

Basics of EU Environmental Law

BIODIVERSITY/CITES



29 November 2023

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Biodiversity in the EU

Birds Directive

EU measures to protect Europe's wild bird species

Nature restoration

The Commission's proposal for a new law to restore ecosystems, habitats and species.

Urban greening

Supporting towns and cities in restoring nature and biodiversity.

Habitats Directive

EU measures to conserve Europe's wild flora and fauna

Invasive alien species

Preventing and minimising the effects on invasive alien species on Europe's biodiversity.

Animals in zoos

Promoting the protection and conservation of wild animals outside their natural habitat.

Natura 2000 network

The largest coordinated network of protected areas in the world.

Pollinators

Contributing to global conservation efforts and addressing the decline of wild pollinators.

Green infrastructure

Promoting the use and integration of green infrastructure in all EU policies.

TRADE IN ENDANGERED SPECIES



International Law:

Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES - 1975)

- Difficult nature - binding international convention, but instruments contained therein are not binding until they become part of national law
- Large number of Parties lack regulations prohibiting illegal trade or imposing sanctions or allowing seizure of specimens or defining professional conservation authorities
- Possibility of bilateral "sanctions" (e.g. certification)
- Does not protect habitats, does not address causes of illegal trade
- Within biodiversity conservation, the focus of CITES is paradoxically narrow

EU Law:

- Council Regulation (EC) No 338/97 of 9 December 1996 on the protection of species of wild fauna and flora by regulating trade therein + amendments and implementing regulations
- Regulation (EC) No 1007/2009 of the European Parliament and of the Council on trade in seal products

TRADE IN ENDANGERED SPECIES



'Specimen'

shall mean any animal or plant, whether alive or dead, of the species listed in Annexes A to D, any part or derivative thereof, whether or not contained in other goods, as well as any other goods which appear from an accompanying document, the packaging or a mark or label, or from any other circumstances, to be or to contain parts or derivatives of animals or plants of those species, unless such parts or derivatives are specifically exempted from the provisions of this Regulation or from the provisions relating to the Annex in which the species concerned is listed by means of an indication to that effect in the Annexes concerned.

TRADE IN ENDANGERED SPECIES



ANNEXES

- Regulation (EC) No 338/97 has four Annexes (A-D) which contain non-CITES species.

Annex	Includes
Annex A	<ul style="list-style-type: none">• All CITES Appendix I species• Some CITES Appendix II and III species, for which the EU has adopted stricter domestic measures.• Some non-CITES species
Annex B	<ul style="list-style-type: none">• All other CITES Appendix II species• Some CITES Appendix III species• Some non-CITES species
Annex C	<ul style="list-style-type: none">• All other CITES Appendix III species
Annex D	<ul style="list-style-type: none">• Some CITES Appendix III species for which the EU holds a reservation• Some non-CITES species

TRADE IN ENDANGERED SPECIES

ART. 8 OF REGULATION 338/97



(1) The purchase, offer to purchase, acquisition for commercial purposes, display to the public for commercial purposes, use for commercial gain and sale, keeping for sale, offering for sale or transporting for sale of specimens of the species listed in Annex A shall be prohibited.

(2) This prohibition shall also apply to specimens of species listed in Annex B except where it can be proved that such specimens were acquired in accordance with the legislation in force.

TRADE IN ENDANGERED SPECIES

ART. 8 OF REGULATION 338/97



(3) Exemption from the prohibitions referred to in paragraph 1 may be granted by issuance of a certificate to that effect by a management authority of the Member State in which the specimens are located, on a case-by-case basis where the specimens:

(a) were acquired in, or were introduced into, the Community before the provisions relating to species listed in Appendix I to the Convention or in Annex C1 to Regulation (EEC) No 3626/82 or in Annex A became applicable to the specimens; or

(b) are worked specimens that were acquired more than 50 years previously; or

(c) were introduced into the Community in compliance with the provisions of this Regulation and are to be used for purposes which are not detrimental to the survival of the species concerned; or

(d) are captive-born and bred specimens of an animal species or artificially propagated specimens of a plant species or are parts or derivatives of such specimens; or

TRADE IN ENDANGERED SPECIES



IMPORT PERMITS / NOTIFICATIONS

- An **import permit** is required for **Annex A and Annex B** species, to be applied for at the competent authorities in the Member State.
- An **import notification** is required for **Annex C and D** species. An import notification is a declaration filled in by the importer and to be submitted, where appropriate together with CITES Appendix III documents from the (re-)exporting country, to the customs office of introduction into the Community. It is contained in Annex 2 to Commission Regulation (EC) 865/96 and is available from the competent authorities in each Member State.

