

**PROTECTION OF ENDANGERED SPECIES OF ANIMALS AND
PLANTS BILL**

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A BILL

To

Give effect in Hong Kong to the Convention on International Trade in Endangered Species of Wild Fauna and Flora signed in Washington D.C. on 3 March 1973; to regulate the import, introduction from the sea, export, re-export, and possession or control of certain endangered species of animals and plants and parts and derivatives of those species; and to provide for incidental and connected matters.

Enacted by the Legislative Council.

PART 1

PRELIMINARY

1. Short title and commencement

(1) This Ordinance may be cited as the Protection of Endangered Species of Animals and Plants Ordinance.

(2) This Ordinance shall come into operation on a day to be appointed by the Secretary for the Environment, Transport and Works by notice published in the Gazette.

2. Interpretation

(1) In this Ordinance, unless the context otherwise requires—
“advertisement” (廣告), in relation to a specimen of a scheduled species, means any form of advertising that describes, makes reference or alludes in any other way to that scheduled species or specimen—

(a) whether directly or indirectly;

- (b) whether orally, in writing in any language, diagrammatically, pictorially, by the use of symbols or photographs, or in any combination of them; and
- (c) whether or not the common name or the scientific name, or both, of that scheduled species or specimen appears in the advertisement;

“Appendices” (《附錄》) means Appendix I, Appendix II and Appendix III;

“Appendix I” (附錄 I) means column 1 of Part 2 of Schedule 1;

“Appendix I species” (附錄 I 物種) means a species, or a species included in a higher taxon, as specified in Appendix I;

“Appendix II” (附錄 II) means column 2 of Part 2 of Schedule 1;

“Appendix II species” (附錄 II 物種) means a species, or a species included in a higher taxon, as specified in Appendix II;

“Appendix III” (附錄 III) means column 3 of Part 2 of Schedule 1;

“Appendix III species” (附錄 III 物種) means a species, or a species included in a higher taxon, as specified in Appendix III;

“appropriate and acceptable destination” (適當和可接受的目的地) has the meaning assigned to it in Part 1 of Schedule 3;

“artificially propagated” (人工培植) has the meaning assigned to it in Part 1 of Schedule 3;

“authorized officer” (獲授權人員) means—

- (a) a person holding an office specified in Schedule 1 to the Customs and Excise Service Ordinance (Cap. 342); or

- (b) a public officer authorized by the Director under section 27;

“bred in captivity” (圈養繁殖) has the meaning assigned to it in Part 1 of Schedule 3;

“certificate in lieu” (代用證明書), in relation to a specimen of a scheduled species brought into Hong Kong from a place outside Hong Kong, means a certificate of captive breeding or of artificial propagation—

- (a) that is issued by a relevant authority of that place in respect of that specimen and remains in force when relied on to show compliance with this Ordinance; and

- (b) that conforms to the provisions applicable to such a certificate in Part 2 of Schedule 3;

“commercial purposes” (商業目的) has the meaning assigned to it in Part 1 of Schedule 3, and “non-commercial purposes” (非商業目的) shall be construed accordingly;

“Conference of the Parties” (締約國大會) means the Conference of the Parties provided for in the Convention;

“Convention” (《公約》) means the Convention on International Trade in Endangered Species of Wild Fauna and Flora signed in Washington D.C. on 3 March 1973, as amended from time to time and as applied to Hong Kong;

- “Convention export permit” (《公約》出口准許證), in relation to a specimen of a scheduled species brought into Hong Kong from a place outside Hong Kong, means a permit, certificate or other document—
- (a) that is issued by a relevant authority of that place in respect of that specimen and remains in force when relied on to show compliance with this Ordinance; and
 - (b) that conforms to the provisions applicable to such a permit, certificate or other document, as the case may be, in Part 2 of Schedule 3;
- “Convention instrument” (《公約》文書) means a resolution, decision or notification adopted or made by the Conference of the Parties, or issued by the Secretariat, in relation to the Convention;
- “Director” (署長) means the Director of Agriculture, Fisheries and Conservation, the Deputy Director of Agriculture, Fisheries and Conservation or an Assistant Director of Agriculture, Fisheries and Conservation;
- “export” (出口) means to take, or cause to be taken, out of Hong Kong but does not include to re-export;
- “import” (進口) means to bring, or cause to be brought, into Hong Kong but does not include to introduce from the sea;
- “in transit” (過境) has the meaning assigned to it in section 3;
- “introduce from the sea” (從公海引進) means to bring, or cause to be brought, into Hong Kong directly from a marine environment that is not under the jurisdiction of any state;
- “part or derivative” (部分或衍生物) includes any readily recognizable part or derivative within the meaning assigned to it in Part 1 of Schedule 3;
- “Party” (締約國) means a Contracting Party to the Convention and includes a place to which the Convention applies;
- “pre-Convention certificate” (《公約》前證明書), in relation to a specimen of a scheduled species, means a certificate—
- (a) that is issued by a relevant authority in respect of that specimen and remains in force when relied on to show compliance with this Ordinance; and
 - (b) that conforms to the provisions applicable to such a certificate in Part 2 of Schedule 3;
- “re-export” (再出口), in relation to a specimen of a scheduled species, means to take, or cause to be taken, out of Hong Kong that specimen after it has been imported;
- “relevant authority” (有關主管當局)—
- (a) in relation to a place to which the Convention applies, means a Management Authority designated for that place under the Convention; or

(b) in relation to any other place, means any person or organization designated as a competent authority by the government of that place for the purposes of registering scientific institutions, or of issuing documentation—

- (i) that is comparable to a document required to be produced or surrendered under this Ordinance; and
- (ii) that conforms substantially to the provisions applicable to that document in Part 2 of Schedule 3;

“repealed Ordinance” (已廢除條例) means the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) repealed by section 54;

“scheduled species” (列明物種) means an Appendix I species, Appendix II species or Appendix III species;

“scientific institution” (科學機構)—

- (a) in the case of an institution established in Hong Kong, means a scientific institution that is registered in accordance with regulations made by the Secretary under section 53; or
- (b) in the case of an institution established in a place outside Hong Kong, means a scientific institution that is registered by a relevant authority of that place and has been acknowledged by the Secretariat as being so registered;

“Secretariat” (秘書處) means the Secretariat provided for in the Convention;

“Secretary” (局長) means the Secretary for the Environment, Transport and Works;

“species” (物種) means any species or subspecies of an animal or plant, or any geographically separate population of such species or subspecies;

“specified form” (指明表格) means a form specified under section 51;

“specimen” (標本) means—

- (a) any animal or plant, whether live or dead;
- (b) in the case of an animal of an Appendix I species or Appendix II species, any part or derivative of the animal;
- (c) in the case of an animal of an Appendix III species, any part or derivative of the animal designated in Appendix III in relation to that species;
- (d) in the case of a plant of an Appendix I species, any part or derivative of the plant; or
- (e) in the case of a plant of an Appendix II species or Appendix III species, any part or derivative of the plant designated in Appendix II or Appendix III, as the case may be, in relation to that species;

“thing” (物品) includes any animal and plant, whether live or dead.

(2) For the purposes of this Ordinance, a specimen of an Appendix I species shall be treated as a specimen of an Appendix II species if—

(a) in the case of an animal or any part or derivative of an animal, the animal is bred in captivity for commercial purposes by a captive-breeding operation registered by the Secretariat for breeding animals of an Appendix I species; or

(b) in the case of a plant or any part or derivative of a plant, the plant is artificially propagated for commercial purposes.

(3) For the purposes of this Ordinance, a thing (including a thing contained in any receptacle)—

(a) that is claimed, represented or held out by any person, whether by advertisement or in any other way, to be or to contain a specimen; or

(b) that appears from an accompanying document, packaging, mark or label, or from other circumstances, to be or to contain a specimen,

shall be treated as such a specimen.

(4) The Appendices shall be construed in accordance with—

(a) the interpretation provisions set out in Part 1 of Schedule 1;

(b) the annotations contained in the Appendices; and

(c) the annotations set out at the end of the Appendices.

3. Meaning of “in transit”

For the purposes of this Ordinance, a thing is in transit if—

(a) it is brought into Hong Kong in or on a vessel, vehicle, train or aircraft (“the incoming carrier”) from a place outside Hong Kong and is in the process of being taken to another place outside Hong Kong; and

(b) it conforms to the requirement in subparagraph (i) or (ii)—

(i) the thing remains at all times in or on the incoming carrier;

(ii) the thing remains, in accordance with any requirement under the Convention relating to the transit or transshipment of specimens, under the control of the Director or an authorized officer from the time the thing is removed from the incoming carrier up to the time it is taken outside Hong Kong, whether or not it is returned to the incoming carrier or transferred to another vessel, vehicle, train or aircraft before being taken outside Hong Kong.

4. Application to hybrids

This Ordinance applies to a hybrid animal or hybrid plant in accordance with the provisions applicable to it as set out in Part 1 of Schedule 3.

PART 2

REGULATION OF APPENDIX I SPECIES

5. Restriction on import of specimens of Appendix I species

(1) Subject to section 47, a person shall not import a specimen of an Appendix I species—

(a) except as provided in section 17 or 22; or

(b) except under and in accordance with—

(i) a licence issued in respect of that specimen under section 23(1)(a) prior to the import; and

(ii) a Convention export permit issued in respect of that specimen.

(2) A person who imports a specimen of an Appendix I species under and in accordance with the documents referred to in subsection (1)(b)(i) and (ii) shall, upon the landing of that specimen in Hong Kong—

(a) produce, or cause to be produced, the relevant licence to an authorized officer; and

(b) surrender, or cause to be surrendered, the relevant Convention export permit to the authorized officer for retention and cancellation.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 6 and to imprisonment for 1 year.

6. Restriction on introduction from the sea of specimens of Appendix I species

(1) Subject to section 47, a person shall not introduce from the sea a specimen of an Appendix I species except under and in accordance with a licence issued in respect of that specimen under section 23(1)(b) prior to the introduction from the sea.

(2) A person who introduces from the sea a specimen of an Appendix I species under and in accordance with the licence referred to in subsection (1) shall, upon the landing of that specimen in Hong Kong, produce, or cause to be produced, that licence to an authorized officer.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 6 and to imprisonment for 1 year.

7. Restriction on export of specimens of Appendix I species

(1) Subject to section 47, a person shall not export a specimen of an Appendix I species except under and in accordance with a licence issued in respect of that specimen under section 23(1)(c) prior to the export.

(2) A person who exports a specimen of an Appendix I species under and in accordance with the licence referred to in subsection (1) shall, before the removal of that specimen from Hong Kong, produce, or cause to be produced, that licence to an authorized officer.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 6 and to imprisonment for 1 year.

8. Restriction on re-export of specimens of Appendix I species

(1) Subject to section 47, a person shall not re-export a specimen of an Appendix I species—

(a) except as provided in section 22; or

(b) except under and in accordance with a licence issued in respect of that specimen under section 23(1)(d) prior to the re-export.

(2) A person who re-exports a specimen of an Appendix I species under and in accordance with the licence referred to in subsection (1)(b) shall, before the removal of that specimen from Hong Kong, produce, or cause to be produced, that licence to an authorized officer.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 6 and to imprisonment for 1 year.

9. Restriction on possession or control of specimens of Appendix I species

(1) Subject to section 47, a person shall not have in his possession or under his control a specimen of an Appendix I species—

(a) except as provided in section 20 or 22; or

(b) except under and in accordance with a licence issued in respect of that specimen under section 23(1)(e).

(2) A person who contravenes subsection (1) commits an offence and is liable on conviction to a fine at level 6 and to imprisonment for 1 year.

10. Higher penalties for offences relating to specimens of Appendix I species committed for commercial purposes

If a person has been convicted of an offence under section 5, 6, 7, 8 or 9 and the court is satisfied that the act (including possession or control of a specimen) in respect of which the person has been so convicted was carried out (whether by him or on his behalf) for commercial purposes, that person, instead of being liable to the penalty prescribed in those sections, is liable to a fine of \$5,000,000 and to imprisonment for 2 years.

PART 3

**REGULATION OF APPENDIX II SPECIES AND
APPENDIX III SPECIES**

11. Restriction on import of specimens of Appendix II species and Appendix III species

(1) Subject to section 47, a person shall not import a specimen of an Appendix II species or Appendix III species—

(a) except as provided in section 17, 18, 19 or 22; or

(b) except under and in accordance with—

(i) a licence issued in respect of that specimen under section 23(1)(a) prior to the import; and

(ii) a Convention export permit or certificate in lieu issued in respect of that specimen.

(2) A person who imports a specimen of an Appendix II species or Appendix III species under and in accordance with the documents referred to in subsection (1)(b)(i) and (ii) shall, upon the landing of that specimen in Hong Kong—

(a) produce, or cause to be produced, the relevant licence to an authorized officer; and

(b) surrender, or cause to be surrendered, the relevant Convention export permit or certificate in lieu to the authorized officer for retention and cancellation.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 5 and to imprisonment for 6 months.

12. Restriction on introduction from the sea of specimens of Appendix II species

(1) Subject to section 47, a person shall not introduce from the sea a specimen of an Appendix II species except under and in accordance with a licence issued in respect of that specimen under section 23(1)(b) prior to the introduction from the sea.

(2) A person who introduces from the sea a specimen of an Appendix II species under and in accordance with the licence referred to in subsection (1) shall, upon the landing of that specimen in Hong Kong, produce, or cause to be produced, that licence to an authorized officer.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 5 and to imprisonment for 6 months.

13. Restriction on export of specimens of Appendix II species and Appendix III species

(1) Subject to section 47, a person shall not export a specimen of an Appendix II species or Appendix III species except under and in accordance with a licence issued in respect of that specimen under section 23(1)(c) prior to the export.

(2) A person who exports a specimen of an Appendix II species or Appendix III species under and in accordance with the licence referred to in subsection (1) shall, before the removal of that specimen from Hong Kong, produce, or cause to be produced, that licence to an authorized officer.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 5 and to imprisonment for 6 months.

14. Restriction on re-export of specimens of Appendix II species and Appendix III species

(1) Subject to section 47, a person shall not re-export a specimen of an Appendix II species or Appendix III species—

(a) except as provided in section 22; or

(b) except under and in accordance with a licence issued in respect of that specimen under section 23(1)(d) prior to the re-export.

(2) A person who re-exports a specimen of an Appendix II species or Appendix III species under and in accordance with the licence referred to in subsection (1)(b) shall, before the removal of that specimen from Hong Kong, produce, or cause to be produced, that licence to an authorized officer.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable on conviction to a fine at level 5 and to imprisonment for 6 months.

15. Restriction on possession or control of specimens of Appendix II species

(1) Subject to section 47, a person shall not have in his possession or under his control a specimen of an Appendix II species—

(a) except as provided in section 20, 21 or 22; or

(b) except under and in accordance with a licence issued in respect of that specimen under section 23(1)(e).

(2) A person who contravenes subsection (1) commits an offence and is liable on conviction to a fine at level 5 and to imprisonment for 6 months.

16. Higher penalties for offences relating to specimens of Appendix II species and Appendix III species committed for commercial purposes

If a person has been convicted of an offence under section 11, 12, 13, 14 or 15 and the court is satisfied that the act (including possession or control of a specimen) in respect of which the person has been so convicted was carried out (whether by him or on his behalf) for commercial purposes, that person, instead of being liable to the penalty prescribed in those sections, is liable to a fine of \$500,000 and to imprisonment for 1 year.

PART 4

**CIRCUMSTANCES IN WHICH DEALINGS IN SCHEDULED
SPECIES WITHOUT LICENCE ARE PERMITTED**

17. Import of pre-Convention specimens

A person may import a specimen of a scheduled species if, upon the landing of the specimen in Hong Kong—

(a) he produces, or causes to be produced, to an authorized officer a pre-Convention certificate, or a Convention export permit containing the particulars required to be specified in a pre-Convention certificate, in respect of the specimen;

- (b) an authorized officer has inspected the specimen to compare it with the particulars on that pre-Convention certificate or Convention export permit and is satisfied that the particulars tally; and
- (c) where a Convention export permit is produced under paragraph (a), that person surrenders, or causes to be surrendered, to the authorized officer that permit for retention and cancellation.

18. Import of specimens of Appendix II species

A person may import a specimen of an Appendix II species if, upon the landing of the specimen in Hong Kong—

- (a) he produces, or causes to be produced, to an authorized officer a Convention export permit or certificate in lieu in respect of the specimen, showing that—
 - (i) the specimen is not a live animal or plant of wild origin, nor is it a live animal or plant that shall be treated as a specimen of an Appendix II species under section 2(2); and
 - (ii) the species is not of a population included in Appendix I if the species is specified in both Appendix I and Appendix II;
- (b) an authorized officer has inspected the specimen to compare it with the particulars on that Convention export permit or certificate in lieu and is satisfied that the particulars tally; and
- (c) that person surrenders, or causes to be surrendered, to the authorized officer that Convention export permit or certificate in lieu for retention and cancellation.

19. Import of specimens of Appendix III species

(1) A person may import a specimen of an Appendix III species if, upon the landing of the specimen in Hong Kong—

- (a) he produces, or causes to be produced, to an authorized officer—
 - (i) where the import is from a place specified in parentheses placed against the species in Appendix III, a Convention export permit or certificate in lieu in respect of the specimen;
 - (ii) where the import is from a place that is not so specified in Appendix III and the specimen originates from such a place, a certificate of origin in respect of the specimen; or

- (iii) in any other case, a certificate—
 - (A) that is issued in respect of the specimen by a relevant authority of the place from which the specimen is imported and remains in force when relied on to show compliance with this Ordinance; and
 - (B) that shows that the specimen was processed in that place, or has previously been taken into that place from another place;
 - (b) an authorized officer has inspected the specimen to compare it with the particulars on that Convention export permit, certificate in lieu, certificate of origin, or the certificate referred to in paragraph (a)(iii), as the case may be, and is satisfied that the particulars tally; and
 - (c) that person surrenders, or causes to be surrendered, to the authorized officer the document referred to in paragraph (b) for retention and cancellation.
- (2) In this section, “certificate of origin” (產地來源證明書), in relation to a specimen originating from a place outside Hong Kong, means a certificate—
- (a) that is issued by a relevant authority of that place in respect of that specimen and remains in force when relied on to show compliance with this Ordinance; and
 - (b) that conforms to the provisions applicable to such a certificate in Part 2 of Schedule 3.

20. Possession or control of pre-Convention specimens

A person may have in his possession or under his control a specimen of an Appendix I species or Appendix II species if he proves the following to the satisfaction of the Director—

- (a) that he possesses a pre-Convention certificate in respect of the specimen;
- (b) that the specimen was imported, or introduced from the sea, before 6 August 1976; or
- (c) if the specimen was imported, or introduced from the sea, on or after that date, the import or introduction from the sea was not in contravention of any provision of the repealed Ordinance or this Ordinance, whichever was in force at that time.

**21. Possession or control of specimens of
Appendix II species**

A person may have in his possession or under his control a specimen of an Appendix II species if he proves the following to the satisfaction of the Director—

- (a) that the specimen is not a live animal or plant of wild origin, nor is it a live animal or plant that shall be treated as a specimen of an Appendix II species under section 2(2); and
- (b) that the species is not of a population included in Appendix I if the species is specified in both Appendix I and Appendix II.

**22. Import, re-export and possession or
control of specimens in transit**

(1) A person may import, re-export or have in his possession or under his control a specimen of a scheduled species (other than a live animal) in transit if, upon the landing of the specimen in Hong Kong, he produces, or causes to be produced, to an authorized officer a Convention export permit or certificate in lieu in respect of the specimen.

(2) A person may import, re-export or have in his possession or under his control a live animal of a scheduled species in transit if—

- (a) upon the landing of the animal in Hong Kong, he produces, or causes to be produced, to an authorized officer a Convention export permit or certificate in lieu in respect of the animal; and
- (b) subject to subsection (3), at least 3 working days before the date of the expected arrival of the vessel, vehicle, train or aircraft in which the animal is to be brought into Hong Kong, the Director receives a notification made to him in writing—
 - (i) providing a description and the particulars of the animal;
 - (ii) stating the intended date on which the animal is to be brought into Hong Kong; and
 - (iii) providing particulars of the vessel, vehicle, train or aircraft so as to enable the Director to locate it immediately upon its arrival in Hong Kong.

(3) The Director may, by notice published in the Gazette, specify a number of working days in substitution for the number of working days referred to in subsection (2)(b) in respect of a scheduled species, either generally or for any purpose or by reference to any special circumstances.

(4) In this section, “working day” (工作天) means any day other than a public holiday or a black rainstorm warning day or gale warning day within the meaning of section 71 of the Interpretation and General Clauses Ordinance (Cap. 1).

PART 5

LICENCES

23. Issue of licences

(1) The Director may, on application made to him in the specified form and on payment of the fee prescribed in Schedule 2, issue a licence for the—

- (a) import;
- (b) introduction from the sea;
- (c) export;
- (d) re-export; or
- (e) possession or control,

of a specimen of a scheduled species.

(2) The Director shall not approve an application made under this section if such approval would contravene any requirement under the Convention.

(3) On issuing any such licence, the Director may impose such conditions as he considers appropriate, including conditions that are more stringent than any requirement under the Convention.

(4) A licence issued under this section shall—

- (a) be in the specified form;
- (b) specify the name and address of the holder of the licence;
- (c) specify the quantity and description of the specimen concerned;
- (d) specify the conditions, if any, of the licence; and
- (e) specify the period of validity of the licence.

(5) If any condition of a licence issued under this section is contravened, the holder of the licence commits an offence and is liable on conviction to a fine at level 5.

24. Extension, renewal and variation of licences

(1) The Director may, on application made to him in the specified form and on payment of the fee prescribed in Schedule 2—

- (a) extend the period of validity of a licence issued under section 23(1)(a), (b), (c) or (d);
- (b) renew a licence issued under section 23(1)(e); or
- (c) vary a licence issued under section 23 in any other way.

(2) The Director shall not approve an application made under this section if such approval would contravene any requirement under the Convention.

25. Refusal of application made under section 23 or 24

If the Director refuses an application made under section 23 or 24, he shall give written notice of the refusal to the applicant stating the reason for the refusal.

26. Cancellation of licences

(1) The Director may cancel a licence that is issued under section 23 or extended, renewed or varied under section 24 if—

- (a) any condition of the licence is contravened; or
- (b) the Director is satisfied that the licence was issued, extended, renewed or varied as a result of a false representation of any fact made by the applicant or an unlawful act of the applicant.

(2) If the Director cancels a licence under subsection (1), he shall give written notice of the cancellation to the holder of the licence stating the reason for the cancellation.

(3) After receipt of a notice of cancellation under subsection (2), the holder of the relevant licence shall immediately surrender the licence to the Director.

(4) If that holder lodges an appeal under section 46(1) against the Director's decision relating to the cancellation of the relevant licence, the Director shall return the licence to that holder pending the determination of the appeal by the Administrative Appeals Board.

(5) If the Administrative Appeals Board confirms the Director's decision relating to the cancellation of the relevant licence, that holder shall, immediately after receipt of a notice of the Administrative Appeals Board's decision, surrender the licence to the Director.

(6) A holder of a licence who without reasonable excuse fails to comply with subsection (3) or (5) commits an offence and is liable on conviction to a fine at level 6.

PART 6

AUTHORIZED OFFICERS

27. Authorized officers

(1) The Director may in writing authorize any public officer to exercise any of the powers and perform any of the duties conferred or imposed on the Director or an authorized officer by this Ordinance.

(2) The Director may exercise any of the powers or perform any of the duties conferred or imposed on an authorized officer by this Ordinance.

28. Power to require production of document or other evidence to show compliance with this Ordinance

(1) If a person has in his possession or under his control a specimen of a scheduled species, an authorized officer may require the person to produce any document or other evidence on which the person relies to show that the possession or control is not in contravention of this Ordinance.

