

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

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

DRAFT REVISIONS TO RESOLUTION CONF. 12.3 OF THE CONFERENCE OF THE PARTIES

*Prepared by the Secretariat on the basis of document CoP13 Doc. 46 Annex, agreed as amended in Committee II. Amendments to that document are indicated.*

**1. Amend section XIII, paragraph c), subparagraph i), to read:**

- i) that the irregularities that have occurred are not attributable to the (re-)exporter or the importer or, in the case of specimens imported or (re-)exported as personal or household effects (for the purposes of this Resolution this includes live pets travelling with their owner) ~~for primarily non-commercial purposes~~, the Management Authority, in consultation with the relevant enforcement authority, is satisfied that there is evidence that a genuine error has been made, ~~or that there were exceptionally extenuating circumstances~~, and that there was no attempt to deceive;

**2. Amend section XIII, paragraph d), subparagraph ii), to read:**

- ii) the reasons for the relaxation, which should come within the purview of paragraphs c) subparagraphs i) and ii) above, are specified in the conditions on the permit or certificate and a copy sent to the Secretariat and also list these in the biennial report to the Secretariat.

**3. Include a further clause as follows:**

- e) In cases where retrospective permits are issued for personal effects as referred to in paragraph c)i) above Parties are further urged to make provision for penalties and restrictions on subsequent sales within the following six months to be imposed where appropriate to ensure that the power to grant exemptions to the general prohibition on the issue of retrospective permits is not abused.