HOUSING CONDITIONS

One of the conditions for issuing a permit for import of specimens of Annex A **and** Annex B species is that "the intended accommodation for a live specimen at the place of destination is adequately equipped to conserve and care for it properly".

TRADE IN ENDANGERED SPECIES

Introduction into the EU of specimens of species listed in **Annex A:**

Import permit must be presented; this permit can be granted when the following conditions have been met :

- **Export permit** or re-export certificate
- Introduction would not have harmful effect on the conservation status of species
- Accommodation for a live specimen is adequately equipped
- The specimen is **not used for primarily commercial purposes**
- The risk of injury, damage to health or cruel treatment will be minimized



Introduction into the EU of specimens of species listed in **Annex B:**

○ **Import permit** must be presented; this permit can be granted when the following conditions have been met :

- Export permit or re-export certificate
- Introduction would not have harmful effect on the conservation status of species
- Accommodation for a live specimen is adequately equipped
- The risk of injury, damage to health or cruel treatment will be minimized
- The specimen may be used **for commercial purposes!**

A bred in captivity = B

Introduction into the EU of specimens of species listed in Annex C: At the border customs office at the point of introduction the importer must present

- Import notification
 - Export permit / re-export certificate / certificate of Origin
- species listed in Annex C: notification

TRADE IN ENDANGERED SPECIES

Export or re-export from the EU

- Export permit/re-export certificate

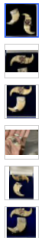
Conditions:

- No harmful effect on the conservation status
- Specimens were legally obtained
- Risks of injury during the shipment are minimized
- Other requirements are met

Derogations from conditions (Art. 5(6))



Intra EU trade: notifications, documents...



antique Victorian Real Tiger claw brooches very rare find

Condition: Pre-own

Price: **GBP1,** [other](#) [white 1960's Elephant ivory tusks - 1KG = \\$150...](#)

Approxim:

Best Offer:

Shipping: GBP 33. via Glob Located in



Hover to zoom

186
1648
172
150
178
159
127
155
111
120
150
153



white 1960's Elephant ivory tusks - 1KG = \$1500.00 US d

1960's Elephant ivory tusks We have this pair of stunning tusks that we would like to sell now but they must go to some one who appreciates them . They measure 133cm and 138 cm , They weigh 9.5 kg and 9.7 kg . We selling a kilogram at \$\$1500.00 US dollars Great price for the entire stock . Great price for the entire stock . We want .

Sold by [redacted] 0 sold since Aug 4, 2016 [Vendor Level 1](#) [Trust Level 3](#)

	Features
Product class	Physical package
Quantity left	2 items
Ends in	Never

Origin coun
Ships to
Payment

\$14.95

or Best Offer
Shipping not specified
from United States

Default - 1 days - USD +0.00 / item

Purchase price: USD 1,500.00

Qty: 1 [Buy Now](#) [Queue](#)

2.1380 BTC / 290.6977 XMR

[Description](#) [Bids](#) [Feedback](#) [Refund Policy](#)

Product Description

1960's Elephant ivory tusks
We have this pair of stunning tusks that we would like to sell now but they must go to some one who appreciates them . They measure 133cm and 138 cm , They weigh 9.5 kg and 9.7 kg .

We selling a kilogram at \$\$1500.00 US dollars
Great price for the entire stock .
Any other info let me know and I will mail you what you want .

