management Authority to that effect shall be accepted in lieu of any of the permits or certificates required under the provisions of Article III, IV or V.
- **6.** The provisions of Articles III, IV and V shall not apply to the non-commercial loan, donation or exchange between scientists or scientific institutions registered by a Management Authority of their State, of herbarium specimens, other preserved, dried or embedded museum specimens, and live plant material which carry a label issued or approved by a Management Authority.
- **7.** A Management Authority of any State may waive the requirements of Articles III, IV and V and allow the movement without permits or certificates or specimens which form part of a travelling zoo, circus, menagerie, plant exhibition or other travelling exhibition provided that:
 - (a) the exporter or importer registers full details of such specimens with the Management Authority;
 - (b) the specimens are in either of the categories specified in paragraphs 2 or 5 of this Article; and
 - (c) the Management Authority is satisfied that any living specimen will be so transported and cared for as to minimize the risk of injury, damage to health or cruel treatment.

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Article VIII

Measures to be taken by the Parties

- 1. The Parties shall take appropriate measures to enforce the provisions of the present Convention and to prohibit trade in specimens in violation thereof. These shall include measures:
 - (a) to penalize trade in, or possession of, such specimens, or both; and
 - (b) to provide for the confiscation or return to the State of export of such specimens.
- **2.** In addition to the measures taken under paragraph 1 of this Article, a Party may, when it deems it necessary, provide for any method of internal reimbursement for expenses incurred as a result of the confiscation of a specimen traded in violation of the measures taken in the application of the provisions of the present Convention.
- **3.** As far as possible, the Parties shall ensure that specimens shall pass through any formalities required for trade with a minimum of delay. To facilitate such passage, a Party may designate ports of exit and ports of entry at which specimens must be presented for clearance. The Parties shall ensure further that all living specimens, during any period of transit, holding or shipment, are properly cared for so as to minimize the risk of injury, damage to health or cruel treatment.
- **4.** Where a living specimen is confiscated as a result of measures referred to in paragraph 1 of this Article:
 - (a) the specimen shall be entrusted to a Management Authority of the State of confiscation;
 - (b) the Management Authority shall, after consultation with the State of export, return the specimen to that State at the expense of that State, or to a rescue centre or such other place as the Management Authority deems appropriate and consistent with the purposes to the present Convention; and
 - (c) the Management Authority may obtain the advice of a Scientific Authority, or may, whenever it considers it desirable, consult the Secretariat in order to facilitate the decision under sub-paragraph (b) of this paragraph, including the choice of a rescue centre or other place.

- **5.** A rescue centre as referred to in paragraph 4 of this Article, means an institution designated by a Management Authority to look after the welfare of living specimens, particularly those that have been confiscated.
- **6.** Each Party shall maintain records of trade in specimens of species included in Appendices I, II and III which shall cover:
 - (a) the names and addresses of exporters and importers; and
 - (b) the number and type of permits and certificates granted; the States with which such trade occurred; the numbers or quantities and types of specimens, names of species as included in Appendices I, II and III and, where applicable, the size and sex of the specimens in question.
- **7.** Each Party shall prepare periodic reports on its implementation of the present Convention and shall transmit to the Secretariat:
 - (a) an annual report containing a summary of the information specified in subparagraph (b) of paragraph 6 of this Article; and
 - (b) a biennial report on legislative, regulatory and administrative measures taken to enforce the provisions of the present Convention.
- **8.** The information referred to in paragraph 7 of this Article shall be available to the public where this is not inconsistent with the law of the Party concerned.

Article IX

Management and Scientific Authorities

- 1. Each Party shall designate for the purpose of the present Convention:
- (a) one or more Management Authorities competent to grant permits of certificates on behalf of that Party; and
- (b) one or more Scientific Authorities.
- **2.** A State depositing an instrument of ratification, acceptance, approval or accession shall at that time inform the Depositary Government of the name and address of the Management Authority authorized to communicate with other Parties and with the Secretariat.

- 3. Any changes in the designations of authorizations under the provisions of this Article shall be communicated by the Party concerned to the Secretariat for transmission to all other Parties.
- 4. Any Management Authority referred to in paragraph 2 of this Article shall if so requested by the Secretariat or the Management Authority of another Party, communicate to it impression of stamps, seals or other devices used to authenticate permits or certificates.

Article X

Trade with States not Party to the Convention

Where export or re-export is to, or import is from, a State not a Party to the present Convention, comparable documentation issued by the competent authorities in that State which substantially conforms with the requirements of the present Convention for permits and certificates may be accepted in lieu thereof by any Party.

Article XI

Conference of the Parties

- 1. The Secretariat shall call a meeting of the Conference of the Parties not later than two years after the entry into force of the present Convention.
- 2. Thereafter the Secretariat shall convene regular meetings at least once every two years, unless the Conference decides otherwise, and extraordinary meetings at any time on the written request of at least one-third of the Parties.
- 3. At meetings, whether regular or extraordinary, the Parties shall review the implementation of the present Convention and may:
 - make such provision as may be necessary to enable the Secretariat to carry out its duties;
 - consider and adopt amendments to Appendices I and II in accordance with Article XV;
 - review the progress made towards the restoration and conservation of the species included in Appendices I, II and III;
 - (*d*) receive and consider any reports presented by the Secretariat or by any Party; and

- (e) where appropriate, make recommendations for improving the effectiveness of the present Convention.
- **4.** At each regular meeting, the Parties may determine the time and venue of the next regular meeting to be held in accordance with the provisions of paragraph 2 of this Article.
- **5.** At any meeting, the Parties may determine and adopt rules of procedure for the meeting.
- **6.** The United Nations, its Specialized Agencies and the International Atomic Energy Agency, as well as any State not a Party to the present Convention, may be represented at meetings of the Conference by observers, who shall have the right to participate but not to vote.
- **7.** Any body or agency technically qualified in protection, conservation or management of wild fauna and flora, in the following categories which has informed the Secretariat of its desire to be represented at meetings of the Conference by observers, shall be admitted unless at least one-third of the parties present object:
 - (a) international agencies or bodies, either governmental or non-governmental, and national governmental agencies and bodies; and
 - (b) national non-governmental agencies or bodies which have been approved for this purpose by the State in which they are located.

Once admitted, these observers shall have the right to participate but not to vote.

Article XII

The Secretariat

- 1. Upon entry into force of the present Convention, a Secretariat shall be provided by the Executive Director of the United Nations Environment Programme.
 - **2.** The functions of the Secretariat shall be:
 - (a) to arrange for and service meetings of the Parties;
 - (b) to perform the functions entrusted to it under the provisions of Article XV and XVI of the present Convention;

- to undertake scientific and technical studies in accordance with programmes authorized by the Conference of the Parties as will contribute to the implementation of the present Convention, including studies concerning standards for appropriate preparation and shipment of living specimens and the means of identifying specimens;
- to study the reports of Parties and to request from Parties such further information with respect thereto as it deems necessary to ensure implementation of the present Convention;
- to invite the attention of the Parties to any matter pertaining to the aims of the present Convention;
- to publish periodically and distribute to the Parties current editions of Appendices I, II and III together with any information which will facilitate indentification of specimens of species included in those Appendices;
- to prepare annual reports to the Parties on its work and on the implementation of the present Convention and such other reports as meetings of the parties may request;
- to make recommendations for the implementation of aims and provisions of the present Convention, including exchange of information of a scientific or technical nature;
- (i) to perform any other function as may be entrusted to it by the Parties.

Article XIII

International Measures

- 1. When the Secretariat in the light of information received is satisfied that any species included in Appendix I or II is being affected adversely by trade in specimens of that species or that the provisions of the present Convention are not being effectively implemented, it shall communicate such information to the authorized Management Authority of the Party or Parties concerned.
- 2. When any Party receives a communication as indicated in paragraph I of this Article, it shall, as soon as possible, inform the Secretariat of any relevant facts insofar as its laws permit and, where appropriate, propose remedial action. Where the Party considers that an inquiry is desirable, such inquiry may be carried out by one or more persons expressly authorized by the Party.

3. The information provided by the Party or resulting from any inquiry as specified in paragraph 2 of this Article shall be reviewed by the next Conference of the Parties which may make whatever recommendations it deems appropriate.

Article XIV

Effect on Domestic Legislation and International Conventions

- **1.** The provisions of the present Convention shall in no way affect the right of Parties to adopt:
 - (a) stricter domestic measures regarding the conditions for trade, taking, possession or transport of specimens of species included in Appendices I, II and III, or the complete prohibition thereof; or
 - (b) domestic measures restricting or prohibiting trade, taking, possession, or transport of species not included in Appendix I, II or III.
- 2. The provisions of the present Convention shall in no way affect the provisions of any domestic measures or the obligations of Parties deriving from any treaty, convention, or international agreement relating to other aspects of trade, taking, possession, or transport of specimens which is in force or subsequently may enter into force for any Party including any measure pertaining to the Customs, public health, veterinary or plant quarantine fields.
- **3.** The provisions of the present Convention shall in no way affect the provisions of, or the obligations deriving from, any treaty, convention or international agreement concluded or which may be concluded between States creating a union or regional trade agreement establishing or maintaining a common external customs control and removing customs control between the Parties thereto insofar as they relate to trade among the States members of that union agreement.
- **4.** A State Party to the present Convention, which is also a party to any other treaty, convention or international agreement which is in force at the time of the coming into force of the present Convention and under the provisions of which protection is afforded to marine species included in Appendix II, shall be relieved of the obligations imposed on it under the provisions of the present Convention with respect to trade in specimens of species included in Appendix II that are taken by ships registered in that State and in accordance with the provisions of such other treaty, convention or international agreement.

- 5. Notwithstanding the provisions of Articles III, IV and V, any export of a specimen taken in accordance with paragraph 4 of this Article shall only require a certificate from a Management Authority of the State of introduction to the effect that the specimen was taken in accordance with the provisions of the other treaty, convention or international agreement in question.
- 6. Nothing in the present Convention shall prejudice the codification and development of the law of the sea by the United Nations Conference on the Law of the Sea convened pursuant to Resolution 2750 C (XXV) of the General Assembly of the United Nations nor the present or future claims and legal views of any State concerning the law of the sea and the nature and extent of coastal and flag State jurisdiction.

