

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

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Geneva (Switzerland), 17-28 August 2019

MUSICAL INSTRUMENTS AND THE PROPOSED LISTING OF WOOLLY MAMMOTH  
(*MAMMUTHUS PRIMIGENIUS*) IN APPENDIX II WITHOUT ANNOTATION

This document has been submitted by the United States of America, at the request of a group of musicians and musical instrument manufacturers, in relation to proposal CoP18 Prop. 13.\*

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\* *The geographical designations employed in this document do not imply the expression of any opinion whatsoever on the part of the CITES Secretariat (or the United Nations Environment Programme) concerning the legal status of any country, territory, or area, or concerning the delimitation of its frontiers or boundaries. The responsibility for the contents of the document rests exclusively with its author.*

## **Musical Instruments and the Proposed Listing of Woolly Mammoth (*Mammuthus Primigenius*) on Appendix II without Annotation**

### **Overview**

Israel and Kenya have submitted a proposal for consideration during at the 18<sup>th</sup> Conference of Parties to list Woolly Mammoth, *Mammuthus Primigenius*, in Appendix II without an accompanying annotation. We oppose an Appendix II listing of Woolly Mammoth and believe that, at minimum, any listing should be accompanied by an annotation that would have the effect of exempting musical instruments from permit requirements for noncommercial and commercial trade.

### **Mammoth ivory is used in the construction of bows for stringed instruments, nuts, and saddles for guitars and on other musical instruments.**

The musical instrument community fully supports the goal of protecting elephant populations. When instrument makers stopped using elephant ivory approximately 30 years ago, the makers turned to mammoth ivory as a substitute. Today, lawfully made bows and other instruments containing mammoth ivory are being played, exhibited, and sold throughout the world by makers, dealers, and musicians who depend on them as indispensable tools of their trade. For musicians, instruments are highly personal, integral to their sound and performance quality, while often representing a very substantial personal financial investment. Mammoth tips are functional and make important contributions to the bow's artistic and acoustic qualities. Replacing the mammoth tip of a bow to avoid burdensome permitting requirements would risk damaging the bow's wooden stick and artistic value.

### **The use of mammoth ivory in musical instruments does not affect the ivory trade**

The proposal states that its purpose is "to prevent illegal trade in living elephants by preventing 'laundering' or mislabeling of elephant ivory." Bows typically contain less than 1 gram (.25 gram when finished) of mammoth ivory. The overall scale of bow making is very limited. In the USA, for example, approximately 50 bow makers make some 350 bows per year. Not all of these bows are made using mammoth ivory, despite its valuable qualities. As has been widely acknowledged, because of the *de minimis* use of mammoth ivory in musical instruments, musical instruments are not contributing to the illegal elephant ivory trade.

### **An Appendix II listing of Woolly Mammoth is inappropriate**

While our organizations strongly support efforts to combat illegal trafficking of ivory and conserve elephants, we oppose this listing. The main purpose of CITES Appendix II is to regulate trade to prevent species from becoming extinct. The proposal points to a lack of data on the trade in mammoth ivory and the potential beneficial impacts on the illegal elephant ivory trade. The proposed listing would, therefore, divert resources from the regulation of trade of extant species and impose burdens on all involved without providing a clear, commensurate conservation value.

### **Any listing should be accompanied by an annotation that has the effect of exempting musical instruments**

If the Parties were to list Woolly Mammoth on Appendix II, we would strongly urge the inclusion of an annotation that would have the effect of exempting musical instruments. Doing so would help ensure that enforcement efforts are targeted on commodities linked to illegal trade while avoiding the imposition of unfair and undue costs and burdens on makers, dealers and musicians, all of which would negatively impact the international trade in art and culture.