[Antigulies](#) [Ivory](#) [tusks](#) [elephant](#) [horns](#) [conterfeit bills](#) [money](#) [weapons](#) [rhino](#) [crack](#) [weed](#)

Shipping: US \$39.50 USPS Priority Mail International Flat Rate Envelope1

[See details](#)

International shipment of items may be subject to customs processing and add

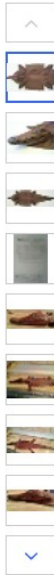


Natural Bald Eagle Feather Saluda River SC 34.059289, -81.591771
Pre-Owned



High Quality 10pcs Scare Natural Eagle Feather Decorative Collect Brand New





Genuine Crocodile Leather Hide Head Brown turquoise eyes Unique exotic CITES

Condition: New

Price: **AU \$999.00**
Approximately US \$736.51

Buy It Now

Add to cart

♥ Add to Watchlist

30-day returns

5 watchers

Shipping: **AU \$42.30** (approx US \$31.19) Australia Post International Standard | [See details](#)

International shipment of items may be subject to customs processing and additional charges. ⓘ

Located in: Mudgeeraba, QLD, Australia

Delivery: 📦 Estimated between **Thu, May 5** and **Thu, May 19** ⓘ

Please note the delivery estimate is **greater than 10 business days**.

Seller ships within 1 day after [receiving cleared payment](#).

Please allow additional time if international delivery is subject to customs processing.

Returns: 30 days returns | Buyer pays for return shipping | [See details](#)

Payments:

💰 Have one to sell? [Sell now](#)

Similar sponsored items





???







Ohledání zabavené kůže na pitevně. Vpravo Pavla Řihová.
Foto | Zdeněk Novák



Jednou z největších kauz u nás bylo odhalení nelegálního zpracování tygrů. Zvíře na snímku má podepřené končetiny, aby se nezkazila kůže. Její cena je na černém trhu od 50 do 100 tisíc Kč.
Licence | Všechna práva vyhrazena. Další šíření je možné jen se souhlasem autora
Zdroj | Celní správa



Inspektoři se podíleli například na odhalení nelegální výroby tygřího vývaru.
Zdroj | Policie ČR



CITES Timber identification kit



Search for Species

Search for CITES Documents

CITES CMS

Panthera pardus

SEARCH

LOCATIONS ▾

Panthera pardus

(Linnaeus, 1758)

Chordata ▶ Mammalia ▶ Carnivora ▶ Felidae ▶ Panthera

LEGAL

NAMES

DISTRIBUTION

REFERENCES

DOCUMENTS

CITES Listings

CITES Quotas

CITES Suspensions

EU Listing

EU Decisions

CITES

CITES LISTING

APPENDIX	COUNTRY	DATE	NOTES
I		01/07/1975	[Note: see Resolution Conf. 10.14 (Rev. CoP16)]

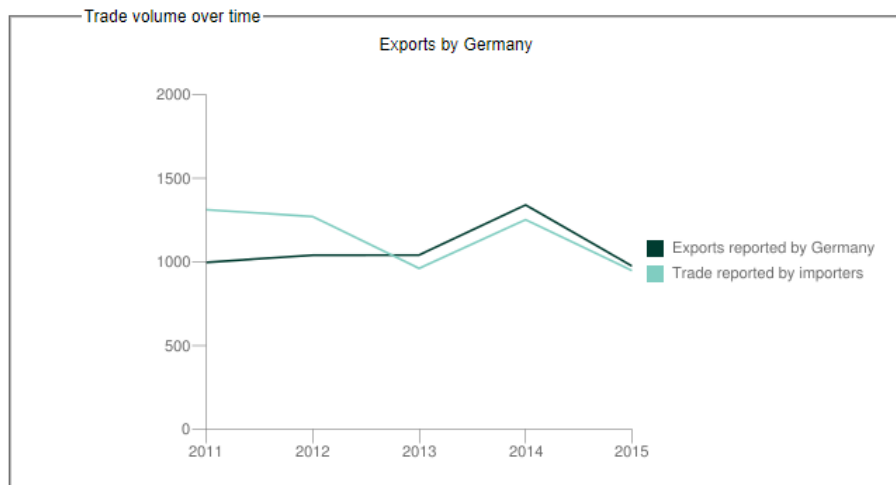
QUOTAS

YEAR	COUNTRY	QUOTA	NOTES
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Trade in birds by Germany

Source: All Term: Live Years: 2011-2015

Imports Exports



Note: This dashboard is designed to give an overview of CITES trade data, and it only shows a subset of the over 15 million records found in the CITES trade database. For a more detailed query of all CITES trade data, visit the [CITES Trade Database](#).