Article XV

Amendments to Appendices I and II

- 1. The following provisions shall apply in relation to amendments to Appendices I and II at meetings of the Conference of the Parties:
 - Any Party may propose an amendment to Appendix I or II for consideration at the next meeting. The text of the proposed amendment shall be communicated to the Secretariat at least 150 days before the meeting. The Secretariat shall consult the other Parties and interested bodies on the amendment in accordance with the provisions of sub-paragraphs (b) and (c) of paragraph 2 of this Article and shall communicate the response to all Parties not later than 30 days before the meeting.
 - Amendments shall be adopted by a two-thirds majority of Parties present and voting. For these purposes "Parties present and voting" means Parties present and casting an affirmative or negative vote. Parties abstaining from voting shall not be counted among the two-thirds required for adopting an amendment.
 - Amendments adopted at a meeting shall enter into force 90 days after that meeting for all Parties except those which make a reservation in accordance with paragraph 3 of this Article.
- 2. The following provisions shall apply in relation to amendments to Appendices I and II between meetings of the Conference of the Parties;
 - Any Party may propose an amendment to Appendix I or II for consideration between meetings by the postal procedures set forth in this paragraph.

- (b) For marine species, the Secretariat shall, upon receiving the text of the proposed amendment, immediately communicate it to the Parties. It shall also consult inter-governmental bodies having a function in relation to those species especially with a view to obtaining scientific data these bodies may be able to provide and to ensuring co-ordination with any conservation measures enforced by such bodies. The Secretariat shall communicate the views expressed and data provided by these bodies and its own findings and recommendations to the Parties as soon as possible.
- (c) For species other than marine species, the Secretariat shall, upon receiving the text of the proposed amendment, immediately communicate it to the Parties, and, as soon as possible thereafter, its own recommendations.
- (d) Any Party may, within 60 days of the date on which the Secretariat communicated its recommendation to the Parties under sub-paragraph (b) or (c) of this paragraph, transmit to the Secretariat any comments on the proposed amendment together with any relevant scientific data and information.
- (e) The Secretariat shall communicate the replies received together with its own recommendations to the Parties as soon as possible.
- (f) If no objection to the proposed amendment is received by the Secretariat within 30 days of the date the replies and recommendations were communicated under the provisions of sub-paragraph (e) of this paragraph, the amendment shall enter into force 90 days later for all Parties except those which make a reservation in accordance with paragraph 3 of this Article.
- (g) If an objection by any Party is received by the Secretariat, the proposed amendment shall be submitted to a postal vote in accordance with the provisions of sub-paragraphs (h), (i) and (j) of this paragraph.
- (h) The Secretariat shall notify the Parties that notification of objections has been received.
- (i) Unless the Secretariat receives the votes for, against or in abstention from at least one-half of the Parties within 60 days of the date of notification under sub-paragraph (h) of this paragraph, the proposed amendment shall be referred to the next meeting of the Conference for further consideration.
- (j) Provided that votes are received from one-half of the Parties, the amendment shall be adopted by a two-thirds majority of Parties casting an affirmative or negative vote.

- The Secretariat shall notify all Parties of the result of the vote. (k)
- If the proposed amendment is adopted it shall enter into force 90 days after the date of the notification by the Secretariat of its acceptance for all Parties except those which make a reservation in accordance with paragraph 3 of this Article.
- During the period of 90 days provided for by sub-paragraph (c) of paragraph 1 of sub-paragraph (1) of paragraph 2 of this Article any Party may by notification in writing to the Depositary Government make a reservation with respect to the amendment.
- 4. Until such reservation is withdrawn the Party shall be treated as a State not a Party to the present Convention with respect to trade in the species concerned.

Article XVI

Appendix III and Amendments thereto

- 1. Any Party may at any time submit to the Secretariat a list of species which it identifies as being subject to regulation within its jurisdiction for the purpose mentioned in paragraph 3 of Article II. Appendix III shall include the names of the Parties submitting the species for inclusion therein, the scientific names of the species so submitted, and any parts or derivatives of the animals or plants concerned that are specified in relation to the species for the purposes of sub-paragraph (b) of Article I.
- 2. Each list submitted under the provisions of paragraph 1 of this Article shall be communicated to the Parties by the Secretariat as soon as possible after receiving it. The list shall take effect as part of Appendix III 90 days after the date of such communication. At any time after the communication of such list, any Party may by notification in writing to the Depositary Government enter a reservation with respect to any species or any parts or derivatives, and until such reservation is withdrawn, the State shall be treated as a State not a Party to the present Convention with respect to trade in the species or part or derivative concerned.
- 3. A Party which has submitted a species for inclusion in Appendix III may withdraw it at any time by notification to the Secretariat which shall communicate the withdrawal to all Parties. The withdrawal shall take effect 30 days after the date of such communication.

4. Any Party submitting a list under the provisions of paragraph 1 of this Article shall submit to the Secretariat a copy of all domestic laws and regulations applicable to the protection of such species, together with any interpretations which the Party may deem appropriate or the Secretariat may request. The Party shall, for as long as the species in questions is included in Appendix III, submit any amendment of such laws and regulations or any new interpretations as they are adopted.

Article XVII

Amendment of the Convention

- 1. An extraordinary meeting of the Conference of the Parties shall be convened by the Secretariat on the written request of at least one-third of the Parties to consider and adopt amendments to the present Convention. Such amendments shall be adopted by a two-thirds majority of Parties present and voting. For these purposes "Parties present and voting" means Parties present and casting an affirmative or negative vote. Parties abstaining from voting shall not be counted among the two-thirds required for adopting an amendment.
- **2.** The text of any proposed amendment shall be communicated by the Secretariat to all Parties at least 90 days before the meeting.
- **3.** An amendment shall enter into force for the Parties which have accepted it 60 days after two-thirds of the Parties have deposited an instrument of acceptance of the amendment with the Depositary Government. Thereafter, the amendment shall enter into force for any other Party 60 days after that Party deposits its instrument of acceptance of the amendment.

Article XVIII

Resolution of Disputes

- 1. Any dispute which may arise between two or more Parties with respect to the interpretation or application of the provisions of the present Convention shall be subject to negotiation between the Parties involved in the dispute.
- **2.** If the dispute cannot be resolved in accordance with paragraph 1 of this Article, the Parties may, by mutual consent, submit the dispute to arbitration, in particular that of the Permanent Court of Arbitration at the Hague and the Parties submitting the dispute shall be bound by the arbitral decision.

Article XIX

Signature

The present Convention shall be open for signature at Washington until 30th April 1973 and thereafter at Berne until 31st December 1974.

Article XX

Ratification, Acceptance, Approval

The present Convention shall be subject to ratification, acceptance or approval. Instruments of ratification, acceptance or approval shall be deposited with the Government of the Swiss Confederation which shall be the Depositary Government.

Article XXI

Accession

The present Convention shall be open indefinitely for accession. Instruments of accession shall be deposited with the Depositary Government.

Article XXII

Entry into Force

- 1. The present Convention shall enter into force 90 days after the date of deposit of the tenth instrument of ratification, acceptance, approval or accession, with the Depositary Government.
- 2. For each State which ratifies, accepts or approves the present Convention or accedes thereto after the deposit of the tenth instrument of ratification, acceptance, approval or accession, the present Convention shall enter into force 90 days after the deposit by such State of its instrument of ratification, acceptance, approval or accession.

Article XXIII

Reservations

- 1. The provisions of the present Convention shall not be subject to general reservations. Specific reservations may be entered in accordance with the provisions of this Article and Articles XV and XVI.
- **2.** Any State may, on depositing its instrument of ratification, acceptance, approval or accession, enter a specific reservation with regard to:

SECOND SCHEDULE

(Sections 2, 4, 5, 6, 7, 8, 10, 12, 13, 22, 23, 24)

APPENDICES I, II AND III

as adopted by the Conference of the Parties, valid from 16th October 2003

Appendix I Appendix II Appendix III FAUNA (ANIMALS)

PHYLUM CHORDATA

CLASS MAMMALIA (MAMMALS)

MONOTREMATA

Tachyglossidae Echidnas, spiny anteaters

Zaglossus spp.

DASYUROMORPHIA

Dasyuridae Dunnarts

Sminthopsis longicaudata Sminthopsis psammophila

Thylacinidae Tasmanian wolf, thylacine

Thylacinus cynocephalus (possibly extinct)

PERAMELEMORPHIA

Peramelidae Bandicotts

Chaeropus ecaudatus (possibly extinct)

Macrotis lagotis Macrotis leucura Perameles bougainville

Appendix I	Appendix II	Appendix III
DIPROTODONTIA		
Phalangeridae Cuscuses	Phalanger orientalis Spilocuscus maculatus	
Vombatidae Northern Bairy-nosed wombat		
Lasiorhinus krefftii		
Macropodidae Kangaroos, wallabies	Dendrolagus inustus Dendrolagus ursinus	
	Lagorchestes hirsutus	
Lagostrophus fasciatus Onychogalea fraenata Onychogalea lunata		
Potoroidae Rat-kangeroos		
Bettongia spp.		
Caloprymnus campestris (possibly extinct)		
SCANDENTIA		
Tupaiidae Tree shrews	Tupaiidae supp.	
CHIROPTERA		
Phllostomdae Broadenosed bat		Platyrrhinus lineatus (Uruguay)
Pteropodidae Fruit bas, flying foxes	Acerodon spp. (except the species included in Appendix I)	
	Acerodon jubatus	

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Appendix I	Appendix II
Acerodon lucifer (possibly extinct)	Pteropus spp.(except the species included in Appendix I)
Pteropus insularis Pteropus mariannus Pteropus molossinus Pteropus phaeocephalus Pteropus pilosus Pteropus samoensis Pteropus tonganus	
PRIMATES Apes, monkeys	PRIMATES spp. (except the species included in Appendix I)
Lemuridae Large Lemurs	
Lemuridae spp.	
Megaladapidae Sportive Lemurs	
Megaladapidae spp. (possibly extinct)	
Cheirogaleidae Dwarf lemurs	
Cheirogaleidae spp.	
Indridae Avahi, indrid, sifakas, woolly lemurs	
Indridae spp.	

