

**COVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES
OF WILD FAUNA AND FLORA**



POLAND

BIENNIAL REPORT

2009 – 2010

Warsaw, May 2011

PART 1 - CITES QUESTIONS

Note: Part 1 is composed exclusively of the questions included in the CITES Biennial Report format, approved at the 13th meeting of the Conference of the Parties to CITES, October 2004.

* Document as discussed and agreed at COM 45 held on 14 November 2008.

A. General information

Party	Poland
Period covered in this report:	<i>1 January 2009 to 31 December 2010</i>
Details of agency preparing this report	<i>Ministry of the Environment Department of Nature Conservation (CITES MA of Poland)</i>
Contributing agencies, organizations or individuals	<i>Ministry of Finance, General Police Headquarters, State Council for Nature Conservation (CITES SA of Poland), The Polish Society for Nature Protection „Salamandra”, WWF Poland.</i>

B. Legislative and regulatory measures

1	Has information on CITES-relevant legislation already been provided under the CITES National Legislation Project? If yes, ignore questions 2, 3 and 4.	Yes (fully) <input checked="" type="checkbox"/> Yes (partly) <input type="checkbox"/> No <input type="checkbox"/> No information/unknown <input type="checkbox"/>																																																
2	If your country has planned, drafted or enacted any CITES-relevant legislation, please provide the following details: Title and date: _____ Status: _____ Brief description of contents: _____																																																	
3	Is enacted legislation available in one of the working languages of the Convention?	Yes <input type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>																																																
4	If yes, please attach a copy of the full legislative text or key legislative provisions that were gazetted.	legislation attached <input type="checkbox"/> provided previously <input type="checkbox"/> not available, will send later <input type="checkbox"/>																																																
5	Which of the following issues are addressed by any stricter domestic measures that your country has adopted for CITES-listed species (in accordance with Article XIV of the Convention)? (in accordance with Article XIV of the Convention)?	Tick all applicable																																																
	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2" style="width: 30%;">Issue</th> <th colspan="3">The conditions for:</th> <th colspan="3">The complete prohibition of:</th> </tr> <tr> <th style="width: 10%;">Yes</th> <th style="width: 10%;">No</th> <th style="width: 10%;">No information</th> <th style="width: 10%;">Yes</th> <th style="width: 10%;">No</th> <th style="width: 10%;">No information</th> </tr> </thead> <tbody> <tr> <td>Trade</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Taking</td> <td style="text-align: center;"><input checked="" type="checkbox"/>*</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Possession</td> <td style="text-align: center;"><input checked="" type="checkbox"/>*</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Transport</td> <td style="text-align: center;"><input checked="" type="checkbox"/>*</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Other (specify)</td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </tbody> </table>	Issue	The conditions for:			The complete prohibition of:			Yes	No	No information	Yes	No	No information	Trade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Taking	<input checked="" type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Possession	<input checked="" type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Transport	<input checked="" type="checkbox"/> *	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
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	Additional comments	<p>* According to the national law (Nature Conservation Act of 16th April 2004, with further amendments) owners of live Annex A and B animals including amphibians, reptiles, birds and mammals of species covered by EU regulations on wildlife trade (CITES species) are obliged to submit a written declaration of possession to the appropriate district authority, in order to register specimens they keep.</p> <p>Obligation of registration does not apply to zoological gardens and persons involved in animal trade, carrying on an economic activity on regular basis (e.g. owners of pet shops) as well as persons keeping CITES animals temporarily for the medical treatment and rehabilitation purposes. Mentioned sellers are obliged however to possess documents stating legal origin of an animal they sell and to pass them to the buyer (e.g. copy of CITES import permit, permit for acquisition from nature, and in case of birth in captivity within Polish territory – a document issued by a district veterinary service, confirming birth in captivity, or other document stating legality of origin).</p> <p>* Prohibitions referring e.g. to harvesting, possessing, transport, sale and purchase, donations apply to all native protected species (including native CITES species). Exemptions from mentioned prohibitions can be granted only by the General Directorate for Environmental Protection, which issues a permission.</p>																																																

6	What were the results of any review or assessment of the effectiveness of CITES legislation, with regard to the following items?				Tick all applicable	
	Item	Adequate	Partially Inadequate	Inadequate	No information	
	Powers of CITES authorities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Clarity of legal obligations	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Control over CITES trade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Consistency with existing policy on wildlife management and use	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Coverage of law for all types of offences	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Coverage of law for all types of penalties	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Implementing regulations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Coherence within legislation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other (please specify): <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>						
Please provide details if available:						
7	If no review or assessment has taken place, is one planned for the next reporting period?				Yes	<input checked="" type="checkbox"/>
					No	<input type="checkbox"/>
				No information	<input type="checkbox"/>	
Please provide details if available:						
<i>Review of the Nature Conservation Act in respect of CITES provisions has started under last reporting period and is continued.</i>						
8	Has there been any review of legislation on the following subjects in relation to implementation of the Convention?				Tick all applicable	
	Subject	Yes	No	No information		
	Access to or ownership of natural resources	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	Harvesting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	Transporting of live specimens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	Handling and housing of live specimens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
Please provide details if available:						
9	Please provide details of any additional measures taken:					
	<i>One of the meetings of the national CITES Working Group was devoted to analysis of the penal provisions related to CITES infringements. The outcome of this discussion is considered as a good basis for modification of certain provisions, leading to more effective enforcement measures.</i>					

C. Compliance and enforcement measures

		Yes	No	No information
1	Have any of the following compliance monitoring operations been undertaken?			
	Review of reports and other information provided by traders and producers:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Inspections of traders, producers, markets	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Border controls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other (specify): <i>Control of CITES sale offers in the Internet</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Have any administrative measures (e.g., fines, bans, suspensions) been imposed for CITES-related violations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3	If Yes, please indicate how many and for what types of violations? If available, please attach details as Annex.			
4	Have any significant seizures, confiscations and forfeitures of CITES specimens been made?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5	If information available: <input type="checkbox"/> Significant seizures/confiscations <input checked="" type="checkbox"/> Total seizures/confiscations If possible, please specify per group of species or attach details on annex.	Number <i>2009 – 253 seizures; 2010 – 193 seizures</i> <i>Detailed information in Annex I - C5</i>		
6	Have there been any criminal prosecutions of significant CITES-related violations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7	If Yes, how many and for what types of violations? If available, please attach details as Annex. <i>Detailed information in Annex II - C6, C7, C8, C9.</i>			
8	Have there been any other court actions of CITES-related violations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9	If Yes, what were the violations involved and what were the results? Please attach details as Annex. <i>Detailed information in Annex II - C6, C7, C8, C9.</i>			
10	How were the confiscated specimens generally disposed of?	Tick if applicable		
	– Return to country of export			<input type="checkbox"/>
	– Public zoos or botanical gardens			<input checked="" type="checkbox"/>
	– Designated rescue centres			<input type="checkbox"/>
	– Approved, private facilities			<input type="checkbox"/>
	– Euthanasia			<input type="checkbox"/>
	– Other (specify)			<input checked="" type="checkbox"/>
	Comments: <i>Live CITES specimens are mainly directed to public zoological or botanical gardens, while dead ones are distributed for training purposes to Customs, Police and for educational purposes to universities, schools or museums.</i>			
11	Has your country provided to the Secretariat detailed information on significant cases of illegal trade (e.g. through an ECOMESSAGE or other means), or information on convicted illegal traders and persistent offenders?	Yes	No	<input type="checkbox"/>
		Not applicable		<input type="checkbox"/>
		No information		<input checked="" type="checkbox"/>
	Comments: <i>National Police HQs uses eco-messages on a regular basis to inform Interpol on the cases of violations of CITES law.</i>			
12	Has your country been involved in cooperative enforcement activities with other countries (e.g. exchange of intelligence, technical support, investigative assistance, joint operation, etc.)?	Yes	No	<input checked="" type="checkbox"/>
		No information		<input type="checkbox"/>