Germany

Germany joined CITES in 1976.

Select Group ⁱ



Mammals



Birds



Reptiles



Amphibians



Fish



Invertebrates
(non-corals)



Corals



Orchids



Cacti



Plants
(excluding
cacti &
orchids)

Select Parameters ⁱ

Country:

Year Range:

Term:

Source:

Select Data to Display ⁱ

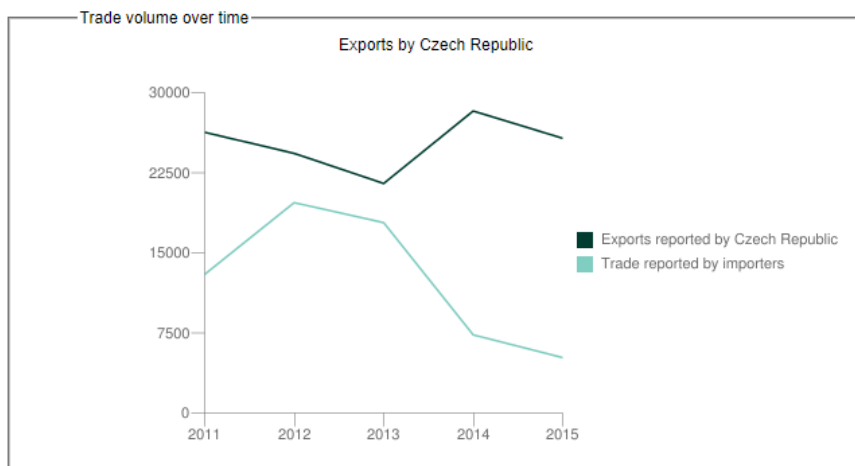
Trade volume over time ⁱ

Trade by source ⁱ

Trade in birds by Czech Republic

Source: All Term: Live Years: 2011-2015

Imports Exports



Note: This dashboard is designed to give an overview of CITES trade data, and it only shows a subset of the over 15 million records found in the CITES trade database. For a more detailed query of all CITES trade data, visit the [CITES Trade Database](#).

Czech Republic

Czech Republic joined CITES in 1993.

Select Group



Mammals



Birds



Reptiles



Amphibians



Fish



Invertebrates
(non-corals)



Corals



Orchids



Cacti



Plants
(excluding
cacti &
orchids)

Select Parameters

Country:

Year Range:

Term:

Source:

Select Data to Display

Trade volume over time

Trade by source



Top Taxa (exports)

Download

Full list

Kingdom Phylum Class >>



CITES Wildlife TradeView 2022. Filters applied

1. *Chamaeleo calytratus* (54 557)

2. *Psephotus haematonotus* (37 457)

3. *Platycercus eximius* (30 277)

4. *Cyanoramphus auriceps* (13 594)

5. *Furcifer pardalis* (12 583)

Top Taxa (imports)

Download

Full list

Kingdom Phylum Class >>



CITES Wildlife TradeView 2022. Filters applied

1. *Graptemys pseudogeographica* (50 175)

2. *Graptemys ouachitensis* (25 675)

3. *Dalbergia sissoo* (14 665)

4. *Graptemys hybrid* (8 825)

5. *Dalbergia latifolia* (7 072)

tradeview.cites.org/en/country

CITES WILDLIFE TRADEVIEW Overview **Country** Taxon English

Filters

Country *i*

Czech Republic

Country

Taxon *i*

Taxon

Date range

Maximum range is 10 years

From:

2016

To:

2022

Unit *i*

Number of specimen:

Top Trade Terms (exports)

CITES Wildlife TradeView 2022. Filters applied

- 1. **live** (273 894)
- 2. **seeds** (1 229)
- 3. **eggs (live)** (6)
- 4. **unspecified** (3)

Top Trade Terms (imports)

CITES Wildlife TradeView 2022. Filters applied

- 1. **live** (131 566)
- 2. **carvings** (9 820)
- 3. **wood product** (9 517)
- 4. **vener** (2 400)

<https://tradeview.cites.org/>

Practical task

1. **Which species are most frequently imported to your country?**
2. **Which species are most frequently exported from your country?**
3. **In which quantity)condition are these species transported?**

Thank you for your attention!