Daubentoniidae

Appendix II

Appendix III

Daubentonia madagascariensis

Callithricidae Marmosets, ramarins

Callimico goeldii Callithrix aurita Callithrix flaviceps Leontopithecus spp. Saguinus bicolor Saguinus geoffroyi Saguinus leucopus Saguinus oedipus

Cebidae New World monkeys

Alouatta coibensis Alouatta palliata Alouatta pigra Ateles geoffroyi frontatus Ateles geoffroyi panamensis Brachyteles arachnoides Cacajao spp. Chiropotes albinasus Lagothrix flavicauda Saimiri oerstedii

Cercopithecidae Old World monkeys

Appendix I Appendix II Appendix III Cerocebus galeritus

galeritus Cercopithecus diana Macaca silenus Mandrillus leucophaeus Mandrillus sphinx Nasalis concolor Nasalis larvatus Presbytis potenziani Procolobus pennantii kirkii Procolobus rufomitratus Pygathrix spp. Semnopithecus entellus Trachypithecus geei Trachypithecus pileatus

Hylobatidae Gibbons

Hylobatidae spp.

Hominidae Chimpanzees, gorilla, orangutan

Gorilla gorilla Pan spp. Pongo pygmaeus

XENARTHRA

Myrmecophagidae American anteaters

Myrmecophaga tridactyla

tamandua mexicana (Guatenmala)

Bradypodidae Three-toed sloth

Bradypus variegatus

Appendix I	Appendix II	Appendix III
Megalonychidae Two-toed sloth		Choloepus hoffmanni (Costa Rica)
Dasypodidae Armadillos		Cabassous centralis (Costa Rica)
		Cabassous tatouay (Uruguay)

Chaetophractus nationi
(A zero annual export
quota has been established. All specimens
shall be deemed to be
specimens of species
included in Appendix I
and the trade in them shall
be regulated accordingly)

Priodontes maximus

PHOLIDOTA

Manidae Pangolins

Manis spp. (A zero annual export quota has been established for Manis crassicaudata, M. javanica and M. pentadactyla for specimens removed from the wild and traded for primarily commercial purposes)

Anomalurus derbianus

Ànomalurus pelii

(Ghana)

(Ghana)
Idiurus macrotis
(Ghana)

Appendix II Appendix I Appendix III LAGOMORPHA Leporidae Hispid hare, valcano rabbit Caprolagus hispidus Romerolagus diazi **RODENTIA** Sciuridae Ground squirrels, tree squirrels Cynomys mexicanus Epixerus ebii (Ghana) Marmota caudata (India) Marmota himalayana (India) Ratufa spp. sciurus deppei (Costa Rica) Anomaluridae African flying squirrels Anomalurus beecrofti (Ghana)

Appendix I	Appendix II	Appendix III
Muridae Mice, rats		
Leporillus conditor Pseudomys praeconis Xeromys myoides Zyzomys pedunculatus		
Hystricidae Crested porcupine		
		Hystrix cristata (Ghana)
Erethizontidae New World porcupines		
		Sphiggurus mexicanus (Honduras) Sphiggurus spinosus
		(Uruguay)
Agoutidae Paca		A
		Agouti paca (Honduras)
Dasyproctidae Agouti		D
		Dasyprocta punctata (Honduras)
Chinchillidae Chinchilla		
Chinchilla spp. (specimens of the domesticated form are not subject to the provisions of the Convention)		

Appendix II

Appendix III

CETACEA Dolphins, porpoises, whales

CETACEA (Except the species included in Appendix I. A zero annual export quota has been established for live specimens from the Black Sea population of Tursiops truncatus removed from the wild and traded for primarily commercial purposes)

Platanistidae River dolphins

Lipotes vexillifer Platanista spp.

Ziphiidae Beaked whales, bottles-nosed whales

Berardius spp. Hyperoodon spp.

Physeteridae Sperm whales

Physeter catodon

Delphinidae dolphins

Orcaella brevirostris Sotalia spp. Sousa spp.

Appendix II

Appendix III

Phocoenidae Porpoises

Neophocaena phocaenoides

Phocoena sinus

Eschrichtiidae Grey whale

Eschrichtius robustus

Balaenopteridae Humpback whale, rorquals Balaenoptera acutorostrata (Except the population of West Greenland, which is included in Appendix II) Balaenoptera bonaerensis Balaenoptera borealis Balaenoptera edeni Balaenoptera musculus Balaenoptera physalus Megaptera novaeangliae

Balaenidae Bowhead whale, right whales Balaena mysticetus Ebalaena spp.

Neobalaenidae Pygmy right whale

Caperea marginata

CARNIVORA

Canidae Bush dog, foxes, wolves

Carnis aureus (India)

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Appendix II Appendix III

Ailuropoda melanoleuca
Ailurus fulgens
Helarctos malayanus
Melursus ursinus
Tremarctos ornatus
Ursus arctos (Only the
population of Bhutan,
China, Mexico and
Mongolia; all other
populations are included
in Appendix II)
Ursus arctos isabellinus
Ursus thibetanus

Procyonidae Coatis, kinkajou, olingos

Bassaricyon gabbii
(Costa Rica)
Bassaricsus
sumichrasti
(Costa Rica)
Nasua narica
(Honduras)
Nasua nasua
solitaria
(Uruguay)
Potos flavus
(Honduras)

Mustelidae Badgers, martens, weasels, etc.

Lutrinae Otters

Lutrinae spp. (Except the species included in Appendix I)

Mustela sibirica

(India)

Appendix I Appendix II Appendix III Aonyx congicus (Only the populations of Cameroon and Nigeria; all other populations are included in Appendix II) Enhydra lutris nereis Lontra felina Lontra longicaudis Lontra provocax Lutra lutra Pteronura brasiliensis Mellivorinae Honey Mellivora capensis Badger (Botswana, Ghana) Mephitinae Hog-nosed skunk Conepatus humboldtii Mustelinae Grisons, martens, tayra, weasels Eira barbara (Honduras) Galictis vittata (Costa Rica) Martes flavigula (India) Martes foina intermedia (India) Martes gwathinsii (India) Mustela altaica (India) Mustela erminea ferghance (India) Mustela kathiah (India)

Mustela nigripes

Appendix I	Appendix II	Appendix III
Viverridae Binturong, civets, falanouc, fossa, linsangs, otter-civet,		
palm civets		Arctictis binturong (India) Civettictis civetts (Botswana)
	Cryptoprocta ferox Cynogale bennettii Eupleres goudotii Fossa fossana Hemigalus derbyanus	
		Paguma larvata (India) Paradoxurus hermaphroditus (India) Paradoxurus jerdoni (India)
	Prionodon linsang	
Prionodon pardicolor		Viverra civettina (India) Viverra zibetha (India) Viverricular indica (India)
Herpestidae Mongooses		Herpestes brachyurus fusus (India) Herpestes edwardsii (India) Herpestes javanicus auropunctatus (India) Herpestes urva (India)

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Appendix II Appendix II Herpestes vitticollis (India) Hyaenidae Aardwolf Proteles cristatus (Botswana) Felidae Cats Felidae spp. (Except the species included in Appendix I. Specimens of the domesticated form are

not subject to the provisions of the Convention)

Acinonyx jubatus
(Annual export quotas
for live specimens and
hunting trophies are
granted as follows:
Botswana: 5; Namibia:
50; Zimbabwe: 50.
The trade in such
specimens is subject
to the provisions of
Article III of the
Convention)

Caracal caracal (Only the population of Asia; all other populations are included in Appendix II)

Catopuma temminckii Felis nigripes Herpailurus yaguarondi (Only the populations of Central and North America; all other populations are included in Appendix II)

Appendix II

Appendix III

Leopardus pardalis Leopardus tigrinus Leopardus wiedii Lynx pardinus Neofelis nebulosa Oncifelis geoffroyi Oreailurus jacobita Panthera leo persica Panthera onca Panthera pardus Panthera tigris Pardofelis marmorata Prionailurus bengalensis bengalensis (Only the populations of Bangladesh, India and Thailand; all other populations are included in Appendix II)

Prionailurus planiceps Prionailurus rubiginosus (only the population of India; all other populations are included in Appendix II)

Puma concolor coryi Puma concolor costaricensis Puma concolor couguar Uncia uncia

Otariidae Fur seals, sealions

Arctocephalus spp. (Except the species included in Appendix I)

Arctocephalus townsendi

Odobenidae Walrus

Odobenus rosmarus (Canada)

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Appendix II Appendix II

Appendix III

Phocidae Seals

Mirounga leonina

Monachus spp.

PROBOSCIDEA

Elephantidae Elephants

Elephas maximus
Loxodonta africana
(Except the population
of Botswana, Namibia,
South Africa and
Zimbabwe, which are
included in Appendix II)

Loxodonta africana (Only the populations of Botswana¹, Namibia¹, South Africa¹ and Zimbabwe², all other populations are included in Appendix I)

SIRENIA

Dugongidae Dugong

Dugong dugon

Trichechidae Manatees

Trichechus inunguis Trichechus manatus

Trichechus senegalensis

PERISSODACTYLA

Equidae Horses, wild asses, zebras

Appendix II

Appendix III

Equus africanus (Excludes the domesticated form, which is referenced as Equus asinus, and is not subject to the provisions of the Convention)

Equus grevyi Equus hemionus (Except

the subspecies included in

Appendix I)

Equus hemionus hemionus

Equus kiang

Equus onager (Except the subspecies included in

Appendix I)

Equus onager khur

Equus przewalskii Equus zebra zebra Equus zebra hartmannae

Tapiridae Tapirs

Tapiridae spp. (Except the species included in

Appendix II)

Tapirus terrestris

Rhinocerotidae Rhinoceroses

Rhinocerotidae spp. (Except the subspecies included in Appendix II)

Ceratotherium simum simum (Only the population of South Africa and Swaziland; all other populations are included in Appendix I. For the exclusive purpose of allowing international trade in liveanimals to appropriate and acceptable

destinations and

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Appendix II

Appendix III

hunting trophies. All other specimens shall be deemed to be specimens of species included in Appendix I and the trade in them shall be regulated accordingly)

