



## NOTIFICATION TO THE PARTIES

No. 2012/036

Geneva, 18 April 2012

CONCERNING:

### National laws for implementation of the Convention

1. Article VIII, paragraph 1, of the Convention requires each Party to take appropriate measures to enforce the provisions of the Convention and to prohibit trade in violation thereof.
2. Resolution Conf. 8.4 (Rev. CoP15) on *National laws for implementation of the Convention* was initially adopted in 1992. It establishes the basis for a CITES National Legislation Project aimed at providing legislative assistance to Parties and preparing analyses of their legislation in relation to four requirements (see document CoP12 Doc. 28 at <http://www.cites.org/eng/cop/12/doc/E12-28.pdf> for a detailed explanation of the requirements). Legislative analyses conducted under the National Legislation Project determine which of the following categories the legislation of each Party and dependent territory should be placed in:
  - Category 1: legislation that is believed generally to meet the requirements for implementation of CITES;
  - Category 2: legislation that is believed generally not to meet all of the requirements for the implementation of CITES; or
  - Category 3: legislation that is believed generally not to meet the requirements for the implementation of CITES.
3. In Resolution Conf. 8.4 (Rev. CoP15), the Conference of the Parties instructs the Standing Committee:

*to determine which Parties have not adopted appropriate measures for effective implementation of the Convention and to consider appropriate compliance measures, which may include recommendations to suspend trade, in accordance with Resolution Conf. 14.3 [on CITES compliance procedures];*
4. In Decision 15.38, the Conference of the Parties requests the Parties to “submit to the Secretariat, in one of the working languages of the Convention, appropriate measures which have been adopted for effective implementation of the Convention.” In addition, under Decision 15.39, “any Party which has not adopted appropriate measures for effective implementation of the Convention should submit to the Secretariat a justification for not having done so”.
5. Under Decision 15.41, the Secretariat is directed to report at the 62nd meeting of the Standing Committee (SC62, Geneva, 23-27 July 2012) on “Parties’ progress in adopting adequate measures and, if necessary, recommend the adoption of appropriate compliance measures, including suspension of trade.” The Secretariat should also “identify any countries that require attention as a priority under the National Legislation Project.”
6. Under Decision 15.40, the Standing Committee is directed to review at SC62 “the progress of Parties in adopting appropriate measures for the effective implementation of the Convention.”

7. At its 61st meeting (SC61, Geneva, August 2011), the Standing Committee:

*agreed that the adoption of national laws for implementation of the Convention was a serious issue and urged Parties and dependent territories whose legislation was in Category 2 or 3 to make use of the means listed in paragraph 6 of document SC61 Doc. 23 to increase legislative momentum. It decided to consider appropriate compliance measures for Parties which it had identified as requiring attention as a priority, if those Parties had not submitted legislation for parliamentary, Cabinet or ministerial approval by SC62. Finally, the Committee asked the Secretariat to issue a Notification requesting Parties and dependent territories whose legislation was in Category 2 or 3 to submit information on their legislative progress 90 days in advance of SC62.*

8. Parties currently identified as requiring attention as a priority under the National Legislation Project are:

Algeria, Belize, the Bolivarian Republic of Venezuela, the Comoros, Djibouti, Guinea-Bissau, Kazakhstan, Kenya, Liberia, Mauritania, Mozambique, Pakistan, Paraguay, the Plurinational State of Bolivia, Rwanda, Somalia, South Africa and the United Republic of Tanzania.

9. Parties and dependent territories should consult the legislative status chart contained in the Annex to verify whether their legislation is placed in Category 1, 2 or 3 under the National Legislation Project. Parties and dependent territories whose legislation is in Category 2 or 3 are requested to submit information on their legislative progress to the Secretariat as soon as possible. Information submitted by 21 May 2012 will be included in the updated legislative status chart that the Secretariat will submit at SC62.
10. Parties and dependent territories whose legislation is in Category 2 or 3 are urged to advise the Secretariat if they require specific assistance in making further legislative progress.

## Annex

STATUS OF LEGISLATIVE PROGRESS FOR IMPLEMENTING CITES  
(UPDATED ON 12 AUGUST 2011)

**Parties with legislation in Category 1**

Argentina	Liechtenstein
Australia	Lithuania
Austria	Luxembourg
Bahamas	Madagascar
Barbados	Malta
Belgium	Mexico
Brazil	Monaco
Brunei Darussalam	Namibia
Bulgaria	Netherlands
Cambodia	New Zealand
Cameroon	Nicaragua
Canada	Norway
China	Panama
Colombia	Papua New Guinea
Costa Rica	Peru
Croatia	Poland
Cuba	Portugal
Cyprus	Qatar
Czech Republic	Republic of Korea
Democratic Republic of the Congo	Romania
Denmark	Russian Federation
Dominican Republic	San Marino
Egypt	Saudi Arabia
El Salvador	Senegal
Equatorial Guinea	Singapore
Estonia	Slovakia
Ethiopia	Slovenia
Fiji	Spain
Finland	Sweden
France	Switzerland
Germany	Thailand
Greece	Turkey
Guatemala	Ukraine
Honduras	United Arab Emirates
Hungary	United Kingdom of Great Britain and Northern Ireland
Iceland	United States of America
Indonesia	Uruguay
Iran (Islamic Republic of)	Vanuatu
Ireland	Viet Nam
Italy	Yemen
Jamaica	Zimbabwe
Japan	
Latvia	

