

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

Thirteenth meeting of the Conference of the Parties
Bangkok (Thailand), 2-14 October 2004

National laws for implementation of the Convention

DRAFT DECISIONS OF THE CONFERENCE OF THE PARTIES

Prepared by the Secretariat on the basis of document CoP13 Doc. 22 (Rev. 2) Annex 2, approved as amended following discussion in Committee II.

Directed to the Secretariat

13.xx The Secretariat shall:

- a) with regard to Parties with legislation in Category 2 or 3 or not yet categorized, compile and analyse the information submitted by Parties on legislation adopted before the 14th meeting of the Conference of the Parties to fulfil the requirements laid down in the text of the Convention and Resolution Conf. 8.4;
- b) prepare or revise the analyses of national legislation and the categories, and advise the Parties concerned of the initial or revised analyses, specifying any requirements that are not yet met;
- c) provide technical assistance to Parties requesting advice in the formulation of legislative proposals for CITES implementation by providing, to the extent resources are available:
 - i) legal guidance in the preparation of necessary legislative measures;
 - ii) training of CITES authorities and other relevant bodies responsible for the formulation of wildlife trade policies or legislation; and
 - iii) any specific support relevant to the fulfilment of the legislative requirements for the implementation of CITES;
- d) report at the 53rd meeting of the Standing Committee and subsequent meetings of the Standing Committee on Parties' progress in enacting adequate legislation and, if necessary, recommend the adoption of appropriate compliance measures, including suspension of trade pursuant to decisions taken by the Standing Committee;
- e) identify for the Standing Committee any countries that require attention as a priority under the National Legislation Project; and
- f) report at the 14th meeting of the Conference of the Parties on:
 - i) the legislation adopted by the Parties to implement the Convention and any recommendations relating to Parties that have not adopted adequate legislation for implementation of the Convention; and
 - ii) any progress concerning technical assistance provided to the Parties in the development of their national legislation for implementation of CITES.

Directed to the Parties

- 13.xx a) All Parties and dependent territories with legislation not yet categorized should provide to the Secretariat, before the 53rd meeting of the Standing Committee and in one of the three working languages of the Convention, copies of all existing legislation which implements the provisions of the Convention.
- b) A new Party which adheres to the Convention before CoP14 should provide to the Secretariat, within three months after the Convention enters into force for that Party and in one of the three working languages of the Convention, copies of all existing legislation which implements the provisions of the Convention.
- c) All Parties and dependent territories whose legislation has been placed in Category 2 or 3 should indicate their progress in enacting adequate legislation for implementation of the Convention by submitting to the Secretariat before the 53rd meeting of the Standing Committee and its subsequent meetings:
- i) an initial or revised CITES Legislation Plan indicating the procedures, actions and time-frames needed to enact legislation;
 - ii) draft legislation and a translation of this draft legislation into one of the three working languages of the Convention; or
 - iii) enacted legislation and a translation of this legislation into one of the three working languages of the Convention.
- 13.xx In accordance with the action plans agreed with the Secretariat, Nigeria and Paraguay should enact adequate legislation for implementation of the Convention by the 53rd meeting of the Standing Committee.
- 13.xx The following Parties and dependent territories should enact adequate legislation for implementation of the Convention by 30 September 2006: Albania; Aruba (NL); Azerbaijan; Bailiwick of Guernsey (GB); Bailiwick of Jersey (GB); Bermuda (GB); Bhutan; British Indian Ocean Territory (GB); British Virgin Islands (GB); Cayman Islands (GB); Croatia; Falkland Islands (Islas Malvinas)¹; French Polynesia (FR); Greenland (DK); Iceland; Ireland; Kuwait; the Libyan Arab Jamahiriya; Lithuania; Macao Special Administrative Region (CN); Mayotte (FR); Montserrat (UK); Netherlands Antilles (NL); New Caledonia (FR); Qatar; Republic of Moldova; Sao Tome and Principe; Serbia and Montenegro; Slovenia; the Syrian Arab Republic; the former Yugoslav Republic of Macedonia; and Wallis and Futuna Islands (FR).

Directed to the Standing Committee

- 13.xx With respect to Parties and dependent territories that do not comply with Decisions 13.xx, 13.xx or 13.xx, or decisions of the Standing Committee in relation to national laws for implementation of the Convention, the Standing Committee shall consider appropriate measures, which may include recommendations for suspension of the commercial trade in specimens of CITES-listed species to and from such Parties.

¹ A dispute exists between the Governments of Argentina and the United Kingdom of Great Britain and Northern Ireland concerning sovereignty over the Falkland Islands (Malvinas).