ARTIODACTYLA

Tragulidae Mouse-deer

Hyemoschus aquaticus (Ghana)

Suidae Babirusa, pygmy hog

Babyrousa babyrussa Sus salvanius

Tayassuidae Peccaries

Tayassuidae spp. (Execpt the species included in Appendix I and the populations of *Pecari tajacu* of Mexico and the United States of America, which are not included in the Appendices)

Catagonus wagneri

Hippopotamidae Hippopotamuses

Hexaprotodon liberiensis Hippopotamus amphibius

Camelidae Guanaco, vicuna

Lama guanicoe

Vicugna vicugna (Except the populations of: Argentina [the populations of the Provinces of Jujuy and Catamarca and the

Appendix II

Appendix III

semi-captive populations of the Provinces of Jujuy, Salta, Catamarca, La Rioja and San Juan]; Bolivia [the whole population]; Chile [population of the Primera Región]; and Peru [the whole population]; which are included in Appendix II)

Vicugna vicugna (Only the populations of Argentina ³, [the populations of the Provinces of Jujuy and Catamarca and the semi-captive populations of the Provinces of Jujy, Salta, Catamarca, La Rioja and San Juan]' Bolivia⁴ [the whole population]; Chile⁵, [population of the Primera Región]; Peru⁶ [the whole population]; all other populations are included in Appendix I)

Moschidae Musk deer

Moschus spp. (Only the populations of Afghanistan, Bhutan, India, Myanmar, Nepal and Pakistan; all other populations are included in Appendix II)

Moschus spp. (Except the populations of Afghanistan, Bhutan, India, Myanmar, Nepal and Pakistan; which are included in Appendix II)

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Addax nasomaculatus

Appendix I	Appendix II	Appendix III
Cervidae Deer, guemals, muntjacs, pudus		
Axis calamianensis Axis kuhlii Axis porcinus annamiticus Blastocerus dichotomus Cervus duvaucelii	Cervus elaphus bactrianus	Cervus elaphus barbarus (Tunisia)
Cervus elaphus hanglu Cervus eldii Dama mesopotamica Hippocamelus spp.		Mazama americana
Megamuntiacus vuquanghensis		cerasina (Guatemala)
Muntiacus crinifrons		Odocoileus viginianus mayensis (Guatemala)
Ozotoceros bezoarticus		
Pudu puda	Pudu mephistophiles	
Antilocapridae Pronghorn		
Antilocapra americana (Only the population of Mexico; no other population is included in the Appendices)		
Bovidae Antelopes, cattle, duikers, gazelles, goats, sheep. etc.		

Ammotragus lervia

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Antilope cervicapra (Nepal)

Bison bison athabascae

Bos gaurus (Excludes the domesticated form, which is referenced as Bos frontalis, and is not subject to the provisions of the Convention)

Bos mutuus (Excludes the domesticated form, which is referenced as Bos grunniens, and is not subject to the provisions of the Convention)

Bos sauveli

Bubalus arnee (Nepal) (Excludes the domesticated form, which is referenced as Bubalus bubalis)

Bubalus depressicornis Bubalus mindorensis Bubalus quarlesi Capra falconeri

Budorcas taxicolor

Cephalophus jentinki

Cephalophus dorsalis Cephalophus monticola Cephalophus ogilbyi Cephalophus silvicultor Cephalophus zebra

Damaliscus lunatus (Ghana)

Damaliscus pygargus pygargus

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Appendix I	Appendix II	Appendix III
Gazella dama		Gazella cuvieri (Tunisia) Gazella dorcas (Tunisia) Gazella leptoceros (Tunisia)

Hippotragus niger variani Kobus leche

Naemorhedus baileyi Naemorhedus caudatus Naemorhedus goral Naemorhedus sumatraensis Oryx dammah Oryx leucoryx

Ovis ammon (Except the subspecies included in

Appendix I)

Ovis ammon hodgsonii

Ovis ammon nigrimontana Ovis canadensis (Only the

population of Mexico; no other population is included in the Appendices)

Ovis orientalis ophion

Ovis vignei (Except the subspecies included in Appendix I)

Ovis vignei vignei Pantholops hodgsonii Pseudoryx nghetinhensis Rupicapra pyrenaica ornata

Saiga tatarica

Tetracerus quadricornis (Nepal)

Tragelaphus eurycerus

(Ghana)

Tragelaphus spekii

(Ghana)

Appendix II

Appendix III

CLASS AVES (BIRDS)

STRUTHIONIFORMES

Struthionidae Ostrich

Struthio camelus (Only the population of Algeria, Burkina Faso, Cameroon, the Central African Republic, Chad, Mali, Mauritania, Mali, Niger, Nigeria, Senegal and the Sudan; all other populations are not included in the Appendices)

RHEIFORMES

Rheidae Rheas Rhea americana

Rhea pennata (Except Rhea pennata pennata which is included in Appendix II)

Rhea pennata pennata

TINAMIFORMES

Tinamidae Tinamou

Tinamus solitarius

SPHENISCIFORMES

Spheniscidae Penguins

Spheniscus demersus

Spheniscus humboldti

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Appendix II Appendix III PODICIPEDIFORMES Podicipedidae Grebe Podilymbus gigas PROCELLARIIFORMES Diomedeidae Albatross Diomedea albatrus PELECANIFORMES

Pelecanidae Pelican

Pelecanus crispus

Sulidae Booby

Papasula abbotti

Fregatidae Frigatebird

Fregata andrewsi

CICONIIFORMES

Ardeidae Egrets, herons

Ardea goliath (Ghana) Bubulcus ibis (Ghana) Casmerodius albus

(Ghana) Egretta garzetts

(Ghana)

Balaenicipitidae Shoebill,

whale-headed stork Balaeniceps rex

Ciconiidae Storks

Ciconia boyciana Ciconia nigra Ephippiorhynchus senegalensis (Ghana)

Appendix I	Appendix II	Appendix III
Jabiru mycteria		Leptoptilos crumeniferus (Ghana)
Mycteria cinerea		crumentjerus (Ghana)
Threskiornithidae Ibises, spoonbills		Bostrychia hagedash (Ghana) Bostrychia rara (Ghana)
	Eudocimus ruber Geronticus calvus	
Geronticus eremita Nipponia nippon	Platalea leucorodia	Threskiornis aethiopicus (Ghana)
Phoenicopteridae Flamingos	Phoenicopteridae spp.	
ANSERIFORMES		
Anatidae Ducks, geese, swans, etc.		Alopochen aegytiacus (Ghana) Anas acuta (Ghana)
Anas aucklandica	Anas bernieri	Anas capensis (Ghana) Anas clypeata (Ghana)
Anas laysanensis	Anas formosa	Anas crecca (Ghana)
Anas oustaleti		Anas penelope (Ghana) Anas querquedula (Ghana) Aythya nyroca (Ghana)
Branta canadensis leucopareia	Branta ruficollis	yy(S)
Branta sandvicensis		Cairina moschata (Honduras)

Appendix I	Appendix II	Appendix III
Cairina scutulata	Coscoroba coscoroba Cygnus melanocorypha Dendrocygna arborea	Dendrocygna atumnalis (Honduras) Dendrocygna bicolor (Ghana, Honduras)
	Oxyura leucocephala	Dendrocygna viduata (Ghana) Nettapus auritus (Ghana) Pletropterus gambensis (Ghana) Pteronetta hartlaubii (Ghana)
Rhodonessa caryophyllacea (possibly extinct)	Sarkidiornis melanotos	
FALCONIFORMES Eagles, falcons, hawks, vultures	FALCONIFORMES spp. (Except the species included in Appendices I and III and the species of the family Cathartidae)	
Cathartidae New world vultures		
Gymnogyps californianus		Sarcoramphus papa (Honduras)
Vultur gryphus		
Accipitridae Hawks, eagles		
Aquila adalberti Aquila heliaca		

Appendix II

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Chondrohierax uncinatus wilsonii

Haliaeetus albicilla

Haliaeetus leucocephalus

Harpia harpyja Pithecophaga jefferyi

Falconidae Falcons

Falco araea Falco jugger Falco newtoni (Only the population of Seychelles)

Falco pelegrinoides Falco peregrinus Falco punctatus Falco rusticolus

GALLIFORMES

Megapodiidae Megapodes, scrubfowl

Macrocephalon maleo

Cracidae Chachalacas, currassows, guans

Crax blumenbachii

Crax alberti (Colombia) Crax daubentoni (Colombia) Crax globulosa (Colombia) Crax rubra (Colombia, Costa Rica, Guatemala, Honduras)

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Appendix I Appendix II Appendix III Mitu mitu Oreophasis derbianus Ortalis vetula (Guatemala, Honduras) Pauxi pauxi (Colombia) Penelope albipennis Penelope purpurascens (Honduras) Penelopina nigra (Guatemala) Pipile jacutinga Pipile pipile Phasianidae Grouse, guineafowl, partridges, pheasants, tragopans Agelastes meleagrides (Ghana) Agriocharis ocellata (Guatemala) Arborophila charltonii (Malaysia) Arborophila orientalis (Malaysia) Argusianus argus Caloperdix oculea (Malaysia) Catreus wallichii Colinus virginianus ridgwayi Crossoptilon crossoptilon Crossoptilon harmani Crossoptilon mantchuricum

Appendix I	Appendix II	Appendix III
Lophophorus impejanus Lophophorus lhuysii	Gallus sonneratii Ithaginis cruentus	
Lophophorus sclateri Lophura edwardsi		Lophura erythrophthalma (Malaysia) Lophura ignita (Malaysia)
Lophura imperialis Lophura swinhoii		Melanoperdix nigra
<i>Lopnura swinnou</i>		(Malaysia)
	Pavo muticus	
	Polyplectron bicalcaratum	
Polyplectron emphanum		
	Polyplectron germaini	Polyplectron inopinatum (Malaysia)
		(Widiaysia)
	Polyplectron malacense	
	Polyplectron schleiermacheri	
Rheinardia ocellata		
		Rhizothera longirostris (Malaysia) Rollulus rouloul
Syrmaticus ellioti Syrmaticus humiae Syrmaticus mikado Tetraogallus caspius Tetraogallus tibetanus Tragopan blythii Tragopan caboti	The control of the state of the	(Malaysia)
Tragopan melanocephalus	1ragopan satyra (Nepal)	
Tympanuchus cupido artwateri		