(2) A person who without reasonable excuse fails to comply with a requirement made under subsection (1) commits an offence and is liable on conviction to a fine at level 6.

29. Power to require scientific names and common names

(1) If an authorized officer reasonably suspects that an animal or plant, whether live or dead, or a part of an animal or plant—

- (a) is being or has been imported;
- (b) is being or has been introduced from the sea;
- (c) is in transit;
- (d) is being or is to be exported; or
- (e) is being or is to be re-exported,

and is a specimen of a scheduled species, he may require the person who has the animal, plant or part in his possession or under his control to state its scientific name and common name.

(2) A person who—

- (a) without reasonable excuse fails to comply with a requirement made under subsection (1); or
- (b) knowingly makes a false statement in purported compliance with such a requirement,

commits an offence and is liable on conviction to a fine at level 5.

30. Power to require production of things for inspection

If an authorized officer reasonably suspects that a thing—

- (a) is being or has been imported;
- (b) is being or has been introduced from the sea;
- (c) is in transit;
- (d) is being or is to be exported;
- (e) is being or is to be re-exported; or
- (f) is in the possession or under the control of any person,

and is a specimen of a scheduled species, that officer may, for the purposes of verifying compliance with this Ordinance and on production of written evidence of his identity, stop the person who has the thing in his possession or under his control and require him to produce the thing for inspection.

31. Power to inspect place or premises

(1) If an authorized officer reasonably suspects that a specimen of a scheduled species is being kept for commercial purposes in any place or premises, he may, for the purposes of verifying compliance with this Ordinance, without notice and on production of written evidence of his identity—

- (a) enter and inspect the place or premises during reasonable hours;
- (b) inspect the thing suspected to be a specimen of a scheduled species; and
- (c) require the production of, inspect, examine or take copies of any document that is related to compliance with this Ordinance and is in the place or premises.

(2) An authorized officer shall not under subsection (1) enter—

- (a) any premises that are used exclusively as a dwelling-house; or
- (b) any part of any premises that is used exclusively as a dwelling-house.

32. Power of search and detention

(1) An authorized officer may, on production of written evidence of his identity, stop, board and search any vessel, vehicle, train or aircraft (other than a ship of war, military aircraft or military vehicle) if he reasonably suspects that an offence under Part 2 or 3 has been, is being or is about to be committed in or on the vessel, vehicle, train or aircraft.

(2) If an authorized officer reasonably suspects that a person has committed, is committing or is about to commit an offence under Part 2 or 3, that officer may, on production of written evidence of his identity—

- (a) stop and search the person, and search the property of the person, for anything that is likely to be of value (whether by itself or together with anything else) to the investigation of the offence; and
- (b) detain the person for a reasonable period while that officer inquires about the suspected commission of the offence.

33. Power of entry into place or premises

(1) If it is shown to the satisfaction of a magistrate on information on oath that there is in any place or premises any thing liable to seizure, or any thing likely to be or to contain evidence of an offence under Part 2 or 3, the magistrate may by warrant authorize any authorized officer to enter, by force if necessary, and search the place or premises.

(2) An authorized officer entering any place or premises under subsection (1) may take with him such persons as may be necessary, and on leaving any unoccupied place or premises that he has entered shall leave the place or premises as effectually secured against trespassers as he found them to be at the time of entry.

(3) A warrant issued under subsection (1) continues in force until the purpose for which the entry is necessary has been satisfied.

34. Power of seizure

(1) An authorized officer may seize, remove and detain—

(a) a thing liable to seizure;

(b) a receptacle in which a seized thing is contained or a handling device or other device used for or in connection with the thing;

(c) any food or drink accompanying a seized animal; or

(d) any thing that appears to that officer to be or to contain evidence that an offence under Part 2 or 3 has been committed.

(2) For the purposes of this Part, a thing is liable to seizure—

(a) if an authorized officer reasonably suspects that the thing—

(i) is being or has been imported;

(ii) is being or has been introduced from the sea;

(iii) is being or is to be exported;

(iv) is being or is to be re-exported; or

(v) is in the possession or under the control of any person, in contravention of any provision of this Ordinance;

(b) if the thing is an animal or plant, whether live or dead, or a part of an animal or plant in respect of which a person has failed to comply with a requirement made under section 29(1);

(c) if it is a thing in respect of which a person has failed to comply with a requirement made under section 30; or

(d) if it is a thing in respect of which an authorized officer reasonably suspects that a person has contravened section 44.

(3) No civil liability shall be incurred by an authorized officer in respect of anything done or omitted to be done by that officer in good faith in the exercise or purported exercise of any power under this section.

35. Disposal of seized things

(1) The Director may cause the following things seized under section 34(1) to be released, sold, or disposed of in any other way, immediately after the seizure—

- (a) any live animal—
 - (i) that is impracticable for any reason for the Director to keep in captivity; or
 - (ii) that is likely to die or be subjected to unnecessary suffering if it is kept in captivity;
- (b) any live plant that is impracticable for any reason for the Director to detain;
- (c) any thing that is perishable.

(2) Subject to Part 7, the proceeds of sale of any thing sold under subsection (1) shall be paid into the general revenue.

36. Power to require identification

(1) If an authorized officer reasonably suspects that a person has committed, is committing or is about to commit an offence under this Ordinance, he may, without warrant and on production of written evidence of his identity, stop the person or, where the person is in or on a vessel, vehicle, train or aircraft (other than a ship of war, military aircraft or military vehicle), stop and board the vessel, vehicle, train or aircraft, as the case may be, for the purposes of requiring that person—

- (a) to state his name and address; and
- (b) to produce his proof of identity for inspection.

(2) A person who—

- (a) without reasonable excuse fails to comply with a requirement made under subsection (1); or
- (b) knowingly gives a false or misleading name or address in purported compliance with such a requirement,

commits an offence and is liable on conviction to a fine at level 6.

(3) In this section, “proof of identity” (身分證明文件) means proof of identity within the meaning of section 17B of the Immigration Ordinance (Cap. 115).

37. Power of arrest

(1) If an authorized officer reasonably suspects that a person has committed, is committing or is about to commit an offence under Part 2 or 3 or section 38, he may arrest the person without warrant.

(2) If an authorized officer reasonably suspects that a person has committed, is committing or is about to commit any other offence under this Ordinance, he may arrest the person without warrant only in circumstances where it appears to the authorized officer that service of a summons is impracticable because—

- (a) the name of the person is unknown to, and cannot be readily ascertained by, that officer;
- (b) that officer has reasonable grounds for doubting whether a name given by the person as his name, when required to do so under section 36, is his real name;
- (c) the person has failed to give a satisfactory address for service, when required to do so under section 36; or
- (d) that officer has reasonable grounds for doubting whether an address given by the person, when required to do so under section 36, is a satisfactory address for service.

(3) If any person who is liable to be arrested under this section forcibly resists the endeavour to arrest him, or attempts to evade the arrest, an authorized officer may use all reasonable means necessary to effect the arrest.

(4) If an authorized officer arrests a person under this section, he shall immediately take the person to the nearest police station or hand him over to the custody of a police officer to be dealt with in accordance with the Police Force Ordinance (Cap. 232).

38. Obstruction

A person who without reasonable excuse obstructs an authorized officer exercising any power under section 30, 31, 32, 33, 34, 36 or 37 commits an offence and is liable on conviction to a fine at level 6 and to imprisonment for 1 year.

PART 7

FORFEITURE

39. Interpretation of Part 7

In this Part—

“proceeds of sale” (售賣得益), in relation to a thing seized under section 34(1), means the proceeds of sale of that thing if already sold under section 35;

“thing seized under section 34(1)” (根據第 34(1) 條檢取的物品) means a thing seized under section 34(1)(a) and includes any other thing seized under section 34(1)(b), (c) or (d) in connection with that thing.

40. Return or forfeiture of things seized in respect of offences charged under Part 2 or 3

(1) If a person is convicted of an offence under Part 2 or 3, the court or magistrate may order any thing seized under section 34(1) in connection with the offence that is not a specimen of a scheduled species, or any proceeds of sale of that thing—

(a) to be returned to the person from whom it was seized or to its owner; or

(b) to be forfeited to the Government.

(2) If a person is convicted of an offence under Part 2 or 3, any specimen of a scheduled species seized under section 34(1) in connection with the offence, or any proceeds of sale of the specimen if already sold under section 35, shall, without order, be forfeited to the Government.

(3) If an offence is prosecuted under Part 2 or 3 and no defendant in the proceedings is convicted of the offence, the court or magistrate may order any thing seized under section 34(1) in respect of which the prosecution was brought, or any proceeds of sale of that thing—

(a) to be returned to the person from whom it was seized or to its owner; or

(b) to be forfeited to the Government.

41. Return or forfeiture of things seized on prosecution of offences under section 29, 38 or 44

If an offence is prosecuted under section 29, 38 or 44, the court or magistrate may, whether or not any defendant in the proceedings is convicted of the offence, order any thing seized under section 34(1) in respect of which the prosecution was brought, or any proceeds of sale of that thing—

(a) to be returned to the person from whom it was seized or to its owner; or

(b) to be forfeited to the Government.

42. Return or forfeiture of things seized where no prosecution for offences

(1) If a thing has been seized under section 34(1) but no prosecution for an offence under Part 2 or 3 or section 29, 38 or 44 has been brought in respect of that thing, an authorized officer may apply to the court or magistrate for an order in respect of that thing or any proceeds of sale of that thing.

(2) On an application under subsection (1), the court or magistrate may order the thing concerned or any proceeds of sale of that thing—

- (a) to be returned to the person from whom it was seized or to its owner; or
 - (b) to be forfeited to the Government.
- (3) If a thing seized under section 34(1)—
- (a) is placed in the possession or under the control of the Director; and
 - (b) is abandoned by its owner, or appears to the Director to have been so abandoned,

an authorized officer may apply to the court or magistrate for an order in respect of that thing.

(4) On an application under subsection (3), the court or magistrate may, if satisfied that the owner of the thing concerned is unknown or cannot be found, order that thing to be forfeited to the Government.

43. Disposal of forfeited things, etc.

(1) The Director may sell, or dispose of in any other way, any thing that is seized under section 34(1) and forfeited to the Government under this Part in such manner as he thinks fit.

(2) The proceeds of sale of any thing sold under subsection (1) shall be paid into the general revenue.

(3) Any person who considers himself aggrieved by the sale or disposal of any thing that was ordered to be forfeited to the Government under section 42(4) may complain to the court or magistrate within 6 months of the sale or disposal.

(4) On a complaint under subsection (3), the court or magistrate may, if satisfied as to the title of the complainant to the thing concerned, order that such sum by way of compensation be paid to the complainant as it may consider just.

PART 8

MISCELLANEOUS PROVISIONS

44. Furnishing false information

(1) A person commits an offence if he, on an application made under section 23 or 24 or in purported compliance with this Ordinance, furnishes any information that—

- (a) he knows or believes to be false or does not believe to be true; or
- (b) he knows or believes to be misleading in any material particular.

(2) A person commits an offence if he claims, represents or holds out, whether by advertisement or in any other way, that a thing is a specimen of a scheduled species, without any belief in the truth of the claim, representation or holding out.

(3) A person who commits an offence under subsection (1) or (2) is liable on conviction to a fine at level 6.

45. Protection of informers

(1) Except as provided in subsection (3)—

(a) no information on the identity of an informer relating to an offence under this Ordinance shall be admitted in evidence in any civil or criminal proceedings; and

(b) a witness in any civil or criminal proceedings is not obliged or permitted—

(i) to disclose the name or address of any informer who has given information to the Director, any authorized officer or the police with respect to an offence under this Ordinance, or the name or address of any person who has assisted the Director, any authorized officer or the police in any way with respect to such an offence; or

(ii) to answer any question if the answer would lead, or would tend to lead, to discovery of the name or address of such informer or person,
if, in either case, the informer or the person is not himself a witness in such proceedings.

(2) If any books, documents or papers that are in evidence or liable to inspection in any civil or criminal proceedings contain an entry in which an informer or person referred to in subsection (1)(b)(i) is named or described or that might lead to his discovery, the court or magistrate shall cause all such passages to be concealed from view or to be obliterated so far as may be necessary to protect the informer or the person, as the case may be, from discovery.

(3) If—

(a) in any proceedings for an offence under this Ordinance the court or magistrate, after full inquiry into the case, is satisfied that an informer made a material statement that the informer knew or believed to be false or did not believe to be true; or

- (b) in any other proceedings the court or magistrate is of opinion that justice cannot be fully done between the parties concerned without disclosure of the name of an informer or of a person who has assisted the Director, any authorized officer or the police,

the court or magistrate may require the production of the original information and permit inquiry and require full disclosure concerning the informer or the person.

46. Appeals to Administrative Appeals Board

- (1) A person aggrieved by a decision of the Director relating to—

- (a) the refusal to issue a licence under section 23;
- (b) an application to extend or renew a licence under section 24;
- (c) an application to vary a licence under section 24;
- (d) any condition specified in a licence issued under section 23 or extended, renewed or varied under section 24; or
- (e) the cancellation of a licence under section 26,

may, within 21 days of receiving notice of the decision, appeal to the Administrative Appeals Board against the decision.

(2) Where the appeal is against a decision relating to a matter mentioned in subsection (1)(b), the licence concerned shall, despite the expiry of its period of validity, be treated as continuing in force subject to its conditions until the determination of the appeal by the Administrative Appeals Board.

(3) Where the appeal is against a decision relating to a matter mentioned in subsection (1)(c), the licence concerned shall not be varied pending the determination of the appeal by the Administrative Appeals Board.

(4) Where the appeal is against a decision relating to a matter mentioned in subsection (1)(d) or (e), the decision shall not become effective pending the determination of the appeal by the Administrative Appeals Board.

47. Exemption orders

(1) For the purposes of enabling any part of the Convention, or of a Convention instrument, relating to an exemption in respect of the import, introduction from the sea, export or re-export of any Appendix I species to have the force of law in Hong Kong, the Chief Executive in Council may, by order published in the Gazette, exempt from the application of section 5, 6, 7 or 8, either generally or for any purposes or by reference to any circumstances, and either conditionally or unconditionally—

- (a) any person or any group or description of persons; or
- (b) any specimen of any Appendix I species, or of any group or description of such species.

(2) For the purposes of enabling any part of the Convention, or of a Convention instrument, relating to an exemption in respect of the import, introduction from the sea, export or re-export of any Appendix II species or Appendix III species to have the force of law in Hong Kong, the Secretary may, by order published in the Gazette, exempt from the application of section 11, 12, 13 or 14, as the case may be, either generally or for any purposes or by reference to any circumstances, and either conditionally or unconditionally—

- (a) any person or any group or description of persons; or
- (b) any specimen of any Appendix II species or Appendix III species, or of any group or description of such species.

(3) The Chief Executive in Council may, in relation to the possession or control of any Appendix I species, by order published in the Gazette, exempt from the application of section 9, either generally or for any purposes or by reference to any circumstances, or in any particular case, and either conditionally or unconditionally—

- (a) any person or any group or description of persons; or
- (b) any specimen of any Appendix I species, or of any group or description of such species.

(4) Without contravening any requirement under the Convention, the Secretary may, in relation to the import of any live specimen of Appendix II species, by order published in the Gazette, exempt from the application of section 11, either generally or for any purposes or by reference to any circumstances, or in any particular case, and either conditionally or unconditionally—

- (a) any person or any group or description of persons; or
- (b) any specimen of any Appendix II species, or of any group or description of such species.

(5) The Secretary may, in relation to the possession or control of any Appendix II species, by order published in the Gazette, exempt from the application of section 15, either generally or for any purposes or by reference to any circumstances, or in any particular case, and either conditionally or unconditionally—

- (a) any person or any group or description of persons; or
- (b) any specimen of any Appendix II species, or of any group or description of such species.

48. Power to amend Schedules

(1) The Secretary may, by order published in the Gazette, amend any Schedule.

(2) If, at the commencement of an order amending Schedule 1—

- (a) a person has in his possession or under his control a specimen of an Appendix I species or Appendix II species; and
- (b) section 9(1) or 15(1) does not apply to the specimen prior to that commencement,

section 9(1) or 15(1), as the case may be, shall apply in respect of the specimen only on the expiry of 3 months after that commencement unless otherwise stated in the order.

49. Advisory Committee

(1) The Chief Executive may establish an Advisory Committee consisting of such members as he may appoint.

(2) The Advisory Committee shall advise the Director upon any question that he may refer to it in connection with the administration of this Ordinance.

(3) The Advisory Committee established under section 14 of the repealed Ordinance shall be treated as the Advisory Committee established under this section.

(4) A person who was, immediately before the commencement of this section, a member of the Advisory Committee established under section 14 of the repealed Ordinance shall be treated as a member of the Advisory Committee established under this section on the same terms and conditions as applied to the person immediately before that commencement.

50. Director and authorized officers to be subject to Chief Executive's directions

(1) The Chief Executive may give such directions as he thinks fit, either generally or in any particular case, with respect to the exercise or performance by the Director or an authorized officer of any powers or duties under this Ordinance.

(2) The Director and every authorized officer shall, in the exercise or performance of any powers or duties under this Ordinance, comply with any directions given by the Chief Executive under subsection (1).

51. Director empowered to specify forms

The Director may specify any form to be used for the purposes of this Ordinance.

52. Issue of re-export certificates

The Director may, on application made to him in the specified form and on payment of the fee prescribed in Schedule 2, issue a re-export certificate in respect of an animal or plant, or any part or derivative of an animal or plant for the purpose of facilitating the applicant's compliance with a requirement imposed in relation to the Convention by any Party.

53. Power of Secretary to make regulations

The Secretary may by regulation provide for—

- (a) the registration of any scientific institution for the purposes of this Ordinance;
- (b) any matter so as to enable any part of a Convention instrument to have the force of law in Hong Kong with or without modification; and
- (c) any matter ancillary or incidental to those specified in paragraphs (a) and (b).

PART 9

REPEAL OF ANIMALS AND PLANTS (PROTECTION OF ENDANGERED SPECIES) ORDINANCE AND ITS SUBSIDIARY LEGISLATION AND TRANSITIONAL PROVISIONS

54. Repeal of Animals and Plants (Protection of Endangered Species) Ordinance

The Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) and the Animals and Plants (Protection of Endangered Species) (Exemption) Order (Cap. 187 sub. leg. A) are repealed.

55. Transitional provisions relating to Animals and Plants (Protection of Endangered Species) Ordinance

- (1) In this section—
“former licence” (前許可證) means a licence within the meaning of section 7 of the repealed Ordinance;
“relevant date” (有關日期) means the date of commencement of this Ordinance.

(2) If, immediately before the relevant date, there was a pending application for—

(a) a former licence; or

(b) an extension, a renewal or a variation of a former licence,

the application shall be treated as an application for a licence made under section 23(1)(a), (b), (c), (d) or (e), as the case may be.

(3) A former licence that is in force immediately before the relevant date—

(a) shall be treated as a licence issued under section 23(1)(a), (b), (c), (d) or (e), as the case may be; and

(b) subject to section 26, continues in force until the expiration of the period of validity specified in the licence.

(4) A right of appeal subsisting under section 17 of the repealed Ordinance immediately before the relevant date shall be treated as a right of appeal against a decision to the Administrative Appeals Board under section 46(1)(a), (b), (c), (d) or (e), as the case may be.

(5) An appeal pending under section 17 of the repealed Ordinance immediately before the relevant date shall be treated and disposed of as if it were an appeal against a decision pending to the Administrative Appeals Board under section 46(1)(a), (b), (c), (d) or (e), as the case may be.

(6) If—

(a) immediately before the relevant date a person had in his possession or under his control a specimen of an Appendix I species or Appendix II species; and

(b) there was no licensing requirement in respect of that specimen under section 6 of the repealed Ordinance in force immediately before the relevant date,

section 9(1) or 15(1), as the case may be, shall apply in respect of that specimen only on the expiry of 3 months after the relevant date.

PART 10

CONSEQUENTIAL AMENDMENTS

Specification of Public Offices

56. Schedule amended

The Schedule to the Specification of Public Offices (Cap. 1 sub. leg. C) is amended by repealing—

- | | |
|---|---|
| “Director of Agriculture,
Fisheries and Conservation | Animals and Plants (Protection of
Endangered Species) Ordinance
(Chapter 187), sections 7, 10 and 15. |
| Director of Agriculture,
Fisheries and Conservation | Animals and Plants (Protection of
Endangered Species) (Exemption)
Order (Chapter 187 subsidiary
legislation A), paragraphs 1A and 3.”. |

Customs and Excise Service Ordinance

57. Ordinances referred to in sections 17 and 17A

Schedule 2 to the Customs and Excise Service Ordinance (Cap. 342) is amended by repealing “Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187)” and substituting “Protection of Endangered Species of Animals and Plants Ordinance (of 2005)”.

Administrative Appeals Board Ordinance

58. Schedule amended

The Schedule to the Administrative Appeals Board Ordinance (Cap. 442) is amended by adding—

- | | |
|---|---|
| “63. Protection of
Endangered Species
of Animals and Plants
Ordinance (of 2005) | A decision of the Director of Agriculture,
Fisheries and Conservation, the Deputy
Director of Agriculture, Fisheries and
Conservation or an Assistant Director of
Agriculture, Fisheries and Conservation
relating to— |
|---|---|
- (a) the refusal to issue a licence under section 23;
 - (b) an application to extend or renew a licence under section 24;
 - (c) an application to vary a licence under section 24;
 - (d) any condition specified in a licence issued under section 23 or extended, renewed or varied under section 24; or
 - (e) the cancellation of a licence under section 26.”.

SCHEDULE 1

[ss. 2 & 48]

SCHEDULED SPECIES

PART 1

INTERPRETATION OF THE APPENDICES

1. Species included in the Appendices are referred to—
 - (a) by the name of the species; or
 - (b) as being all of the species included in a higher taxon or designated part in that taxon.
2. The abbreviation “spp.” is used to denote all species of a higher taxon.
3. Other references to taxa higher than species are for the purposes of information or classification only. Common names in English, if known, are included within angle brackets (< >) after scientific names in the English text of this Ordinance. Common names in Chinese or Chinese translations of scientific names, if known, are included within angle brackets (< >) after scientific names in the Chinese text of this Ordinance. The common names included after the scientific names of orders, families and genera are intended to indicate the species within the order, family or genus concerned that are included in the Appendices.
4. The following abbreviations are used for plant taxa below the level of species—
 - (a) “ssp.” is used to denote subspecies; and
 - (b) “var(s).” is used to denote variety (varieties).
5. As none of the species or higher taxa of FLORA included in Appendix I is annotated to the effect that its hybrids shall be treated in accordance with the provisions of Article III of the Convention, this means that artificially propagated hybrids produced from one or more of these species or taxa may be traded with a certificate of artificial propagation, and that seeds and pollen (including pollinia), cut flowers, seedling or tissue cultures obtained *in vitro*, in solid or liquid media, transported in sterile containers of these hybrids are not subject to the provisions of this Ordinance.
6. The names of the countries in parentheses placed against the names of species in Appendix III are those of the Parties submitting these species for inclusion in that Appendix.
7. The symbol (#) followed by a number placed against the name of an Appendix II species or Appendix III species designates parts or derivatives that are specified in relation to that species for the purposes of this Ordinance as follows—

- #1 Designates all parts and derivatives, except—
(a) seeds, spores and pollen (including pollinia);
(b) seedling or tissue cultures obtained *in vitro*, in solid or liquid media, transported in sterile containers; and
(c) cut flowers of artificially propagated plants.
- #2 Designates all parts and derivatives, except—
(a) seeds and pollen;
(b) seedling or tissue cultures obtained *in vitro*, in solid or liquid media, transported in sterile containers;
(c) cut flowers of artificially propagated plants; and
(d) chemical derivatives and finished pharmaceutical products.
- #3 Designates whole and sliced roots and parts of roots, excluding manufactured parts or derivatives such as powders, pills, extracts, tonics, teas and confectionery.
- #4 Designates all parts and derivatives, except—
(a) seeds, except those from Mexican cacti originating in Mexico, and pollen;
(b) seedling or tissue cultures obtained *in vitro*, in solid or liquid media, transported in sterile containers;
(c) cut flowers of artificially propagated plants;
(d) fruits and parts and derivatives thereof of naturalized or artificially propagated plants; and
(e) separate stem joints (pads) and parts and derivatives thereof of naturalized or artificially propagated plants of the genus *Opuntia* subgenus *Opuntia*.
- #5 Designates logs, sawn wood and veneer sheets.
- #6 Designates logs, sawn wood, veneer sheets and plywood.
- #7 Designates logs, wood-chips and unprocessed broken material.
- #8 Designates all parts and derivatives, except—
(a) seeds and pollen (including pollinia);
(b) seedling or tissue cultures obtained *in vitro*, in solid or liquid media, transported in sterile containers;
(c) cut flowers of artificially propagated plants; and
(d) fruits and parts and derivatives thereof of artificially propagated plants of the genus *Vanilla*.
- #9 Designates all parts and derivatives except those bearing a label “Produced from *Hoodia* spp. material obtained through controlled harvesting and production in collaboration with the CITES Management Authorities of Botswana/Namibia/South Africa under agreement no. BW/NA/ZA xxxxxx”.
- #10 Designates all parts and derivatives, except—
(a) seeds and pollen; and
(b) finished pharmaceutical products.