13	If Yes, please give a brief description: <i>National Police HQs took part in international operation RAMP focused at illegal trade in endangered reptiles.</i>		
14	Has your country offered any incentives to local communities to assist in the enforcement of CITES legislation, e.g. leading to the arrest and conviction of offenders?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>	
15	If Yes, please describe: <i>Thanks to numerous information campaigns and public awareness building projects on the issue of illegal trade in endangered species of wild fauna and flora (organised by Polish NGOs and Custom Service), our society can become familiar with the current CITES provisions and learn more how to counteract illegal trade in wild fauna and flora.</i>		
16	Has there been any review or assessment of CITES-related enforcement?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Not applicable <input type="checkbox"/> No information <input type="checkbox"/>	
	Comments: <i>Assessment and compilation of CITES seizures is being done by the Customs Service and Police. Such compilations are forwarded to the CITES MA on a regular basis. General assessment of enforcement in Poland is planned.</i>		
17	Please provide details of any additional measures taken:		

D. Administrative measures

D1 Management Authority (MA)

1	Have there been any changes in the designation of or contact information for the MA(s) in your country which are not yet reflected in the CITES Directory?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>	
2	If Yes, please use the opportunity to provide those changes here. <i>Current contact details of the CITES MA of Poland are the following: Ministry of the Environment Department of Nature Conservation Wawelska st. 52/54 00-922 Warsaw Email: cites-ma@mos.gov.pl Director of the Department: Agnieszka Dalbiak agnieszka.dalbiak@mos.gov.pl CITES team: Barbara Zbiegieni barbara.zbiegieni@mos.gov.pl; Karol Wolnicki karol.wolnicki@mos.gov.pl; Wojciech Piwowski wojciech.piwowski@mos.gov.pl; Magdalena Mikitiuk-Ziółek magdalena.mikitiuk-ziolek@mos.gov.pl</i>		
3	If there is more than one MA in your country, has a lead MA been designated?	Yes <input type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>	
4	If Yes, please name that MA and indicate whether it is identified as the lead MA in the CITES Directory.		
5	How many staff work in each MA? <i>Poland has designated one CITES Management Authority based on the CITES team which consists of three fulltime and one half-time employees. CITES MA is represented by the Minister of the Environment and the Director responsible for the nature conservation issues.</i>		

6	Can you estimate the percentage of time they spend on CITES related matters? If yes, please give estimation: <i>100%</i>	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
7	What are the skills/expertise of staff within the MA(s)?		Tick if applicable
	– Administration		<input checked="" type="checkbox"/>
	– Biology		<input checked="" type="checkbox"/>
	– Economics/trade		<input type="checkbox"/>
	– Law/policy		<input checked="" type="checkbox"/>
	– Other (specify) – environmental protection		<input checked="" type="checkbox"/>
	– No information		<input type="checkbox"/>
8	Have the MA(s) undertaken or supported any research activities in relation to CITES species or technical issues (e.g. labelling, tagging, species identification) not covered in D2(8) and D2(9)?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
9	If Yes, please give the species name and provide details of the kind of research involved.		
10	Please provide details of any additional measures taken: <ul style="list-style-type: none"> - <i>project on active protection of harbour porpoise (Phocoena phocoena) against catch in the Pucka Bay has been launched;</i> - <i>participation in project SAMBAH on the Monitoring of the Baltic Sea Harbour Porpoise;</i> - <i>Under the project on “Support for Restoration and Protection of Baltic Mammals” the WWF Poland and the Marine Station IOUG have been patrolling the whole Polish Baltic coast on a temporary basis and gathering the reports, since 2010;</i> - <i>Polish-German project on restitution of Baltic Sturgeon in Odra river is being carried out;</i> - <i>Polish-German WG on protection of trans-boundary population of wolf has been established in 2010;</i> - <i>project on conservation of big predators in Poland (Lynx lynx, Canis lupus and Ursus arctos) is run by WWF Poland;</i> - <i>project on creation of national strategies and management plans concerning inter alia Wolf, Brown Bear, Lynx;</i> - <i>actions aiming at the restitution of selected native birds of prey (e.g. Falco peregrinus, Falco tinnunculus) are being carried out;</i> 		

D2 Scientific Authority (SA)

1	Have there been any changes in the designation of or contact information for the SA(s) in your country which are not yet reflected in the CITES Directory?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
2	If Yes, please use the opportunity to provide those changes here.		
3	Has your country designated a Scientific Authority independent from the Management Authority?	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
4	What is the structure of the SA(s) in your country? – Government institution – Academic or research institution – Permanent committee – Pool of individuals with certain expertise – Other (specify) <i>The CITES SA of Poland is represented by the CITES Commission within The State Council for Nature Conservation (body providing independent opinion and counseling for the Minister of the Environment).</i>	Tick if applicable <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
5	How many staff work in each SA on CITES issues? <i>The CITES Commission consists of 5 persons working on a voluntary basis.</i>		
6	Can you estimate the percentage of time they spend on CITES related matters? If yes, please give estimation	Yes No No information	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>
7	What are the skills/expertise of staff within the SA(s)? – Botany – Ecology – Fisheries – Forestry – Welfare – Zoology – Other (specify) – No information	Tick if applicable <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	
8	Have any research activities been undertaken by the SA(s) in relation to CITES species?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
9	If Yes, please give the species name and provide details of the kind of research involved.		
	Species name	Populations	Distribution
	Off take	Legal trade	Illegal trade
	Other (specify)		
	1		
	2		
	3		
	etc.		
	No information		
10	Have any project proposals for scientific research been submitted to the Secretariat under Resolution Conf. 12.2?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
11	Please provide details of any additional measures taken:		