(Guatermala)

Appendix I	Appendix II	Appendix III
GRUIFORMES		
Gruidae Cranes	Gruidae spp. (Except the species included in Appendix I)	
Grus americana Grus canadensis nesiotes		
Grus canadensis pulla		
Grus japonensis Grus leucogeranus Grus monacha Grus nigricollis Grus vipio		
Rallidae Rail		
Gallirallus sylvestris		
Rhynochetidae Kagu		
Rhynochetos jubatus		
Otididae Bustards	Otididae spp. (Except the species included in Appendix I)	
Ardeotis nigriceps Chlamydotis undulata Eupodotis bengalensis		
CHARADRIIFORMES		
Burhiniidae Thick-knee		Burhinus bistriatus

Appendix I Appendix II Appendix III Scolopacidae Curlews, greenshanks Numenius borealis Numenius tenuirostris Tringa guttifer Laridae Gull Larus relictus **COLUMBIFORMES** Columbidae Doves, pigeons Columba guinea (Ghana) Caloenas nicobarica Columba iriditorques (Ghana) Columba livia (Ghana) Columbia mayeri (Mauritius) Columba unicincta (Ghana) Ducula mindorensis Gallicolumba luzonica Goura spp Oena capensis (Ghana)

(Ghana)
Streptopelia roseogrisea
(Ghana)
Streptopelia
semitorquata (Ghana)
Streptopelia
senegalensis (Ghana)
Streptopelia turtur
(Ghana)

Streptopelia decipiens

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Appendix II

Appendix III

Streptopelia vinacea (Ghana)
Treron calva (Ghana)
Treron waalia (Ghana)
Turtur abyssinicus (Ghana)
Turtur afer (Ghana)
Turtur brehmeri (Ghana)
Turtur tympanistria (Ghana)

PSITTACIFORMES

Amazons, cockatoos, lories, lorikeets, macaws, parakeets, parrots

PSITTACIFORMES spp. (Except the species included in Appendix I and Appendix III, and excluding Agapornis, roseicollis, *Melopsittacus undulatus* and *Nymphicus hollandicus*, which are not included in the Appendices)

Cacatuidae Cockatoos
Cacatua goffini
Cacatua haematuropygia
Cacatua moluccensis
Cacatua sulphurea
Probosciger aterrimus

Loriidae Lories, lorikeets Eso histrio Vini ultramarina

Appendix II

Appendix III

Amazona arausiaca Amazona barbadensis Amazona brasiliensis Amazona finschi Amazona guildingii Amazona imperialis Amazona leucocephala Amazona ochrocephala auropalliata Amazona ochrocephala belizensis Amazona ochrocephala caribaea Amazona ochrocephala oratrix Amazona ochrocephala parvipes Amazona ochrocephala tresmariae Amazona pretrei Amazona rhodocorytha Amazona tucumana Amazona versicolor Amazona vinacea Amazona viridigenalis Amazona vittata Anodorhynchus spp. Ara ambigua Ara glaucogularis (Often traded under the incorrect designation Ara caninde) Ara macao Ara militaris Ara rubrogenys Cyanopsitta spixii Cyanoramphus forbesi Cyanoramphus novaezelandiae Cyclopsitta diophthalma coxeni

Eunymphicus cornutus

(Ghana)

Appendix I Appendix II Appendix III Geopsittacus occidentalis (possibly extinct) Guarouba guarouba Neophema chrysogaster Ognorhynchus icterotis Pezoporus wallicus Pionopsitta pileata Propyrrhura couloni Propyrrhura maracana Psephotus chrysopterygius Psephotus dissimilis Psephotus pulcherrimus (possibly extinct) Psittacula echo Psittacula krameri (Ghana) Pyrrhura cruentata Rhynchopsitta spp. Strigops habroptilus Vini ultramarina **CUCULIFORMES** Musophagidea Corythaeola cristata Turacos (Ghana) Crinifer piscator (Ghana) Musophaga porphyreolopha Musophaga violacea

Tauraco spp.

Appendix I	Appendix II	Appendix III
STRIGIFORMES Owls	STRIGIFORMES spp. (Except the species included in Appendix I)	
Tytonidae Barn owl		
Tyto soumagnei		
Strigidae Owls		
Athene blewitti Mimizuku gurneyi Ninox novaeseelandiae undulata		
Ninox squamipila natalis		
APODIFORMES		
Trochilidae Hummingbirds	Trochilidae spp. (Except the species included in Appendix I)	
Glaucis dohrnii		
TROGONIFORMES		
Trogonidae Quetzal		
Pharomachrus mocinno		
CORACIIFORMES		
Bucerotidae Hornbills	Aceros spp. (Except the species included in Appendix I)	

richardsi

Appendix I	Appendix II	Appendix III
PASSERIFORMES		
Cotingidae Cotingas		Cephalopterus ornatus (Colombia) Cephalopterus penduliger (Colombia)
Cotinga maculata Xipholena atropurpurea	Rupicola spp.	
Pittidae Pittas Pitta gurneyi Pitta kochi	Pitta guajana Pitta nympha	
Atrichornithidae Scrub-bird		
Atrichornis clamosus		
Hirundinidae Martin		
Pseudochelidon sirintarae		
Pycnonotidae Bulbul	Pycnonotus zeylanicus	
Muscicapidae Old World flycatchers		Bebrornis rodericanus (Mauritius)
	Cyornis ruckii	
Dasyornis broadbenti <i>litoralis</i> (possibly extinct)		

Appendix I	Appendix II	Appendix III
Dasyornis longirostris	Garrulax canorus Leiothrix argentauris Leiothrix lutea Liocichla omeiensis	
Picathartes gymnocephalus		
Picathartes oreas		Terpsiphone bourbonnensis (Mauritius)
Zosteropidae White-eye		(Mauritius)
Zosterops albogularis		
Meliphagidae Honeyeater		
Lichenostomus melanops cassidix		
Emberizidae Cardinals, tanagers Icteridae Blackbirds	Gubernatrix cristata Paroaria capitata Paroaria coronata Tangara fastuosa	
Agelaius flavus		
Fringillidae Finches		
Carduelis cucullata	Carduelis yarrellii	Serinus canicapillus (Ghana) Serinus leucopygius (Ghana)

Appendix I	Appendix II	Appendix III
		Serinus mozambicus (Ghana)
Estrildidae Mannikins, waxbills		Amandava fasciata (Ghana)
	Amandava formosa	Amandava subflava (Ghana) Estrilda astrild (Ghana) Estrilda caerulescens (Ghana) Estrilda melpoda (Ghana) Estrilda troglodytes (Ghana) Lagonosticta rara (Ghana) Lagonosticta rubricta (Ghana) Lagonosticta rufopita (Ghana) Lagonosticta senegala (Ghana) Lagonosticta vinacea (Ghana) Lonchura bicolor (Ghana) Lonchura cantans (Ghana) Lonchura cucullata (Ghana) Lonchura fringilloides (Ghana) Mandingoa nitidula (Ghana)

Appendix I	Appendix II	Appendix III
		Nesocharis capistrata (Ghana) Nigrita bicolor (Ghana) Nigrita canicapilla (Ghana) Nigrita fusconota (Ghana) Nigrita luteifrons (Ghana) Ortygospiza atricollis (Ghana)
	Padda oryzivora	Parmoptila
		rubrifrons (Ghana) Pholidornis rushiae (Ghana)
	Poephila cincta cincta	(Ghana)
		Pyrenestes ostrinus (Ghana) Pytilia hypogammica (Ghana) Pytilia phoenicoptera (Ghana) Spermophaga haematina (Ghana) Uraeginthus bengalus (Ghana)
Ploceidae Weavers, whydahs		Amblyospiza albifrons (Ghana) Anaplectes rubriceps (Ghana) Anomalospiza imberbis (Ghana) Bubalornis albirostris (Ghana) Euplectes afer (Ghana) Euplectes ardens (Ghana)

Appendix II

Appendix III

Euplectes ardens

(Ghana)

Euplectes franciscanus

(Ghana)

Euplectes hordeaceus

(Ghana)

Euplectes macrourus

(Ghana)

Malimbus cassini

(Ghana)

alimbus malimbicus

(Ghana)

Malimbus nitens (Ghana)

Malimbus rubricollis

(Ghana)

Malimbus scutatus

(Ghana)

Pachyhantes

superciliosus (Ghana)

Passer griseus (Ghana)

Petronis dentata (Ghana)

Plocepasser

superciliosus (Ghana)

Ploceus albinucha

(Ghana)

Ploceus aurantius

(Ghana)

Ploceus cucullatus

(Ghana)

Ploceus heuglini

(Ghana)

Ploceus luteolus (Ghana)

Ploceus

melanocephalus

(Ghana)

Ploceus nigerrimus

(Ghana)

Ploceus nigricollis

(Ghana)

Ploceus pelzelni (Ghana)

Ploceus preussi (Ghana)

THE LAWS OF BARBADOS

Paradisaeidae spp.

Appendix II

Appendix I

Appendix III Ploceus tricolor (Ghana) Ploceus vitellinus (Ghana) Quelea erythrops (Ghana) Sporopipes frontalis (Ghana) Vidua chalybeata (Ghana) Vidua interjecta (Ghana) Vidua larvaticola (Ghana) Vidua macroura (Ghana) Vidua orientalis (Ghana) Vidua raricola (Ghana) Vidua togoensis (Ghana) Vidua wilsoni (Ghana)

Sturnidae Mynahs
(Starlings) Gracula religiosa
Leucopsar rothschildi

Paradisaeidae Birds of

paradise

THE LAWS OF BARBADOS

Kachuga spp. (Except the species included in Appendix I)

Appendix I	Appendix II	Appendix III
Kachuga tecta		
	Leucocephalon yuwonoi Malayemys subtrijuga	
		Maurenys iversoni (China)
	Mauremys mutica	
		Maurenys prichardi (China)
Melanochelys tricarinata Morenia ocellata		
	Notochelys platynota	
		Ocadia glyphistoma (China) Ocadia philippeni (China) Ocadia sinensis (China)
	Orlita borneensis Pyxidea mouhotii	
		Sacalia bealei (China) Sacalia pseudocellata (China) Sacalia quadriocellata (China)
	siebenrockiella crassicollis	

Appendix II

Appendix III

Terrapene spp. (Except the species included in Appendix I)

Terrapene coahuila

Testudinidae Tortoises

Testudinidae spp. (Except the species included in Appendix I. A zero annual export quota has been established for Geochelone sulcata for specimens removed from the wild and traded for primarily commercial purposes)

Geochelone nigra Geochelone radiata Geochelone yniphora Gopherus flavomarginatus Psammobates geometricus Pyxis arachnoides Pyxis planicauda Testudo kleinmanni Testudo werneri

Cheloniidae Marine turtles

Cheloniidae spp.