PART 2

APPENDICES

Appendix I	Appendix II	Appendix III
F A U N A <ANIMALS>		
P H Y L U M C H O R D A T A		
CLASS MAMMALIA <MAMMALS>		
MONOTREMATA		
Tachyglossidae		
	<i>Zaglossus</i> spp. <Long-nosed echidnas>	
DASYUROMORPHIA		
Dasyuridae		
<i>Sminthopsis longicaudata</i> <Long-tailed dunnart>		
<i>Sminthopsis psammophila</i> <Large desert marsupial-mouse>		
Thylacinidae		
<i>Thylacinus cynocephalus</i> <Tasmanian tiger> (possibly extinct)		
PERAMELEMORPHIA		
Peramelidae		
<i>Chaeropus ecaudatus</i> <Pig-footed bandicoot> (possibly extinct)		
<i>Macrotis lagotis</i> <Bilby>		

Appendix I	Appendix II	Appendix III
<i>Macrotis leucura</i> <Lesser bilby>		
<i>Perameles bougainville</i> <Barred bandicoot>		
DIPROTODONTIA		
Phalangeridae		
	<i>Phalanger orientalis</i> <Common phalanger, grey cuscus>	
	<i>Spilocuscus maculatus</i> <Common spotted cuscus>	
Vombatidae		
<i>Lasiorhinus krefftii</i> <Northern hairy-nosed wombat>		
Macropodidae		
	<i>Dendrolagus inustus</i> <Grizzled tree- kangaroo>	
	<i>Dendrolagus ursinus</i> <Black tree-kangaroo>	
<i>Lagorchestes hirsutus</i> <Ormala>		
<i>Lagostrophus fasciatus</i> <Banded hare- wallaby>		
<i>Onychogalea fraenata</i> <Bridled nailtail wallaby>		
<i>Onychogalea lunata</i> <Crescent nailtail wallaby>		

Appendix I	Appendix II	Appendix III
Potoroidae		
<i>Bettongia</i> spp. <Bettongs>		
<i>Caloprymnus campestris</i> <Buff-nosed rat-kangaroo> (possibly extinct)		
SCANDENTIA		
Tupaiidae		
	Tupaiidae spp. <Tree shrews>	
CHIROPTERA		
Phyllostomidae		
		<i>Platyrrhinus lineatus</i> <White-lined bat> (Uruguay)
Pteropodidae		
	<i>Acerodon</i> spp. <Flying-foxes> (Except the species included in Appendix I)	
<i>Acerodon jubatus</i> <Golden-capped fruit bat>		
<i>Acerodon lucifer</i> <Panay flying-fox> (possibly extinct)		
	<i>Pteropus</i> spp. <Flying-foxes> (Except the species included in Appendix I)	
<i>Pteropus insularis</i> <Chuuk flying-fox>		

Appendix I	Appendix II	Appendix III
<i>Pteropus mariannus</i> <Marianas flying-fox>		
<i>Pteropus molossinus</i> <Caroline flying-fox>		
<i>Pteropus phaeocephalus</i> <Mortlock flying-fox>		
<i>Pteropus pilosus</i> <Large palau flying-fox>		
<i>Pteropus samoensis</i> <Samoan flying-fox>		
<i>Pteropus tonganus</i> <Insular flying-fox>		
PRIMATES		
	PRIMATES spp. <e.g. Apes, monkeys, primates> (Except the species included in Appendix I)	
Lemuridae		
Lemuridae spp. <Lemurs>		
Megaladapidae		
Megaladapidae spp. <Sportive lemurs> (possibly extinct)		
Cheirogaleidae		
Cheirogaleidae spp. <Dwarf lemurs>		
Indridae		
Indridae spp. <Indris>		

PROTECTION OF ENDANGERED SPECIES OF ANIMALS
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Appendix I	Appendix II	Appendix III
Daubentoniidae		
<i>Daubentonia madagascariensis</i> <Aye-aye>		
Callitrichidae		
<i>Callimico goeldii</i> <Goeldi's marmoset>		
<i>Callithrix aurita</i> <Buffy-tufted-ear marmoset>		
<i>Callithrix flaviceps</i> <Buffy-headed marmoset>		
<i>Leontopithecus</i> spp. <Lion tamarins>		
<i>Saguinus bicolor</i> <Bare-faced tamarin>		
<i>Saguinus geoffroyi</i> <Cotton-top marmoset>		
<i>Saguinus leucopus</i> <White-footed tamarin>		
<i>Saguinus oedipus</i> <Cotton-headed tamarin>		
Cebidae		
<i>Alouatta coibensis</i> <Coiba Island howling monkey>		
<i>Alouatta palliata</i> <Mantled howler>		

Appendix I	Appendix II	Appendix III
<i>Alouatta pigra</i> <Guatemalan howler>		
<i>Ateles geoffroyi frontatus</i> <Black-browed spider monkey>		
<i>Ateles geoffroyi panamensis</i> <Panama spider monkey>		
<i>Brachyteles arachnoides</i> <Muriqui>		
<i>Cacajao</i> spp. <Uakaris>		
<i>Chiropotes albinasus</i> <Red-nosed saki>		
<i>Lagothrix flavicauda</i> <Yellow-tailed woolly monkey>		
<i>Saimiri oerstedii</i> <Central American squirrel monkey>		
Cercopithecidae		
<i>Cercocebus galeritus galeritus</i> <Tana River mangabey>		
<i>Cercopithecus diana</i> <Diana guenon>		
<i>Macaca silenus</i> <Lion-tailed macaque>		
<i>Mandrillus leucophaeus</i> <Drill>		
<i>Mandrillus sphinx</i> <Mandrill>		

Appendix I	Appendix II	Appendix III
<i>Nasalis concolor</i> <Mentawi Islands snub-nosed langur>		
<i>Nasalis larvatus</i> <Long- nosed monkey>		
<i>Presbytis potenziani</i> <Long-tailed langur>		
<i>Procolobus pennantii</i> <i>kirkii</i> <Kirk's colobus>		
<i>Procolobus rufomitratu</i> s <Tana River colobus>		
<i>Pygathrix</i> spp. <Snub- nosed monkeys>		
<i>Semnopithecus entellus</i> <Common langur>		
<i>Trachypithecus geei</i> <Golden langur>		
<i>Trachypithecus pileatus</i> <Bonneted langur>		
Hylobatidae		
Hylobatidae spp. <Gibbons>		
Hominidae		
<i>Gorilla gorilla</i> <Gorilla>		
<i>Pan</i> spp. <Chimpanzees>		
<i>Pongo pygmaeus</i> <Orang-utan>		

Appendix I	Appendix II	Appendix III
XENARTHRA		
Myrmecophagidae		
	<i>Myrmecophaga tridactyla</i> <Giant anteater>	
		<i>Tamandua mexicana</i> <Northern tamandua> (Guatemala)
Bradypodidae		
	<i>Bradypus variegatus</i> <Bolivian three-toed sloth>	
Megalonychidae		
		<i>Choloepus hoffmanni</i> <Hoffmann's two-toed sloth> (Costa Rica)
Dasypodidae		
		<i>Cabassous centralis</i> <Northern naked-tailed armadillo> (Costa Rica)
		<i>Cabassous tatouay</i> <Greater naked-tailed armadillo> (Uruguay)
	<i>Chaetophractus nationi</i> <Andean hairy armadillo> (A zero annual export quota has been established. All specimens shall be deemed to be specimens of species included in Appendix I)	

Appendix I	Appendix II	Appendix III
<i>Priodontes maximus</i> <Giant armadillo>		
PHOLIDOTA		
Manidae		
	<i>Manis</i> spp. <Pangolins> (A zero annual export quota has been established for <i>Manis crassicaudata</i> , <i>M. javanica</i> and <i>M. pentadactyla</i> for specimens removed from the wild and traded for primarily commercial purposes)	
LAGOMORPHA		
Leporidae		
<i>Caprolagus hispidus</i> <Assam rabbit>		
<i>Romerolagus diazi</i> <Volcano rabbit>		
RODENTIA		
Sciuridae		
<i>Cynomys mexicanus</i> <Mexican prairie marmot>		
		<i>Epixerus ebii</i> <Ebian's palm squirrel, Temminck's giant squirrel> (Ghana)
		<i>Marmota caudata</i> <Long-tailed marmot> (India)

Appendix I	Appendix II	Appendix III
		<i>Marmota himalayana</i> <Himalayan marmot> (India)
	<i>Ratufa</i> spp. <Giant squirrels>	
		<i>Sciurus deppei</i> <Deppe's squirrel> (Costa Rica)
Anomaluridae		
		<i>Anomalurus beecrofti</i> <Beecroft's flying squirrel> (Ghana)
		<i>Anomalurus derbianus</i> <Lord Derby's flying squirrel> (Ghana)
		<i>Anomalurus pelii</i> <Pel's flying squirrel> (Ghana)
		<i>Idiurus macrotis</i> <Long- eared flying squirrel> (Ghana)
Muridae		
<i>Leporillus conditor</i> <Greater stick-nest rat>		
<i>Pseudomys praeconis</i> <Shark bay mouse>		
<i>Xeromys myoides</i> <False swamp rat>		
<i>Zyzomys pedunculatus</i> <Central rock-rat>		

Appendix I	Appendix II	Appendix III
Hystricidae		
		<i>Hystrix cristata</i> <Crested porcupine> (Ghana)
Erethizontidae		
		<i>Sphiggurus mexicanus</i> <Mexican tree porcupine> (Honduras)
		<i>Sphiggurus spinosus</i> <Spiny tree porcupine> (Uruguay)
Agoutidae		
		<i>Agouti paca</i> <Spotted paca> (Honduras)
Dasyproctidae		
		<i>Dasyprocta punctata</i> <Central American agouti> (Honduras)
Chinchillidae		
<i>Chinchilla</i> spp. <Chinchillas> (Specimens of the domesticated form are not subject to the provisions of this Ordinance)		

Appendix I	Appendix II	Appendix III
CETACEA		
	<p>CETACEA spp. <e.g. Cetaceans, dolphins, porpoises, whales> (Except the species included in Appendix I. A zero annual export quota has been established for live specimens from the Black Sea population of <i>Tursiops truncatus</i> removed from the wild and traded for primarily commercial purposes)</p>	
Platanistidae		
<i>Lipotes vexillifer</i> <Baiji, white flat dolphin>		
<i>Platanista</i> spp. <Susus>		
Ziphiidae		
<i>Berardius</i> spp. <Beaked whales>		
<i>Hyperoodon</i> spp. <Bottlenose whales>		
Physeteridae		
<i>Physeter catodon</i> <Cachelot, sperm whale>		
Delphinidae		
<i>Orcaella brevirostris</i> <Irrawaddy dolphin>		
<i>Sotalia</i> spp. <River dolphins>		

Appendix I	Appendix II	Appendix III
<i>Sousa</i> spp. <Humpback dolphins>		
Phocoenidae		
<i>Neophocaena phocaenoides</i> <Black finless porpoise>		
<i>Phocoena sinus</i> <Cochito>		
Eschrichtiidae		
<i>Eschrichtius robustus</i> <Devil fish, grey whale>		
Balaenopteridae		
<i>Balaenoptera acutorostrata</i> <Lesser rorqual, minke whale> (Except the population of West Greenland, which is included in Appendix II)		
<i>Balaenoptera bonaerensis</i> <Antarctic minke whale>		
<i>Balaenoptera borealis</i> <Coalfish whale, sei whale>		
<i>Balaenoptera edeni</i> <Bryde's whale>		
<i>Balaenoptera musculus</i> <Blue whale>		
<i>Balaenoptera physalus</i> <Common rorqual, fin whale>		

Appendix I	Appendix II	Appendix III
<i>Megaptera novaeangliae</i> <Bunch, humpback whale>		
Balaenidae		
<i>Balaena mysticetus</i> <Bowhead whale, Greenland right whale>		
<i>Eubalaena</i> spp. <Right whales>		
Neobalaenidae		
<i>Caperea marginata</i> <Pygmy right whale>		
CARNIVORA		
Canidae		
		<i>Canis aureus</i> <Golden jackal> (India)
<i>Canis lupus</i> <Common wolf, timber wolf> (Only the populations of Bhutan, India, Nepal and Pakistan; all other populations are included in Appendix II)		
	<i>Canis lupus</i> <Common wolf, timber wolf> (Except the populations of Bhutan, India, Nepal and Pakistan, which are included in Appendix I)	
	<i>Cerdocyon thous</i> <Common zorro, forest fox>	
	<i>Chrysocyon brachyurus</i> <Maned wolf>	

Appendix I	Appendix II	Appendix III
	<i>Cuon alpinus</i> <Asiatic wild dog, red dog>	
	<i>Pseudalopex culpaeus</i> <Andean wolf, colpeo fox>	
	<i>Pseudalopex griseus</i> <Argentine grey fox>	
	<i>Pseudalopex gymnocercus</i> <Azara's zorro, pampa fox>	
<i>Speothos venaticus</i> <Bush dog>		
		<i>Vulpes bengalensis</i> <Bengal fox> (India)
	<i>Vulpes cana</i> <Afghan fox>	
		<i>Vulpes vulpes griffithi</i> <Red fox> (India)
		<i>Vulpes vulpes montana</i> <Mountain red fox> (India)
		<i>Vulpes vulpes pusilla</i> <Red fox> (India)
	<i>Vulpes zerda</i> <Fennec fox>	
Ursidae		
	Ursidae spp. <Bears> (Except the species included in Appendix I)	
<i>Ailuropoda melanoleuca</i> <Giant panda>		
<i>Ailurus fulgens</i> <Lesser panda>		

Appendix I	Appendix II	Appendix III
<i>Helarctos malayanus</i> <Malayan sun bear>		
<i>Melursus ursinus</i> <Sloth bear>		
<i>Tremarctos ornatus</i> <Andean bear, spectacled bear>		
<i>Ursus arctos</i> <Brown bear> (Only the populations of Bhutan, China, Mexico and Mongolia; all other populations are included in Appendix II)		
<i>Ursus arctos isabellinus</i> <Himalayan brown bear>		
<i>Ursus thibetanus</i> <Asiatic black bear>		
Procyonidae		
		<i>Bassaricyon gabbii</i> <Bushy-tailed olingo> (Costa Rica)
		<i>Bassariscus sumichrasti</i> <Central American cacomistle> (Costa Rica)
		<i>Nasua narica</i> <Coati> (Honduras)
		<i>Nasua nasua solitaria</i> <South Brazilian coati> (Uruguay)
		<i>Potos flavus</i> <Kinkajou> (Honduras)

Appendix I	Appendix II	Appendix III
Mustelidae		
Lutrinae		
	Lutrinae spp. <Otters> (Except the species included in Appendix I)	
<i>Aonyx congicus</i> <Cameroon clawless otter> (Only the populations of Cameroon and Nigeria; all other populations are included in Appendix II)		
<i>Enhydra lutris nereis</i> <California sea otter, southern sea otter>		
<i>Lontra felina</i> <Chingungo, marine otter>		
<i>Lontra longicaudis</i> <Long-tailed otter, South American river otter>		
<i>Lontra provocax</i> <Huillin, southern river otter>		
<i>Lutra lutra</i> <Common otter, Eurasian otter>		
<i>Pteronura brasiliensis</i> <Giant Brazilian otter>		
Mellivorinae		
		<i>Mellivora capensis</i> <Honey badger> (Botswana, Ghana)

Appendix I	Appendix II	Appendix III
Mephitinae		
	<i>Conepatus humboldtii</i> <Humboldt's hog-nosed skunk, Patagonian hog- nosed skunk>	
Mustelinae		
		<i>Eira barbara</i> <Tayra> (Honduras)
		<i>Galictis vittata</i> <Greater grison> (Costa Rica)
		<i>Martes flavigula</i> <Central Asian stone marten> (India)
		<i>Martes foina intermedia</i> <Central Asian stone marten> (India)
		<i>Martes gwatkinsii</i> <Nilgiri marten> (India)
		<i>Mustela altaica</i> <Mountain weasel> (India)
		<i>Mustela erminea ferghanae</i> <Ermine> (India)
		<i>Mustela kathiah</i> <Yellow-bellied weasel> (India)
<i>Mustela nigripes</i> <Black-footed ferret>		
		<i>Mustela sibirica</i> <Siberian weasel> (India)

Appendix I	Appendix II	Appendix III
Viverridae		
		<i>Arctictis binturong</i> < Binturong > (India)
		<i>Civettictis civetta</i> < African civet > (Botswana)
	<i>Cryptoprocta ferox</i> < Fosa >	
	<i>Cynogale bennettii</i> < Otter-civet >	
	<i>Eupleres goudotii</i> < Falanouc >	
	<i>Fossa fossana</i> < Fanaloka >	
	<i>Hemigalus derbyanus</i> < Banded musang, banded palm civet >	
		<i>Paguma larvata</i> < Masked palm civet > (India)
		<i>Paradoxurus hermaphroditus</i> < Common palm civet > (India)
		<i>Paradoxurus jerdoni</i> < Jerdon's palm civet > (India)
	<i>Prionodon linsang</i> < Banded linsang >	
<i>Prionodon pardicolor</i> < Spotted linsang >		
		<i>Viverra civettina</i> < Malabar large-spotted civet > (India)

Appendix I	Appendix II	Appendix III
		<i>Viverra zibetha</i> <Large Indian civet> (India)
		<i>Viverricula indica</i> <Small Indian civet> (India)
Herpestidae		
		<i>Herpestes brachyurus fuscus</i> <Indian brown mongoose> (India)
		<i>Herpestes edwardsii</i> <Indian grey mongoose> (India)
		<i>Herpestes javanicus auropunctatus</i> <Small Indian mongoose> (India)
		<i>Herpestes smithii</i> <Ruddy mongoose> (India)
		<i>Herpestes urva</i> <Crab-eating mongoose> (India)
		<i>Herpestes vitticollis</i> <Stripe-necked mongoose> (India)
Hyaenidae		
		<i>Proteles cristatus</i> <Aardwolf> (Botswana)

Appendix I	Appendix II	Appendix III
Felidae		
	<p>Felidae spp. <Cats> (Except the species included in Appendix I. Specimens of the domesticated form are not subject to the provisions of this Ordinance)</p>	
<p><i>Acinonyx jubatus</i> <Cheetah> (Annual export quotas for live specimens and hunting trophies are granted as follows: Botswana: 5; Namibia: 150; Zimbabwe: 50. The trade in such specimens is subject to the provisions of this Ordinance)</p>		
<p><i>Caracal caracal</i> <African caracal> (Only the population of Asia; all other populations are included in Appendix II)</p>		
<p><i>Catopuma temminckii</i> <Asiatic golden cat></p>		
<p><i>Felis nigripes</i> <Black-footed cat></p>		

Appendix I	Appendix II	Appendix III
<p><i>Herpailurus yaguarondi</i> <Eyra cat, jaguarundi> (Only the populations of Central and North America; all other populations are included in Appendix II)</p>		
<p><i>Leopardus pardalis</i> <Ocelot></p>		
<p><i>Leopardus tigrinus</i> <Little spotted cat></p>		
<p><i>Leopardus wiedii</i> <Margay></p>		
<p><i>Lynx pardinus</i> <Iberian lynx></p>		
<p><i>Neofelis nebulosa</i> <Clouded leopard></p>		
<p><i>Oncifelis geoffroyi</i> <Geoffroy's cat></p>		
<p><i>Oreailurus jacobita</i> <Andean cat></p>		
<p><i>Panthera leo persica</i> <Asiatic lion></p>		
<p><i>Panthera onca</i> <Jaguar></p>		
<p><i>Panthera pardus</i> <Leopard></p>		
<p><i>Panthera tigris</i> <Tiger></p>		
<p><i>Pardofelis marmorata</i> <Marbled cat></p>		

Appendix I	Appendix II	Appendix III
<i>Prionailurus bengalensis bengalensis</i> <Bengal leopard cat> (Only the populations of Bangladesh, India and Thailand; all other populations are included in Appendix II)		
<i>Prionailurus planiceps</i> <Flat-headed cat>		
<i>Prionailurus rubiginosus</i> <Rusty-spotted cat> (Only the population of India; all other populations are included in Appendix II)		
<i>Puma concolor coryi</i> <Florida cougar, Florida puma>		
<i>Puma concolor costaricensis</i> <Central American puma, Costa Rican puma>		
<i>Puma concolor cougar</i> <Eastern cougar, eastern puma>		
<i>Uncia uncia</i> <Ounce, snow leopard>		
Otariidae		
	<i>Arctocephalus</i> spp. <Southern fur seals> (Except the species included in Appendix I)	
<i>Arctocephalus townsendi</i> <Guadalupe fur seal>		

Appendix I	Appendix II	Appendix III
Odobenidae		
		<i>Odobenus rosmarus</i> <Walrus> (Canada)
Phocidae		
	<i>Mirounga leonina</i> <South Atlantic elephant-seal>	
<i>Monachus</i> spp. <Monk seals>		
PROBOSCIDEA		
Elephantidae		
<i>Elephas maximus</i> <Asian elephant>		
<i>Loxodonta africana</i> <African elephant> (Except the populations of Botswana, Namibia, South Africa and Zimbabwe, which are included in Appendix II)		
	<i>Loxodonta africana</i> <African elephant> (Only the populations of Botswana ¹ , Namibia ¹ , South Africa ¹ and Zimbabwe ² ; all other populations are included in Appendix I)	
SIRENIA		
Dugongidae		
<i>Dugong dugon</i> <Dugong>		

Appendix I	Appendix II	Appendix III
Trichechidae		
<i>Trichechus inunguis</i> <Amazonian manatee>		
<i>Trichechus manatus</i> <American manatee, West Indian manatee>		
	<i>Trichechus senegalensis</i> <African manatee, West African manatee>	
PERISSODACTYLA		
Equidae		
<i>Equus africanus</i> <African ass> (Excludes the domesticated form, which is referenced as <i>Equus asinus</i> , and is not subject to the provisions of this Ordinance)		
<i>Equus grevyi</i> <Grevy's zebra>		
	<i>Equus hemionus</i> <Asian wild ass> (Except the subspecies included in Appendix I)	
<i>Equus hemionus</i> <i>hemionus</i> <Dziggetai, Mongolian wild ass>		
	<i>Equus kiang</i> <Kiang>	
	<i>Equus onager</i> <Kulan> (Except the subspecies included in Appendix I)	

