

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



Fourteenth meeting of the Conference of the Parties
The Hague (Netherlands), 3-15 June 2007

Committee II

PERSONAL AND HOUSEHOLD EFFECTS

This document has been prepared by a working group on the basis of document CoP14 Doc. 45 and following discussions in the third session of Committee II. Text to be deleted is ~~crossed-out~~. Proposed new text is underlined.

DRAFT RESOLUTION OF THE CONFERENCE OF THE PARTIES

Proposed amendments to Resolution Conf. 13.7 on
Control of trade in personal and household effects

THE CONFERENCE OF THE PARTIES TO THE CONVENTION

AGREES that Parties shall:

- a) regulate the cross-border movements of legally acquired, personally owned live animals of species listed in the Appendices of CITES in accordance with Resolution Conf. 10.20;
- b) not require export permits or re-export certificates, for personal or household effects which are dead specimens, parts or derivatives of Appendix-II species except:
 - i) where they have been advised through a Notification from the Secretariat ~~and~~ or on the CITES website that the other Party involved in the trade requires such documents; or
 - ii) for the following, where the quantity exceeds the specified limits:
 - caviar of sturgeon species (*Acipenseriformes* spp.) – up to a maximum of 250 grams per person;
 - rainsticks of *Cactaceae* spp. – up to three specimens per person;
 - specimens of crocodylian species – up to four specimens per person;
 - queen conch (*Strombus gigas*) shells – up to three specimens per person;
 - seahorses (*Hippocampus* spp.) – up to four specimens per person; and
 - giant clam (*Tridacnidae* spp.) shells – up to three specimens, each of which may be one intact shell or two matching halves, not exceeding 3 kg per person;

~~e) follow the process contained in the Annex to this Resolution, if they wish to amend the list contained in paragraph b) ii) above;~~

~~ed~~c) advise their Customs administrations of the treatment of personal or household effects under CITES;

~~ed~~d) take all necessary steps, including inspection and provision of information to merchants, to prohibit the sale of tourist souvenir specimens of Appendix-I species in places of international departure, such

as international airports, seaports and border crossings and particularly in duty-free areas beyond Customs control points;

~~efe)~~ provide information through displays and by other means, in all relevant languages, in places of international departure and arrival, informing travellers about the purpose and requirements of the Convention, and of their responsibilities with respect to international and domestic laws relating to the export and import of specimens of wild fauna and flora; and

~~fgf)~~ in collaboration with national and international tourist agencies, carriers, hotels and other relevant bodies, take all possible steps to ensure that tourists and persons with diplomatic privileges travelling abroad are made aware of the import and export controls that are or may be in force with respect to items derived from CITES species;

RECOMMENDS that the Parties follow the Guidelines contained in the Annex to this Resolution, if they wish to amend the list contained in paragraph b) ii) above;

Annex

Process Guidelines for amending the list of personal and household effects of Appendix-II species with quantitative limits

1. Any proposal for adding to, deleting from or otherwise amending the list of personal and household effects of Appendix-II species with quantitative limits, including the quantitative limit set, should be initiated by a Party.
2. The proposal should contain supporting information and a justification, including an indication of whether the proposal is being made primarily for enforcement or conservation purposes.
- ~~3. Range States, producer countries and consumer countries for the specimens and species included in the proposal should be consulted, to the extent practicable, before a proposal is submitted. Parties which are consulted should provide a response within 60 days of receiving the proposal.~~
- ~~4. Proposals should be submitted to the Standing Committee's Clearing House, through the Secretariat. The Clearing House will deal directly with any proposal made for primarily enforcement purposes and will direct any proposal made for primarily conservation purposes to the appropriate technical committee.~~
- ~~5. If no consultations have been undertaken by the proponent, the proposal will be returned to the proponent so that such consultations can be undertaken. However, a proposal without consultations, or with limited consultations, should be accepted if there are justifications in the proposal for such an omission which has the consent of the Clearing House.~~
- ~~6. Upon the recommendation of either the Clearing House or the technical committee, the proposal will be submitted by the initiating Party to the Conference of the Parties for discussion and decision.~~
- 7.3. Parties should make every effort not to unnecessarily lengthen unnecessarily the list of personal and household effects with quantitative limits.
4. In support of such proposals submitted the Parties to the Conference of the Parties for discussion and decision, it is recommended that the following information should be contained in any such proposal:
 - (a) An assessment of the impact of the proposal, drawn from consultations with Range States, producer countries and, consumer countries; and
 - (b) An assessment of the enforceability of the proposal.

DRAFT DECISION OF THE CONFERENCE OF THE PARTIES
[TO REPLACE DECISION 13.71]

Directed to the Standing Committee

14.xx The Standing Committee shall extend the operation of its Working Group on Personal and Household Effects until the 15th meeting of the Conference of the Parties (CoP15) and oversee the Group's work in fulfilling the following terms of reference:

~~a) monitor implementation of the process for amending the list of personal and household effects of Appendix II species with quantitative limits and determine whether any adjustments are needed (e.g. whether criteria for proposed amendments should be added to the process or whether the entire process should be replaced by another process which is not based on quantitative limits);~~

ba) ~~prepare guidance for:~~

~~i) determining whether a personal and household effect is 'legally acquired';~~

~~ii) clarifying the relationship between 'tourist souvenirs' and 'personal and household effects'; and~~

~~iii) the treatment of hunting trophies; and~~

eb) report at each regular meeting of the Standing Committee until CoP15 and at CoP15.