Dermochelyidae Leatherback turtle

Dermochelys coriacea

Carettochelyidae Pig-nosed turtles

Carettochelys insculpta

THE LAWS OF BARBADOS

Appendix I	Appendix II	Appendix III
Trionychidae Softshell turtles, terrapins	Amyda cartilaginea	
Apalone ater Asperidetes gangeticus Asperidetes hurum Asperidetes nigricans	Chitra spp. Lissemys punctata	Palea steindactineri
		(China)
	Pelochelys spp.	Pelodisus axenaria (China) Pelodisus maackii (China) Pelodisus parviformis (China) Pelodisus sinensis (China) Rajetus swinhoei (China) Trionyx triunguis (Ghana)
Pelomedusidae		
Afro-American side necked turtles	Erymnochelys madagascariensis	Pelomedusa subrufa (Ghana)
	Peltocephalus dumeriliana	Pelusios adansonii (Ghana) Pelusios castaneus (Ghana) Pelesios gabonensis (Ghana) Pelusios niger (Ghana)

Appendix II

Appendix III

Podocnemis spp.

Chelidae Austro-American side-necked turtle

Chelodina mccordi

Pseudemydura umbrina

CROCODYLIA

Aligators, caimans, crocodiles

CROCODYLIA spp. (Except the species including in Appendix I)

Alligatoridae Alligators, caimans

Alligator sinensis Caiman crocodilus apaporiensis

Caiman latirostris (Except the population of Argentina, which is included in Appendix II)

Melanosuchus niger
(Except the population
of Ecuador, which is
included in Appendix II,
and is subject to a zero
annual export quotas until
an annual export quota
has been approved by
the CITES Secretariat
and the IUCN/SSC
Crocodile Specialist
Group)

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Appendix I

Appendix II

Appendix III

Crocodylidae Crocodiles

Crocodylus acutus (Except the population of Cuba, which is included in Appendix II) Crocodylus cataphractus Crocodylus intermedius Crocodylus mindorensis Crocodylus moreletii Crocodylus niloticus (Except the population of Botswana, Ethiopia, Kenya, Madagascar, Malawi, Mozambique, South Africa, Uganda, the United Republic of Tanzania (subject to an annual export quota of no more than 1600 wild specimens including hunting trophies, in addition to ranched specimens), Zambia and Zimbabwe, which are included in Appendix II)

Crocodylus palustris Crocodylus porosus (Except the populations of Australia, Indonesia and Papua New Guinea, which are included in Appendix II)

Crocodylus rhombifer Crocodylus siamensis Osteolaemus tetraspis Tomistoma schlegelii

Appendix I	Appendix II	Appendix III
Gavialidae Gavial		
Gavialis gangeticus		
RHYNCHOCEPHALIA		
Sphenodontidae Tuatara		
Sphenodon spp.		
SAURIA		
Gekkonidae Geckos	Cyrtodactylus serpensinsula	Hoplodactylus spp. (New Zealand) Naultinus spp. (New Zealand)
Agamidae Agamas, mastigures Chamaeleonidae Chameleons	Phelsuma spp. Uroplatus spp. Uromastyx spp. Bradypodion spp. Brookesia spp. (Except the species included in Appendix I)	
Brookesia perarmata Iguanidae Iguanas	Calumma spp. Chamaeleo spp. Furcifer spp.	
Brachylophus spp.	Amblyrhynchus cristatus	

Appendix I	Appendix II	Appendix III
Cyclura spp.	Conolophus spp. Iguana spp.	
Sauromalus varius	Phrynosoma coronatum	
Lacertidae Lizards		
Gallotia simonyi	Podarcis lilfordi Podarcis pityusensis	
Cordylidae Spiny-tailed lizards	Cordylus spp.	
Teiidae Caiman lizards, tegu lizards	Crocodilurus amazonicus Dracaena spp. Tupinambis spp.	
Scincidae Skink Xenosauridae Chinese crocodile lizard	Corucia zebrata Shinisaurus crocodilurus	
Helodermatidae Beaded lizard, gila monster	Heloderma spp.	

madagascariensis

Appendix I	Appendix II	Appendix III
Varanidae Monitor lizard		
	Varanus spp. (Except the speices included in Appendix I)	
Varanus bengalensis Varanus flavescens Varanus griseus Varanus komodoensis Varanua nebulosus		
SERPENTES Snakes		
Loxocemidae Mexican dwarf boa	Loxocemidae spp.	
Pythonidae Pythons	Pythonidae spp. (Except the subspecies included in Appendix I)	
Python molurus molurus		
Boidae Boas	Boidae spp. (Except the species included in Appendix I)	
Acrantophis spp. Boa constrictor occidentalis	Appendix 1)	
Epicrates inornatus Epicrates monensis Epicrates subflavus Sanzinia		

Appendix II	Appendix III
Bolyeriidae spp. (Except the species included in Appendix I)	
Tropidonhiidaa spp	
Tropiaopniiaae spp.	
	Atretium schistosum (India) Cerberus rhynchops (India)
Clelia clelia Cyclagras gigas Elachistodon westermanni	
Ptyas mucosus	Xenochrophis piscator (India)
	pisculoi (mala)
Hoplocephalus bungaroides	
	Micrurus diastema (Honduras) Micrurus nigrocinctus (Honduras)
Naja atra Naja kaouthis Naja mandalayensis Naja naja naja oxiana Naja philippinensis	
	Bolyeriidae spp. (Except the species included in Appendix I) Tropidophiidae spp. Clelia clelia Cyclagras gigas Elachistodon westermanni Ptyas mucosus Hoplocephalus bungaroides Naja atra Naja kaouthis Naja mandalayensis Naja naja naja naja oxiana

(India)

Appendix I	Appendix II	Appendix III
	Naja sagittifera Naja samarensis Naja siamensis Naja sputatrix Naja sumatrana Ophiophagus hannah	
Viperidae Vipers		Crotalus durissus (Honduras) Daboia russelii

Vipera ursinii (Only the population of Europe, except the area which formerly constituted the Union of Soviet Socialist Republics; these latter populations are not included in the Appendices)

Vipera wagneri

CLASS AMPHIBIA (AMPHIBIANS)

ANURA

Bufonidae Toads

Altiphrynoides spp. Atelopus zeteki Bufo periglenes Bufo superciliaris Nectophrynoides spp. Nimbaphrynoides spp. Spinophrynoides spp.

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Appendix I	Appendix II	Appendix III
Dendrobatidae Poison frogs	Dendrobates spp. Epipedobates spp. Minyobates spp. Phyllobates spp.	
Mantellidae Mantellas	Mantella spp.	
Microhylidae Red rain frog, tomato frog		
Dyscophus antongilii	Scaphiophryne gottlebei	
Myobatrachidae Gastric- broobing frogs	Rheobatrachus spp.	
Ranidae frogs	Euphlyctis hexadactylus Hoplobatrachus tigerinus	
CAUDATA		
Ambystomidae Axolotls	Ambystoma dumerilii Ambystoma mexicanum	
Cryptobranchidae Giant salamanders		
Andrias spp.		

Appendix II

Appendix III

CLASS ELASMOBRANCHII (SHARKS)

ORECTOLOBIFORMES

Rhincodontidae Whale

shark Rhincodon typus

LAMNIFORMES

Lamnidae Great white

shark Carcharodon carcharias

Cetorhinidae Basking

shark

Cetorhinus maximus

CLASS ACTINOPTERYGII (FISH)

ACIPENSERIFORMES

Paddlefish, sturgeons ACIPENSERIFORMES

spp. (Except the speices included in Appendix I)

Acipenseridae Sturgeons

Acipenser brevirostrum

Acipenser sturio

OSTEOGLOSSOFORMES

Osteoglossidae Arapaima, bonytonge

Arapaima gigas

Scleropages forosus

THE LAWS OF BARBADOS

Appendix I	Appendix II	Appendix III
CYPRINIFORMES		
Cyrinidae Blind carps, plaeeok	Caecobarbus geertsi	
Probarbus jullieni		
Catostomidae Cui-ui		
Chasmistes cujus		
SILURIFORMES		
Pangasiidae Pangasid carfish		
Pangasianodon gigas		
SYNGNATHIFORMES		
Syngnathidae Pipefishes, seahorses	Hippocampus spp.	
PERCIFORMES Labridae Wrasses	Cheilinus undulatus	
Sciaenidae Totoaba		
Totoaba macdonaldi		
	CLASS SARCOPTERYGII (LUNGFISHES)	

COELACANTHIFORMES

Latimeriidae Coelacanths

Latimeria spp.

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Appendix II Appendix III

CERATODONTIFORMES

Ceratodonitidae

Austranlian lungfish Neoceratodus forsteri

PHYLUM ECHINODERMATA

CLASS HOLOTHUROIDEA (SEA CUCUMBERS)

ASPIDOCHIROTIDA

Stichopodidae Sea cucumbers

Isostichopus fuscus

(Ecuador)

PHYLUM ARTHROPODA

CLASS ARACHNIDA (SPIDERS)

Scorpionidae Scorpions

SCORPIONES

Pandinus dictator Pandinus gambiensis Pandinus imperator

ARANEAE

Theraphosidae Red-kneed tarantulas, terantulas

Aphonopelma albiceps Aphonopelma pallidum Brachypelma spp.