Appendix I	Appendix II	Appendix III
<i>Equus onager khur</i> <Ghor-khar, Indian wild ass>		
<i>Equus przewalskii</i> <Mongolian wild horse, Przewalski's horse>		
	<i>Equus zebra hartmannae</i> <Hartmann's mountain zebra>	
<i>Equus zebra zebra</i> <Cape mountain zebra>		
Tapiridae		
Tapiridae spp. <Tapirs> (Except the species included in Appendix II)		
	<i>Tapirus terrestris</i> <Brazilian tapir>	
Rhinocerotidae		
Rhinocerotidae spp. <Rhinoceroses> (Except the subspecies included in Appendix II)		

Appendix I	Appendix II	Appendix III
	<p><i>Ceratotherium simum</i> <i>simum</i> <Southern square-lipped rhinoceros> (Only the populations of South Africa and Swaziland; all other populations are included in Appendix I. For the exclusive purpose of allowing international trade in live animals to appropriate and acceptable destinations and hunting trophies. All other specimens shall be deemed to be specimens of species included in Appendix I)</p>	
ARTIODACTYLA		
Tragulidae		
		<p><i>Hyemoschus aquaticus</i> <Water chevrotain> (Ghana)</p>
Suidae		
<p><i>Babyrousa babyrussa</i> <Babiroussa></p>		
<p><i>Sus salvanius</i> <Pygmy hog></p>		

Appendix I	Appendix II	Appendix III
Tayassuidae		
	Tayassuidae spp. <Peccaries> (Except the species included in Appendix I and the populations of <i>Pecari tajacu</i> of Mexico and the United States of America, which are not included in the Appendices)	
<i>Catagonus wagneri</i> <Chacoan peccary>		
Hippopotamidae		
	<i>Hexaprotodon liberiensis</i> <Pygmy hippopotamus>	
	<i>Hippopotamus amphibius</i> <Hippopotamus>	
Camelidae		
	<i>Lama guanicoe</i> <Guanaco>	

Appendix I	Appendix II	Appendix III
<p><i>Vicugna vicugna</i> <Vicugna> (Except the populations of: Argentina [the populations of the Provinces of Jujuy and Catamarca and the semi-captive populations of the Provinces of Jujuy, Salta, Catamarca, La Rioja and San Juan]; Bolivia [the whole population]; Chile [population of the Primera Región]; and Peru [the whole population]; which are included in Appendix II)</p>		
	<p><i>Vicugna vicugna</i> <Vicugna> (Only the populations of Argentina³ [the populations of the Provinces of Jujuy and Catamarca and the semi-captive populations of the Provinces of Jujuy, Salta, Catamarca, La Rioja and San Juan]; Bolivia⁴ [the whole population]; Chile⁵ [population of the Primera Región]; Peru⁶ [the whole population]; all other populations are included in Appendix I)</p>	

Appendix I	Appendix II	Appendix III
Moschidae		
<i>Moschus</i> spp. <Musk deer> (Only the populations of Afghanistan, Bhutan, India, Myanmar, Nepal and Pakistan; all other populations are included in Appendix II)		
	<i>Moschus</i> spp. <Musk deer> (Except the populations of Afghanistan, Bhutan, India, Myanmar, Nepal and Pakistan, which are included in Appendix I)	
Cervidae		
<i>Axis calamianensis</i> <Calamian deer>		
<i>Axis kuhlii</i> <Bawean deer, Kuhl's hog deer>		
<i>Axis porcinus annamiticus</i> <Ganges hog deer, Thai hog deer>		
<i>Blastocerus dichotomus</i> <Marsh deer>		
<i>Cervus duvaucelii</i> <Barasingha, swamp deer>		
	<i>Cervus elaphus bactrianus</i> <Bactrian deer>	

Appendix I	Appendix II	Appendix III
		<i>Cervus elaphus barbarus</i> <Atlas deer, Barbary red deer> (Tunisia)
<i>Cervus elaphus hanglu</i> <Hangul, Kashmir deer>		
<i>Cervus eldii</i> <Brow-antlered deer>		
<i>Dama mesopotamica</i> <Mesopotamian fallow deer, Persian fallow deer>		
<i>Hippocamelus</i> spp. <Huemuls, Andean guemals>		
		<i>Mazama americana cerasina</i> <Guatemalan red brocket> (Guatemala)
<i>Megamuntiacus vuquanghensis</i> <Giant muntjac>		
<i>Muntiacus crinifrons</i> <Black muntjac>		
		<i>Odocoileus virginianus mayensis</i> <Guatemalan white-tailed deer> (Guatemala)
<i>Ozotoceros bezoarticus</i> <Pampas deer>		
	<i>Pudu mephistophiles</i> <Northern pudu>	
<i>Pudu puda</i> <Chilean pudu>		

Appendix I	Appendix II	Appendix III
Antilocapridae		
<i>Antilocapra americana</i> <Mexican pronghorn> (Only the population of Mexico; no other population is included in the Appendices)		
Bovidae		
<i>Addax nasomaculatus</i> <Addax>		
	<i>Ammotragus lervia</i> <Aoudad, barbary sheep>	
		<i>Antilope cervicapra</i> <Blackbuck> (Nepal)
	<i>Bison bison athabasca</i> <Wood bison>	
<i>Bos gaurus</i> <Gaur, saladang> (Excludes the domesticated form, which is referenced as <i>Bos frontalis</i> , and is not subject to the provisions of this Ordinance)		
<i>Bos mutus</i> <Wild yak> (Excludes the domesticated form, which is referenced as <i>Bos grunniens</i> , and is not subject to the provisions of this Ordinance)		
<i>Bos sauveli</i> <Kouprey>		

Appendix I	Appendix II	Appendix III
		<i>Bubalus arnee</i> <Wild Asiatic buffalo> (Nepal) (Excludes the domesticated form, which is referenced as <i>Bubalus bubalis</i>)
<i>Bubalus depressicornis</i> <Lowland anoa>		
<i>Bubalus mindorensis</i> <Tamaraw>		
<i>Bubalus quarlesi</i> <Mountain anoa>		
	<i>Budorcas taxicolor</i> <Takin>	
<i>Capra falconeri</i> <Markhor>		
	<i>Cephalophus dorsalis</i> <Bay duiker>	
<i>Cephalophus jentinki</i> <Jentink's duiker>		
	<i>Cephalophus monticola</i> <Blue duiker>	
	<i>Cephalophus ogilbyi</i> <Ogilby's duiker>	
	<i>Cephalophus silvicultor</i> <Yellow-backed duiker>	
	<i>Cephalophus zebra</i> <Banded duiker>	
		<i>Damaliscus lunatus</i> <Tsessebe> (Ghana)
	<i>Damaliscus pygargus pygargus</i> <Bontebok>	

Appendix I	Appendix II	Appendix III
		<i>Gazella cuvieri</i> <Cuvier's gazelle, edmi gazelle> (Tunisia)
<i>Gazella dama</i> <Addra gazelle>		
		<i>Gazella dorcas</i> <Dorcas gazelle> (Tunisia)
		<i>Gazella leptoceros</i> <Rhim gazelle, sand gazelle> (Tunisia)
<i>Hippotragus niger variani</i> <Giant sable antelope>		
	<i>Kobus leche</i> <Lechwe>	
<i>Naemorhedus baileyi</i> <Red goral>		
<i>Naemorhedus caudatus</i> <Chinese goral>		
<i>Naemorhedus goral</i> <Goral>		
<i>Naemorhedus sumatraensis</i> <Mainland serow>		
<i>Oryx dammah</i> <Sahara oryx>		
<i>Oryx leucoryx</i> <Arabian oryx>		
	<i>Ovis ammon</i> <Argali> (Except the subspecies included in Appendix I)	
<i>Ovis ammon hodgsonii</i> <Great Tibetan sheep>		

Appendix I	Appendix II	Appendix III
<i>Ovis ammon nigrimontana</i> <Kara Tau argali>		
	<i>Ovis canadensis</i> <Bighorn sheep> (Only the population of Mexico; no other population is included in the Appendices)	
<i>Ovis orientalis ophion</i> <Cyprian wild sheep, Cyprus mouflon>		
	<i>Ovis vignei</i> <Red sheep, urial, shapo> (Except the subspecies included in Appendix I)	
<i>Ovis vignei vignei</i> <Ladakh urial>		
<i>Pantholops hodgsonii</i> <Chiru, Tibetan antelope>		
<i>Pseudoryx nghetinhensis</i> <Saola>		
<i>Rupicapra pyrenaica ornata</i> <Abruzzo chamois>		
	<i>Saiga tatarica</i> <Saiga>	
		<i>Tetracerus quadricornis</i> <Chousingha, four-horned antelope> (Nepal)
		<i>Tragelaphus eurycerus</i> <Bongo> (Ghana)
		<i>Tragelaphus spekii</i> <Marshbuck, sitatunga> (Ghana)

Appendix I	Appendix II	Appendix III
CLASS AVES <BIRDS>		
STRUTHIONIFORMES		
Struthionidae		
<p><i>Struthio camelus</i> <Ostrich> (Only the populations of Algeria, Burkina Faso, Cameroon, the Central African Republic, Chad, Mali, Mauritania, Morocco, the Niger, Nigeria, Senegal and the Sudan; all other populations are not included in the Appendices)</p>		
RHEIFORMES		
Rheidae		
	<p><i>Rhea americana</i> <Common rhea></p>	
<p><i>Rhea pennata</i> <Darwin's rhea> (Except <i>Rhea pennata pennata</i> which is included in Appendix II)</p>		
	<p><i>Rhea pennata pennata</i> <Darwin's rhea, lesser rhea></p>	
TINAMIFORMES		
Tinamidae		
<p><i>Tinamus solitarius</i> <Solitary tinamou></p>		

Appendix I	Appendix II	Appendix III
SPHENISCIFORMES		
Spheniscidae		
	<i>Spheniscus demersus</i> <Black-footed penguin, jackass penguin>	
<i>Spheniscus humboldti</i> <Humboldt penguin>		
PODICIPEDIFORMES		
Podicipedidae		
<i>Podilymbus gigas</i> <Atitlan grebe>		
PROCELLARIIFORMES		
Diomedeidae		
<i>Diomedea albatrus</i> <Short-tailed albatross>		
PELECANIFORMES		
Pelecanidae		
<i>Pelecanus crispus</i> <Dalmatian pelican>		
Sulidae		
<i>Papasula abbotti</i> <Abbott's booby>		
Fregatidae		
<i>Fregata andrewsi</i> <Andrew's frigatebird>		
CICONIIFORMES		
Ardeidae		
		<i>Ardea goliath</i> <Goliath heron> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Bubulcus ibis</i> <Cattle egret> (Ghana)
		<i>Casmerodius albus</i> <Great egret> (Ghana)
		<i>Egretta garzetta</i> <Little egret> (Ghana)
Balaenicipitidae		
	<i>Balaeniceps rex</i> <Shoebill, whale-headed stork>	
Ciconiidae		
<i>Ciconia boyciana</i> <Japanese white stork>		
	<i>Ciconia nigra</i> <Black stork>	
		<i>Ephippiorhynchus senegalensis</i> <Saddlebill stork> (Ghana)
<i>Jabiru mycteria</i> <Jabiru>		
		<i>Leptoptilos crumeniferus</i> <Marabou stork> (Ghana)
<i>Mycteria cinerea</i> <Milky stork>		
Threskiornithidae		
		<i>Bostrychia hagedash</i> <Hadada ibis> (Ghana)
		<i>Bostrychia rara</i> <Spot-breasted ibis> (Ghana)
	<i>Eudocimus ruber</i> <Scarlet ibis>	

Appendix I	Appendix II	Appendix III
	<i>Geronticus calvus</i> <Bald ibis>	
<i>Geronticus eremita</i> <Bald ibis, hermit ibis>		
<i>Nipponia nippon</i> <Crested ibis, Japanese crested ibis>		
	<i>Platalea leucorodia</i> <Eurasian spoonbill, spoonbill>	
		<i>Threskiornis aethiopicus</i> <Sacred ibis> (Ghana)
Phoenicopteridae		
	Phoenicopteridae spp. <Flamingos>	
ANSERIFORMES		
Anatidae		
		<i>Alopochen aegyptiacus</i> <Egyptian goose> (Ghana)
		<i>Anas acuta</i> <Common pintail> (Ghana)
<i>Anas aucklandica</i> <Brown teal>		
	<i>Anas bernieri</i> <Madagascar teal>	
		<i>Anas capensis</i> <Cape teal, Cape wigeon> (Ghana)
		<i>Anas clypeata</i> <Northern shoveler> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Anas crecca</i> <Common teal, green-winged teal> (Ghana)
	<i>Anas formosa</i> <Baikal teal>	
<i>Anas laysanensis</i> <Laysan duck>		
<i>Anas oustaleti</i> <Marianas Island duck>		
		<i>Anas penelope</i> <Eurasian wigeon> (Ghana)
		<i>Anas querquedula</i> <Garganey> (Ghana)
		<i>Aythya nyroca</i> <Ferruginous duck, white-eyed pochard> (Ghana)
<i>Branta canadensis leucopareia</i> <Aleutian Canada goose>		
	<i>Branta ruficollis</i> <Red-breasted goose>	
<i>Branta sandvicensis</i> <Hawaiian goose>		
		<i>Cairina moschata</i> <Muscovy duck> (Honduras)
<i>Cairina scutulata</i> <White-winged duck>		
	<i>Coscoroba coscoroba</i> <Coscoroba swan>	

Appendix I	Appendix II	Appendix III
	<i>Cygnus melanocorypha</i> <Black-necked swan>	
	<i>Dendrocygna arborea</i> <Black-billed wood-duck>	
		<i>Dendrocygna autumnalis</i> <Black-bellied whistling-duck> (Honduras)
		<i>Dendrocygna bicolor</i> <Fulvous tree-duck> (Ghana, Honduras)
		<i>Dendrocygna viduata</i> <White-faced tree-duck> (Ghana)
		<i>Nettapus auritus</i> <African pygmy-goose> (Ghana)
	<i>Oxyura leucocephala</i> <White-headed duck>	
		<i>Plectropterus gambensis</i> <Spur-winged goose> (Ghana)
		<i>Pteronetta hartlaubii</i> <Hartlaub's duck> (Ghana)
<i>Rhodonessa caryophyllacea</i> <Pink-headed duck> (possibly extinct)		
	<i>Sarkidiornis melanotos</i> <Comb duck>	

Appendix I	Appendix II	Appendix III
FALCONIFORMES		
	<p>FALCONIFORMES spp. <Birds of prey, raptors (e.g. eagles, hawks, falcons, vultures)> (Except the species included in Appendices I and III and the species of the family Cathartidae)</p>	
Cathartidae		
<p><i>Gymnogyps californianus</i> <California condor></p>		
		<p><i>Sarcoramphus papa</i> <King vulture> (Honduras)</p>
<p><i>Vultur gryphus</i> <Andean condor></p>		
Accipitridae		
<p><i>Aquila adalberti</i> <Adalbert's eagle></p>		
<p><i>Aquila heliaca</i> <Eastern imperial eagle, imperial eagle></p>		
<p><i>Chondrohierax uncinatus wilsonii</i> <Cuban hook-billed kite></p>		
<p><i>Haliaeetus albicilla</i> <Grey sea eagle, white- tailed eagle></p>		
<p><i>Harpia harpyja</i> <American harpy eagle></p>		

Appendix I	Appendix II	Appendix III
<i>Pithecopaga jefferyi</i> <Great Philippine eagle>		
Falconidae		
<i>Falco araea</i> <Seychelles kestrel>		
<i>Falco jugger</i> <Laggar falcon>		
<i>Falco newtoni</i> <Madagascar kestrel, Aldabra kestrel> (Only the population of Seychelles)		
<i>Falco pelegrinoides</i> <Barbary falcon>		
<i>Falco peregrinus</i> <Duck hawk, peregrine falcon>		
<i>Falco punctatus</i> <Mauritius kestrel>		
<i>Falco rusticolus</i> <Gyr falcon>		
GALLIFORMES		
Megapodiidae		
<i>Macrocephalon maleo</i> <Celebes maleo>		
Cracidae		
		<i>Crax alberti</i> <Blue-billed curassow> (Colombia)

Appendix I	Appendix II	Appendix III
<i>Crax blumenbachii</i> <Blumenbach's curassow, red-billed curassow>		
		<i>Crax daubentoni</i> <Yellow-knobbed curassow> (Colombia)
		<i>Crax globulosa</i> <Wattled curassow> (Colombia)
		<i>Crax rubra</i> <Great curassow> (Colombia, Costa Rica, Guatemala, Honduras)
<i>Mitu mitu</i> <Alagoas curassow, razor-billed curassow>		
<i>Oreophasis derbianus</i> <Derby's guan, horned guan>		
		<i>Ortalis vetula</i> <Plain chachalaca> (Guatemala, Honduras)
		<i>Pauxi pauxi</i> <Helmeted curassow> (Colombia)
<i>Penelope albipennis</i> <White-winged guan>		
		<i>Penelope purpurascens</i> <Crested guan> (Honduras)
		<i>Penelopina nigra</i> <Highland guan> (Guatemala)

Appendix I	Appendix II	Appendix III
<i>Pipile jacutinga</i> <Black-fronted curassow, black-fronted piping guan>		
<i>Pipile pipile</i> <Trinidad piping-guan, Trinidad white-headed curassow>		
Phasianidae		
		<i>Agelastes meleagrides</i> <White-breasted guineafowl> (Ghana)
		<i>Agriocharis ocellata</i> <Ocellated turkey> (Guatemala)
		<i>Arborophila charltonii</i> <Chestnut-breasted tree-partridge> (Malaysia)
		<i>Arborophila orientalis</i> <Bar-backed partridge, grey-breasted partridge> (Malaysia)
	<i>Argusianus argus</i> <Argus pheasant, great argus>	
		<i>Caloperdix oculea</i> <Ferruginous partridge, ferruginous wood-partridge> (Malaysia)
<i>Catreus wallichii</i> <Cheer pheasant>		
<i>Colinus virginianus ridgwayi</i> <Masked bobwhite>		

Appendix I	Appendix II	Appendix III
<i>Crossoptilon crossoptilon</i> <White eared-pheasant>		
<i>Crossoptilon harmani</i> <Tibetan eared-pheasant>		
<i>Crossoptilon mantchuricum</i> <Brown eared-pheasant>		
	<i>Gallus sonneratii</i> <Grey junglefowl>	
	<i>Ithaginis cruentus</i> <Blood pheasant>	
<i>Lophophorus impejanus</i> <Himalayan monal>		
<i>Lophophorus lhuysii</i> <Chinese impeyan, Chinese monal>		
<i>Lophophorus sclateri</i> <Crestless monal, Sclater's monal>		
<i>Lophura edwardsi</i> <Edward's pheasant>		
		<i>Lophura erythrophthalma</i> <Crestless fireback> (Malaysia)
		<i>Lophura ignita</i> <Crested fireback> (Malaysia)
<i>Lophura imperialis</i> <Imperial pheasant>		
<i>Lophura swinhoii</i> <Swinhoe's pheasant>		

Appendix I	Appendix II	Appendix III
		<i>Melanoperdix nigra</i> <Black wood-patridge> (Malaysia)
	<i>Pavo muticus</i> <Green peafowl>	
	<i>Polyplectron bicalcaratum</i> <Common peacock-pheasant, grey peacock-pheasant>	
<i>Polyplectron emphanum</i> <Napoleon's peacock-pheasant, Palawan peacock-pheasant>		
	<i>Polyplectron germaini</i> <Germain's peacock-pheasant>	
		<i>Polyplectron inopinatum</i> <Mountain peacock-pheasant> (Malaysia)
	<i>Polyplectron malacense</i> <Crested peacock-pheasant>	
	<i>Polyplectron schleiermacheri</i> <Bornean peacock-pheasant>	
<i>Rheinardia ocellata</i> <Crested argus>		
		<i>Rhizothera longirostris</i> <Long-billed partridge> (Malaysia)
		<i>Rollulus rouloul</i> <Crested partridge> (Malaysia)

Appendix I	Appendix II	Appendix III
<i>Syrnaticus ellioti</i> <Chinese barred-backed pheasant, Elliot's pheasant>		
<i>Syrnaticus humiae</i> <Hume's bar-tailed pheasant>		
<i>Syrnaticus mikado</i> <Mikado pheasant>		
<i>Tetraogallus caspius</i> <Caspian snowcock>		
<i>Tetraogallus tibetanus</i> <Tibetan snowcock>		
<i>Tragopan blythii</i> <Blyth's tragopan>		
<i>Tragopan caboti</i> <Cabot's tragopan>		
<i>Tragopan melanocephalus</i> <Black-headed tragopan, western tragopan>		
		<i>Tragopan satyra</i> <Crimson horned-pheasant, satyr tragopan> (Nepal)
<i>Tympanuchus cupido attwateri</i> <Attwater's prairie-chicken>		
GRUIFORMES		
Gruidae		
	Gruidae spp. <Cranes> (Except the species included in Appendix I)	

Appendix I	Appendix II	Appendix III
<i>Grus americana</i> <Whooping crane>		
<i>Grus canadensis nesiototes</i> <Cuban sandhill crane>		
<i>Grus canadensis pulla</i> <Mississippi sandhill crane>		
<i>Grus japonensis</i> <Japanese crane, red-crowned crane>		
<i>Grus leucogeranus</i> <Siberian crane>		
<i>Grus monacha</i> <Hooded crane>		
<i>Grus nigricollis</i> <Black-necked crane>		
<i>Grus vipio</i> <White-naped crane>		
Rallidae		
<i>Gallirallus sylvestris</i> <Lord Howe Island rail>		
Rhynochetidae		
<i>Rhynochetos jubatus</i> <Kagu>		
Otididae		
	Otididae spp. <Bustards> (Except the species included in Appendix I)	

Appendix I	Appendix II	Appendix III
<i>Ardeotis nigriceps</i> <Great Indian bustard>		
<i>Chlamydotis undulata</i> <Houbara bustard>		
<i>Eupodotis bengalensis</i> <Bengal bustard, Bengal florican>		
CHARADRIIFORMES		
Burhinidae		
		<i>Burhinus bistriatus</i> <Double-striped thick knee> (Guatemala)
Scolopacidae		
<i>Numenius borealis</i> <Eskimo curlew>		
<i>Numenius tenuirostris</i> <Slender-billed curlew>		
<i>Tringa guttifer</i> <Nordmann's greenshank>		
Laridae		
<i>Larus relictus</i> <Relict gull>		
COLUMBIFORMES		
Columbidae		
<i>Caloenas nicobarica</i> <Nicobar dove>		
		<i>Columba guinea</i> <Speckled pigeon> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Columba iriditorques</i> <Western bronze-naped pigeon> (Ghana)
		<i>Columba livia</i> <Rock dove> (Ghana)
		<i>Columba mayeri</i> <Pink pigeon> (Mauritius)
		<i>Columba uncinata</i> <Afep pigeon, grey wood-pigeon> (Ghana)
<i>Ducula mindorensis</i> <Mindoro imperial-pigeon>		
	<i>Gallicolumba luzonica</i> <Bleeding heart dove>	
	<i>Goura</i> spp. <Crowned-pigeons>	
		<i>Oena capensis</i> <Long-tailed dove, Namaqua dove> (Ghana)
		<i>Streptopelia decipiens</i> <African mourning dove> (Ghana)
		<i>Streptopelia roseogrisea</i> <African collared-dove, pink-headed dove> (Ghana)
		<i>Streptopelia semitorquata</i> <Red-eyed dove> (Ghana)
		<i>Streptopelia senegalensis</i> <Laughing dove> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Streptopelia turtur</i> <European turtle-dove, turtle dove> (Ghana)
		<i>Streptopelia vinacea</i> <Vinaceous dove> (Ghana)
		<i>Treron calva</i> <African green-pigeon> (Ghana)
		<i>Treron waalia</i> <Bruce's green pigeon> (Ghana)
		<i>Turtur abyssinicus</i> <Black-billed wood- dove> (Ghana)
		<i>Turtur afer</i> <Blue- spotted wood-dove> (Ghana)
		<i>Turtur brehmeri</i> <Blue- headed dove> (Ghana)
		<i>Turtur tympanistria</i> <Tambourine dove> (Ghana)