D3 Enforcement Authorities

1	To date, has your country advised the Secretariat of any enforcement authorities that have been designated for the receipt of confidential enforcement information related to CITES?	Yes * <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
2	If No, please designate them here (with address, phone, fax and email). <i>As an update we would like to provide contact details to the CITES Coordinator within the National Police HQs: Mr Mariusz Dziewulski, tel.: +48 22 60 129-86, email: m.dzewulski@policja.gov.pl</i>	
3	Has your country established a specialized unit responsible for CITES-related enforcement (e.g. within the wildlife department, Customs, the police, public prosecutor's office)? <i>*Within the Police forces (General and Regional Headquarters), Ministry of Finance, Regional Customs Chambers and General Veterinary Inspectorate, CITES coordinators have been designated. They main role is to coordinate CITES related efforts and monitor activities of local and regional units concerning crimes against wildlife.</i>	Yes* <input checked="" type="checkbox"/> No <input type="checkbox"/> Under consideration <input type="checkbox"/> No information <input type="checkbox"/>
4	If Yes, please state which is the lead agency for enforcement: <i>Among Enforcement Authorities there is no leading and superior institution.</i>	
5	Please provide details of any additional measures taken: <i>Enforcement Authorities monitor and control wildlife trade on internal markets (e.g. by carrying out inspections of pet-shops, animal fairs, monitoring of sales of CITES specimens in the Internet).</i>	

D4 Communication, information management and exchange

1	To what extent is CITES information in your country computerized? Tick if applicable						
	<ul style="list-style-type: none"> – Monitoring and reporting of data on legal trade <input checked="" type="checkbox"/> – Monitoring and reporting of data on illegal trade <input checked="" type="checkbox"/> – Permit issuance <input checked="" type="checkbox"/> – Not at all <input type="checkbox"/> – Other (specify) <input type="checkbox"/> 						
2	Do the following authorities have access to the Internet? Tick if applicable						
	Authority	Yes, continuous and unrestricted access	Yes, but only through a dial-up connection	Yes, but only through a different office	Some offices only	Not at all	Please provide details where appropriate
	Management Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Scientific Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Enforcement Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	+	<input type="checkbox"/>	<input type="checkbox"/>	
3	Do you have an electronic information system providing information on CITES species? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>						

4	<p>If Yes, does it provide information on:</p> <ul style="list-style-type: none"> - Legislation (national, regional or international)? <input checked="" type="checkbox"/> - Conservation status (national, regional, international)? <input checked="" type="checkbox"/> - Other (please specify)? <input checked="" type="checkbox"/> <p><i>CITES Management Authority of Poland runs the Internet Website devoted to CITES issues, which includes information on existing CITES and related EU provisions, additional information materials and explanations.</i></p> <p><i>Moreover, on the Internet websites of Customs chambers and Police units one can find basic information on CITES and relevant seizures and confiscations.</i></p> <p><i>Polish NGOs, such as WWF Poland, Polish Society for Nature Protection "Salamandra" also provide important information on CITES matters and current projects concerning the Washington Convention, as well as booklets, guides and manuals for identification.</i></p>	<p>Tick if applicable</p>																				
5	<p>Is it available through the Internet:</p> <p>Please provide URL:</p> <p><i>CITES MA website:</i> www.mos.gov.pl/cites-ma</p> <p><i>Customs website:</i> http://www.mf.gov.pl/dokument.php?const=2&dzial=525&id=47104</p> <p><i>Websites of NGOs dealing with CITES issues:</i> http://www.wwfpl.panda.org/co_robimy/gatunki_glowna/handel_zagrozonymi_gatunkami/ http://www.salamandra.org.pl/ginace-gatunki http://www.rec.org.pl/cites/index.htm</p>	<p>Yes <input checked="" type="checkbox"/></p> <p>No <input type="checkbox"/></p> <p>Not applicable <input type="checkbox"/></p> <p>No information <input type="checkbox"/></p>																				
6	<p>Do the following authorities have access to the following publications?</p> <table border="1" data-bbox="242 1339 1141 1617"> <thead> <tr> <th>Publication</th> <th>Management Authority</th> <th>Scientific Authority</th> <th>Enforcement Authority</th> </tr> </thead> <tbody> <tr> <td><i>2003 Checklist of CITES Species (book)</i></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td><i>2003 Checklist of CITES Species and Annotated Appendices (CD-ROM)</i></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td><i>Identification Manual</i></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td><i>CITES Handbook</i></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </tbody> </table>	Publication	Management Authority	Scientific Authority	Enforcement Authority	<i>2003 Checklist of CITES Species (book)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>2003 Checklist of CITES Species and Annotated Appendices (CD-ROM)</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>Identification Manual</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>CITES Handbook</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Tick if applicable</p>
Publication	Management Authority	Scientific Authority	Enforcement Authority																			
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7	<p>If not, what problems have been encountered to access to the mentioned information?</p>																					
8	<p>Have enforcement authorities reported to the Management Authority on:</p> <ul style="list-style-type: none"> - Mortality in transport? <input checked="" type="checkbox"/> - Seizures and confiscations? <input checked="" type="checkbox"/> - Discrepancy in number of items in permit and number of items actually traded? <input checked="" type="checkbox"/> <p>Comments:</p> <p><i>In the period of 2009-2010 there were no reports on cases of animal deaths during import or (re)export.</i></p>	<p>Tick if applicable</p>																				
9	<p>Is there a government website with information on CITES and its requirements?</p>	<p>Yes <input checked="" type="checkbox"/></p> <p>No <input type="checkbox"/></p>																				

	<i>The government website was described above under point 4.</i>	No information	<input type="checkbox"/>
	If Yes, please give the URL: www.mos.gov.pl/cites-ma		
10	Have CITES authorities been involved in any of the following activities to bring about better accessibility to and understanding of the Convention's requirements to the wider public?	Tick if applicable	
	– Press releases/conferences		<input checked="" type="checkbox"/>
	– Newspaper articles, radio/television appearances		<input checked="" type="checkbox"/>
	– Brochures, leaflets		<input checked="" type="checkbox"/>
	– Presentations		<input checked="" type="checkbox"/>
	– Displays		<input checked="" type="checkbox"/>
	– Information at border crossing points		<input checked="" type="checkbox"/>
	– Telephone hotline		<input checked="" type="checkbox"/>
	– Other (specify)		<input type="checkbox"/>
	Please attach copies of any items as Annex.		
11	Please provide details of any additional measures taken: <i>Essential contribution to the capacity building and propagation of the CITES in Poland (information campaigns, workshops, brochures, posters, exhibitions) was made by NGOs such as: WWF Poland and Polish Society for Nature Conservation "Salamandra" and Polish Customs.</i>		