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Appendix I	Appendix II	Appendix III
	CLASS INSECTA (INSECTS)	
COLEOPTERA		
Lucanidae Cape stag beetles		Colophon spp. (South Africa)
LEPIDOPTERA		
Papilionidae Birdwing butterflies, swallowtail butterflies	Atrophaneura jophon Atrophaneura pandiyana Bhutanitis spp. Ornithoptera spp. (Except the species included in Appendix I)	
Ornithoptera alexandrae Papilio chikae Papilio homerus Papilio hospiton	Parnassius apollo Teinopalpus spp. Trogonoptera spp. Troides spp. (sensu	
	PHYLUM ANNELIDA	
	CLASS HIRUDINOIDEA (LEECHES)	
ARHYNCHOBDELLIDA		

Hirudo medicinalis

Hirudinidae Medicinal

Leech

Appendix I Appendix II

PHULUM MOLLUSCA

CLASS BIVALVIA (CLAMS, MUSSELS)

VENERIDA

Tridacnidae Giant clams Tridacnidae spp.

UNIONIDA

Unionidae Freshwater mussles, pearly mussels

Conradilla caelata

Cyprogenia aberti

Dromus dromas Epioblasma curtisi Epioblasma florentina Epioblasma sampsoni Epioblasma sulcata perobliqua

Epioblasma torulosa gubernaculum

Epioblasma torulosa rangiana

Epioblasma torulosa torulosa

Epioblasma turgidula Epioblasma walkeri Fusconaia cuneolus Fusconaia edgariana Lampsilis higginsii Lampsilis orbiculata orbiculata

Lampsilis satur Lampsilis virescens

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Appendix I Appendix II Appendix III

Plethobasus cicatricosus

Plethobasus cooperianus Cleurobema clava

Pleurobema plenum Potamilus capax Quadrula intermedia Quadrula sparsa Toxolasma cylindrella Unio nickliniana Unio tampicoensis tecomatensis

Villosa trabalis

MYTILOIDA

Mytilidae Marine mussels

Lithophaga Lithophaga

CLASS GASTROPODA (SNAILS AND CONCHES)

STYLOMMATOPHORA

Achatinellidae Agate snails, oahu tree snails

Achatinella spp.

Camaenidae Green tree

snail

Papustyla pulcherrima

MESOGASTROPODA

Strombidae Queen conch

Strombus gigas

Appendix I	Appendix II	Appendix III
	PHYLUM CNIDARIA	
	CLASS ANTHOZOA (CORALS, SEA ANEMONES)	
HELIOPORACEA Blue corals		
	Helioporidae spp. (Includes only the species Heliopora coerulea. Fossils are not subject to the provisions of the Convention)	
STOLONIFERA		
Tubiporidae Organ-pipe corals	Tubiporidae spp. (Fossils are not subject to the provisions of the Convention)	
ANTIPATHARIA Black corals	ANTIPATHARIA spp.	
SCLERACTINIA Stony corals	SCLERACTINIA spp. (Fossils are not subject to the provisions of the Convention)	

Appendix I	Appendix II	Appendix III
	CLASS HYDROZOA (SEA FERNS, FIRE CORALS, STINGING MEDUSAE)	
MILLEPORINA		
Milleporidae Fire corals	Milleporidae spp. (Fossils are not subject to the provisions of the Convention)	
STYLASTERINA		
Stylasteridae Lace corals	Stylasteridae spp. (Fossils are not subject to the provisions of the Convention) FLORA (PLANTS)	
AGAVACEAE Agaves		
Agave arizonica Agave parviflora Nolina interrata	Agave victoriae-reginae #1	
AMARYLLIDACEAE Snowdrops, sternbergias	Galanthus spp. #1 Sternbergia spp. #1	
APOCYNACEAE Elephant trunks, hoodias	Hoodia spp. #9 Pachypodium spp. * #1 (Except the species included in Appendix I)	
Pachypodium ambongense Pachypodium baronii Pachypodium decaryi	D1G	

Rauvolfia serpentina #2

Appendix I	Appendix II	Appendix III
ARALIACEAE Ginseng	Panax ginseng #3 (Only the population of the Russian Federation; no other population is included in the Appendices) Panax quinquefolius #3	
ARAUCARIACEAE Monkey-puzzle tree		
Araucaria araucana		
BERBERIDACEAE May-apple	Podophyllum hexandrum #2	
BROMELIACEAE Air plants, bromelias	Tillandsia harrisii #1 Tillandsia kammii #1 Tillandsia kautskyi #1 Tillandsia mauryana #1 Tillandsia sprengeliana #1 Tillandsia sucrei #1 Tillandsia xerographica #1	
Ariocarpus spp. Astrophytum asterias Aztekium ritteri Coryphantha werdermannii Discocactus spp. Echinocereus ferreirianus	CACTACEAE spp. ⁷ #4 (Except the species included in Appendix I)	
ssp.lindsayi		

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Appendix I

Appendix II

Appendix III

Echinocereus schmollii Escobaria minima Escobaria sneedii Mammillaria pectinifera Mammillaria solisioides Melocactus conoideus Melocactus deinacanthus Melocactus glaucescens Melocactus paucispinus Obregonia denegrii Pachycereus militaris Pediocactus bradyi Pediocactus knowltonii Pediocactus paradinei Pediocactus peeblesianus Pediocactus sileri Pelecyphora spp. Sclerocactus brevihamatus ssp. tobuschii

Sclerocactus erectocentrus Sclerocactus glaucus Sclerocactus mariposensis Sclerocactus mesaeverdae Sclerocactus nyensis Sclerocactus papyracanthus Sclerocactus pubispinus Sclerocactus wrightiae Strombocactus spp. Turbinicarpus spp. Uebelmannia spp.

CARYOCARACEAE Ajo

Caryocar costaricense #1

COMPOSITAE (Asteraceae) Kuth

Saussurea costus

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Appendix I	Appendix II	Appendix III
CRASSULACEAE Dudleyas	Dudleya stolonifera Dudleya traskiae	
CUPRESSACEAE Alerce, cypresses		
Fitzroya cupressoides Pilgerodendron uviferum		
CYATHEACEAE Tree-ferns	Cyathea spp. #1	
CYCADACEAE Cycads Cycas beddomei	CYCADACEAE spp. * #1	
DIAPENSIACEAE Oconee-bells	Shortia galacifolia #1	
DICKSONIACEAE Tree-ferns	Cibotium barometz #1 Dicksonia spp. #1 (only the populations of the Americas; no other population is included in the Appendices)	
DIDIEREACEAE Alluaudias, didiereas	DIDIEREACEAE spp. #1	
DIOSCOREACEAE Elephant's foot, kniss	Dioscorea deltoidea #1	
DROSERACEAE Venus' flytrap	Dionaea muscipula #1	

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Appendix I

Appendix II

Appendix III

EUPHORBIACEAE Spurges

Euphorbia spp. #1 (Succulent species only except the species included in Appendix I. Artificially propagated specimens of cultivars of Euphorbia trigona, artificially propagated specimens of crested, fan-shaped or colour mutants of Euphorbia lactea, when grafted on artificially propagated root stock of *Euphorbia* neriifolia, specimens of cultuvars of Euphorbia 'Milii' when they are traded in shipments of 100 or more plants and readily recognizable as artificially propagated specimens, are not subject to the provisions of the Convention)

Euphorbiaambovombensis Euphorbia capsaintemariensis Euphorbia cremersii (Includes the forma virdifolia and the var. rakotozafyi) Euphorbia cylindrifolia (Includes the spp. tuberifera)Euphorbia decaryi (Includes the vars. ampanihyenis, robibsonii and spirosticha) Euphorbia francoisii Euphorbia moratii (Includes the vars. antsingiensis, bemarahensis and *multiflora*)

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Appendix I	Appendix II	Appendix III
Euphorbia parvicyathophora Euphorbia quartziticola Euphorbia tulearensis		
FOUQUIERIACEAE Ocotillos	Fouquieria columnaris #1	
Fouquieria fasciculata Fouquieria purpusii		
GNETACEAE Gnetums		Gnetum mountanum #1 (Nepal)
JUGLANDACEAE Gavilan	Oreomunnea pterocarpa #1	
LEGUMINOSAE (Fabaceae) Afrormosia, cristobal, rosewood, sandalwood		
Dalbergia nigra		Dipteryx panamensis (Costa Rica)
	Pericopsis elata #5	
	Platymiscium pleiostachyum #1	
	Pterocarpus santalinus #7	

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Appendix I

Appendix II

Appendix III

LILIACEAE Aloes

Aloe spp. #1 (Except the species included in Appendix I. Also excludes Aleo vera, also references as Aloe barbadensis which is not included in the Appendices)

Aloe albida $A loe\ albiflora$ Aloe alfredii Aloe bakeri Aloe bellatula Aloe calcairophila Aloe compressa (Includes the vars, rugosquamosa, schistophila and paucituberculata)

Aloe delphinensis Aloe descoingsii Aloe fragilis Aloe haworthioides (Incules the var. aurantiaca)

Aloe helenae Aloe laeta (Includes the var. maniaensis)

Aloe parallelifolia Aloe parvula Aloe pillansii Aloe polyphylla Aloe rauhii Aloe suzannae Aloe versicolor Aloe vossii

Appendix I	Appendix II	Appendix III
MAGNOLIACEAE Magnolia		Magnolia liliifera var. obovata #1 (Nepal)
MELIACEAE Mahoganies, Spanish cedar		Cedrela ororata #5 [Population of Colombia (Colombia) Population of Peru (Peru)]
	Swietenia humilis #1	

Swietenia humilis #1
Swietenia macrophylla# 6
(Populations of the
Neotropics)
Swietenia mahagoni #5

NEPENTHACEAE Pitcher-plants (Old World)

Nepenthes spp.#1

Nepenthes khasiana Nepenthes rajah

ORCHIDACEAE Orchids

ORCHIDACEAE spp.8 #8 (Except the species included in Appendix I)

(For all of the following Appendix-I species, seeding or tissue cultures obtained in vitro, in solid or liquid media, transported in sterile containers are not subject to the provisions of the Convention)