## Parties requiring attention as a priority

Party	Entry into force of the Convention	Category	Plan	Draft	Submitted for enactment	Enacted
Algeria	21.02.1984	2	Yes	Yes		No
Bolivia (Plurinational State of)	04.10.1979	2	Yes	Yes		No
Botswana	12.02.1978	2	Yes	No		Yes
Kazakhstan	19.04.2000	2	No	No		Yes
Kenya	13.03.1979	2	Yes	Yes		No
Malaysia	18.01.1978	2	Yes	No		Yes
Mozambique	23.06.1981	2	Yes	No		No
Nigeria	01.07.1975	2	No	No		Yes
Paraguay	13.02.1977	2	Yes	No		No
South Africa	13.10.1975	2	Yes	No		Yes
United Republic of Tanzania	27.02.1980	2	Yes	Yes		No
Venezuela (Bolivarian Republic of)	22.01.1978	2	Yes	Yes		No
Belize	21.09.1981	3	Yes	Yes		No
Comoros	21.02.1995	3	Yes	Yes		No
Djibouti	07.05.1992	3	No	No		No
Guinea-Bissau	14.08.1990	3	Yes	No		No
Liberia	09.06.1981	3	Yes	Yes		No
Mauritania	11.06.1998	3	No	No		No
Pakistan	19.07.1976	3	Yes	Yes		No
Rwanda	18.01.1981	3	Yes	Yes		No
Somalia	02.03.1986	3	No	No		No

**Parties with legislation in Category 2,  
which had been party to the Convention for five or more years as of June 2007**

Party	Entry into force of the Convention	Category	Plan	Draft	Submitted for enactment	Enacted
Azerbaijan	21.02.1999	2	No	No		Yes
Bangladesh	18.02.1982	2	Yes	Yes	Yes	No
Belarus	08.11.1995	2	Yes	Yes		No
Benin	28.05.1984	2	Yes	Yes		No
Burkina Faso	11.01.1990	2	Yes	No		Yes
Chile	01.07.1975	2	Yes	No		No
Congo	01.05.1983	2	Yes	Yes		No
Ecuador	01.07.1975	2	Yes	Yes		No
Eritrea	22.01.1995	2	Yes	Yes		No
Gabon	14.05.1989	2	Yes	No		No
Gambia	24.11.1977	2	Yes	Yes		No
Georgia	12.12.1996	2	Yes	No		No
Guinea	20.12.1981	2	Yes	Yes		No
Guyana	25.08.1977	2	Yes	Yes		No
India	18.10.1976	2	Yes	Yes		No
Israel	17.03.1980	2	No	No		Yes
Jordan	14.03.1979	2	Yes	Yes		No
Kuwait	10.11.2002	2	Yes	Yes		No
Malawi	06.05.1982	2	Yes	Yes		No
Mali	16.10.1994	2	Yes	No		No
Mauritius	27.07.1975	2	Yes	Yes		No
Mongolia	04.04.1996	2	Yes	No		No
<b>Morocco</b>	14.01.1976	<b>2</b>	Yes	Yes		No
Philippines	16.11.1981	2	No	No		Yes
Republic of Moldova	27.06.2001	2	No	No		Yes
Saint Kitts and Nevis	15.05.1994	2	Yes	Yes		No
Saint Lucia	15.03.1983	2	Yes	Yes		No
Saint Vincent and the Grenadines	28.02.1989	2	Yes	Yes		No
Sudan	24.01.1983	2	Yes	Yes	Yes	No
Suriname	15.02.1981	2	Yes	No		No
The former Yugoslav Republic of Macedonia	02.10.2000	2	No	No		Yes
Togo	21.01.1979	2	Yes	Yes		No
Trinidad and Tobago	18.04.1984	2	Yes	Yes		No
Tunisia	01.07.1975	2	Yes	Yes		No
Uzbekistan	08.10.1997	2	Yes	No		No
Zambia	22.02.1981	2	Yes	No		No

**Parties with legislation in Category 3,  
which had been party to the Convention for five or more years as of June 2007**