D5 Permitting and registration procedures

1	Have any changes in permit format or the designation and signatures of officials empowered to sign CITES permits/certificates been reported previously to the Secretariat?	Yes	<input checked="" type="checkbox"/>
		No	<input type="checkbox"/>
		Not applicable	<input type="checkbox"/>
		No information	<input type="checkbox"/>
	If no, please provide details of any:		
	Changes in permit format:		
	Changes in designation or signatures of relevant officials:		
2	To date, has your country developed written permit procedures for any of the following?	Tick if applicable	
		Yes	No
		No information	
	Permit issuance/acceptance	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Registration of traders	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Registration of producers	<input type="checkbox"/>	<input checked="" type="checkbox"/>

3	Please indicate how many CITES documents were issued or denied in the two year period? (Note that actual trade is normally reported in the Annual Report by Parties. This question refers to issued documents).						
	Year 2009	Import or introduction from the sea	Export	Re-export	Other*	Comments	
	How many documents were issued?	399	5	-	89	* EU Certificates issued acc. to the Council Reg. (EC) No. 338/97	
	How many applications were denied because of severe omissions or mis-information?	-	-	-	-		
	Year 2010						
	How many documents were issued?	417	21	11	139		
	How many applications were denied because of severe omissions or mis-information?	-	-	-	-		
4	Were any CITES documents that were issued later cancelled and replaced because of severe omissions or mis-information?	Yes <input type="checkbox"/>				No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
5	If Yes, please give the reasons for this.						
6	Please give the reasons for rejection of CITES documents from other countries.					Tick if applicable	
	Reason			Yes	No	No information	
	Technical violations			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Suspected fraud			<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Insufficient basis for finding of non-detriment			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Insufficient basis for finding of legal acquisition			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other (specify)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
7	Are harvest and/or export quotas as a management tool in the procedure for issuance of permits?	Yes <input type="checkbox"/>				No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
	Comments: <i>Wild specimens of native CITES species are not a subject of exploitation for the purposes of commercial international trade.</i>						
8	How many times has the Scientific Authority been requested to provide opinions? 2009 – at least 150 times 2010 – at least 170 times						
9	Has the Management Authority charged fees for permit issuance, registration or related CITES activities?					Tick if applicable	
	– Issuance of CITES documents:					<input checked="" type="checkbox"/>	
	– Licensing or registration of operations that produce CITES species:					<input type="checkbox"/>	
	– Harvesting of CITES-listed species :					<input type="checkbox"/>	
	– Use of CITES-listed species:					<input type="checkbox"/>	
	– Assignment of quotas for CITES-listed species:					<input type="checkbox"/>	
	– Importing of CITES-listed species:					<input type="checkbox"/>	
– Other (specify):					<input checked="" type="checkbox"/>		
<i>EU Certificates issued acc. to the Council Regulation (EC) No. 338/97.</i>							
10	If Yes, please provide the amounts of such fees. <i>Fee for the issuance of the CITES import, (re-)export permit was: 107 PLN (25 EUR).</i> <i>Fee for the issuance of the EU Certificate acc. to the Council Regulation (EC) No.</i>						

	<i>338/97 was: 17 PLN (4 EUR).</i> <i>Budgetary and governmental units, including zoological, botanical gardens and scientific institutions are exempted from mentioned fees.</i>	
11	Have revenues from fees been used for the implementation of CITES or wildlife conservation? – Entirely: – Partly: – Not at all: – Not relevant: Comments: <i>Money obtained from the above mentioned fees is not directed for the CITES implementation purposes.</i>	Tick if applicable <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
12	Please provide details of any additional measures taken:	

D6 Capacity building

1	Have any of the following activities been undertaken to enhance effectiveness of CITES implementation at the national level?		Tick if applicable			
	Increased budget for activities	<input type="checkbox"/>	Improvement of national networks <input checked="" type="checkbox"/>			
	Hiring of more staff	<input type="checkbox"/>	Purchase of technical equipment for monitoring/enforcement <input type="checkbox"/>			
	Development of implementation tools	<input type="checkbox"/>	Computerisation <input type="checkbox"/>			
	– Other (specify)		<input checked="" type="checkbox"/>			
	<i>In the period covered with this report, many trainings and workshops, especially for enforcement authorities were carried out. See Annex III - D6.</i>					
2	Have the CITES authorities in your country been the <i>recipient</i> of any of the following capacity building activities provided by external sources?					
	Please tick boxes to indicate which target group and which activity.		What were the external sources?			
	Target group	Oral or written advice/guidance	Technical assistance			
		Financial assistance	Training			
			Other (specify)			
	Staff of Management Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Staff of Scientific Authority	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Staff of enforcement authorities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	Traders	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	NGOs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Public	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<i>* Public was the recipient of awareness campaigns and lectures.</i>

	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> *	* <i>Employees of local authorities responsible for registration of CITES animals took part in special trainings on the registration procedures organised by one of the Polish NGOs ("Salamandra").</i>	
3	Have the CITES authorities in your country been the <i>providers</i> of any of the following capacity building activities?							
	Please tick boxes to indicate which target group and which activity.							
	Target group	Oral or written advice/guidance	Technical assistance	Financial assistance	Training	Other (specify)	Details	
	Staff of Management Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<i>Telephone hotline</i>	
	Staff of Scientific Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	Staff of enforcement authorities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>See Annex III - D6</i>	
	Traders	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	NGOs	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		
	Public	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	Other parties/International meetings	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
4	Please provide details of any additional measures taken							

D7 Collaboration/co-operative initiatives

1	Is there an inter-agency or inter-sectoral committee on CITES?	Yes	<input checked="" type="checkbox"/>
		No	<input type="checkbox"/>
		No information	<input type="checkbox"/>
2	If Yes, which agencies are represented and how often does it meet? <i>The CITES Working Group consists of representatives of Management Authority, Scientific Authority, Ministry of Finance, Customs, Police, Veterinary Inspection and NGOs: WWF Poland, "Salamandra", Polish Society for the Protection of Animals (TOZ) and representatives of Zoological Gardens. Closer co-operation with the representatives from judiciary and prosecutors has been initiated.</i> <i>Group meetings are organized 1-2 times a year.</i>		