Appendix I	Appendix II	Appendix III
PSITTACIFORMES		
	<p>PSITTACIFORMES spp. <Parrots, psittacines (e.g. parakeets, cockatoos, macaws)> (Except the species included in Appendix I and Appendix III, and excluding <i>Agapornis roseicollis</i>, <i>Melopsittacus undulatus</i> and <i>Nymphicus hollandicus</i>, which are not included in the Appendices)</p>	
Cacatuidae		
<i>Cacatua goffini</i> <Goffin's cockatoo>		
<i>Cacatua haematuropygia</i> <Philippine cockatoo, red-vented cockatoo>		
<i>Cacatua moluccensis</i> <Moluccan cockatoo>		
<i>Cacatua sulphurea</i> <Lesser sulphur-crested cockatoo, yellow-crested cockatoo>		
<i>Probosciger aterrimus</i> <Palm cockatoo>		
Loriidae		
<i>Eos histrio</i> <Red-and-blue lory>		

Appendix I	Appendix II	Appendix III
<i>Vini ultramarina</i> <Ultramarine lorikeet>		
Psittacidae		
<i>Amazona arausiaca</i> <Jacquot, red-necked amazon>		
<i>Amazona barbadensis</i> <Yellow-shouldered amazon>		
<i>Amazona brasiliensis</i> <Red-tailed amazon>		
<i>Amazona finschi</i> <Lilac-crowned parrot>		
<i>Amazona guildingii</i> <Saint Vincent amazon>		
<i>Amazona imperialis</i> <Imperial amazon>		
<i>Amazona leucocephala</i> <Bahamas parrot, Cuban amazon>		
<i>Amazona ochrocephala auropalliata</i> <Yellow-naped amazon>		
<i>Amazona ochrocephala belizensis</i>		
<i>Amazona ochrocephala caribaea</i>		
<i>Amazona ochrocephala oratrix</i>		

Appendix I	Appendix II	Appendix III
<i>Amazona ochrocephala parvipes</i>		
<i>Amazona ochrocephala tresmariae</i>		
<i>Amazona pretrei</i> <Red-spectacled amazon>		
<i>Amazona rhodocorytha</i> <Red-browed amazon>		
<i>Amazona tucumana</i> <Alder parrot, Tucuman amazon>		
<i>Amazona versicolor</i> <Saint Lucia amazon>		
<i>Amazona vinacea</i> <Vinaceous amazon>		
<i>Amazona viridigenalis</i> <Green-cheeked amazon>		
<i>Amazona vittata</i> <Puerto Rican amazon>		
<i>Anodorhynchus</i> spp. <Blue macaws>		
<i>Ara ambigua</i> <Buffon's macaw>		
<i>Ara glaucogularis</i> <Blue-throated macaw> (Often traded under the incorrect designation <i>Ara caninde</i>)		
<i>Ara macao</i> <Scarlet macaw>		

Appendix I	Appendix II	Appendix III
<i>Ara militaris</i> <Military macaw>		
<i>Ara rubrogenys</i> <Red-fronted macaw>		
<i>Cyanopsitta spixii</i> <Little blue macaw, Spix's macaw>		
<i>Cyanoramphus forbesi</i> <Chatham Island yellow-fronted parakeet>		
<i>Cyanoramphus novaezelandiae</i> <New Zealand parakeet, red-fronted parakeet>		
<i>Cyclopsitta diophthalma coxeni</i> <Coxen's blue-browed fig parrot, Coxen's double-eyed fig parrot>		
<i>Eunymphicus cornutus</i> <Horned parakeet>		
<i>Geopsittacus occidentalis</i> <Night parrot> (possibly extinct)		
<i>Guarouba guarouba</i> <Golden conure>		
<i>Neophema chrysogaster</i> <Orange-bellied parakeet>		
<i>Ognorhynchus icterotis</i> <Yellow-eared conure>		
<i>Pezoporus wallicus</i> <Ground parakeet>		

Appendix I	Appendix II	Appendix III
<i>Pionopsitta pileata</i> <Pileated parrot>		
<i>Propyrrhura couloni</i> <Blue-headed macaw>		
<i>Propyrrhura maracana</i> <Blue-winged macaw>		
<i>Psephotus chrysopterygius</i> <Golden-shouldered parrot>		
<i>Psephotus dissimilis</i> <Hooded parrot>		
<i>Psephotus pulcherrimus</i> <Beautiful parakeet, paradise parrot> (possibly extinct)		
<i>Psittacula echo</i> <Mauritius parakeet>		
		<i>Psittacula krameri</i> <Ring-necked parakeet, rose-ringed parakeet> (Ghana)
<i>Pyrrhura cruentata</i> <Blue-chested parakeet>		
<i>Rhynchopsitta</i> spp. <Thick-billed parrots>		
<i>Strigops habroptilus</i> <Kakapo>		

Appendix I	Appendix II	Appendix III
CUCULIFORMES		
Musophagidae		
		<i>Corythaeola cristata</i> <Blue plantain-eater, great blue turaco> (Ghana)
		<i>Crinifer piscator</i> <Grey plantain-eater> (Ghana)
	<i>Musophaga porphyreolopha</i> <Purple-crested turaco, violet-crested turaco>	
		<i>Musophaga violacea</i> <Violet plantain-eater, violet turaco> (Ghana)
	<i>Tauraco</i> spp. <Turacos>	
STRIGIFORMES		
	STRIGIFORMES spp. <Owls> (Except the species included in Appendix I)	
Tytonidae		
<i>Tyto soumagnei</i> <Madagascar grass owl>		
Strigidae		
<i>Athene blewitti</i> <Forest little owl>		
<i>Mimizuku gurneyi</i> <Giant scops-owl>		

Appendix I	Appendix II	Appendix III
<i>Ninox novaeseelandiae undulata</i> <Norfolk boobook>		
<i>Ninox squamipila natalis</i> <Christmas hawk-owl>		
APODIFORMES		
Trochilidae		
	Trochilidae spp. <Hummingbirds> (Except the species included in Appendix I)	
<i>Glaucis dohrnii</i> <Hook-billed hermit>		
TROGONIFORMES		
Trogonidae		
<i>Pharomachrus mocinno</i> <Magnificent quetzal>		
CORACIIFORMES		
Bucerotidae		
	<i>Aceros</i> spp. <Hornbills> (Except the species included in Appendix I)	
<i>Aceros nipalensis</i> <Rufous-cheeked hornbill>		
<i>Aceros subruficollis</i> <Blyth's hornbill, plain-pouched hornbill>		
	<i>Anorrhinus</i> spp. <Hornbills>	

Appendix I	Appendix II	Appendix III
	<i>Anthracoseros</i> spp. <Hornbills>	
	<i>Buceros</i> spp. <Hornbills> (Except the species included in Appendix I)	
<i>Buceros bicornis</i> <Concave-casqued hornbill, great hornbill>		
<i>Buceros vigil</i> <Helmeted hornbill>		
	<i>Penelopides</i> spp. <Hornbills>	
PICIFORMES		
Capitonidae		
		<i>Semnornis ramphastinus</i> <Toucan barbet> (Colombia)
Ramphastidae		
		<i>Bailloniuss bailloni</i> <Saffron toucanet> (Argentina)
	<i>Pteroglossus aracari</i> <Black-necked aracari>	
		<i>Pteroglossus castanotis</i> <Chestnut-eared aracari> (Argentina)
	<i>Pteroglossus viridis</i> <Green aracari>	
		<i>Ramphastos dicolorus</i> <Red-breasted toucan> (Argentina)

Appendix I	Appendix II	Appendix III
	<i>Ramphastos sulfuratus</i> <Keel-billed toucan>	
	<i>Ramphastos toco</i> <Toco toucan>	
	<i>Ramphastos tucanus</i> <Red-billed toucan>	
	<i>Ramphastos vitellinus</i> <Channel-billed toucan>	
		<i>Selenidera maculirostris</i> <Spot-billed toucanet> (Argentina)
Picidae		
<i>Campephilus imperialis</i> <Imperial woodpecker>		
<i>Dryocopus javensis richardsi</i> <Tristram's woodpecker>		
PASSERIFORMES		
Cotingidae		
		<i>Cephalopterus ornatus</i> <Amazonian umbrellabird> (Colombia)
		<i>Cephalopterus penduliger</i> <Long- wattled umbrellabird> (Colombia)
<i>Cotinga maculata</i> <Banded cotinga>		
	<i>Rupicola</i> spp. <Cocks- of-the-rock>	

Appendix I	Appendix II	Appendix III
<i>Xipholena atropurpurea</i> <White-winged cotinga>		
Pittidae		
	<i>Pitta guajana</i> <Banded pitta>	
<i>Pitta gurneyi</i> <Gurney's pitta>		
<i>Pitta kochi</i> <Koch's pitta>		
	<i>Pitta nympha</i> <Fairy pitta>	
Atrichornithidae		
<i>Atrichornis clamosus</i> <Noisy scrub-bird>		
Hirundinidae		
<i>Pseudochelidon</i> <i>sirintarae</i> <White-eyed river martin>		
Pycnonotidae		
	<i>Pycnonotus zeylanicus</i> <Straw-crowned bulbul, straw-headed bulbul>	
Muscicapidae		
		<i>Bebrornis rodericanus</i> <Rodrigues brush- warbler> (Mauritius)
	<i>Cyornis ruckii</i> <Rueck's blue-flycatcher>	

Appendix I	Appendix II	Appendix III
<i>Dasyornis broadbenti litoralis</i> <Lesser rufous bristlebird> (possibly extinct)		
<i>Dasyornis longirostris</i> <Long-billed bristlebird>		
	<i>Garrulax canorus</i> <Hwamei>	
	<i>Leiothrix argenteauris</i> <Silver-eared mesia>	
	<i>Leiothrix lutea</i> <Red-billed leiothrix>	
	<i>Liocichla omeiensis</i> <Mount Omei liocichla, Omei Shan liocichla>	
<i>Picathartes gymnocephalus</i> <Bare-headed rockfowl, white-necked rockfowl>		
<i>Picathartes oreas</i> <Grey-necked picathartes, grey-necked rockfowl>		
		<i>Terpsiphone bourbonnensis</i> <Rodrigues brush-warbler> (Mauritius)
Zosteropidae		
<i>Zosterops albogularis</i> <White-breasted silvereve, white-chested white-eye>		

Appendix I	Appendix II	Appendix III
Meliphagidae		
<i>Lichenostomus melanops cassidix</i> <Helmeted honeyeater>		
Emberizidae		
	<i>Gubernatrix cristata</i> <Yellow cardinal>	
	<i>Paroaria capitata</i> <Yellow-billed cardinal>	
	<i>Paroaria coronata</i> <Red-crested cardinal>	
	<i>Tangara fastuosa</i> <Seven-colored tanager>	
Icteridae		
<i>Agelaius flavus</i> <Saffron-cowled blackbird>		
Fringillidae		
<i>Carduelis cucullata</i> <Red siskin>		
	<i>Carduelis yarrellii</i> <Yellow-faced siskin>	
		<i>Serinus canicapillus</i> <West African seedeater> (Ghana)
		<i>Serinus leucopygius</i> <Grey singing finch, white-rumped seedeater> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Serinus mozambicus</i> <Green singing finch, yellow-fronted canary> (Ghana)
Estrildidae		
		<i>Amadina fasciata</i> <Cut-throat> (Ghana)
	<i>Amandava formosa</i> <Green avadavat>	
		<i>Amandava subflava</i> <Golden-breasted waxbill, zebra waxbill> (Ghana)
		<i>Estrilda astrild</i> <Common waxbill> (Ghana)
		<i>Estrilda caerulescens</i> <Lavender firefinch, lavender waxbill> (Ghana)
		<i>Estrilda melpoda</i> <Orange-cheeked waxbill> (Ghana)
		<i>Estrilda troglodytes</i> <Black-rumped waxbill> (Ghana)
		<i>Lagonosticta rara</i> <Black-bellied firefinch> (Ghana)
		<i>Lagonosticta rubricata</i> <African firefinch> (Ghana)
		<i>Lagonosticta rufopicta</i> <Bar-breasted firefinch> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Lagonosticta senegala</i> <Red-billed firefinch> (Ghana)
		<i>Lagonosticta vinacea</i> <Black-faced firefinch> (Ghana)
		<i>Lonchura bicolor</i> <Black-and-white mannikin> (Ghana)
		<i>Lonchura cantans</i> <African silverbill> (Ghana)
		<i>Lonchura cucullata</i> <Bronze mannikin> (Ghana)
		<i>Lonchura fringilloides</i> <Magpie mannikin> (Ghana)
		<i>Mandingoa nitidula</i> <Green twinspace> (Ghana)
		<i>Nesocharis capistrata</i> <Grey-headed olive- back, white-cheeked olive weaver> (Ghana)
		<i>Nigrita bicolor</i> <Chestnut-breasted negrofinch> (Ghana)
		<i>Nigrita canicapilla</i> <Grey-headed negrofinch> (Ghana)
		<i>Nigrita fusconota</i> <White-breasted negrofinch> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Nigrita luteifrons</i> <Pale-fronted negrofinch> (Ghana)
		<i>Ortygospiza atricollis</i> <African quailfinch> (Ghana)
	<i>Padda oryzivora</i> <Java sparrow>	
		<i>Parmoptila rubrifrons</i> <Jameson's antpecker, red-fronted antpecker> (Ghana)
		<i>Pholidornis rushiae</i> <Tit-hylia> (Ghana)
	<i>Poephila cincta cincta</i> <Southern black-throated finch>	
		<i>Pyrenestes ostrinus</i> <Black-bellied seedcracker> (Ghana)
		<i>Pytilia hypogrammica</i> <Red-faced pytilia, yellow-winged pytilia> (Ghana)
		<i>Pytilia phoenicoptera</i> <Aurora finch, red-winged pytilia> (Ghana)
		<i>Spermophaga haematina</i> <Blue-billed weaver> (Ghana)
		<i>Uraeginthus bengalus</i> <Cordonbleu, red-cheeked cordonbleu> (Ghana)

Appendix I	Appendix II	Appendix III
Ploceidae		
		<i>Amblyospiza albifrons</i> <Grosbeak weaver> (Ghana)
		<i>Anaplectes rubriceps</i> <Red-headed weaver> (Ghana)
		<i>Anomalospiza imberbis</i> <Cuckoo weaver, parasitic weaver> (Ghana)
		<i>Bubalornis albirostris</i> <White-billed buffalo weaver> (Ghana)
		<i>Euplectes afer</i> <Golden bishop, yellow-crowned bishop> (Ghana)
		<i>Euplectes ardens</i> <Red- collared whydah, red- collared widowbird> (Ghana)
		<i>Euplectes franciscanus</i> <Orange bishop> (Ghana)
		<i>Euplectes hordeaceus</i> <Black-winged bishop> (Ghana)
		<i>Euplectes macrourus</i> <Yellow-backed whydah, yellow- mantled widowbird> (Ghana)
		<i>Malimbus cassini</i> <Black-throated malimbe> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Malimbus malimbicus</i> <Crested malimbe> (Ghana)
		<i>Malimbus nitens</i> <Blue-billed malimbe> (Ghana)
		<i>Malimbus rubricollis</i> <Red-headed malimbe> (Ghana)
		<i>Malimbus scutatus</i> <Red-vented malimbe> (Ghana)
		<i>Pachyphantes superciliosus</i> <Compact weaver> (Ghana)
		<i>Passer griseus</i> <Grey-headed sparrow> (Ghana)
		<i>Petronia dentata</i> <Bush petronia> (Ghana)
		<i>Plocepasser superciliosus</i> <Chestnut-crowned sparrow-weaver> (Ghana)
		<i>Ploceus albinucha</i> <Maxwell's black weaver, white-naped weaver> (Ghana)
		<i>Ploceus aurantius</i> <Orange weaver> (Ghana)
		<i>Ploceus cucullatus</i> <Layard's black-headed weaver> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Ploceus heuglini</i> <Heuglin's masked-weaver> (Ghana)
		<i>Ploceus luteolus</i> <Little weaver> (Ghana)
		<i>Ploceus melanocephalus</i> <Black-headed weaver, yellow-backed weaver> (Ghana)
		<i>Ploceus nigerrimus</i> <Vieillot's black weaver> (Ghana)
		<i>Ploceus nigricollis</i> <Black-necked weaver> (Ghana)
		<i>Ploceus pelzelni</i> <Slender-billed weaver> (Ghana)
		<i>Ploceus preussi</i> <Golden-backed weaver> (Ghana)
		<i>Ploceus tricolor</i> <Yellow-mantled weaver> (Ghana)
		<i>Ploceus vitellinus</i> <Vitelline masked-weaver> (Ghana)
		<i>Quelea erythrops</i> <Red-headed dioch, red-headed quelea> (Ghana)
		<i>Sporopipes frontalis</i> <Scaly-fronted weaver> (Ghana)

Appendix I	Appendix II	Appendix III
		<i>Vidua chalybeata</i> <Green indigobird> (Ghana)
		<i>Vidua interjecta</i> <Long-tailed paradise-whydah> (Ghana)
		<i>Vidua larvaticola</i> <Baka indigobird> (Ghana)
		<i>Vidua macroura</i> <Pin-tailed whydah> (Ghana)
		<i>Vidua orientalis</i> <Northern paradise-whydah> (Ghana)
		<i>Vidua raricola</i> <Jambandu indigobird> (Ghana)
		<i>Vidua togoensis</i> <Togo paradise-whydah> (Ghana)
		<i>Vidua wilsoni</i> <Pale-winged indigobird, Wilson's indigobird> (Ghana)
Sturnidae		
	<i>Gracula religiosa</i> <Hill myna>	
<i>Leucopsar rothschildi</i> <Bali myna>		
Paradisaeidae		
	Paradisaeidae spp. <Birds-of-paradise>	

Appendix I	Appendix II	Appendix III
CLASS REPTILIA <REPTILES>		
TESTUDINES		
Dermatemydidae		
	<i>Dermatemys mawii</i> <Central American river turtle>	
Platysternidae		
	<i>Platysternon megacephalum</i> <Big-headed turtle>	
Emydidae		
	<i>Annamemys annamensis</i> <Annam leaf turtle>	
<i>Batagur baska</i> <Batagur>		
	<i>Callagur borneoensis</i> <Painted batagur>	
		<i>Chinemys megalcephala</i> <Chinese big-headed pond turtle> (China)
		<i>Chinemys nigricans</i> <Chinese black-necked pond turtle> (China)
		<i>Chinemys reevesii</i> <Reeves' turtle> (China)
	<i>Clemmys insculpta</i> <Wood turtle>	
<i>Clemmys muhlenbergi</i> <Bog turtle>		

Appendix I	Appendix II	Appendix III
	<i>Cuora</i> spp. <Asian box turtles>	
<i>Geoclemys hamiltonii</i> <Black pond turtle>		
		<i>Geoemyda spengleri</i> <Black-breasted leaf turtle> (China)
	<i>Heosemys depressa</i> <Arakan forest turtle>	
	<i>Heosemys grandis</i> <Giant Asian pond turtle>	
	<i>Heosemys leytensis</i> <Leyte pond turtle>	
	<i>Heosemys spinosa</i> <Spiny terrapin, spiny turtle>	
	<i>Hieremys annandalii</i> <Yellow-headed temple turtle>	
	<i>Kachuga</i> spp. <Roofed turtles> (Except the species included in Appendix I)	
<i>Kachuga tecta</i> <Dura turtle, Indian roof turtle>		
	<i>Leucocephalon yuwonoi</i> <Sulawesi forest turtle>	
	<i>Malayemys subtrijuga</i> <Malayan snail-eating turtle>	

Appendix I	Appendix II	Appendix III
		<i>Mauremys iversoni</i> <Iverson's freshwater turtle> (China)
	<i>Mauremys mutica</i> <Yellow pond turtle>	
		<i>Mauremys pritchardi</i> <Lashio pond turtle> (China)
<i>Melanochelys tricarinata</i> <Three-keeled land tortoise>		
<i>Morenia ocellata</i> <Bengal eyed terrapin>		
	<i>Notochelys platynota</i> <Malayan flat-shelled turtle>	
		<i>Ocadia glyphistoma</i> <Guangxi stripe-necked turtle> (China)
		<i>Ocadia philippeni</i> <Philippen's stripe-necked turtle> (China)
		<i>Ocadia sinensis</i> <Chinese stripe-necked turtle> (China)
	<i>Orlitia borneensis</i> <Malayan giant turtle>	
	<i>Pyxidea mouhotii</i> <Keeled box turtle>	
		<i>Sacalia bealei</i> <Eye-spotted turtle, Beal's eyed turtle> (China)

Appendix I	Appendix II	Appendix III
		<i>Sacalia pseudocellata</i> <False eye-spotted turtle> (China)
		<i>Sacalia quadriocellata</i> <Four eye-spotted turtle> (China)
	<i>Siebenrockiella crassicollis</i> <Black marsh turtle>	
	<i>Terrapene</i> spp. <Box turtles> (Except the species included in Appendix I)	
<i>Terrapene coahuila</i> <Aquatic box turtle>		
Testudinidae		
	Testudinidae spp. <Tortoises> (Except the species included in Appendix I. A zero annual export quota has been established for <i>Geochelone sulcata</i> for specimens removed from the wild and traded for primarily commercial purposes)	
<i>Geochelone nigra</i> <Galapagos giant tortoise>		
<i>Geochelone radiata</i> <Radiated tortoise>		
<i>Geochelone yniphora</i> <Angonoka, Madagascar tortoise>		

Appendix I	Appendix II	Appendix III
<i>Gopherus flavomarginatus</i> <Bolson tortoise>		
<i>Psammobates geometricus</i> <Geometric tortoise>		
<i>Pyxis arachnoides</i> <Spider tortoise>		
<i>Pyxis planicauda</i> <Flat-backed spider tortoise>		
<i>Testudo kleinmanni</i> <Egyptian tortoise>		
<i>Testudo weneri</i> <Negev tortoise>		
Cheloniidae		
Cheloniidae spp. <Marine turtles, sea turtles>		
Dermochelyidae		
<i>Dermochelys coriacea</i> <Leatherback>		
Carettochelyidae		
	<i>Carettochelys insculpta</i> <Pig-nosed turtle>	
Trionychidae		
	<i>Amyda cartilaginea</i> <Southeast Asian softshell turtle>	
<i>Apalone ater</i> <Cuatro Ciénegas softshell>		
<i>Aspideretes gangeticus</i> <Indian softshell turtle>		

Appendix I	Appendix II	Appendix III
<i>Aspideretes hurum</i> <Indian peacock softshell turtle>		
<i>Aspideretes nigricans</i> <Black softshell turtle>		
	<i>Chitra</i> spp. <Narrow-headed softshell turtles>	
	<i>Lissemys punctata</i> <Indian flap-shell turtle>	
		<i>Palea steindachneri</i> <Wattle-necked softshell turtle> (China)
	<i>Pelochelys</i> spp. <Giant softshell turtles>	
		<i>Pelodiscus axenaria</i> (China)
		<i>Pelodiscus maackii</i> (China)
		<i>Pelodiscus parviformis</i> (China)
		<i>Pelodiscus sinensis</i> <Chinese softshell turtle> (China)
		<i>Rafetus swinhoei</i> <Yangtze softshell turtle> (China)
		<i>Trionyx triunguis</i> <African softshell turtle, Nile softshell turtle> (Ghana)

