

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



Eighteenth meeting of the Conference of the Parties
Geneva (Switzerland), 17–28 August 2019

Committee II

National laws for the implementation of the Convention

DRAFT DECISIONS OF THE CONFERENCE OF THE PARTIES

This document has been prepared by the Secretariat on the basis of document CoP18 Doc. 26 (Rev. 1) with amendments proposed by Canada, the European Union, Niger and the United States of America during the discussion in the fifth session of Committee II (see document CoP18 Com. II Rec. 5).

Draft decisions on National Laws for the implementation of the Convention

Directed to Parties

- 18.AA Parties with legislation in Category 2 or 3 under the National Legislation Project (NLP) are urged to submit to the Secretariat as soon as possible, and no later than by the 74th meeting of the Standing Committee, in one of the three working languages of the Convention details of appropriate measures that have been adopted for the effective implementation of the Convention. Such Parties are also urged to keep the Secretariat informed of legislative progress at any time and are called on to provide an update of the legislative progress, at the latest, 90 days before the 73rd meeting of the Standing Committee.
- 18.BB Parties with legislation in Category 1 under the National Legislation Project are encouraged to inform the Secretariat of any relevant legislative developments and to provide technical or financial assistance to Parties affected by Decision 18.AA, either directly or through the Secretariat.

Directed to the Standing Committee

- 18.CC At its 73rd and 74th meetings, the Standing Committee shall review the progress of Parties in adopting appropriate measures for effective implementation of the Convention. With the assistance of the Secretariat, the Standing Committee may identify additional Parties that require its attention as a priority and shall pay particular attention to these Parties. The Standing Committee shall take appropriate compliance measures with regard to Parties affected by Decision 18.AA that have failed to adopt appropriate measures for the effective implementation of the Convention or to take significant and substantive steps to do so. For Parties that have acceded to the Convention ~~less than eight years ago~~ since August 2011, the Standing Committee may decide to allow more time to adopt appropriate measures.
- 18.DD Such compliance measures may include a recommendation to suspend ~~commercial~~ trade with Parties affected by Decision 18.AA that have failed to adopt appropriate measures for the effective implementation of the Convention, in particular Parties identified as requiring attention as a priority. Any recommendation to suspend ~~commercial~~ trade with the Party concerned shall take effect 60 days after it is agreed, unless the Party adopts appropriate measures before the expiry of the 60 days or takes significant and substantive steps to do so.

18.EE At its 73rd meeting, the Standing Committee will provide support to the CITES Secretariat as required in the implementation of Decision 18.FF (c)

Directed to the Secretariat

18.EEFF The Secretariat shall:

- a) compile and analyse the information submitted by Parties on measures adopted before the 19th meeting of the Conference of the Parties (CoP19) to fulfil the requirements laid down in the text of the Convention and Resolution Conf. 8.4 (Rev. CoP15) on *National laws for implementation of the Convention*;
- b) assist the Standing Committee in reviewing progress of Parties in adopting appropriate measures for effective implementation of the Convention and in identifying additional Parties requiring attention as a priority;
- c) review and revise as necessary all guidance materials provided under the National Legislation Project available on the CITES website, including the CITES Model Law, to ensure that such guidance materials are consistent with the obligations under the Convention and its current Resolutions, and submit a report on the revisions made to the 73rd meeting of the Standing Committee.
- c) subject to external funding, provide legal advice and assistance to Parties on the development of appropriate measures for effective implementation of the Convention, including legislative guidance for and training of CITES authorities, legislative drafters, policymakers, the judiciary, parliamentarians and other relevant government officials responsible for the formulation and adoption of CITES-related legislation;
- d) subject to external funding, cooperate, in the provision of legislative assistance, with the legal programmes of United Nations bodies and intergovernmental organizations, such as the Food and Agriculture Organization of the United Nations, the United Nations Development Programme, the United Nations Office on Drugs and Crime, the United Nations Environment Programme, the World Bank and regional development banks, as well as regional organizations, such as the African, Caribbean and Pacific Group of States, the Amazon Cooperation Treaty Organization, the Association of South East Asian Nations, the League of Arab States, the Organization of American States and the Pacific Regional Environment Programme;
- e) report at the regular meetings of the Standing Committee on Parties' progress in adopting appropriate measures for effective implementation of the Convention and, if necessary, recommend the adoption of appropriate compliance measures, including ~~as a last resort~~, recommendations to suspend ~~commercial~~ trade in specimens of CITES-listed species; and
- f) report at CoP19 on progress made with regard to the implementation of Resolution Conf. 8.4 (Rev. CoP15) and Decisions 18.AA to 18.FF.