

L.N. 236 of 2001

Animals and Plants (Protection of Endangered Species) (Exemption) (Amendment) Order 2001

(Made under section 18 of the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) after consultation with the Executive Council)

1. Commencement

This Order shall come into operation on the day appointed for the commencement of the Animals and Plants (Protection of Endangered Species) Ordinance (Amendment of Schedules) Notice 2001 (L.N. 237 of 2001).

2. Exemption in respect of possession or control of skin, corals, etc.

Paragraph 9 of the Animals and Plants (Protection of Endangered Species) (Exemption) Order (Cap. 187 sub. leg.) is amended---

(a) in subparagraph (zl) by repealing "or";

(b) in subparagraph (zm) by repealing the full stop and substituting a semicolon;

(c) by adding---

"(zn) *Garrulax canorus* (Hwamei or Melodious Laughing Thrush);

(zo) *Cuora* species (Asian Box Turtles) (excluding *Cuora trifasciata* (Three-lined Box Turtle));

(zp) the root of *Panax ginseng* (Asian Ginseng);

(zq) the root of *Cistanche deserticola* (Desert-living Cistanche); or

(zr) *Adonis vernalis* (Spring Adonis).".

3. Paragraph added

The following is added---

"11. Exemption in respect of import, export, possession or control of certain scheduled plants

Sections 4, 5 and 6 of the Ordinance shall not apply to the import, export, possession or control of the following plants species---

(a) artificially propagated plants of the following hybrids of the family CACTACEAE---

(i) *Hatiora x graeseri* (Easter Cactus);

(ii) *Schlumbergera x buckleyi* (Christmas Cactus);

(iii) *Schlumbergera russelliana* (Holiday Cactus) x *Schlumbergera truncata* (Crab Claw Cactus, Thanksgiving Cactus);

(iv) *Schlumbergera orssichiana* (Queen Cactus) x *Schlumbergera truncata* (Crab Claw Cactus, Thanksgiving Cactus);

(v) *Schlumbergera opuntioides* (掌狀仙人掌) x *Schlumbergera truncata* (Crab Claw Cactus, Thanksgiving Cactus);

(b) artificially propagated plants of the following cultivars of the family CACTACEAE---

(i) *Schlumbergera truncata* (Crab Claw Cactus, Thanksgiving Cactus);

(ii) *Opuntia microdasys* (Bunny Ears, Polka Dot Cactus);

(iii) *Gymnocalycium mihanovichii* (Michanovich Chin Cactus) forms lacking chlorophyll, grafted on the following grafting stocks: *Harrisia 'Jusbertii'* (Green Siren), *Hylocereus trigonus* (Night Blooming Cactus) or *Hylocereus undatus* (Night Blooming Cereus);

(c) separate stem joints (pads) and parts and derivatives thereof of naturalized or artificially propagated plants of the genus *Opuntia* subgenus *Opuntia* of the family CACTACEAE;

(d) fruits and parts and derivatives thereof of naturalized or artificially propagated plants of the family CACTACEAE;

(e) artificially propagated plants of cultivars of *Euphorbia trigona* (African Milk Tree) of the family EUPHORBIACEAE;

(f) fruits and parts and derivatives thereof of artificially propagated plants of the genus *Vanilla*;

(g) artificially propagated plants of cultivars of *Cyclamen persicum* (Florist's Cyclamen) other than its dormant tubers."

TUNG Chee-hwa

Chief Executive

3 November 2001

Explanatory Note

This Order amends the Animals and Plants (Protection of Endangered Species) (Exemption) Order (Cap. 187 sub. leg.) to exempt certain species from the restriction imposed by the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) on the import, export, possession or control of scheduled species.