

Guidance for Interpretation of Personal and Household Effects [provided by Canada]
Clarification of the Interpretation of Article VII, paragraph 3. of the Convention

1. Article VII, paragraph 3 excludes specimens that are personal or household effects from the provisions of Articles III, IV or V of the Convention
2. Article VII, paragraph 3 (a) excludes Appendix I specimens from this exemption when they have been acquired outside the person's country of usual residence. Appendix I specimens may be acquired from other countries, but they must be imported home under the conditions of Article III or other paragraphs in Article VII.
3. Article VII, paragraph 3 (b) excludes Appendix II specimens from this exemption when the specimen has been acquired outside the person's country of usual residence, in a country where removal from the wild occurred AND where that country requires an export permit.
4. Parties can choose to apply stricter domestic measures such that any country of import or export can exclude specimens from the personal and household effects exemption, establish quantitative restrictions or choose not to implement the exemption at all.
5. It is an obligation for Parties to report whether or not they implement the Article VII paragraph 3 in domestic legislation.
6. Parties should consult the Secretariat's web site for Parties that implement the exemption.
7. Parties may establish quantitative limits for Appendix II species by following the guidelines in the Resolution Conference 13.7 (Rev. CoP14) Annex.

Clarification of the Definition of Personal and Household Effects

8. Specimens must be personally owned or possessed for non-commercial purposes. This excludes use for commercial gain, sale, and display for commercial purposes, keeping for sale, offering for sale or transport for sale.
9. Specimens must be legally acquired.
10. There are two types of personally owned or possessed specimens that could be considered personal and household effects. These are (1) Personal effects - specimens that at the time of import, export or re-export were worn, carried or included in personal baggage or (2) Household effects - specimens that at the time of import, export or re-export were part of a household move.

Clarification of types of specimens that may be considered as Personal and Household Effects

11. There are several categories of specimens which under certain conditions, can be exempted as personal and household effects (such as personally owned items, tourist souvenirs, hunting trophies).
12. Personally owned or possessed specimens are Appendix I, II or III specimens that have been acquired while a person resides in his country of usual residence. There are many different ways in which a specimen may be acquired as long as the acquisition was in accordance with domestic law. Examples include, but are not limited to:
 - Direct removal from the wild in the person's country of usual residence
 - As a gift acquired within the country of usual residence or imported under CITES provisions from another country
 - As an inheritance acquired either within the country of usual residence or imported under CITES provisions from another country

- Purchase from a vendor who has either obtained the specimen legally from within the country of usual residence or who has imported the specimens under CITES provisions from another country
 - A souvenir acquired while travelling abroad and imported either under the personal and household effects exemption or with the appropriate CITES documents
 - A hunting trophy that has been legally hunted abroad and imported either under the personal and household effects exemption or with the appropriate CITES documents
13. Personally owned or possessed specimens will be exempted as personal effects if both the country of import and export implement the personal and household effects exemption for the species and the specimen at the time of import, export or re-export was worn, carried or included in personal baggage.
 14. Personally owned or possessed specimens will be exempted as household effects if both the country of import and export implement the personal and household effects exemption for the species and the specimen at the time of import, export or re-export was part of a household move.
 15. Tourist souvenirs are Appendix II or III specimens acquired while travelling abroad. They will be exempted as personal effects if both the country of import and export implement the personal and household effects exemption for the species and the specimens at the time of import, export or re-export were worn, carried or included in personal baggage.
 16. Hunting trophies are Appendix II or III specimens that meet the Resolution 12.3 definition of hunting trophy. They will be exempted as personal effects if both the country of import and export implement the personal and household effects exemption for the species and the specimen at the time of import, export or re-export was worn, carried or included in personal baggage.