Appendix I	Appendix II	Appendix III
Pelomedusidae		
	<i>Erymnochelys madagascariensis</i> <Madagascar big-headed turtle>	
		<i>Pelomedusa subrufa</i> <African helmeted turtle, helmeted turtle> (Ghana)
	<i>Peltocephalus dumeriliana</i> <Big-headed Amazon River turtle>	
		<i>Pelusios adansonii</i> <Adanson's mud turtle, white-breasted side-necked turtle> (Ghana)
		<i>Pelusios castaneus</i> <Chestnut terrapin, West African mud turtle> (Ghana)
		<i>Pelusios gabonensis</i> <African forest turtle, stripe-backed side-necked turtle> (Ghana)
		<i>Pelusios niger</i> <African black terrapin, black side-necked turtle> (Ghana)
	<i>Podocnemis</i> spp. <South American river turtles>	

Appendix I	Appendix II	Appendix III
Chelidae		
	<i>Chelodina mccordi</i> <Roti snake-necked turtle>	
<i>Pseudemydura umbrina</i> <Western short-necked turtle>		
CROCODYLIA		
	CROCODYLIA spp. <e.g. alligators, crocodiles or caimans> (Except the species included in Appendix I)	
Alligatoridae		
<i>Alligator sinensis</i> <China alligator, Chinese alligator>		
<i>Caiman crocodilus</i> <i>apaporiensis</i> <Apaporis river caiman>		
<i>Caiman latirostris</i> <Broad-nosed caiman> (Except the population of Argentina, which is included in Appendix II)		

Appendix I	Appendix II	Appendix III
<p><i>Melanosuchus niger</i> <Black caiman> (Except the population of Ecuador, which is included in Appendix II, and is subject to a zero annual export quota until an annual export quota has been approved by the Secretariat and the IUCN/SSC Crocodile Specialist Group under the Convention)</p>		
Crocodylidae		
<p><i>Crocodylus acutus</i> <American crocodile> (Except the population of Cuba, which is included in Appendix II)</p>		
<p><i>Crocodylus cataphractus</i> <African sharp-nosed crocodile></p>		
<p><i>Crocodylus intermedius</i> <Orinoco crocodile></p>		
<p><i>Crocodylus mindorensis</i> <Mindoro crocodile></p>		
<p><i>Crocodylus moreletii</i> <Belize crocodile, Morelet's crocodile></p>		

Appendix I	Appendix II	Appendix III
<p><i>Crocodylus niloticus</i> <African crocodile, Nile crocodile> [Except the populations of Botswana, Ethiopia, Kenya, Madagascar, Malawi, Mozambique, Namibia, South Africa, Uganda, the United Republic of Tanzania (subject to an annual export quota of no more than 1,600 wild specimens including hunting trophies, in addition to ranched specimens), Zambia and Zimbabwe, which are included in Appendix II]</p>		
<p><i>Crocodylus palustris</i> <Broad-snouted crocodile, mugger crocodile></p>		
<p><i>Crocodylus porosus</i> <Estuarine crocodile> (Except the populations of Australia, Indonesia and Papua New Guinea, which are included in Appendix II)</p>		
<p><i>Crocodylus rhombifer</i> <Cuban crocodile></p>		
<p><i>Crocodylus siamensis</i> <Siamese crocodile></p>		

Appendix I	Appendix II	Appendix III
<i>Osteolaemus tetraspis</i> <African dwarf crocodile>		
<i>Tomistoma schlegelii</i> <False gavia>		
Gavialidae		
<i>Gavialis gangeticus</i> <Fish-eating crocodile>		
RHYNCHOCEPHALIA		
Sphenodontidae		
<i>Sphenodon</i> spp. <Tuataras>		
SAURIA		
Gekkonidae		
	<i>Cyrtodactylus serpensinsula</i> <Serpent Island gecko>	
		<i>Hoplodactylus</i> spp. <Sticky-toed geckos> (New Zealand)
		<i>Naultinus</i> spp. <Tree geckos> (New Zealand)
	<i>Phelsuma</i> spp. <Day geckos>	
	<i>Uroplatus</i> spp. <Leaf-tailed geckos>	
Agamidae		
	<i>Uromastyx</i> spp. <Mastigures, spiny-tailed lizards>	

Appendix I	Appendix II	Appendix III
Chamaeleonidae		
	<i>Bradypodion</i> spp. <Chameleons>	
	<i>Brookesia</i> spp. <Chameleons> (Except the species included in Appendix I)	
<i>Brookesia perarmata</i> <Antsingy leaf chameleon>		
	<i>Calumma</i> spp. <Chameleons>	
	<i>Chamaeleo</i> spp. <Chameleons>	
	<i>Furcifer</i> spp. <Chameleons>	
Iguanidae		
	<i>Amblyrhynchus cristatus</i> <Galapagos marine iguana>	
<i>Brachylophus</i> spp. <Fijian iguanas>		
	<i>Conolophus</i> spp. <Land iguanas>	
<i>Cyclura</i> spp. <Ground iguanas>		
	<i>Iguana</i> spp. <Iguanas>	
	<i>Phrynosoma coronatum</i> <Coast horned lizard>	
<i>Sauromalus varius</i> <San Esteban Island chuckwalla>		

Appendix I	Appendix II	Appendix III
Lacertidae		
<i>Gallotia simonyi</i> <Hierro giant lizard>		
	<i>Podarcis lilfordi</i> <Liford's wall lizard>	
	<i>Podarcis pityusensis</i> <Ibiza wall lizard>	
Cordylidae		
	<i>Cordylus</i> spp. <Crag lizards, girdled lizards, spiny-tailed lizards>	
Teiidae		
	<i>Crocodylurus amazonicus</i> <Crocodile tegu>	
	<i>Dracaena</i> spp. <Caiman lizards>	
	<i>Tupinambis</i> spp. <Tegu lizards>	
Scincidae		
	<i>Corucia zebrata</i> <Prehensile-tailed skink, Solomon Islands giant skink>	
Xenosauridae		
	<i>Shinisaurus crocodilurus</i> <Chinese crocodile lizard>	
Helodermatidae		
	<i>Heloderma</i> spp. <Poisonous lizards>	

Appendix I	Appendix II	Appendix III
Varanidae		
	<i>Varanus</i> spp. <Monitor lizards> (Except the species included in Appendix I)	
<i>Varanus bengalensis</i> <Bengal black lizard, Bengal monitor>		
<i>Varanus flavescens</i> <Calcutta oval-grain lizard, yellow monitor>		
<i>Varanus griseus</i> <Agra lizard, desert monitor>		
<i>Varanus komodoensis</i> <Komodo dragon>		
<i>Varanus nebulosus</i>		
SERPENTES		
Loxocemidae		
	Loxocemidae spp. <New World pythons>	
Pythonidae		
	Pythonidae spp. <Pythons> (Except the subspecies included in Appendix I)	
<i>Python molurus molurus</i> <Indian python>		
Boidae		
	Boidae spp. <Boas> (Except the species included in Appendix I)	

Appendix I	Appendix II	Appendix III
<i>Acrantophis</i> spp. <Madagascar ground boas>		
<i>Boa constrictor occidentalis</i> <Argentine boa constrictor>		
<i>Epicrates inornatus</i> <Puerto Rican boa>		
<i>Epicrates monensis</i> <Mona Island boa>		
<i>Epicrates subflavus</i> <Jamaican boa>		
<i>Sanzinia madagascariensis</i> <Madagascar tree boa>		
Bolyeriidae		
	Bolyeriidae spp. <Round Island boas> (Except the species included in Appendix I)	
<i>Bolyeria multocarinata</i> <Round Island burrowing boa>		
<i>Casarea dussumieri</i> <Round Island keel- scaled boa>		
Tropidophiidae		
	Tropidophiidae spp. <Boas>	
Colubridae		
		<i>Atretium schistosum</i> <Olive keel-back> (India)

Appendix I	Appendix II	Appendix III
		<i>Cerberus rhynchops</i> <Bockadam> (India)
	<i>Clelia clelia</i> <Mussurana>	
	<i>Cyclagras gigas</i> <Beach cobra>	
	<i>Elachistodon</i> <i>westermanni</i> <Indian egg-eater, Indian egg- eating snake>	
	<i>Ptyas mucosus</i> <Common rat snake>	
		<i>Xenochrophis piscator</i> <Chequered keelback> (India)
Elapidae		
	<i>Hoplocephalus</i> <i>bungaroides</i> <Broad- headed snake>	
		<i>Micrurus diastema</i> <Atlantic coral snake> (Honduras)
		<i>Micrurus nigrocinctus</i> <Black-banded coral snake> (Honduras)
	<i>Naja atra</i> <Chinese cobra>	
	<i>Naja kaouthia</i> <Monocellate cobra>	
	<i>Naja mandalayensis</i>	
	<i>Naja naja</i> <Asian cobra>	

Appendix I	Appendix II	Appendix III
	<i>Naja oxiana</i> <Central Asian cobra>	
	<i>Naja philippinensis</i> <North Philippine spitting cobra>	
	<i>Naja sagittifera</i> <Andaman cobra>	
	<i>Naja samarensis</i> <Peter's cobra>	
	<i>Naja siamensis</i> <Indochinese spitting cobra>	
	<i>Naja sputatrix</i> <Southern Indochinese spitting cobra>	
	<i>Naja sumatrana</i> <Equatorial spitting cobra>	
	<i>Ophiophagus hannah</i> <Hamadryad, king cobra>	
Viperidae		
		<i>Crotalus durissus</i> <Casabel, neotropical rattlesnake> (Honduras)
		<i>Daboia russelii</i> <Russell's viper> (India)

Appendix I	Appendix II	Appendix III
<p><i>Vipera ursinii</i> <Meadow viper> (Only the population of Europe, except the area which formerly constituted the Union of Soviet Socialist Republics; these latter populations are not included in the Appendices)</p>		
	<p><i>Vipera wagneri</i> <Wagner's viper></p>	
<p>CLASS AMPHIBIA <AMPHIBIANS></p>		
<p>ANURA</p>		
<p>Bufonidae</p>		
<p><i>Altiphrynoides</i> spp. <Ethiopian toads></p>		
<p><i>Atelopus zeteki</i> <Cerro Campana stubfoot toad, golden frog></p>		
<p><i>Bufo periglenes</i> <Alajuela toad, Monte Verde toad, golden toad></p>		
<p><i>Bufo superciliaris</i> <Cameroon toad></p>		
<p><i>Nectophrynoides</i> spp. <African viviparous toads></p>		
<p><i>Nimbaphrynoides</i> spp. <Nimba toads></p>		
<p><i>Spinophrynoides</i> spp. <Ethiopian toads></p>		

Appendix I	Appendix II	Appendix III
Dendrobatidae		
	<i>Dendrobates</i> spp. <Poison frogs>	
	<i>Epipedobates</i> spp. <Poison frogs>	
	<i>Minyobates</i> spp. <Poison frogs>	
	<i>Phyllobates</i> spp. <Poison frogs>	
Mantellidae		
	<i>Mantella</i> spp. <Golden frogs>	
Microhylidae		
<i>Dyscophus antongilii</i> <Tomato frog>		
	<i>Scaphiophryne gottlebei</i> <Burrowing frog>	
Myobatrachidae		
	<i>Rheobatrachus</i> spp. <Gastric-brooding frogs>	
Ranidae		
	<i>Euphlyctis hexadactylus</i> <Six-fingered frog>	
	<i>Hoplobatrachus tigerinus</i> <Indian bullfrog>	
CAUDATA		
Ambystomidae		
	<i>Ambystoma dumerilii</i> <Achoque, Lake Patzcuaro salamander>	

Appendix I	Appendix II	Appendix III
	<i>Ambystoma mexicanum</i> <Axolotl>	
Cryptobranchidae		
<i>Andrias</i> spp. <Giant salamanders>		
CLASS ELASMOBRANCHII <SHARKS>		
ORECTOLOBIFORMES		
Rhincodontidae		
	<i>Rhincodon typus</i> <Whale shark>	
LAMNIFORMES		
Lamnidae		
	<i>Carcharodon carcharias</i> <Great white shark>	
Cetorhinidae		
	<i>Cetorhinus maximus</i> <Basking shark>	
CLASS ACTINOPTERYGII <FISH>		
ACIPENSERIFORMES		
	ACIPENSERIFORMES spp. <Sturgeons> (Except the species included in Appendix I)	
Acipenseridae		
<i>Acipenser brevirostrum</i> <Shortnose sturgeon>		
<i>Acipenser sturio</i> <Baltic sturgeon, common sturgeon>		

Appendix I	Appendix II	Appendix III
OSTEOGLOSSIFORMES		
Osteoglossidae		
	<i>Arapaima gigas</i> <Arapaima>	
<i>Scleropages formosus</i> <Asian arowana, Asiatic bony tongue>		
CYPRINIFORMES		
Cyprinidae		
	<i>Caecobarbus geertsi</i> <African blind barb fish>	
<i>Probarbus jullieni</i> <Jullien's golden carp, Ikan temoleh>		
Catostomidae		
<i>Chasmistes cujus</i> <Cui- ui>		
SILURIFORMES		
Pangasiidae		
<i>Pangasianodon gigas</i> <Giant catfish>		
SYNGNATHIFORMES		
Syngnathidae		
	<i>Hippocampus</i> spp. <Seahorses>	
PERCIFORMES		
Labridae		
	<i>Cheilinus undulatus</i> <Humphead wrasse>	

Appendix I	Appendix II	Appendix III
Sciaenidae		
<i>Totoaba macdonaldi</i> <MacDonald's weakfish>		
CLASS SARCOPTERYGII <LUNGFISHES>		
COELACANTHIFORMES		
Latimeriidae		
<i>Latimeria</i> spp. <Coelacanth>		
CERATODONTIFORMES		
Ceratodontidae		
	<i>Neoceratodus forsteri</i> <Australian lungfish>	
P H Y L U M E C H I N O D E R M A T A		
CLASS HOLOTHUROIDEA <SEA CUCUMBERS>		
ASPIDOCHIROTIDA		
Stichopodidae		
		<i>Isostichopus fuscus</i> <Sea cucumber> (Ecuador)
P H Y L U M A R T H R O P O D A		
CLASS ARACHNIDA <SPIDERS>		
SCORPIONES		
Scorpionidae		
	<i>Pandinus dictator</i> <Scorpion>	

Appendix I	Appendix II	Appendix III
	<i>Pandinus gambiensis</i> <Giant senelgalese scorpion>	
	<i>Pandinus imperator</i> <Emperor scorpion>	
ARANEAE		
Theraphosidae		
	<i>Aphonopelma albiceps</i>	
	<i>Aphonopelma pallidum</i> <Chihuahua rose-grey tarantula>	
	<i>Brachypelma</i> spp. <Tarantulas>	
CLASS INSECTA <INSECTS>		
COLEOPTERA		
Lucanidae		
		<i>Colophon</i> spp. <Cape stag beetles> (South Africa)
LEPIDOPTERA		
Papilionidae		
	<i>Atrophaneura jophon</i> <Sri Lankan rose>	
	<i>Atrophaneura pandiyana</i>	
	<i>Bhutanitis</i> spp. <Bhutan swallowtails>	
	<i>Ornithoptera</i> spp. <Birdwing butterflies> (Except the species included in Appendix I)	

Appendix I	Appendix II	Appendix III
<i>Ornithoptera alexandrae</i> <Queen Alexandra's birdwing>		
<i>Papilio chikae</i> <Luzon peacock swallowtail>		
<i>Papilio homerus</i> <Homerus swallowtail>		
<i>Papilio hospiton</i> <Corsican swallowtail>		
	<i>Parnassius apollo</i> <Apollo>	
	<i>Teinopalpus</i> spp. <Kaiserihinds>	
	<i>Trogonoptera</i> spp. <Birdwing butterflies>	
	<i>Troides</i> spp. <Birdwing butterflies>	
P H Y L U M A N N E L I D A		
CLASS HIRUDINOIDEA <LEECHES>		
ARHYNCHOBDELLIDA		
Hirudinidae		
	<i>Hirudo medicinalis</i> <Medicinal leech>	
P H Y L U M M O L L U S C A		
CLASS BIVALVIA <CLAMS, MUSSELS>		
VENERIDA		
Tridacnidae		
	Tridacnidae spp. <Giant clams>	

Appendix I	Appendix II	Appendix III
UNIONIDA		
Unionidae		
<i>Conradilla caelata</i> <Birdwing pearly mussel>		
	<i>Cyprogenia aberti</i> <Edible naiad>	
<i>Dromus dromas</i> <Dromedary pearly mussel>		
<i>Epioblasma curtisi</i> <Curtis' pearly mussel>		
<i>Epioblasma florentina</i> <Yellow-blossom pearly mussel>		
<i>Epioblasma sampsoni</i> <Sampson's pearly mussel>		
<i>Epioblasma sulcata perobliqua</i> <White Catspan pearly mussel>		
<i>Epioblasma torulosa gubernaculum</i> <Green-blossom pearly mussel>		
	<i>Epioblasma torulosa rangiana</i> <Northern riffleshell>	
<i>Epioblasma torulosa torulosa</i> <Tubercled-blossom pearly mussel>		
<i>Epioblasma turgidula</i> <Turgid-blossom pearly mussel>		

Appendix I	Appendix II	Appendix III
<i>Epioblasma walkeri</i> <Brown-blossom pearly mussel>		
<i>Fusconaia cuneolus</i> <Fine-rayed pigtoe pearly mussel>		
<i>Fusconaia edgariana</i> <Shiny pigtoe pearly mussel>		
<i>Lampsilis higginsii</i> <Higgin's eye pearly mussel>		
<i>Lampsilis orbiculata orbiculata</i> <Pink mucket pearly mussel>		
<i>Lampsilis satur</i> <Plain pocketbook pearly mussel>		
<i>Lampsilis virescens</i> <Alabama lamp pearly mussel>		
<i>Plethobasus cicatricosus</i> <White warty-back pearly mussel>		
<i>Plethobasus cooperianus</i> <Orangefoot pimpleback mussel>		
	<i>Pleurobema clava</i> <Club naiad>	
<i>Pleurobema plenum</i> <Rough pigtoe pearly mussel>		
<i>Potamilus capax</i> <Fat pocketbook pearly mussel>		

Appendix I	Appendix II	Appendix III
<i>Quadrula intermedia</i> <Cumberland monkeyface pearly mussel>		
<i>Quadrula sparsa</i> <Appalachian monkey- face pearly mussel>		
<i>Toxolasma cylindrella</i> <Pale lilliput pearly mussel>		
<i>Unio nickliniana</i> <Nicklin's pearly mussel>		
<i>Unio tampicoensis</i> <i>tecomatensis</i> <Tampico pearly mussel>		
<i>Villosa trabalis</i> <Cumberland bean pearly mussel>		
MYTILOIDA		
Mytilidae		
	<i>Lithophaga lithophaga</i> <Date mussel>	
CLASS GASTROPODA <SNAILS AND CONCHES>		
STYLOMMATOPHORA		
Achatinellidae		
<i>Achatinella</i> spp. <Little agate shells>		
Camaenidae		
	<i>Papustyla pulcherrima</i> <Emerald green snail>	

Appendix I	Appendix II	Appendix III
MESOGASTROPODA		
Strombidae		
	<i>Strombus gigas</i> <Pink conch, queen conch>	
PHYLUM CNIDARIA		
CLASS ANTHOZOA <CORALS, SEA ANEMONES>		
HELIOPORACEA		
	Helioporidae spp. <Blue corals> (Includes only the species <i>Heliopora coerulea</i> . Fossils are not subject to the provisions of this Ordinance)	
STOLONIFERA		
Tubiporidae		
	Tubiporidae spp. <Organ-pipe corals> (Fossils are not subject to the provisions of this Ordinance)	
ANTIPATHARIA		
	ANTIPATHARIA spp. <Black corals>	
SCLERACTINIA		
	SCLERACTINIA spp. <Stony corals> (Fossils are not subject to the provisions of this Ordinance)	

Appendix I	Appendix II	Appendix III
CLASS HYDROZOA <SEA FERNS, FIRE CORALS, STINGING MEDUSAE>		
MILLEPORINA		
Milleporidae		
	Milleporidae spp. <Fire corals> (Fossils are not subject to the provisions of this Ordinance)	
STYLASTERINA		
Stylasteridae		
	Stylasteridae spp. <Lace corals> (Fossils are not subject to the provisions of this Ordinance)	
F L O R A <PLANTS>		
AGAVACEAE		
<i>Agave arizonica</i> <Arizona agave>		
<i>Agave parviflora</i> <Santa Cruz striped agave>		
	<i>Agave victoriae-reginae</i> #1 <Queen agave>	
<i>Nolina interrata</i> <Dehesa bear-grass>		
AMARYLLIDACEAE		
	<i>Galanthus</i> spp. #1 <Snowdrops>	
	<i>Sternbergia</i> spp. #1 <Daffodils, sternbergias>	

Appendix I	Appendix II	Appendix III
APOCYNACEAE		
	<i>Hoodia</i> spp. #9	
	<i>Pachypodium</i> spp. #1 <Elephant's trunks> (Except the species included in Appendix I)	
<i>Pachypodium ambongense</i>		
<i>Pachypodium baronii</i>		
<i>Pachypodium decaryi</i>		
	<i>Rauvolfia serpentina</i> #2 <Snake-root devil-pepper>	
ARALIACEAE		
	<i>Panax ginseng</i> #3 <Ginseng> (Only the population of the Russian Federation; no other population is included in the Appendices)	
	<i>Panax quinquefolius</i> #3 <American ginseng>	
ARAUCARIACEAE		
<i>Araucaria araucana</i> <Chilean pine, monkey puzzle>		
BERBERIDACEAE		
	<i>Podophyllum hexandrum</i> #2 <Himalayan may-apple>	

Appendix I	Appendix II	Appendix III
BROMELIACEAE		
	<i>Tillandsia harrisii</i> #1 <Harris' tillandsia>	
	<i>Tillandsia kammii</i> #1 <Kamm's tillandsia>	
	<i>Tillandsia kautskyi</i> #1 <Kautsky's tillandsia>	
	<i>Tillandsia mauryana</i> #1 <Maury's tillandsia>	
	<i>Tillandsia sprengeliana</i> #1 <Sprengel's tillandsia>	
	<i>Tillandsia sucrei</i> #1 <Sucre tillandsia>	
	<i>Tillandsia xerographica</i> #1 <Xerographic tillandsia>	
CACTACEAE		
	CACTACEAE spp. ⁷ #4 <Cacti> (Except the species included in Appendix I)	
Ariocarpus spp. <Living rock cacti>		
<i>Astrophytum asterias</i> <Star cactus>		
<i>Aztekium ritteri</i> <Aztec cactus>		
<i>Coryphantha werdermannii</i> <Jabali pincushion cactus>		
<i>Discocactus</i> spp. <Discocacti>		