3	If No, please indicated the frequency of meetings or consultancies used by the MA to ensure co-ordination among CITES authorities (e.g. other MAs, SA(s), Customs, police, others):							
		Daily	Weekly	Monthly	Annually	None	No information	Other (specify)
	Meetings	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Consultations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
4	At the national level have there been any efforts to collaborate with:					Tick if applicable		Details if available
	Agencies for development and trade					<input type="checkbox"/>		<i>Cooperation with Regional Authorities in the field of registration of CITES animals.</i>
	Provincial, state or territorial authorities					<input checked="" type="checkbox"/>		<i>Cooperation with Customs, Police and Prosecutors in relation to investigations which are carried out.</i>
	Local authorities or communities					<input checked="" type="checkbox"/>		
	Indigenous peoples					<input type="checkbox"/>		
	Trade or other private sector associations					<input type="checkbox"/>		
	NGOs					<input checked="" type="checkbox"/>		<i>Information exchange</i>
Other (specify)					<input type="checkbox"/>			
5	To date, have any Memoranda of Understanding or other formal arrangements for institutional cooperation related to CITES been agreed between the MA and the following agencies?						Tick if applicable	
	SA						<input type="checkbox"/>	
	Customs						<input type="checkbox"/>	
	Police						<input type="checkbox"/>	
	Other border authorities (specify)						<input type="checkbox"/>	
	Other government agencies						<input type="checkbox"/>	
	Private sector bodies						<input type="checkbox"/>	
	NGOs						<input type="checkbox"/>	
Other (specify)						<input type="checkbox"/>		
6	Has your country participated in any regional activities related to CITES?						Tick if applicable	
	Workshops						<input type="checkbox"/>	
	Meetings						<input checked="" type="checkbox"/>	
	Other (specify):						<input checked="" type="checkbox"/>	
<i>Participation in regular meetings of the Committee on Trade In Wild Fauna and Flora, Scientific Review Group and Enforcement Group within the EU.</i>								
7	Has your country encouraged any non-Party to accede to the Convention?					Yes		<input type="checkbox"/>
						No		<input checked="" type="checkbox"/>
						No information		<input type="checkbox"/>
8	If Yes, which one(s) and in what way?							

9	Has your country provided technical or financial assistance to another country in relation to CITES?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
10	If Yes, which country(ies) and what kind of assistance was provided?			
11	Has your country provided any data for inclusion in the CITES Identification Manual?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
12	If Yes, please give a brief description.			
13	Has your country taken measures to achieve co-ordination and reduce duplication of activities between the national authorities for CITES and other multilateral environmental agreements (e.g. the biodiversity-related Conventions)?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
14	If Yes, please give a brief description. <i>Issues regarding CITES and other multilateral environmental agreements are dealt by the same institution (Ministry of the Environment). It ensures coordination of actions and excludes the possibility of their unnecessary duplication.</i>			
15	Please provide details of any additional measures taken:			

D8 Areas for future work

1	Are any of the following activities needed to enhance effectiveness of CITES implementation at the national level and what is the respective level of priority?			
		High	Medium	Low
	Increased budget for activities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hiring of more staff	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Development of implementation tools	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Improvement of national networks	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Purchase of new technical equipment for monitoring and enforcement	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Computerisation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Has your country encountered any difficulties in implementing specific Resolutions or Decisions adopted by the Conference of the Parties?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
3	If Yes, which one(s) and what is the main difficulty?			
4	Have any constraints to implementation of the Convention arisen in your country requiring attention or assistance?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
5	If Yes, please describe the constraint and the type of attention or assistance that is required.			
6	Has your country identified any measures, procedures or mechanisms within the Convention that would benefit from review and/or simplification?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
7	If Yes, please give a brief description. <i>Taking into consideration the effective implementation of CITES provisions and verification of documents it would be advisable to create confidential database gathering examples and patterns of permits and certificates being used by the Parties.</i>			
8	Please provide details of any additional measures taken:			

E. General feedback

Please provide any additional comments you would like to make, including comments on this format.

Thank you for completing the form. Please remember to include relevant attachments, referred to in the report. For convenience these are listed again below:

Question	Item		
B4	Copy of full text of CITES-relevant legislation	Enclosed	<input type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input checked="" type="checkbox"/>
C3	Details of violations and administrative measures imposed	Enclosed	<input type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input checked="" type="checkbox"/>
C5	Details of specimens seized, confiscated or forfeited	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
C7	Details of violations and results of prosecutions	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
C9	Details of violations and results of court actions	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
D4 (10)	Details of nationally produced brochures or leaflets on CITES produced for educational or public awareness purposes, Comments	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>

ANNEX - PROPOSED BIENNIAL REPORT FORMAT

PART 2 - SUPPLEMENTARY QUESTIONS¹

Note: Questions in Part 2 are additional to those in Part 1, and relate to information on the provisions of the EC Regulations (Regulation (EC) No. 338/97 and Regulation (EC) No. 865/2006) that fall outside the scope of CITES.

Please be aware that questions in Part 2 have been updated since the last reporting period, and this new version should be used when submitting biennial reports.

¹ Part 2 agreed at COM 45

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Note: Questions in Part 2 are additional to those in Part 1, and relate to information on the provisions of the EC Regulations (Regulation (EC) No. 338/97 and Regulation (EC) No. 865/2006) that fall outside the scope of CITES.

Please be aware that questions in Part 2 have been updated since the last reporting period, and this new version should be used when submitting biennial reports.

PART 2 SUPPLEMENTARY QUESTIONS

The numbering of this section reflects that in Annex 2, Part 1, with the addition of (b) to distinguish the two. New questions that do not correspond to questions in Annex 2, Part 1 are marked "new". Unless otherwise stated, the legislation referred to below is Council Regulation (EC) No. 338/97.

B. Legislative and regulatory measures

1b	If not already provided under questions B (2) and B (4), please provide details of any national legislation that has been updated in this reporting period and attach the full legislative text.						
2b	If your country has planned, drafted or enacted any additional Regulation -relevant legislation, other than that reported under question B (2) or above, please provide the following details:						
	Title and date: -			Status: -			
	Brief description of contents: -						
5b	Has your country adopted any stricter domestic measures, other than those reported under question B(5), specifically for non CITES-listed species ² ?						
	<i>Information on the stricter domestic measures have been described in previous section.</i>						
	Tick all applicable categories below that these categories apply to.						
		The conditions for:			The complete prohibition of:		
	Issue	Yes	No	No information	Yes	No	No information
	Trade	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Taking	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Possession	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Transport	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Additional comments						
8b	Has there been any review of legislation on the following subjects in relation to implementation of <i>Council Regulation (EC) No. 338/97</i> ?						
		Yes	No	No information			
	Introduction of live Regulation-listed species into the Community that would threaten the indigenous fauna and flora (in accordance with Article 3, paragraph 2 (d)).	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
	Marking specimens to facilitate identification (in accordance with Article 19, paragraph 1 (iii)).	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
	Please provide details if available:						
9b	Please provide the following details about Regulations-related violations:						
	i) Maximum penalties that may be imposed;						
	ii) Or any other additional measures taken in relation to implementation of the Regulation not reported on in question B (9).						
	<i>The highest penalty which may be imposed for infringements, regarded as crimes, against EU provisions concerning CITES, is imprisonment from 3 months up to 5 years (acc. to the art. 128 of the Nature Conservation Act of 16 April 2004).</i>						

² In this questionnaire, "non CITES-listed species" refers to species that are listed in the Regulation Annexes, but not in the CITES Appendices. They include some species in Annexes A and B and all those in Annex D.