<b>Party</b>	<b>Entry into force of the Convention</b>	<b>Category</b>	<b>Plan</b>	<b>Draft</b>	<b>Submitted for enactment</b>	<b>Enacted</b>
Afghanistan	28.01.1986	3	Yes	Yes		No
Antigua and Barbuda	06.10.1997	3	Yes	Yes		No
Burundi	06.11.1988	3	Yes	Yes		No
Central African Republic	25.11.1980	3	Yes	No		No
Chad	03.05.1989	2	Yes	Yes		No
Côte d'Ivoire	19.02.1995	3	Yes	Yes		No
Dominica	02.11.1995	3	Yes	Yes		No
Ghana	12.02.1976	3	Yes	Yes		No
Grenada	28.11.1999	3	Yes	Yes		No
Myanmar	11.09.1997	3	Yes	Yes		No
Nepal	16.09.1975	3	Yes	Yes	Yes	No
Niger	07.12.1975	3	Yes	Yes		No
Sao Tome and Principe	07.11.2001	3	Yes	No		No
Seychelles	09.05.1977	3	Yes	Yes		No
Sierra Leone	26.01.1995	3	Yes	No		No
Sri Lanka	02.08.1979	3	Yes	Yes		No
Swaziland	27.05.1997	3	Yes	Yes	Yes	No
Uganda	16.10.1991	3	Yes	Yes		No

**Parties with legislation in category 2 or 3,  
which had been party to the Convention for less than five years as of June 2007**

Party	Entry into force	Category	Plan	Draft	Submitted for enactment	Enacted
Albania	25.09.2003	3	No	No		Yes
Armenia	21.01.2009	3	No	No		<b>Yes</b>
Bosnia and Herzegovina	21.04.2009	p				
Bhutan	13.11.2002	3	Yes	Yes		No
Cape Verde	08.11.2005	3	No	No		No
Kyrgyzstan	02.09.2007	3	No	No		No
Lao People's Democratic Republic	30.05.2004	3	Yes	Yes		No
Lesotho	30.12.2003	3	No	Yes		No
Libya	28.04.2003	3	Yes	Yes		No
Montenegro	03.06.2006	2	Yes	No		<b>No</b>
Oman	17.06.2008	3	Yes	No		No
Palau	15.07.2004	3	Yes	Yes		No
Samoa	07.02.2005	3	Yes	No		No
Serbia	03.06.2006	3	No	No		<b>Yes</b>
Solomon Islands	24.06.2007	3	Yes	No		No
Syrian Arab Republic	29.07.2003	3	Yes	Yes		No

**Dependent territories**

Dependent territory	Category	Plan	Draft	Submitted for enactment	Enacted	Dep.
American Samoa	1					US
Aruba	2	No	No		Yes	NL
Bailiwick of Guernsey	3	<b>Yes</b>	<b>Yes</b>		No	GB
Bailiwick of Jersey	3	<b>Yes</b>	<b>Yes</b>		No	GB
Bermuda	2	Yes	No		<b>No</b>	GB
British Indian Ocean Territory	1					GB
British Virgin Islands	2	Yes	Yes		No	GB
Cayman Islands	2	Yes	Yes		No	GB
French Guiana	1					FR
French Polynesia	2	Yes	No		No	FR
Gibraltar	1					GB
Greenland	2	<b>Yes</b>	No		<b>No</b>	DK
Guadeloupe	1					FR
Guam	1					US
Hong Kong SAR	1					CN
Isle of Man	2	<b>No</b>	<b>No</b>		<b>Yes</b>	GB
Macao	2	Yes	Yes		No	CN
Martinique	1					FR
Montserrat	2	<b>Yes</b>	<b>Yes</b>		<b>No</b>	GB

Dependent territory	Category	Plan	Draft	Submitted for enactment	Enacted	Dep.
Netherlands Antilles	2	No	No		Yes	NL
New Caledonia	2	Yes	Yes		No	FR
Northern Mariana Islands	1					US
Pitcairn Islands	1					GB
Puerto Rico	1					US
Réunion	1					FR
Saint Helena, Tristan de Cunha and the Ascension Islands	2	Yes	No		No	GB
Saint Pierre and Miquelon	1					FR
Virgin Islands of the United States	1					US
Wallis and Futuna Islands	2	Yes	No		No	FR

*Note: Anguilla has enacted CITES-implementing legislation and Turks and Caicos have developed draft legislation. The Convention will be extended to cover these dependent territories of the United Kingdom once each has enacted legislation which qualifies for Category 1 status.*

### Keys

- Category:**
- 1: legislation that is believed generally to meet the requirements for implementation of CITES (85 Parties and 11 dependent territories)
  - 2: legislation that is believed generally not to meet all requirements for the implementation of CITES (49 Parties and 16 dependent territories)
  - 3: legislation that is believed generally not to meet the requirements for the implementation of CITES (41 Parties and 2 dependent territories)
  - p: pending submission of legislation to the Secretariat
  - [ ]: pending confirmation of legal validity

- Plan:** CITES Legislation Plan submitted to the Secretariat
- Draft:** Draft legislation submitted to the Secretariat for comments
- Enacted:** Enacted legislation submitted to the Secretariat for review
- Entry into force of the Convention:** Date on which Party's adherence to the Convention took effect
- Dep.:** Two-letter ISO code of the State of which the territory is a dependency