

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES
OF WILD FAUNA AND FLORA



Sixteenth meeting of the Conference of the Parties
Bangkok (Thailand), 3-14 March 2013

CONSIDERATION OF PROPOSALS FOR AMENDMENT OF APPENDICES I AND II

A. Proposal

To amend annotation #9 related to *Hoodia* spp. to read as follows, for the purpose of clarification:

All parts and derivatives except those bearing a label:

Produced from *Hoodia* spp material obtained through controlled harvesting and production in terms of an agreement with the relevant *CITES Management Authority* of [Botswana under agreement no. BW/xxxxxx] [Namibia under agreement no. NA/xxxxxx] [South Africa under agreement no. ZA/xxxxxx].

B. Proponent

Botswana, Namibia and South Africa*.

C. Supporting statement

1. Taxonomy

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|-----|---------------------------------------|--|
| 1.1 | Class: | Magnoliopsida |
| 1.2 | Order: | Gentianales |
| 1.3 | Family: | Apocynaceae |
| 1.4 | Genus: | <i>Hoodia</i> Sweet ex Decne. |
| 1.5 | Scientific synonyms: | Gonostemon Haw.; Trichocaulon N.E.Br. |
| 1.6 | Common names: | English: Hoodia
Local names: goa.-l, khoba.b, khowa.b, khobab, khowab, otjinove, Inawa#kharab, Ghaap |
| 1.7 | Trade names and pharmaceutical names: | P57 (active ingredient) |

2. Background

At the 13th meeting of the Conference of the Parties (CoP13, Bangkok, 2004), the Parties adopted a proposal to list *Hoodia* spp. in Appendix II, with annotation #9, which reads as follows:

* The geographical designations employed in this document do not imply the expression of any opinion whatsoever on the part of the CITES Secretariat or the United Nations Environment Programme concerning the legal status of any country, territory, or area, or concerning the delimitation of its frontiers or boundaries. The responsibility for the contents of the document rests exclusively with its author.

#9 *All parts and derivatives except those bearing a label: "Produced from Hoodia spp. material obtained through controlled harvesting and production in collaboration with the CITES Management Authorities of Botswana/Namibia/South Africa under agreement no. BW/NA/ZA xxxxxx".*

Annotation #9 in its current form has caused confusion, especially from *Hoodia* importing States, regarding the "agreement" and control of trade in specimens of *Hoodia* spp. in Botswana, Namibia and South Africa. It appears that the word "agreement" as used in this annotation is being interpreted to mean an agreement between the Governments of Botswana, Namibia and South Africa. However, this was not the intention of the proponents of the original proposal to list *Hoodia* spp. in Appendix II (Botswana, Namibia and South Africa).

The proponents of the present proposal are the same ones and would like to clarify that the "agreement" referred to in the annotation was intended to mean individual agreements between each one of these Management Authorities and a manufacturer, distributor or agent within their country. This intention is clearly reflected in paragraph 4.3.1 of the proposal to include *Hoodia* spp. in Appendix II, document CoP13 Prop. 37, presented at the 13th meeting of the Conference of the Parties. This paragraph reads as follows:

The proponents intend to promote local processing, and the major form of exports is likely to be in the form of extracts, partially processed or finished pharmaceutical products. Such products present complications for enforcement, and have traditionally been exempted for medicinal plant species included in Appendix II. It is therefore proposed to only exempt such products bearing a label indicating that the specific manufacturer/distributor/agent responsible for marketing such product has established an agreement with the relevant Management Authority, as specified in the proposal (Section A). All other specimens and raw material would remain subject to the requirements of trade under Article IV.

Unfortunately the current text of annotation #9 does not clearly reflect this statement, which was nonetheless the basis for the annotation adopted at CoP13. As a result, there has been some confusion in the interpretation and consequently in the implementation of this annotation.

3. Conclusion

The proponents request that the Conference of the Parties adopt this proposal to amend annotation #9 related to *Hoodia* spp., in accordance with Resolution Conf. 11.21 (Rev. CoP15), in order to reflect the original intention of the proponents at that time, as well as the reality 'on the ground'.