

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



Seventy-fourth meeting of the Standing Committee  
Lyon (France), 7 - 11 March 2022

Interpretation and implementation matters

Regulation of trade

IMPLICATIONS OF THE TRANSFER OF A SPECIES  
FROM ONE APPENDIX TO ANOTHER

1. This document has been prepared by the Secretariat.
2. At its 18th meeting (CoP18, Geneva, 2019), the Conference of the Parties adopted the recommendations of the Standing Committee contained in CoP18 Doc. 49.1 on the implications of the transfer of a species to Appendix I, including amendments to Resolution Conf. 12.3 (Rev. CoP18) on *Permits and certificates* and Resolution Conf. 13.6 (Rev. CoP18) on *Implementation of Article VII, paragraph 2, concerning 'pre-Convention specimens'*. With these amendments, the CoP resolved that in the case a species is transferred from one Appendix to another, specimens concerned shall be subject to the provisions applicable to them at the time of export, re-export, import or introduction from the sea.
3. The Conference of the Parties also adopted Decision 18.151 as follows:

**18.151 Directed to the Standing Committee**

*The Standing Committee shall, with the assistance of the Secretariat, consider whether further guidance related to the period of transition, including the period between the adoption of a proposal to transfer a species from one Appendix to another and the entry into force of the new listing, should be developed and, if so, present amendments to an existing Resolution or a new draft resolution to the 19th meeting of the Conference of the Parties. In this context, the Standing Committee shall consider, in consultation with the Plants Committee, as appropriate, whether special recommendations should apply in the case of a transfer of a tree species with Annotation #5 or other annotated plant species.*

4. Since the adoption of the amendments of the two Resolutions, the Secretariat has not received any questions or requests for additional guidance.
5. The Standing Committee has not had the opportunity to consider whether further guidance related to the period of transition should be developed, nor has it been able to consider whether special recommendations should apply in the case of a transfer of a tree species with annotation #5.
6. The Secretariat recalls that, at CoP18, the Conference of the Parties adopted an amendment to annotation #5 to expand its scope to include plywood and transformed wood as specimens covered by the listing. The Secretariat further recalls that the Democratic Republic of the Congo, at the time of the consideration of the proposal by Committee I, stated that "Plywood and processed wood prior to the expansion of annotation #5 will be considered as pre-Convention stocks by the Democratic Republic of the Congo." (see [CoP18 Com. I Rec. 9](#)).

7. Based on the above, the Secretariat suggests that the current Decisions be proposed for renewal at the 19th meeting of the Conference of the Parties in order for the Standing Committee to have more time and information to consider the matter during the next intersessional period in consultation with the Plants Committee, as appropriate. The Secretariat notes that, in document SC74 Doc. 84, the Secretariat recommends that Decisions 18.321 and 18.322 on *Annotation #15* be proposed to CoP19 for renewal. This aligns with the recommendation in the present document to renew decision 18.151.

#### Recommendations

8. The Secretariat recommends that the Standing Committee propose the following decision for renewal by the Conference of the Parties at its 19th meeting:

#### ***18.151 (Rev. CoP19) Directed to the Standing Committee***

The Standing Committee shall, with the assistance of the Secretariat, consider whether further guidance related to the period of transition, including the period between the adoption of a proposal to transfer a species from one Appendix to another and the entry into force of the new listing, should be developed and, if so, present amendments to an existing Resolution or a new draft resolution to the ~~19th~~ 20th meeting of the Conference of the Parties. In this context, the Standing Committee shall consider, in consultation with the Plants Committee, as appropriate, whether special recommendations should apply in the case of a transfer of a tree species with *Annotation #5* or other annotated plant species.