## Signatories as of April 2019



**American Federation of Musicians of the United States and Canada.** The American Federation of Musicians of the United States and Canada (AFM), celebrating 120 years of existence, is the largest organization in the world dedicated to representing the working interests of professional musicians. The AFM's more than 80,000 members perform all styles of music: alternative, rock, classical, pop, gospel, jazz, country, folk, big band, reggae, contemporary Christian, to name just a few. AFM musicians can be found in recording studios for motion picture and film, as back up musicians for internationally recognized featured artists, in American and Canadian symphony orchestras, and any other venue that requires the use of highly trained professional artists. [www.afm.org](http://www.afm.org)



**American Federation of Violin and Bow Makers.** The American Federation of Violin and Bow Makers was founded in 1980 to provide the musical community with a standard of work and expertise upon which they could depend. The Federation's mission is to enhance the public's understanding and appreciation of the violin and bow families, and of related areas of expertise, including the making of new instruments, as well as conservation and restoration of historical and modern instruments. Now numbering over 170 of the finest makers, dealers and restorers in the United States and Canada, the Federation has strict requirements for membership. In addition to submitting an example of his or her work for review, a prospective member must have at least nine years of experience working in the profession. [www.afvbm.org](http://www.afvbm.org)



**Anafima - Brazilian Music Industry Association** (Associação Nacional da Indústria da Música) is the Brazilian music industry association that serves over 1,200 people annually across Brazil. The association is split into four main categories: musical instruments, pro audio, installations, and car audio. Each category has its own goals and objectives proposed by its members. Currently, ANAFIMA is the biggest association in Brazil and it represents companies of all different sizes. [www.anafima.com.br/site/](http://www.anafima.com.br/site/)



**The Argentinian Association of Musical Instruments Manufacture** (Camara Argentina de Fabricantes de Instrumentos Musicales, or CAFIM, in Spanish) was founded in 2012 to protect the rights and interests of its members, encouraging the increase in the musical instruments industry in Argentina. CAFIM is an organization for the support, care, defense and promotion of such market and it settles itself as a valid mediator before the different governmental organisms. [www.cafim.com.ar/](http://www.cafim.com.ar/)



**Association of British Orchestras.** The ABO is the national body representing the collective interests of professional orchestras, youth ensembles and the wider classical music industry throughout the UK. Our mission is to enable and support an innovative, collaborative and sustainable orchestral sector by providing advice, support, intelligence and information to the people who make British orchestras a global success. <https://www.abo.org.uk/>



**The Australian Music Association (AMA).** The Australian Music Association represents and furthers the interests of the Music Products industry which is a network of wholesalers, manufacturers, retailers and associated services for musical instruments, print music and music technology. The AMA also works with a network of government and non-government organisations to advocate for music education, promote music making and represent the industry in matters of common interest. It organises trade shows, conventions and forums, publishes Australian Musician magazine online, develops industry statistics and provides commercial member benefits. [www.australianmusic.asn.au/](http://www.australianmusic.asn.au/)



**Bundesverband der deutschen Musikinstrumentenhersteller e.V.** The National Association of German Musical Instruments Manufacturers is the official body representing the German Music Industry. Its principal objectives are to promote members' common interests through advice and support in commercial, technical and all other relevant issues; to cultivate exchange of experience between members and other associations in the realms of music worldwide; to represent the interests of German manufacturers of musical instruments and accessories vis-à-vis German and other European as well as supranational and overseas public authorities, associations and other institutions; and to draft expert opinions and furnish of information to public authorities in the sectors of musical instrument manufacture and the appurtenant field of accessories. [www.musikinstrumente.org](http://www.musikinstrumente.org)



**C.F. Martin & Co.** C.F. Martin & Co. has been creating some of the finest musical instruments in the world since 1833. Hand-made by skilled craftsmen and women, Martin combines modern innovations with techniques developed by the company and recognized today as industry standards, including the Dreadnought shape, X-bracing, the square headstock, and the 14-fret guitar. Martin guitars and Martin strings continue to inspire musicians worldwide, from the icons of rock, pop, country, folk and bluegrass to those who strum for personal enjoyment. They can be seen across all segments of pop culture, from television to movies, Broadway, books, online, and gracing the covers of popular magazines on newsstands everywhere. [www.martinguitar.com](http://www.martinguitar.com)



CONFEDERATION OF  
EUROPEAN MUSIC INDUSTRIES

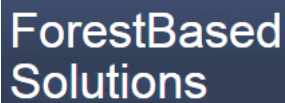
**Confederation of European Music Industries.** The Confederation of European Music Industries (CAFIM) used to gather European musical instrument manufacturers only. On May 5, 1977, as unification within Europe gradually progressed, the confederation came to cover the entire branch. Today CAFIM represents the music trade in the whole of Europe including wholesalers, retailers and importers. Its general objectives are to promote and safeguard the interests of the European musical instrument industry as well as those of practicing musicians in every conceivable way. [www.cafim.org](http://www.cafim.org)