C. Compliance and enforcement measures

2b	Have any actions, in addition to those reported in C (2-9) above, been taken for Regulation-related violations?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
9b	Please provide the following details about Regulations-related violations: i) Maximum sanctions which have been imposed over this reporting period; <i>The highest possible penalty (described in section B 9b) was not imposed during the reporting period. In the majority of cases courts imposed financial sanctions and forfeiture of confiscated specimens.</i> ii) The outcomes of any prosecutions; <i>We have no detailed information on this issue. Unfortunately, there are cases where prosecutors discontinue cases due to insufficient evidence or low social noxiousness.</i>	
16b	Has there been any review or assessment of Regulation-related enforcement, in addition to that reported under C (16) above?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
	Comments:	
18 new	Have specimens been marked to establish whether they were born and bred in captivity? (In accordance with <i>Commission Regulation (EC) No. 865/2006</i> , Article 66)	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
	Comments: <i>Polish law does not impose obligation of marking of all CITES animals bred in captivity. However, specimens have been marked according to mentioned art. 66 for the purposes laid down in the EU wildlife trade regulations.</i>	
19 new	Have any monitoring activities been undertaken to ensure that the intended accommodation for a live specimen at the place of destination is adequately equipped to conserve and care for it properly? (In accordance with Article 4 paragraph 1 (c) of <i>Council Regulation (EC) No. 338/97</i>).	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
	Comments: <i>According to the art. 61 p. 3 of the Nature Conservation Act of 16 April 2004, the issuance of import permit is dependant on a positive veterinary opinion stating that animals which are going to be imported will be kept in appropriate conditions, as far as their physiological and behavioral needs are concerned. Mentioned opinion should be attached to the application for issuance of an import permit.</i>	
20 new	Have national action plans for co-ordination of enforcement, with clearly defined objectives and timeframes been adopted, and are they harmonized and reviewed on a regular basis? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIa.)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
	Comments: <i>CITES MA of Poland intends to commission an expertise on assumptions for national enforcement action plan.</i>	
21 new	Do enforcement authorities have access to specialized equipment and relevant expertise, and other financial and personnel resources? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIb.) If yes, please provide details.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>

	Comments: <i>Needs still far exceed the resources.</i>		
22 new	Do penalties take into account inter alia the market value of the specimens and the conservation value of the species involved in the offence, and the costs incurred? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIc.)	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	Comments:		
23 new	Are training and/or awareness raising activities being carried out for a) enforcement agencies, b) prosecution services, and c) the judiciary? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph II d.)	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	Comments: <i>See Annex III - D6</i>		
24 new	Are regular checks on traders and holders such as pet shops, breeders and nurseries being undertaken to ensure in-country enforcement? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIg.)	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	Comments: <i>Enforcement Authorities monitor and control wildlife trade on internal markets (e.g. by carrying out inspections of pet-shops, animal fairs, monitoring of sales of CITES specimens in the Internet).</i>		
25 new	Are risk and intelligence assessment being used systematically in order to ensure thorough checks at border-crossing points as well as in-country? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIh.)	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	Comments:		
26 new	Are facilities available for the temporary care of seized or confiscated live specimens, and are mechanisms in place for their long-term re-homing, where necessary? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIi.)	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
	Comments: <i>So far, seized CITES animals have been located in zoological gardens (only if there was such a possibility). Creation of a CITES rescue centre still remains a high priority.</i>		
27 new	Is cooperation taking place with relevant enforcement agencies in other Member States on investigations of offences under Regulation No. (EC) 338/97? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIe.)	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	Comments: <i>National Police HQs took part in international operation RAMP focused at illegal trade in endangered reptiles.</i>		
28 new	Is assistance being provided to other Member States with the temporary care and long-term re-homing of seized or confiscated live specimens? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIj.)	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
	Comments: <i>Poland has no sufficient capacity in this respect.</i>		

29 new	Is liaison taking place with CITES MAs and law enforcement agencies in source, transit and consumer countries outside of the Community as well as the CITES Secretariat, ICPO, Interpol and the World Customs Organization to help detect, deter and prevent illegal trade in wildlife through the exchange of information and intelligence? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIk.)	Yes	<input type="checkbox"/>
		No	<input type="checkbox"/>
		No information	<input checked="" type="checkbox"/>
Comments:			
30 new	Is advice and support being provided to CITES MAs and law enforcement agencies in source, transit and consumer countries outside of the Community to facilitate legal and sustainable trade through correct application of procedures? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIl.)	Yes	<input type="checkbox"/>
		No	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>
Comments:			

D. Administrative measures

D1 Management Authority (MA)

8b	Have the MA(s) undertaken or supported any research activities in relation to non CITES-listed species or technical issues (e.g. species identification) not covered in D2 (8) and D2 (9)?	Yes	<input type="checkbox"/>
		No	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>
11 new	Has the Commission and the CITES Secretariat (if relevant) been informed of the outcomes of any investigations that the Commission has considered it necessary be made? (In accordance with Article 14 paragraph 2 of <i>Council Regulation (EC) No. 338/97</i>)?	Yes	<input type="checkbox"/>
		No	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>

D2 Scientific Authority (SA)

8b	Have any research activities been undertaken by the SA(s) in relation to non CITES listed species?	Yes	<input type="checkbox"/>				
		No	<input checked="" type="checkbox"/>				
		No information	<input type="checkbox"/>				
9b	If Yes, please give the species name and provide details of the kind of research involved.						
	Species name	Populations	Distribution	Off take	Legal trade	Illegal trade	Other (specify)
	1						
	2						
	3						
	etc.						
	No information						

11 new	How many Scientific Review Group (SRG) meetings have the SA attended? Indicate any difficulties that rendered attendance to the SRG difficult:	Number: 8	
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D3 Enforcement Authorities

6 new	Has a liaison officer/focal point for CITES been nominated within each relevant enforcement authority in your country?	Yes <input checked="" type="checkbox"/>
		No <input type="checkbox"/>
		Under consideration <input type="checkbox"/>
		No information <input type="checkbox"/>

D4 Communication, information management and exchange

1b	Is Regulation-related information in your country computerized on? – Annex D listed species – Other matters not reported on in question D4 (1) (please specify) <i>Database gathering information on the permits and certificates issued accordingly to the Council Regulation (EC) No. 338/97</i>	Tick if applicable <input type="checkbox"/> <input checked="" type="checkbox"/>
3b	Do you have an electronic information system providing information on Regulation-listed species? <i>CITES Management of Poland provides access to the CITES related information in the electronic format by running special internet website on CITES issues (CITES and EU provisions, guidelines and other materials).</i> www.mos.gov.pl/cites-ma	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>

D5 Permitting and registration procedures

9b	Has the Management Authority charged fees for any Regulation-related matters not covered in question D5 (9)? If yes, please provide details of these Regulation-related matters and the amount of any such fees.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
13 new	Can you indicate the percentage of permits/certificates issued that are returned to the MA after endorsement by customs?	Percentage : 95 % No information <input type="checkbox"/> <input type="checkbox"/>
14 new	Has a list of places of introduction and export in your country been compiled in accordance with Article 12 of <i>Council Regulation (EC) No. 338/97</i> ? If yes, please attach. <i>The list of designated inspection border points is available in the following Commission Decision of 30 April 2008:</i> http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2008:136:0018:0042:EN:PDF	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
15 new	Have persons and bodies been registered in accordance with Articles 18 and 19 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>