Appendix I	Appendix II	Appendix III
<i>Echinocereus ferreirianus</i> ssp. <i>lindsayi</i> <Lindsay's cactus>		
<i>Echinocereus schmollii</i> <Lamb's-tail cactus>		
<i>Escobaria minima</i> <Nellie's cory cactus>		
<i>Escobaria sneedii</i> <Sneed's cory cactus>		
<i>Mammillaria pectinifera</i>		
<i>Mammillaria solisioides</i>		
<i>Melocactus conoideus</i> <Conelike Turk's-cap cactus>		
<i>Melocactus deinacanthus</i> <Wonderfully-bristled Turk's-cap cactus>		
<i>Melocactus glaucescens</i> <Woolly waxy-stemmed Turk's-cap cactus>		
<i>Melocactus paucispinus</i> <Few-spined Turk's-cap cactus>		
<i>Obregonia denegrii</i> <Artichoke cactus>		
<i>Pachycereus militaris</i> <Grenadier's cap>		
<i>Pediocactus bradyi</i> <Brady's pincushion cactus>		
<i>Pediocactus knowltonii</i> <Knowlton's cactus>		

Appendix I	Appendix II	Appendix III
<i>Pediocactus paradinei</i> <Park pincushion cactus>		
<i>Pediocactus peeblesianus</i> <Peeble's Navajo cactus>		
<i>Pediocactus sileri</i> <Siler's pincushion cactus>		
<i>Pelecyphora</i> spp. <Hatchet cacti>		
<i>Sclerocactus brevihamatus</i> ssp. <i>tobuschii</i>		
<i>Sclerocactus erectocentrus</i>		
<i>Sclerocactus glaucus</i> <Uinta basin hookless cactus>		
<i>Sclerocactus mariposensis</i> <Lloyd's mariposa cactus>		
<i>Sclerocactus mesae-verdae</i> <Mesa-verde cactus>		
<i>Sclerocactus nyensis</i> <Tonopah fishhook cactus>		
<i>Sclerocactus papyracanthus</i> <Paper-spine pincushion cactus>		
<i>Sclerocactus pubispinus</i>		

Appendix I	Appendix II	Appendix III
<i>Sclerocactus wrightiae</i> <Wright's fishhook cactus>		
<i>Strombocactus</i> spp.		
<i>Turbincarpus</i> spp. <Turbinicarps>		
<i>Uebelmannia</i> spp.		
CARYOCARACEAE		
	<i>Caryocar costaricense</i> #1 <Costus>	
COMPOSITAE (Asteraceae)		
<i>Saussurea costus</i> <Costus root>		
CRASSULACEAE		
	<i>Dudleya stolonifera</i> <Laguna beach liveforever>	
	<i>Dudleya traskiae</i> <Santa Barbara Island liveforever>	
CUPRESSACEAE		
<i>Fitzroya cupressoides</i> <Alerce>		
<i>Pilgerodendron uviferum</i>		
CYATHEACEAE		
	<i>Cyathea</i> spp. #1 <Tree ferns>	

Appendix I	Appendix II	Appendix III
CYCADACEAE		
	CYCADACEAE spp. #1 <Cycads>	
<i>Cycas beddomei</i>		
DIAPENSIACEAE		
	<i>Shortia galacifolia</i> #1 <Oconee bells>	
DICKSONIACEAE		
	<i>Cibotium barometz</i> #1	
	<i>Dicksonia</i> spp. #1 <Tree ferns> (Only the populations of the Americas; no other population is included in the Appendices)	
DIDIEREACEAE		
	DIDIEREACEAE spp. #1 <Didiereas>	
DIOSCOREACEAE		
	<i>Dioscorea deltoidea</i> #1 <Elephant's foot>	
DROSERACEAE		
	<i>Dionaea muscipula</i> #1 <Venus flytrap>	

Appendix I	Appendix II	Appendix III
EUPHORBIACEAE		
	<p><i>Euphorbia</i> spp. #1 <Euphorbias, spurges> (Succulent species only except the species included in Appendix I. Artificially propagated specimens of cultivars of <i>Euphorbia trigona</i>, artificially propagated specimens of crested, fan-shaped or colour mutants of <i>Euphorbia lactea</i>, when grafted on artificially propagated root stock of <i>Euphorbia neriifolia</i>, and artificially propagated specimens of cultivars of <i>Euphorbia</i> ‘Mili’ when they are traded in shipments of 100 or more plants and readily recognizable as artificially propagated specimens, are not subject to the provisions of this Ordinance)</p>	
<i>Euphorbia ambovombensis</i>		
<i>Euphorbia capsaintemariensis</i>		
<i>Euphorbia cremersii</i> (Includes the <i>forma viridifolia</i> and the var. <i>rakotozafyi</i>)		

Appendix I	Appendix II	Appendix III
<i>Euphorbia cylindrifolia</i> (Includes the spp. <i>tuberifera</i>)		
<i>Euphorbia decaryi</i> (Includes the vars. <i>ampanihyenis, robinsonii</i> and <i>spirosticha</i>)		
<i>Euphorbia francoisii</i>		
<i>Euphorbia moratii</i> (Includes the vars. <i>antsingiensis,</i> <i>bemarahensis</i> and <i>multiflora</i>)		
<i>Euphorbia</i> <i>parvicyathophora</i>		
<i>Euphorbia quartziticola</i>		
<i>Euphorbia tulearensis</i>		
FOUQUIERIACEAE		
	<i>Fouquieria columnaris</i> #1 <Boojum tree>	
<i>Fouquieria fasciculata</i>		
<i>Fouquieria purpusii</i>		
GNETACEAE		
		<i>Gnetum montanum</i> #1 <Gnetum> (Nepal)

Appendix I	Appendix II	Appendix III
JUGLANDACEAE		
	<i>Oreomunnea pterocarpa</i> #1	
LEGUMINOSAE (Fabaceae)		
<i>Dalbergia nigra</i> <Brazilian rosewood>		
		<i>Dipteryx panamensis</i> (Costa Rica)
	<i>Pericopsis elata</i> #5 <African teak>	
	<i>Platymiscium pleiostachyum</i> #1 <Quira macawood>	
	<i>Pterocarpus santalinus</i> #7 <Red sandalwood>	
LILIACEAE		
	<i>Aloe</i> spp. #1 <Aloes> (Except the species included in Appendix I. Also excludes <i>Aloe vera</i> , also referenced as <i>Aloe barbadensis</i> which is not included in the Appendices)	
<i>Aloe albida</i>		
<i>Aloe albiflora</i>		
<i>Aloe alfredii</i>		
<i>Aloe bakeri</i>		
<i>Aloe bellatula</i>		

Appendix I	Appendix II	Appendix III
<i>Aloe calcairophila</i>		
<i>Aloe compressa</i> (Includes the vars. <i>rugosquamosa</i> , <i>schistophila</i> and <i>paucituberculata</i>)		
<i>Aloe delphinensis</i>		
<i>Aloe descoingsii</i>		
<i>Aloe fragilis</i>		
<i>Aloe haworthioides</i> (Includes the var. <i>aurantiaca</i>)		
<i>Aloe helenae</i>		
<i>Aloe laeta</i> (Includes the var. <i>maniaensis</i>)		
<i>Aloe parallelifolia</i>		
<i>Aloe parvula</i>		
<i>Aloe pillansii</i> <Bastard quiver tree>		
<i>Aloe polyphylla</i> <Spiral aloe>		
<i>Aloe rauhii</i>		
<i>Aloe suzannae</i>		
<i>Aloe versicolor</i>		
<i>Aloe vossii</i>		

Appendix I	Appendix II	Appendix III
MAGNOLIACEAE		
		<i>Magnolia liliifera</i> var. <i>obovata</i> #1 (Nepal)
MELIACEAE		
		<i>Cedrela odorata</i> #5 <West Indian cedar> [Population of Colombia (Colombia) Population of Peru (Peru)]
	<i>Swietenia humilis</i> #1 <Mexican mahogany>	
	<i>Swietenia macrophylla</i> #6 <Big-leaf mahogany> (Populations of the Neotropics)	
	<i>Swietenia mahagoni</i> #5 <American mahogany>	
NEPENTHACEAE		
	<i>Nepenthes</i> spp. #1 <Pitcher plants>	
<i>Nepenthes khasiana</i> <Indian pitcher plant>		
<i>Nepenthes rajah</i> <Kinabalu pitcher plant>		
ORCHIDACEAE		
	ORCHIDACEAE spp. ⁸ #8 <Orchids> (Except the species included in Appendix I)	

Appendix I	Appendix II	Appendix III
(For all of the following Appendix I species, seedling or tissue cultures obtained <i>in vitro</i> , in solid or liquid media, transported in sterile containers are not subject to the provisions of this Ordinance)		
<i>Aerangis ellisii</i>		
<i>Dendrobium cruentum</i>		
<i>Laelia jongheana</i>		
<i>Laelia lobata</i>		
<i>Paphiopedilum</i> spp. <Slipper orchids>		
<i>Peristeria elata</i> <Holy ghost orchid>		
<i>Phragmipedium</i> spp. <Slipper orchids>		
<i>Renanthera imschootiana</i> <Red vanda orchid>		
OROBANCHACEAE		
	<i>Cistanche deserticola</i> #1 <Desert-living cistanche>	
PALMAE (Arecaceae)		
	<i>Beccariophoenix madagascariensis</i>	
<i>Chrysalidocarpus decipiens</i> <Butterfly palm>		

Appendix I	Appendix II	Appendix III
	<i>Lemurophoenix halleuxii</i> <Red-lemur palm>	
	<i>Marojejya darianii</i>	
	<i>Neodypsis decaryi</i> #1 <Feather palm>	
	<i>Ravenea louvelii</i>	
	<i>Ravenea rivularis</i>	
	<i>Satranala decussilvae</i>	
	<i>Voanioala gerardii</i>	
PAPAVERACEAE		
		<i>Meconopsis regia</i> #1 <Himalayan poppy> (Nepal)
PINACEAE		
<i>Abies guatemalensis</i> <Guatemalan fir>		
PODOCARPACEAE		
		<i>Podocarpus neriifolius</i> #1 <Thitmin> (Nepal)
<i>Podocarpus parlatoresi</i> <Parlatore's podocarp>		
PORTULACACEAE		
	<i>Anacampseros</i> spp. #1 <Purselanes>	
	<i>Avonia</i> spp. #1	

Appendix I	Appendix II	Appendix III
	<i>Lewisia serrata</i> #1 <Saw-toothed lewisia>	
PRIMULACEAE		
	<i>Cyclamen</i> spp. ⁹ #1 <Cyclamens>	
PROTEACEAE		
	<i>Orothamnus zeyheri</i> #1 <Marsh rose>	
	<i>Protea odorata</i> #1 <Ground-rose>	
RANUNCULACEAE		
	<i>Adonis vernalis</i> #2 <Spring adonis, yellow adonis>	
	<i>Hydrastis canadensis</i> #3 <Goldenseal>	
ROSACEAE		
	<i>Prunus africana</i> #1 <African cherry, red stinkwood>	
RUBIACEAE		
<i>Balmea stormiae</i> <Ayugue>		
SARRACENIACEAE		
	<i>Sarracenia</i> spp. #1 <Pitcher plants> (Except the species included in Appendix I)	
<i>Sarracenia oreophila</i> <Green pitcher plant>		
<i>Sarracenia rubra</i> ssp. <i>alabamensis</i>		

Appendix I	Appendix II	Appendix III
<i>Sarracenia rubra</i> ssp. <i>jonesii</i> <Mountain sweet pitcher plant>		
SCROPHULARIACEAE		
	<i>Picrorhiza kurrooa</i> #3 <Picrorhiza, kutki> (Excludes <i>Picrorhiza scrophulariiflora</i>)	
STANGERIACEAE		
	<i>Bowenia</i> spp. #1 <Cycads>	
<i>Stangeria eriopus</i> <Hottentot's head>		
TAXACEAE		
	<i>Taxus chinensis</i> and infraspecific taxa of this species ¹⁰ #10 <Chinese yew>	
	<i>Taxus cuspidata</i> and infraspecific taxa of this species ¹⁰ #10 <Japanese yew>	
	<i>Taxus fuana</i> and infraspecific taxa of this species ¹⁰ #10	
	<i>Taxus sumatrana</i> and infraspecific taxa of this species ¹⁰ #10	
	<i>Taxus wallichiana</i> #10 <Himalayan yew>	
TROCHODENDRACEAE (Tetracentraceae)		
		<i>Tetracentron sinense</i> #1 <Tetracentron> (Nepal)

Appendix I	Appendix II	Appendix III
THYMELAEACEAE (Aquilariaceae)		
	<i>Aquilaria</i> spp. #1 <Agarwood>	
	<i>Gonystylus</i> spp. #1 <Ramin>	
	<i>Gyrinops</i> spp. #1	
VALERIANACEAE		
	<i>Nardostachys grandiflora</i> #3 <Jatamansi>	
WELWITSCHIAEAE		
	<i>Welwitschia mirabilis</i> #1 <Welwitschia>	
ZAMIACEAE		
	ZAMIACEAE spp. #1 <Cycads> (Except the species included in Appendix I)	
<i>Ceratozamia</i> spp. <Cycads>		
<i>Chigua</i> spp. <Cycads>		
<i>Encephalartos</i> spp. <Bread palms>		
<i>Microcycas calocoma</i> <Palma corcho>		
ZINGIBERACEAE		
	<i>Hedychium philippinense</i> #1 <Philippine garland flower>	
ZYGOPHYLLACEAE		
	<i>Guaiacum</i> spp. #2 <Lignum-vitae>	

1. Any specimen of the populations of Botswana, Namibia and South Africa shall be treated as a specimen of an Appendix II species only if it is imported, exported or re-exported as—
 - (a) a hunting trophy for non-commercial purposes;
 - (b) a live animal for *in situ* conservation programmes;
 - (c) hides;
 - (d) leather goods for non-commercial purposes for Botswana; or for commercial or non-commercial purposes for Namibia and South Africa;
 - (e) hair for commercial or non-commercial purposes for Namibia;
 - (f) individually marked and certified ekipa incorporated in finished jewellery for non-commercial purposes for Namibia; or
 - (g) registered raw ivory (for Botswana and Namibia, whole tusks and cut pieces; for South Africa, whole tusks and cut pieces of ivory that are both 20 cm or more in length and 1 kg or more in weight) subject to the following—
 - (i) only registered government-owned stocks, originating in the state (excluding seized ivory and ivory of unknown origin) and, in the case of South Africa, only ivory originating from the Kruger National Park);
 - (ii) only to trading partners that have been verified by the Secretariat, in consultation with the Standing Committee under the Convention, to have sufficient national legislation and domestic trade controls to ensure that the imported ivory will not be re-exported and will be managed in accordance with all requirements of Resolution Conf. 10.10 (Rev. CoP12) concerning domestic manufacturing and trade;
 - (iii) not before the Secretariat has verified the prospective importing countries, and the Monitoring the Illegal Killing of Elephants (MIKE) programme has reported to the Secretariat on the baseline information (e.g. elephant population numbers, incidence of illegal killing);
 - (iv) a maximum of 20 000 kg (Botswana), 10 000 kg (Namibia) and 30 000 kg (South Africa) of ivory may be traded, and despatched in a single shipment under strict supervision of the Secretariat;
 - (v) the proceeds of the trade are used exclusively for elephant conservation and community conservation and development programmes within or adjacent to the elephant range; and
 - (vi) only after the Standing Committee under the Convention has agreed that the above conditions have been met.

2. Any specimen of the population of Zimbabwe shall be treated as a specimen of an Appendix II species only if it is exported as—

- (a) a hunting trophy for non-commercial purposes;
- (b) a live animal to an appropriate and acceptable destination;
- (c) hides; or
- (d) leather goods or ivory carvings for non-commercial purposes.

To ensure that where—

- (i) destinations for live animals are to be appropriate and acceptable destinations; and/or
 - (ii) the purpose of the import is to be non-commercial purposes,
- export permits and re-export certificates may be issued only after the issuing relevant authority has received from the relevant authority of the state of import, a certification to the effect that:
- in case (i), in analogy to Article III, paragraph 3(b), of the Convention, the holding facility has been reviewed by the competent Scientific Authority designated in accordance with the Convention, and the proposed recipient has been found to be suitably equipped to house and care for the animals; and/or
 - in case (ii), in analogy to Article III, paragraph 3(c), of the Convention, the relevant authority of the state of import is satisfied that the specimens will not be used for primarily commercial purposes.

3. Any specimen of the population of Argentina shall be treated as a specimen of an Appendix II species only if it is imported, exported or re-exported as—
 - (a) wool sheared from live vicuñas;
 - (b) cloth, the reverse side of which must bear the logotype adopted by the range states of the species, which are signatories to the *Convenio para la Conservación y Manejo de la Vicuña*, and the selvages the words “VICUÑA-ARGENTINA”; or
 - (c) a derived manufactured product or other handicraft artefact, which must bear a label including the logotype and the designation “VICUÑA-ARGENTINA-ARTESANÍA”.

4. Any specimen of the population of Bolivia shall be treated as a specimen of an Appendix II species only if it is imported, exported or re-exported as—
 - (a) wool or a product derived from wool, sheared from live animals of the populations of the Conservation Units of Mauri-Desaguadero, Ulla Ulla and Lípez-Chichas; or
 - (b) a product made from wool sheared from live animals of the rest of the population of Bolivia,

and for both (a) and (b)—

 - the reverse side of the cloth must bear the logotype adopted by the range states of the species, which are signatories to the *Convenio para la Conservación y Manejo de la Vicuña*, and the selvages the words “VICUÑA-BOLIVIA”; and

- other products must bear a label including the logotype and the designation “VICUÑA-BOLIVIA-ARTESANÍA”.
5. Any specimen of the population of Chile shall be treated as a specimen of an Appendix II species only if it is imported, exported or re-exported as—
 - (a) wool sheared from live vicuñas;
 - (b) cloth made of such wool, the reverse side of which must bear the logotype adopted by the range states of the species, which are signatories to the *Convenio para la Conservación y Manejo de la Vicuña*, and the selvages the words “VICUÑA-CHILE”; or
 - (c) an item made of such wool, including luxury handicrafts and knitted articles, and must bear a label including the logotype and the designation “VICUÑA-CHILE-ARTESANÍA”.
 6. Any specimen of the population of Peru shall be treated as a specimen of an Appendix II species only if it is imported, exported or re-exported as—
 - (a) wool sheared from live vicuñas and in the stock extant at the time of the ninth meeting of the Conference of the Parties (November 1994) of 3 249 kg of wool;
 - (b) cloth made of such wool, the reverse side of which must bear the logotype adopted by the range states of the species, which are signatories to the *Convenio para la Conservación y Manejo de la Vicuña*, and the selvages the words “VICUÑA-PERÚ”; or
 - (c) an item made of such wool, including luxury handicraft and knitted articles, and must bear a label including the logotype and the designation “VICUÑA-PERÚ-ARTESANÍA”.
 7. Artificially propagated specimens of the following hybrids and/or cultivars are not subject to the provisions of this Ordinance—
 - *Hatiora x graeseri*
 - *Schlumbergera x buckleyi*
 - *Schlumbergera russelliana x Schlumbergera truncata*
 - *Schlumbergera orssichiana x Schlumbergera truncata*
 - *Schlumbergera opuntioides x Schlumbergera truncata*
 - *Schlumbergera truncata* (cultivars)
 - Cactaceae spp. colour mutants lacking chlorophyll, grafted on the following grafting stocks: *Harrisia ‘Jusbertii’*, *Hylocereus trigonus* or *Hylocereus undatus*
 - *Opuntia microdasys* (cultivars).
 8. Artificially propagated specimens of hybrids of the genera *Cymbidium*, *Dendrobium*, *Phalaenopsis* and *Vanda* are not subject to the provisions of this Ordinance when—

- (a) the specimens are imported, exported or re-exported in shipments consisting of individual containers (i.e. cartons, boxes or crates) each containing 20 or more plants of the same hybrid;
- (b) the plants within each container can be readily recognized as artificially propagated specimens by exhibiting a high degree of uniformity and healthiness; and
- (c) the shipments are accompanied by documentation, such as an invoice, which clearly states the number of plants of each hybrid.

Artificially propagated specimens of the following hybrids—

- *Cymbidium*: Interspecific hybrids within the genus and intergeneric hybrids
- *Dendrobium*: Interspecific hybrids within the genus known in horticulture as “*nobile*-types” and “*phalaenopsis*-types”
- *Phalaenopsis*: Interspecific hybrids within the genus and intergeneric hybrids
- *Vanda*: Interspecific hybrids within the genus and intergeneric hybrids

are not subject to the provisions of this Ordinance when—

- (a) they are imported, exported or re-exported in flowering state, i.e. with at least one open flower per specimen, with reflexed petals;
- (b) they are professionally processed for commercial retail sale, e.g. labelled with printed labels and packaged with printed packages;
- (c) they can be readily recognized as artificially propagated specimens by exhibiting a high degree of cleanliness, undamaged inflorescences, intact root systems and a general absence of damage or injury that could be attributable to plants originating in the wild;
- (d) the plants do not exhibit characteristics of wild origin, such as damage by insects or other animals, fungi or algae adhering to leaves, or mechanical damage to inflorescences, roots, leaves or other parts resulting from collection; and
- (e) the labels or packages indicate the trade name of the specimen, the country of artificial propagation or, in the case of international trade during the production process, the country where the specimen was labelled and packaged; and the labels or packages show a photograph of the flower, or demonstrate by other means the appropriate use of labels and packages in an easily verifiable way.

Plants not clearly meeting the above criteria must be accompanied by appropriate Convention documents.

9. Unless imported, exported or re-exported as dormant tubers, artificially propagated specimens of cultivars of *Cyclamen persicum* are not subject to the provisions of this Ordinance.
10. Whole artificially propagated plants in pots or other small containers, each consignment being accompanied by a label or document stating the name of the taxon or taxa and the text artificially propagated, are not subject to the provisions of this Ordinance.

SCHEDULE 2

[ss. 23, 24,
48 & 52]

FEEES

For the purposes of calculating any fee payable under sections 23 and 24—

- (a) specimens imported, or introduced from the sea, in whatever manner at one time and in one lot shall be treated as one shipment;
- (b) specimens exported, or re-exported, in whatever manner at one time and in one lot shall be treated as one shipment; and
- (c) if a shipment contains one or more live animals and one or more specimens other than live animals—
 - (i) both fees prescribed under paragraph 1 are payable in respect of that shipment in the case of a licence for import; and
 - (ii) both fees prescribed under paragraph 2 are payable in respect of that shipment in the case of a licence for introduction from the sea.

1. Fee for each licence issued under section 23(1)(a) for the import of the following contained in one shipment—

(a) one or more live animals (whether or not of the same species)	\$460
(b) one or more specimens (other than live animals and whether or not of the same species)	\$170
2. Fee for each licence issued under section 23(1)(b) for the introduction from the sea of the following contained in one shipment—

(a) one or more live animals (whether or not of the same species)	\$460
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(b) one or more specimens (other than live animals and whether or not of the same species)	\$170
3. Fee for each licence issued under section 23(1)(c) for the export of one or more specimens (whether or not of the same species) contained in one shipment	\$160
4. Fee for each licence issued under section 23(1)(d) for the re-export of one or more specimens (whether or not of the same species) contained in one shipment.....	\$160
5. Fee for each licence issued under section 23(1)(e) for the possession or control of one or more specimens (whether or not of the same species) that are kept in the same premises	\$160
6. Fee for extension, renewal or variation of a licence under section 24	\$135
7. Fee for each re-export certificate issued under section 52	\$260

SCHEDULE 3

[ss. 2, 4, 19 &
48(1)]

CONVENTION INSTRUMENTS

This Schedule sets out, with or without modification, the relevant parts of Convention instruments that have the force of law in Hong Kong.

PART 1

INTERPRETATION AND APPLICATION

I. “Hybrid animal” (雜交動物)

1. Hybrid animals that have in their recent lineage one or more specimens of species included in Appendix I or Appendix II shall be subject to the provisions of this Ordinance just as if they were full species, even if the hybrid concerned is not specifically included in the Appendices.

2. If at least one of the animals in the recent lineage is of a species included in Appendix I, the hybrids shall be treated as specimens of species included in Appendix I (and shall be eligible for the exemptions of Article VII of the Convention when applicable).