**Dismamusica.** Dismamusica is the only Industry Association existing in Italy that represents the full chain of the Musical Instruments and Music Publishers business community (manufacturers, importers, distributors, retailers, service companies, music schools, musicians). Founded in 1982, over the years it has worked hard toward the central and local Institutions, obtaining important results in favor of the sector, both in economic and labor aspects. By promoting many activities, it gives great attention to the cultural side of the role of music making. The mission is to promote the benefits of music practice at all levels, from schools to communities, in order to increase the market size and reach more stability and profitability for the Industry business community in parallel with an universally recognized social positive influence. [www.dismamusica.it](http://www.dismamusica.it)



**Fender Musical Instruments Corporation.** Since 1946, Fender has revolutionized music and culture as one of the world's leading musical instrument manufacturers, marketers and distributors. Fender Musical Instruments Corporation (FMIC), whose portfolio of brands includes Fender®, Squier®, Gretsch® guitars, Jackson®, EVH® and Charvel®, follows a player-centric approach to crafting the highest quality instruments and musical solutions across genres. FMIC is dedicated to unlocking the power of music through electric and acoustic guitars, amplifiers, pro audio, accessories and digital products that inspire and enable musical expression at every stage, from beginners to history-making legends. [www.fender.com](http://www.fender.com)



**ForestBased Solutions, LLC.** ForestBased Solutions (FBS) provides forest product due diligence services, risk assessment and comprehensive approaches to resource and supply chain management. FBS has over 25 years of experience in species-specific highend forest products from musical instruments, flooring, furniture, decking and fiber content. FBS was instrumental in moving the musical instrument manufacturing industry into stepwise approaches for integrating forest products from identified well-managed forests into their global supply chain. FBS currently works in over 15 timber producing countries. [www.forestbased.com](http://www.forestbased.com)



**French Musical Instrument Organisation.** French Musical Instrument Organisation (La Chambre Syndicale de la Façture Instrumentale, CSFI) was founded in 1890 in Paris. It gathers companies and craftsmen who make, distribute and export musical instruments and their accessories. The CSFI also welcomes resellers and other instrument makers associations (violin, guitar, piano). Its main objectives are the protection of its members and of the musical instrument making as a whole and the development of the instrumental practice for everybody. [www.csfi-musique.fr](http://www.csfi-musique.fr)



**International Association of Violin and Bow Makers.** (EILA: Entente Internationale des Luthiers et Archetiers). Founded in 1950 in Europe, the Entente Internationale is an association of violin and bow makers from around the world. The Entente was established with the aim of bringing together master craftsmen on the basis of friendship and exchange and for taking any steps deemed pertinent to defending their working conditions, developing understanding of their art, perfecting teaching methods for their students and combining the strengths and talents of each member in order to promote a revival in the art of violin and bow making. [www.eila.org](http://www.eila.org)



**International Federation of Musicians.** The International Federation of Musicians (FIM), founded in 1948, is the only body representing musicians' unions globally, with members in about 65 countries covering all regions of the world. FIM is recognised as an NGO by diverse international authorities such as WIPO (World Intellectual Property Organisation), UNESCO (United Nations Educational, Scientific and Cultural Organisation), the ILO (International Labour Office), the European Commission, the European Parliament or the Council of Europe. [www.fim-musicians.org](http://www.fim-musicians.org)



**Japan Musical Instruments Association.** Established in 1948, The Japan Musical Instruments Association (JMIA) represents more than 500 Japanese musical instruments manufacturers, wholesalers and retailers. JMIA supports the sound development of domestic musical instruments related companies, contributes to the popularization of domestic musical instruments and music, and the enhancement of music culture, aiming to contribute to the creation of an affluent society. [www.zengakkyo.com](http://www.zengakkyo.com)