16 new	Have Scientific institutions been registered in accordance with Article 60 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
17 new	Have breeders been approved in accordance with Article 63 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
18 new	Have Caviar (re-)packaging plants been licensed in accordance with Article 66 (7) of Commission Regulation (EC) No. 865/2006? If yes, please provide details. <i>See Annex IV.</i>	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
19 new	Are phytosanitary certificates used in accordance with Article 17 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
20 new	Have cases occurred where export permits and re-export certificates were issued retrospectively in accordance with Article 15 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>

D8 Areas for future work

2b	Has your country encountered any difficulties in implementing specific suspensions or negative opinions adopted by the European Commission? (In accordance with Article 4 (6)).	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
4b	Have any constraints to implementation of the Regulation, not reported under question D8 (4), arisen in your country requiring attention or assistance? <i>Problem of proving legal origin of captive bred specimens originating from breeding operations across the EU, in the context of documents which should be regarded as sufficient proof of legality. Lack of standardised approach in this area. Issue often reported by the enforcement officers.</i>	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Annex I - C5

According to the information reported by the Ministry of Finance, in 2009 Customs Service carried out 253 seizures consisting of 26380 CITES specimens, including: 1020 live animals (211 tortoises, 800 medicinal leeches, 8 parrots, 1 specimen of *Brachypelma* spp.), 227 specimens of Traditional Asian Medicine, 3 live plants (*Opuntia* spp.), 25000 specimens of frozen *Anguilla anguilla*, 10 kg of caviar, 174 kg of corals (*Scleractinia* spp.) and 13 ivory carvings. In 2010 Customs Service carried out 193 seizures consisting of 8495 specimens, including: 30 live animals (3 *Caracal caracal*, 1 *Leptailurus serval*, 26 parrots), 8286 tablets of TAM, 5 kg of *Hoodia gordonii* powder, 70 kg of frozen *Anguilla anguilla* and 352 kg of corals (*Scleractinia* spp.).

Annex II - C6, C7, C8, C9

Violations of the CITES provisions (included in national and EU law) are subject to sanctions such as penalty of detention or fine (for offences) and sentence of imprisonment from 3 months up to 5 years (for crimes).

In accordance with the Nature Conservation Act of 16 April 2004 the following actions are considered as offences:

- not declaring possession of live amphibians, reptiles, birds and mammals of species covered by EU regulations on wildlife trade (CITES species) – violation of registration obligation;
- not possessing and not providing to the buyer documents on legal origin of the animal which is being sold (this obligation applies to sellers and other persons carrying out an economic activity related to wildlife trade).

According to mentioned Act the following actions, among others, are considered as crimes:

- transporting and border-crossing with CITES specimens without necessary permits,
- not presenting the import notification at the border Customs office (obligation concerns Annex C and D specimens of EU wildlife trade regulations),
- using specimens of CITES species for the purpose different then the one indicated in the permit or certificate,
- carrying out commercial activities involving CITES specimens without appropriate documents stating their legal acquisition (origin) and without fulfilment of conditions provided in CITES related regulations.

The most frequent violation concerning endangered species of fauna and flora, identified in the reporting period, is border-crossing without necessary permits and offering for sale without sufficient documents of legal origin and acquisition.

Sentences in the majority of court cases imposed fines and forfeitures of seized specimens. So far, the most severe penalty of imprisonment (from 3 months up to 5 years) has not been imposed (there were cases where it was applied only in suspension). There were also cases where courts also imposed on the convicts obligation of work for the public purposes.

Furthermore, people who were convicted (penalized) for the infringement of provisions regarding wildlife trade can be refused by CITES Management Authority to obtain a CITES permit within the period of 3 years from the date of conviction (art. 61 p. 7 of the Nature Conservation Act of 16 April 2004). There was no such case in the reporting period.

According to information reported by the National Police HQs in 2009 Police initiated 449 cases connected with CITES violations, of which 147 finished with an indictment. In 2010 initiated cases amounted 190, of which 57 cases finished with an indictment.

Annex III - D6 Capacity building activities

Management Authority and Scientific Authority:

In 2009 WWF Poland organised caviar campaign under the patronage of CITES MA of Poland. CITES MA's employees took part in preparations of the leaflets' content. The campaign was directed to consumers as well as trade sector and was aiming at raising awareness on the current provisions and obligations in caviar trade.

Moreover, representatives of Management and Scientific Authority informed the society on relevant CITES matters and provisions by means of telephone hotline, presentations at training sessions, interviews for the press, radio and television.

Enforcement Authorities:

Customs Service:

2009

Actions taken at the central level:

- organisation of basic training on CITES for Customs officers
- participation in international CITES workshop for Customs representatives of Poland, Lithuania, Belarus and Russian Federation
- organisation of VII workshop for CITES co-ordinators in Customs
- participation in CITES Working Group meeting
- co-organisation of 2 trainings for Police officers
- organisation of 2 lectures for students of Agricultural University of Warsaw

Actions taken at the local level:

- Custom Chambers organised over 60 trainings for over 1200 Customs officers

Regarding co-operation with Police forces Customs Service co-organised and participated in lectures and trainings for regional Police divisions. Customs presented their CITES knowledge and experience to Border Security Services, Veterinary Inspection (among others).

Moreover, in the reporting period, Customs organised numerous meetings, lectures and presentations concerning better understanding of CITES for pupils and students. The estimated number of participants reached 5000.

Other events:

- co-organisation of an exhibition entitled “CITES protects nature’s heritage” (Customs Chamber in Toruń, WWF Poland, Kujawsko-Pomorskie Ecological Education Centre)
- organisation of event called “Help environment – help yourself” directed to children

2010

Actions taken at the central level:

- organisation of CITES training for Military Gendarmerie
- co-organisation, together with WWF Poland, of training on TCM for Customs officers
- co-organisation of VIII CITES workshop for CITES co-ordinators in Customs and Police
- organisation of training for Customs officers on using x-rays CITES checks
- participation in CITES Working Group meeting
- co-organisation of 2 trainings for Police officers

Actions taken at the local level:

- Custom Chambers organised numerous trainings for over 1300 Customs officers

Moreover, in the reporting period, Customs organised numerous meetings, lectures and presentations concerning better understanding of CITES for pupils and students. The estimated number of participants reached 4000.