Aerangis ellisii Dendrobium cruentum Laelia jongheana Laelia lobata

THE LAWS OF BARBADOS

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Appendix I	Appendix II	Appendix III
Paphiopedilum spp. Peristeria elata Phragmipedium spp. Renanthera imschootiana		
OROBANCHACEAE Broomrape	Cistanche deserticola #3	
PALMAE (Arecaceae) Palms		
raims	Beccariophoenix madagascariensis	
	Lemurophoenix halleuxii	
Marojejya darianii	Neodypsis decaryi #1 Ravenea louelii Ravenea rivularis Satranala decussilvae Voanioala gerardii	
PAPAVERACEAE Poppy		Meconopsis regia #1 (Nepal)
PINACEAE Guatemala fir		
Abies guatemalensis		
PODOCARPACEAE Podocarps		
		Podocarpus neriigolius #1 (Nepal)
Podocarpus parlatorei		(тераг)

Appendix I	Appendix II	Appendix III
PORTULACACEAE Lewisias, portulacas, purslanes PRIMULACEAE Cyclamens	Anacampseros spp. #1 Avonia spp. #1 Lewisia serrata #1	
	Cyclamen spp. ² #1	
PROTEACEAE Proteas	0 1 1 111	
	Orothamnus zeyheri #1 Protea odorata #1	
RANUNCULACEAE Golden seals, yellow adonis, yellow root		
	Adonis vernalis #2 Hydrastis canadensis #3	
ROSACEAE African cherry, stinkwood	Prunus africana #1	
RUBIACEAE Ayuque		
Balmea stormiae		
SARRACENIACEAE Pitcher-plants (New World)		
(rew world)	Sarracenia spp. #1 (Except the species included in Appendix I)	
Sarracenia rubra ssp. alabamensis Sarracenia rubra ssp. jonesii Sarracenia oreophila		
zaazema oreopima		

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Appendix I	Appendix II	Appendix III
SCROPHULARIACEAE Kutki	Picrorhiza kurrooa #3 (Excludes Picrorhiza scrophulariiflra)	
STANGERIACEAE Stangerias	Bowenia spp. #1	
Stangeria eriopus		
TAXACEAE Himalayan yew THYMELEACEAE (Tetracentraceae)	Taxus chinensis and infraspecific taxa of this species ¹⁰ #10 Taxus cuspidata and infraspecific taxa of this species ¹⁰ #10 Taxus fuana and infraspecific taxa of this species ¹⁰ #10 Taxus sumatrana and infraspecific taxa of this species ¹⁰ #10 Taxus wallichiana #10	
Tetracentron		Tetracentron sinense #1 (Nepal)
THYMELAEACEAE (Aquilariaceae) Agarwood, ramin	Aquilaria spp. #1 Gonystylus spp. #1 Gyrinops spp. #1	"1 (1 tepui)
VALERIANACEAE Himalayan spikenard	Nardostachys grandiflora #3	

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Appendix I	Appendix II	Appendix III
WELWITSCHIACEAE Welwitschia	Welwitschia mirabilis #1	
ZAMIACEAE Cycads Ceratozamia spp. Chigua spp. Encephalartos spp. Microcycas calocoma	ZAMIACEAE spp. * #1 (Except the species included in Appendix I)	
ZINGIBERACEAE Ginger lily	Hedychium philippinense #1	
ZYGOPHYLLACEAE Lignum-vitae	Guaiacum spp. #2	

THIRD SCHEDULE

(Sections 2, 4, 6, 7, 9, 10, 13, 23, 24)

Species belonging to Barbados that may be adversely affected by trade

Liophis perfuscus

Mastigodryas bruesi

Leptotypholps bilineata

Phyllodactylus pulcher

Hemidactylus mabouia

Anolis extremus

Kentropyx borckiana

Gymnophthalmus underwoodi

Geochelone carbonaria

Eleutherodactylus johnstonei

FOURTH SCHEDULE

(Section 5(2))

Constitution and Procedure of the Scientific Authority

1. (1) The Scientific Authority shall consist of not less than 5 nor more than Constitu-12 members appointed by the Minister by instrument in writing.

- (2) The members shall be persons appearing to the Minister to be persons suitably qualified in the areas of botany, zoology, entomology, marine ecology and terrestrial ecology and having experience in related areas including the conservation, protection and management of natural resources.
- 2. The Minister shall appoint one of the members to be Chairman and another Appointto be Deputy Chairman respectively.

chairman and Deputy Chairman.

- 3. A member of the Authority shall hold office for a period not exceeding Tenure. 3 years, but is eligible for re-appointment.
- **4.** (1) The Chairman may at any time resign his office by instrument in writing Resignation. addressed to the Minister; and upon the date of receipt by the Minister of the instrument, the Chairman ceases to be Chairman and a member of the Authority unless some other date is mentioned in the instrument.

- (2) A member other than the Chairman may at any time resign his appointment by instrument in writing addressed to the Chairman, who shall forthwith cause the instrument to be forwarded to the Minister; and upon the date of receipt by the Chairman of the instrument, the member ceases to be a member of the Authority unless some other date is mentioned in the instrument.
- 5. The Minister may, in accordance with paragraph 3, appoint any person to act Temporary temporarily in the place of any member in case of the absence from Barbados or the membership. inability of that member to act; however the person temporarily appointed shall have a similar qualification to the appointed member for whom he is acting.

Vacancy. **6.** A vacancy shall be deemed to arise in the membership of the Authority in the case of

- (a) the death or resignation of a member;
- (b) the revocation by the Minister of the appointment of a member;
- (c) the absence from Barbados of a member without leave of the Minister;
- (d) the failure of a member to attend 3 consecutive meetings of the Committee, unless the failure to attend was approved by the Minister.

Remuneration. **7.** Members are eligible for such remuneration, whether by way of fees, travelling or other allowances, as the Minister may determine.

Publication.

8. The names of all members of the Authority as at first constituted and every change in the membership shall be published in the *Official Gazette*.

Secretary.

9. The Minister may assign a person to be Secretary of the Authority.

Procedure.

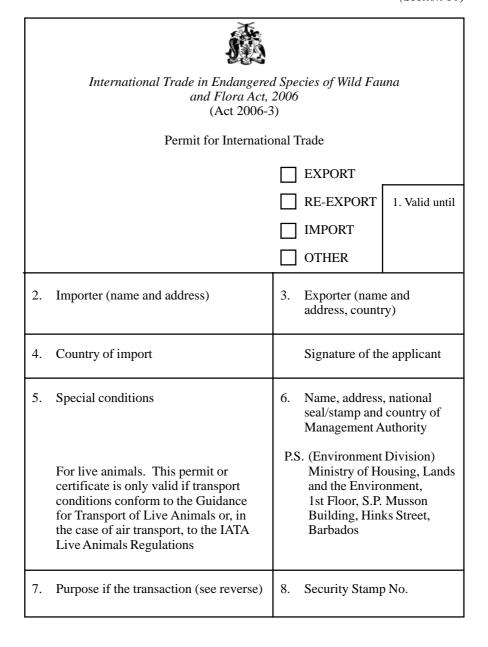
- **10.** (1) The Authority shall meet at such times as shall be necessary for the transaction of its business and such meetings shall be held at such places and times as the Authority may determine.
- (2) The Chairman may at any time call a special meeting of the Authority and shall call a special meeting within 7 days of the receipt of a written request for that purpose addressed to him by 2 members of the Authority.
- (3) The Chairman shall preside at meetings of the Authority and if the Chairman is absent from a meeting the Deputy Chairman shall preside at the meeting and if both the Chairman and the Deputy Chairman are absent, the members present shall elect one of the appointed members to preside at that meeting.
- (4) The minutes of each meeting of the Authority shall be kept in proper form and shall be confirmed as soon as practicable at a subsequent meeting.
- (5) The validity of the proceedings of the Authority shall not be affected by any vacancy amongst the members thereof or by any defect in the appointment of a member thereof.

Quorum. 11. A quorum shall consist a majority of the total members of the Authority.

- **12.** All documents made by, and all decisions of, the Authority may be Execution of signified under the hand of the Chairman or any other member authorized to act in documents. that behalf by the Authority.
- **13.** Decisions of the Authority are to be by a majority of votes, and where Decisions. voting is equal, the Chairman, in addition to his original vote, has a casting vote.
- **14.** A member of the Authority who is directly or indirectly interested in any Disclosure matter which is being dealt with by the Authority of interest.
 - (a) shall disclose the nature of his interest at a meeting of the Authority; and
 - (b) shall not take part in any deliberations or decisions of the Authority with respect to that matter.
- **15.** The Authority may co-opt persons to attend any of its meetings for the Experts. purpose of assisting or advising it with respect to any matter with which it is dealing, but a co-opted person is not entitled to vote and shall not be counted for the purpose of constituting a quorum.

FIFTH SCHEDULE

(Section 10)



SCIENTIFIC NAME (Genus and species) AND COMMON NAME OF ANIMAL OR PLANT			
10. Description of specimens, (age/sex if alive)			
11. Appendix No. and source (see	ee reverse)		
12. Quantity (including unity) 13. Total exported/Quota			
A 14. Country of origin	Permit No.	Date	
Country of last-export	Certificate No.	Date	
No. of operation ** or date of acquisition			
B 14. Country of origin	Permit No.	Date	
Country of last-export	Certificate No.	Date	
No. of operation ** or date of acquisition			
C 14. Country of origin	Permit No.	Date	
Country of last-export	Certificate No.	Date	
No. of operation ** or date of acquisition			
D 14. Country of origin	Permit No.	Date	
Country of last-export	Certificate No.	Date	
No. of operation ** or date of acquisition			

* ** **	or artificially propagated (only in case of re-export) ** Only for specimens of Appendix I species bred for commercial purposes		
	Ministry of Agriculture		
15.	(a) Health Certificate	(b)	Date
	(c) Surname	(d)	Signature Office Stamp
16.	THIS PERMIT ISSUED	BY:	
	Place	Date	Security stamp, signature and official seal
17.	EXPORT ENDORSEMENT	`:	18. Bill of Lading/Airway Bill Number
	Block Quality		
	A		
	В	1	Port of Export Date
	С	4	
	D		
			Signature Official Stamp and title
	Management Authority		