**League of American Orchestras.** The League of American Orchestras leads, supports, and champions America's orchestras and the vitality of the music they perform. Its diverse membership of more than 2,000 organizations and individuals across North America includes world-renowned symphonies, community orchestras, festivals, and youth ensembles. Founded in 1942 and chartered by Congress in 1962, the League links a national network of thousands of instrumentalists, conductors, managers and administrators, board members, volunteers, and business partners. [americanorchestras.org](http://americanorchestras.org)



**Music Industries Association.** The Music Industries Association (MIA) is the trade body for the UK musical instrument industry. Our members are the manufacturers, distributors, publishers and retailers of musical instruments and associated products. We exist to promote, protect and support the UK music making industry. We do this by: Providing leadership and guidance to the industry, Promoting the substantial and wide ranging benefits of music making, Representing the sector at all levels of government, its agencies and other interest groups, Creating pro-active public relations and communications internally and externally, Supporting our members with advice, best practice and money saving offers. [www.mia.org.uk](http://www.mia.org.uk)



**National Association of Music Merchants.** NAMM, the National Association of Music Merchants (NAMM), established in 1901, is the not-for-profit association that strengthens the \$17 billion global music, sound and event technology products industry. The association's global trade shows serve as the crossroads for professionals seeking the newest innovations in music, recording technology, sound, stage and lighting products. NAMM member programs and services promote music making for people of all ages and to create a more musical world. NAMM has supported the development of a global music coalition advocating for sustainable use of world's natural resources alongside reliable regulations that support fair trade and has funded advocacy events and participation in CITES events. [www.namm.org](http://www.namm.org)



**Orchestras Canada.** Orchestras Canada is the national association for Canadian orchestras, helping orchestras achieve together what they cannot accomplish alone, and serving Canadian orchestras in both official languages, through research, knowledge-sharing, convening, and advocacy. Orchestras Canada was founded in 1972, and represents over 130 Canadian orchestras and their diverse stakeholders. [orchestrascanada.org](http://orchestrascanada.org)



**Paul Reed Smith.** Paul Reed Smith Guitars is one of the world's premier guitar and amplifier manufacturers. Since our humble beginning in 1985, PRS Guitars has always strived to create the highest quality instruments possible. Guitar and amplifier building are very personal things here, as most of us are dedicated players, refining our craft as builders, musicians, and artists of all kinds. Our deep commitment to the craft and our culture of quality are what drives PRS in the workplace and the marketplace. [www.prsguitars.com](http://www.prsguitars.com)



**PEARLE\*.** Pearle\* Live Performance Europe, is the 'Performing Arts Employers Associations League Europe'. Pearle\* represents through its member associations the interests of more than 10000 organisations in the music, performing arts and live entertainment sector. This includes profit as well as non-profit organisations, ranging from micro-enterprises to organisations with over 250 employees. Pearle\* is recognised by the European Commission as a European sectoral social partner, representing the employers in the European sectoral social dialogue committee live performance. [www.pearle.ws](http://www.pearle.ws)



**The Recording Academy.** Best known for the GRAMMY Awards®, the Recording Academy is the only organization that exists to champion the voices of performers, songwriters, producers, and engineers. With no corporate members, the Recording Academy directly and solely represents music creators, working tirelessly to protect their rights and interests. From strong representation in Washington, to mobilizing the industry and organizing grassroots movements across all 50 states, we use advocacy, education, and dialogue to raise awareness about pressing music issues, develop policy, and advance key legislation. Our purpose is to give back to music makers by making sure that they're compensated fairly for their work today and have greater opportunities to prosper tomorrow. [www.grammy.com/recording-academy](http://www.grammy.com/recording-academy)



**Society of Music Merchants. The SOMM - Society of Music Merchants e. V.** SOMM represents the cultural and commercial interests of the musical instrument and music equipment industry in Germany and throughout Europe. The association was founded in February 2005 by leading companies from various sectors of the musical instrument industry in Germany, with the aim of organising a strong general association that represents the entire industry across all sectors (Manufacturer, Distributors, Retailer and Media). SOMM sees itself as a lobby, service provider and communications link for all trade and economic relations within and outside the musical instrument and music equipment industry. The association coordinates matters within the industry and to the outside, and cultivates close ties with political bodies, public authorities, institutions and other business associations and market partners. [www.somm.eu](http://www.somm.eu)