Other events:

- organisation of numerous CITES displays in relation to celebration of Customs Day
- organisation of display on enforcing CITES in the Ministry of Foreign Affairs

NGO's

Polish Society for Nature Conservation “Salamandra”:

2009-2010:

- organisation of information campaign at the national level named “Do not buy endangered species” aiming at public awareness towards CITES
- elaboration and distribution of training schemes on CITES for primary and secondary schools
- organisation of trainings for regional authorities responsible for registration of CITES animals
- organisation of 3 meetings of national CITES Working Group
- elaboration and distribution of handbook entitled “CITES in Poland and EU”, directed mostly for institutions implementing and enforcing CITES in Poland
- continuation of internet CITES trade monitoring, which resulted in publication of report “Endangered species in the net – 2009 Report”
- co-ordination of and co-operation on such monitoring in Bulgaria, Romania, Czech Republic, Slovakia and Ukraine
- co-operation with press and other media
- organisation of several displays on CITES and endangered species

- thanks to Salamandra's initiative auction portal "Allegro" introduced a ban on CITES related advertisements and monitors, deletes CITES animals offers

WWF Poland:

2009

- close cooperation with HM Revenue&Customs (UK), Royal Botanic Gardens KEW (UK), Ministry of Finance (PL) and Police Headquarters (PL) resulted in two professional CITES courses in London for both: Polish and British police and customs officers;
- close cooperation with Police Headquarters (PL), Ministry of Finance (PL) resulted in first Workshop on Traditional Chinese Medicine Products containing parts of CITES specimens;
- continuation of the second phase of regional CITES trainings for Police and Prosecutors in priority regions, over 100 officers and prosecutors trained;
- preparing internet database of CITES species of animals (in Polish language), using which enforcement officers are able to check easily if certain species is included in CITES or not, and in which Annex it is listed;
- raising public awareness on the problem of wildlife souvenirs through specially prepared billboards close to the airports in all country and leaflets distributed on boarding crossings;
- organizing international CITES workshop for 60 representatives from Poland, Lithuania, Ukraine and Belarus;

2010

- organizing and facilitating 8th Training Workshop for CITES Coordinators from Police and Customs.
- organizing and facilitating and 9th Training Workshop for CITES Coordinators from Police and Customs.
- organizing 2 regional trainings for police officers and prosecutors- continuation of national trainings scheme.
- organizing and facilitating 2 days training of Traditional Chinese Medicine identification for enforcement officials
- organizing and facilitating 2 days training on marine species identification for enforcement officials
- elaboration of "Wildlife trade" newsletter - internet and paper version
- translation and publication ID manual for crocodylian species /specimens in trade - continuation of ID manual series in Polish (Canadian ID Guides for CITES species) 500 copies
- preparing updated version of publication "Criminal responsibility for EU law derogation in trade of endangered species" for prosecutors
- organizing study visit to UK for CITES enforcement officers from Poland and Lithuania
- educational activities for youth and children (exhibition, leaflets, lessons scenarios).

Special exhibition was designed and prepared by project leader and assistant. The exhibition educated young people about the problem of illegal wildlife trade. It has been lent to primary and secondary schools in Poland for almost a year so far. There were also leaflets for children published and distributed together with exhibition. The result of this activity is that young people in Poland are better informed and educated about wildlife trade issues.

- national informative campaign for travellers: national photo competition, billboards, TV spots, informative materials, cooperation with travel agencies

- analysis of rapidly growing TCM market through conducting market survey of Traditional Chinese Medicine specimens in trade (internet, shops and fairs)
- analysis of changes, dynamics and new species in trade through conducting first market survey of life animals in trade
- informative campaign focused on illegal trade in caviar dedicated to potential consumers and traders

Annex IV - D5, 18 (Part II)

Referring to the Resolution Conf. 12.7 (Rev. CoP 14) “Conservation of and trade in sturgeons and paddlefish” and art. 66 p. 7 of the Commission Regulation No. 865/2006 (with further amendments), CITES Management Authority of Poland has registered the following producers and exporters of caviar:

1. Registration number: 0001

Date of Registration: 20.02.2007

Name of the Company: “ACIPOL”

Address: Rybacka 1A St., 62-505 Konin

Description: “ACIPOL” is an aquaculture plant harvesting roe of *Acipenseriformes* spp. for the production of caviar. Species, which are currently bred in this company are: *Acipenser baerii*, *Acipenser gueldenstaedtii*, *A. baerii x A. gueldenstaedtii*, *Acipenser ruthenus*, *Huso huso x Acipenser ruthenus*;

2. Registration number: 0002

Date of Registration: 26.02.2007

Name of the Company: “HAYKO”

Address: Urocza 11/III/4 St., 82-300 Elbląg

Description: “HAYKO” is a plant re-packaging caviar of *Acipenseriformes* spp.

Since 30.07.2010 the registration of this company was extended allowing it to produce (process) and package caviar of *Acipenseriformes* spp.

3. Registration number: 0003

Date of Registration: 26.02.2007

Name of the Company: “LECH”

Address: Kościelna 3a St., 84-360 Łeba

Description: “LECH” is a plant producing (processing) and (re-)packaging caviar of *Acipenseriformes* spp.

4. Registration number: 0004

Date of registration: 27.03.2008

Name of the Company: Gospodarstwo Rybackie “GOSŁAWICE”

Address: Rybacka 2 St., 62 – 505 Konin

Description: “GOSŁAWICE” is an aquaculture plant breeding species of *Acipenseriformes* spp. and harvesting roe for the production of caviar. Species, which are currently bred in this aquaculture, are: *Acipenser baerii*, *Acipenser gueldenstaedtii*, *Polyodon spathula* and hybrid of *Acipenser ruthenus* and *Acipenser ruthenus x Huso huso*.

5. Registration number: 0005

Date of registration: 16.12.2009

Name of the Company: Gospodarstwo Rybackie “WAŚOSZE”

Address: 62-561 Ślesin

Description: an aquaculture plant harvesting roe of *Acipenseriformes* spp. for the production of caviar. Species, which are currently bred in this company are: *Acipenser baerii*, *Acipenser gueldenstaedtii*, *Acipenser ruthenus*, *Huso huso x Acipenser ruthenus*.

6. Registration number: 0006
Date of registration: 18.01.2010
Name of the Company: Zakład Przetwórstwa Rybnego "JESIOTR"
Address: Rybacka 1A St., 62-505 Konin
Description: a plant producing (processing) and (re-)packaging caviar of *Acipenseriformes* spp.
7. Registration number: 0007
Date of registration: 13.12.2010
Name of the Company: Przedsiębiorstwo „Rekin” Jan Mozolewski i Wspólnicy Sp. J.
Address: Kopernika 51 St., 19-200 Grajewo
Description: a plant producing (processing) and (re-)packaging caviar of *Acipenseriformes* spp.

Registered companies are obliged to submit reports concerning their activities in the field of harvesting, processing, (re-)packaging and selling caviar. After evaluation of submitted reports CITES MA may grant extension of registration if company would apply for it.

Annex D4 - 10 Information materials, leaflets, brochures