3. If at least one of the animals in the recent lineage is of a species included in Appendix II, and there are no specimens of an Appendix I species in such lineage, the hybrids shall be treated as specimens of species included in Appendix II.

4. The words “recent lineage” shall generally be interpreted to refer to the previous four generations of the lineage.

II. “Appropriate and acceptable destination”
(適當和可接受的目的地)

Where the term “appropriate and acceptable destination” appears in an annotation to the listing of a species in Appendix II with reference to the export of or international trade in live animals, this term shall be defined to mean a destination where the relevant authority of the state of import is satisfied that the proposed recipient of a living specimen is suitably equipped to house and care for it.

III. “Artificially propagated” (人工培植)

Regarding the definition of “artificially propagated”

1. The following definitions for terms are used—

- (a) “under controlled conditions” means in a non-natural environment that is intensively manipulated by human intervention for the purpose of plant production. General characteristics of controlled conditions may include but are not limited to tillage, fertilization, weed and pest control, irrigation, or nursery operations such as potting, bedding or protection from weather; and
- (b) “cultivated parental stock” means the ensemble of plants grown under controlled conditions that are used for reproduction, and which must have been, to the satisfaction of the relevant authority of the exporting country—
 - (i) established in accordance with the provisions of the Convention and relevant domestic laws and in a manner not detrimental to the survival of the species in the wild; and
 - (ii) maintained in sufficient quantities for propagation so as to minimize or eliminate the need for augmentation from the wild, with such augmentation occurring only as an exception and limited to the amount necessary to maintain the vigour and productivity of the cultivated parental stock.

2. The term “artificially propagated” shall be interpreted to refer to plant specimens—

- (a) grown under controlled conditions; and
- (b) grown from seeds, cuttings, divisions, callus tissues or other plant tissues, spores or other propagules that either are exempt or have been derived from cultivated parental stock.

3. Plants grown from cuttings or divisions are considered to be artificially propagated only if the traded specimens do not contain any material collected from the wild.

4. An exception may be granted and specimens deemed to be artificially propagated if grown from wild-collected seeds or spores only if, for the taxon involved—

- (a)
 - (i) establishment of a cultivated parental stock presents significant difficulties in practice because specimens take a long time to reach reproductive age, as for many tree species;
 - (ii) the seeds or spores are collected from the wild and grown under controlled conditions within a range state, which must also be the country of origin of the seeds or spores;
 - (iii) the relevant authority of that range state has determined that the collection of seeds or spores was legal and consistent with relevant domestic laws for the protection and conservation of the species; and
 - (iv) the relevant authority of that range state has determined that—
 - (A) collection of the seeds or spores was not detrimental to the survival of the species in the wild; and
 - (B) allowing trade in such specimens has a positive effect on the conservation of wild populations;
- (b) at a minimum, to comply with subparagraph (a)(iv)(A) and (B) above—
 - (i) collection of seeds or spores for this purpose is limited in such a manner such as to allow regeneration of the wild population;
 - (ii) a portion of the plants produced under such circumstances is used to establish plantations to serve as cultivated parental stock in the future and become an additional source of seeds or spores and thus reduce or eliminate the need to collect seeds from the wild; and
 - (iii) a portion of the plants produced under such circumstances is used for replanting in the wild, to enhance recovery of existing populations or to re-establish populations that have been extirpated; and

- (c) in the case of operations propagating Appendix I species for commercial purposes under such conditions they are registered with the Secretariat.

Regarding grafted plants

5. Grafted plants are recognized as artificially propagated only when both the root-stock and the graft have been taken from specimens that have been artificially propagated and grafted specimens consisting of taxa from different Appendices be treated as specimens of the taxon included in the more restrictive Appendix.

Regarding hybrids

6. Hybrids shall be subject to the provisions of this Ordinance even though not specifically included in the Appendices if one or both of their parents are of taxa included in the Appendices, unless the hybrids are excluded by a specific annotation in Appendix II or Appendix III.

7. Regarding artificially propagated hybrids—

- (a) plant species or other taxa listed in Appendix I shall be annotated (in accordance with Article XV of the Convention) if the provisions relevant to the most restrictive Appendix are to apply;
- (b) if a plant species or other taxon listed in Appendix I is annotated, an export permit or re-export certificate shall be required for trade in specimens of all artificially propagated hybrids derived from it; but
- (c) artificially propagated hybrids derived from one or more unannotated Appendix I species or other taxa shall be treated as being included in Appendix II and entitled therefore to all exemptions applicable to artificially propagated specimens of species listed in Appendix II.

Regarding flasketed seedlings of Appendix I orchids

8. Flasketed seedlings of orchid species listed in Appendix I obtained *in vitro*, in solid or liquid media, and transported in sterile containers, be interpreted as being exempt from the application of this Ordinance only if they have been artificially propagated in accordance with the definition provided above, taking into account the provisions of Article VII, paragraph 4, and Article I, paragraph (b)(iii), of the Convention and agreeing to a derogation from readily recognizable part or derivative for this exemption.

IV. “Bred in captivity” (圈養繁殖)

Regarding terminology

1. For specimens of animal species bred in captivity—
 - (a) “first-generation offspring (F1)” are specimens produced in a controlled environment from parents at least one of which was conceived in or taken from the wild;
 - (b) “offspring of second generation (F2) or subsequent generation (F3, F4, etc.)” are specimens produced in a controlled environment from parents that were also produced in a controlled environment;
 - (c) the “breeding stock” of an operation means the ensemble of the animals in the operation that are used for reproduction;
 - (d) “a controlled environment” is an environment that is manipulated for the purpose of producing animals of a particular species, that has boundaries designed to prevent animals, eggs or gametes of the species from entering or leaving the controlled environment, and the general characteristics of which may include but are not limited to: artificial housing; waste removal; health care; protection from predators; and artificially supplied food.

Regarding the term “bred in captivity”

2. The definition provided below shall apply to the specimens bred in captivity of species included in the Appendices, whether or not they were bred for commercial purposes.
3. The term “bred in captivity” shall be interpreted to refer only to specimens born or otherwise produced in a controlled environment, and shall apply only if—
 - (a) the parents mated or gametes were otherwise transferred in a controlled environment, if reproduction is sexual, or the parents were in a controlled environment when development of the offspring began, if reproduction is asexual; and
 - (b) the breeding stock, to the satisfaction of the competent government authorities of the exporting country—
 - (i) was established in accordance with the provisions of the Convention and relevant domestic laws and in a manner not detrimental to the survival of the species in the wild;

- (ii) is maintained without the introduction of specimens from the wild, except for the occasional addition of animals, eggs or gametes, in accordance with the provisions of the Convention and relevant domestic laws and in a manner not detrimental to the survival of the species in the wild—
 - (A) to prevent or alleviate deleterious inbreeding, with the magnitude of such addition determined by the need for new genetic material; or
 - (B) to dispose of confiscated animals; or
 - (C) exceptionally, for use as breeding stock; and
- (iii) has produced offspring of second generation (F2) or subsequent generation (F3, F4, etc.) in a controlled environment; or is managed in a manner that has been demonstrated to be capable of reliably producing second-generation offspring in a controlled environment.

Regarding the trade in specimens of Appendix I species bred in captivity

4. The trade in a specimen bred in captivity shall be permitted only if it is marked in accordance with the provisions on marking in the Resolutions adopted by the Conference of the Parties and if the type and number of the mark are indicated on the document authorizing the trade.

V. “Commercial purposes” (商業目的)

The term “Commercial purposes” means a purpose of obtaining profit or other economic benefit (whether in cash or in kind) and directed towards resale, exchange, provision of a service or other form of economic use or benefit, whether direct or indirect.

**VI. “Readily recognizable part or derivative”
(可輕易地識別的部分或衍生物)**

1. The term “readily recognizable part or derivative” shall be interpreted to include any specimen which appears from an accompanying document, the packaging or a mark or label, or from any other circumstances, to be a part or derivative of an animal or plant of a species included in the Appendices, unless such part or derivative is specifically exempted from the provisions of this Ordinance.

2. All products of ranching operations shall be considered to be readily recognizable.

3. Importing Parties that require that the Convention export permits or re-export certificates accompany imports of parts and derivatives will not waive that requirement when such parts and derivatives are not considered to be readily recognizable by the exporting or re-exporting Party.
4. Coral sand and coral fragments are not considered readily recognizable and are therefore not covered by the provisions of this Ordinance.
5. For the different forms of corals, the following definition is adopted—
 - (a) Coral sand—material consisting entirely or in part of finely crushed fragments of dead coral no larger than 2 mm in diameter and which may also contain, amongst other things, the remains of Foraminifera, mollusc and crustacean shell, and coralline algae. Not identifiable to the level of genus.
 - (b) Coral fragments (including gravel and rubble)—unconsolidated fragments of broken finger-like dead coral and other material between 2 and 30 mm in diameter, which is not identifiable to the level of genus.
 - (c) Coral rock (also live rock and substrate)—hard consolidated material, >3 cm in diameter, formed of fragments of dead coral and which may also contain cemented sand, coralline algae and other sedimentary rocks. “Live rock” is the term given to pieces of coral rock to which are attached live specimens of invertebrate species and coralline algae not included in the Appendices and which are transported moist, but not in water, in crates. “Substrate” is the term given to pieces of coral rock to which are attached invertebrates (of species not included in the Appendices) and which are transported in water like live corals. Coral rock is not identifiable to the level of genus but is recognizable to the level of order. The definition excludes specimens defined as dead coral.
 - (d) Dead coral—pieces of coral that are dead when exported, but that may have been alive when collected, and in which the structure of corallites (the skeleton of the individual polyp) is still intact; specimens are therefore identifiable to the level of species or genus.
 - (e) Live coral—pieces of live coral transported in water and that are identifiable to the level of species or genus.

PART 2

PERMITS AND CERTIFICATES

Regarding standardization of permits and certificates
issued under the Convention

1. To fulfil the requirements of Article VI of the Convention and relevant Resolutions, export and import permits, re-export and pre-Convention certificates, certificates of origin and certificates of captive breeding and artificial propagation (except where phytosanitary certificates are used for this purpose) should include all the information specified in the Annex.
2. Every form should be printed in one or more of the working languages of the Convention (English, Spanish, French) and in the national language if it is not one of the working languages.

Regarding export permits and re-export certificates

3. A re-export certificate shall also specify—
 - (a) the country of origin, the number of the export permit of the country of origin and its date of issue; and
 - (b) the country of last re-export, the number of the re-export certificate of that country and its date of issue,or if the case arises—
 - (c) justification for the omission of any of the aforementioned information.
4. The provisions of Article III, paragraph 3, Article IV, paragraph 4, Article V, paragraph 3, and Article VI, paragraph 2, of the Convention should be understood to mean that an export permit or re-export certificate shall be valid for a period of no more than 6 months from the date on which it was granted and that it may not be accepted to authorize export, re-export or import except during the period of validity.
5. After the expiry of the said 6-month period of validity, an export permit or re-export certificate should be considered as void and of no legal value whatsoever, except in the case referred to in paragraph 16 below relating to timber species.
6. Parties should not authorize the import of any specimen if they have reason to believe that it was not legally acquired in the country of origin.

Regarding pre-Convention certificates

7. A pre-Convention certificate shall also specify—
 - (a) that the specimen covered by the certificate is pre-Convention;
and
 - (b) the date of acquisition of the specimen.
8. For the purposes of determining whether a specimen was acquired before the provisions of the Convention applied to the specimen (“pre-Convention”)—
 - (a) the date from which the provisions of the Convention apply to a specimen shall be the date on which the species concerned was first included in the Appendices to the Convention; and
 - (b) the date on which a specimen is acquired shall be considered as the date the specimen was known to be either—
 - (i) removed from the wild; or
 - (ii) born in captivity or artificially propagated in a controlled environment; or
 - (iii) if such date is unknown or cannot be proved, any subsequent and provable date on which it was first possessed by a person.
9. Parties should include on all pre-Convention certificates issued either the precise date of acquisition of the specimens concerned or a certification that the specimens were acquired before a specific date, in accordance with paragraph 8(b) above.

Regarding certificates of origin

10. Certificates of origin for export of specimens of species listed in Appendix III shall only be issued by the relevant authority if trade is from a state not a Party to the Convention, and that Parties shall not accept certificates of origin unless they are issued by such authorities.
11. The provisions of Article V, paragraph 3, of the Convention should be understood to mean that a certificate of origin shall be valid for a period of not more than 12 months from the date on which it was granted, and that it may not be accepted to authorize export or import except during the period of validity.
12. After the expiry of the said 12-month period of validity, a certificate of origin should be considered as void and of no legal value whatsoever.

Regarding phytosanitary certificates

13. Any Party having considered the practices governing the issue of its phytosanitary certificates for export of artificially propagated Appendix II specimens, and having determined that such practices provide adequate assurance that the specimens are artificially propagated, may consider these documents as certificates of artificial propagation in accordance with Article VII, paragraph 5, of the Convention. Such certificates must include the scientific name of the species and the type and quantity of the specimens and bear a stamp, seal or other specific indication stating that the specimens are artificially propagated.

14. Phytosanitary certificates shall be used exclusively for the purpose of export from the place of artificial propagation of the specimens concerned.

Regarding permits and certificates for coral specimens

15. On permits and certificates for trade in specimens that are readily recognizable as coral rock, where the genus cannot be readily determined, the scientific name for the specimens should be “Scleractinia”.

Regarding permits and certificates for timber species included
in Appendix II and Appendix III with the annotation
“Designates logs, sawn wood and veneer sheets”

16. The validity of the export permit or re-export certificate may be extended beyond the normal maximum of 6 months after the date of issue, on the condition that—

- (a) the shipment has arrived in the port of final destination before the date of expiration indicated on the permit or certificate and is being held in Customs bond (i.e. is not considered as imported);
- (b) the time extension does not exceed 6 months from the date of expiration of the permit or certificate and no previous extension has been granted;
- (c) the appropriate enforcement personnel has included the date of arrival and the new date of expiration in the box relating to special conditions, or an equivalent place, on the export permit or re-export certificate, certifying the modification with an official stamp or seal and signature;
- (d) the shipment is imported for consumption from the port where it was located when the extension was approved and before the new date of expiration; and

- (e) a copy of the export permit or re-export certificate as amended in accordance with subparagraph (c) above is sent to the relevant authority of the country of export or re-export, allowing it to amend its annual report, and to the Secretariat.

Regarding retrospective issue of permits and certificates

17. The relevant authority of an exporting or re-exporting country shall—
- (a) not issue permits and certificates under the Convention retrospectively;
 - (b) not provide exporters, re-exporters and/or consignees in importing countries with declarations about the legality of exports or re-exports of specimens having left its place of export or re-export without documents required by the Convention; and
 - (c) not provide exporters, re-exporters and/or consignees in importing countries with declarations about the legality of permits or certificates which at the time of export, re-export or import did not meet the requirements of the Convention.
18. The relevant authority of an importing country, or of a country of transit or transshipment, shall not accept permits or certificates that were issued retrospectively.
19. Exceptions to paragraph 17 or 18 above shall not be made with regard to Appendix I specimens, and shall be made with regard to Appendix II and Appendix III specimens only where the relevant authority of both the exporting (or re-exporting) and the importing countries are, after a prompt and thorough investigation in both countries and in close consultation with each other, satisfied—
- (a) that the irregularities that have occurred are not attributable to the exporter (or re-exporter) or the importer; or, in the case of specimens imported, exported or re-exported as personal or household effects including live pets travelling with their owner, the relevant authority, in consultation with the relevant enforcement authority, is satisfied that there is evidence that a genuine error has been made, and that there was no attempt to deceive; and
 - (b) that the export (or re-export) and import of the specimens concerned are otherwise in compliance with the Convention and with the relevant legislation of the countries of export (or re-export) and import.
20. Whenever exceptions are made—

- (a) the permit or certificate shall clearly indicate that it is issued retrospectively; and
- (b) the reasons for the relaxation, which should come within the purview of paragraph 19 above, are specified on the permit or certificate and a copy sent to the Secretariat.

Regarding acceptance and clearance of documents
and security measures

21. Permits and certificates shall not be accepted if they have been altered (by rubbing out, scratching out, etc.), modified or crossed out, unless the alteration, modification or crossing-out has been authenticated by the stamp and signature of the relevant authority issuing the document.

22. When a security stamp is affixed to a permit or certificate, the Parties shall refuse the document if the security stamp is not cancelled by a signature and a stamp or seal.

23. Any permit or certificate that is invalid, including authentic documents that do not contain all the required information as specified in this Part or that contain information that brings into question the validity of the permit or certificate, shall not be accepted.

24. Permits and certificates that do not indicate the scientific name of the species concerned (including subspecies when appropriate) shall not be accepted, except in the case where—

- (a) the Conference of the Parties has agreed that the use of higher taxon names is acceptable;
- (b) the relevant authority issuing the permit or certificate can show it is well justified and has communicated the justification to the Secretariat;
- (c) certain manufactured products contain pre-Convention specimens that cannot be identified to the species level; or
- (d) worked skins or pieces thereof of *Tupinambis* species that were imported before 1 August 2000 are being re-exported, in which case it is sufficient to use the indication *Tupinambis* spp.

Regarding documents for sample collection covered
by ATA (which means “temporary admission”)
carnets

25. For the purpose of the procedure described in paragraphs below, the term “sample collection” refer to collections of legally acquired dead specimens, parts and derivatives of species included in Appendix II or Appendix III and of Appendix I species bred in captivity or artificially propagated, which are treated as Appendix II specimens, which are not entitled to be sold or

otherwise transferred, and that will cross borders for presentation purposes before returning to the place from which such movement was first authorized.

26. Such sample collections be considered as “in transit” and entitled to the special provisions stipulated in Article VII, paragraph 1, of the Convention on the following conditions—

- (a) sample collections shall be covered by ATA carnets and be accompanied by a standard permit issued under the Convention, on which it shall be indicated that the document is a permit or certificate either for “export” or “re-export”, as appropriate, and/or “other” and, in addition, it shall be clearly specified that the document is issued for a “sample collection”;
- (b) it shall be specified in an appropriate place of the permit issued under the Convention that “This document covers a sample collection and is invalid unless accompanied by a valid ATA carnet. The specimen(s) covered by this certificate may not be sold or otherwise transferred whilst outside the territory of the place that issued this document.” The number of the accompanying ATA carnet should be recorded;
- (c) the name and address (including the country) of the importer and the exporter or re-exporter shall be identical, and in an appropriate place of the permit issued under the Convention the names of the countries to be visited shall be indicated;
- (d) the date of expiry of such a document shall not be later than that of the ATA carnet accompanying it and the period of validity shall not be more than 6 months from the date on which it was granted.

27. Such a permit or certificate shall not be transferable and when, during a stay in a place, it is lost, stolen or accidentally destroyed, only the relevant authority that issued it may issue a duplicate. This duplicate will bear the same number, if possible, and the same date of validity as the original document, and contain the following statement: “This document is a true copy of the original” or state that it replaces the original bearing the number XX.

28. If specimens in the collection are stolen, destroyed or lost, the relevant authority issuing the document shall be immediately informed as well as the relevant authority of the country in which that occurred.

Regarding permits and certificates issued by the state not party to the Convention

29. Permits and certificates issued by states not party to the Convention shall not be accepted by Parties unless they contain—

- (a) the name, stamp and signature of a competent issuing authority;
- (b) sufficient identification of the species concerned for the purposes of the Convention;
- (c) certification of the origin of the specimen concerned including the export permit number from the country of origin, or justification for omitting such certification;
- (d) in the case of export of specimens of a species included in Appendix I or Appendix II, certification to the effect that the competent scientific institution has advised that the export will not be detrimental to the survival of the species (in case of doubt a copy of such advice should be required) and that the specimens were not obtained in contravention of the laws of the state of export;
- (e) in the case of re-export, certification to the effect that the competent authority of the country of origin has issued an export document that substantially meets the requirements of Article VI of the Convention;
- (f) in the case of export or re-export of live specimens, certification to the effect that they will be transported in a manner that will minimize the risk of injury, damage to health or cruel treatment.

30. Documentation from states not party to the Convention shall only be accepted if details of the competent authorities and scientific institutions of such states are included in the most recent updated list of the Secretariat or after consultation with the Secretariat.

ANNEX TO PART 2

PERMITS AND CERTIFICATES

Information that should be included in permits and certificates issued under the Convention

- (a) The full name and the logo of the Convention
- (b) The complete name and address of the relevant authority issuing the permit
- (c) A unique control number
- (d) The complete names and addresses of the exporter and importer
- (e) The scientific name of the species to which the specimens belong (or the subspecies when it is relevant in order to determine in which Appendix the taxon concerned is included) in accordance with the adopted standard nomenclature

- (f) The description of the specimens, in one of the Convention's 3 working languages, using the nomenclature of specimens distributed by the Secretariat
 - (g) The numbers of the marks appearing on the specimens if they are marked or if the Conference of the Parties prescribes marking (specimens from ranches, subject to quotas approved by the Conference of the Parties, originating from operations which breed animals included in Appendix I in captivity for commercial purposes, etc.)
 - (h) The Appendix in which the species or subspecies or population is listed
 - (i) The source of the specimens
 - (j) The quantity of specimens and, if appropriate, the unit of measure used
 - (k) The date of issue and the date of expiry
 - (l) The name of the signatory and his or her handwritten signature
 - (m) The embossed seal or ink stamp of the relevant authority
 - (n) A statement that the permit, if it covers live animals, is only valid if the transport conditions comply with the Guidelines of the Convention for Transport of Live Animals or, in case of air transport, with the Live Animals Regulations issued by the International Air Transport Association
 - (o) The registration number of the operation, attributed by the Secretariat, when the permit involves specimens of a species included in Appendix I that originate from an operation practising breeding in captivity or artificial propagation for commercial purposes (Article VII, paragraph 4, of the Convention), and the name of the operation when it is not the exporter
 - (p) The actual quantity of specimens exported, certified by the stamp or seal and signature of the authority that carried out the inspection at the time of the exportation
 - (q) When specimens are marked with microchip transponders, all microchip codes, together with the trade mark of the transponder manufacturer, and, where possible, the location of the microchip in the specimen
- To be included in certificates of origin only—
- (r) A statement that the specimens originate in the place that issued the certificate.

PART 3

REQUIREMENTS RELATING TO EXEMPTION FOR NON-COMMERCIAL
LOAN, DONATION OR EXCHANGE OF MUSEUM AND
HERBARIUM SPECIMENS

For the purposes of implementing the exemption for scientific exchange in Article VII, paragraph 6, of the Convention, the requirement that herbarium specimens, preserved, dried or embedded museum specimens, frozen museum specimens, duplicate herbarium specimens or live plant material or the container used to transport such specimens carry a label issued or approved by a relevant authority should be met if the label—

- (a) bears the acronym “CITES”;
- (b) identifies the contents as herbarium specimens, preserved, dried or embedded museum specimens or live plant material for scientific study; and
- (c) sets out the name and address of the sending institution and the codes of the exporting and importing institutions over the signature of a responsible officer of that registered scientific institution.

Explanatory Memorandum

The object of this Bill is to replace the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) to—

- (a) ensure that domestic legislation conforms to the requirements of the Convention on International Trade in Endangered Species of Wild Fauna and Flora signed in Washington D.C. on 3 March 1973 (“the Convention”);
 - (b) regulate the import, introduction from the sea, export, re-export and possession or control of things that are or are claimed to be certain endangered species and their parts and derivatives, (collectively be referred to as “regulated species”); and
 - (c) simplify the legislation in order to implement the Convention more efficiently in Hong Kong.
2. Part 1 contains preliminary provisions. In particular—
- (a) clauses 2 and 3 define the terms used in the Bill and provides for the interpretation of the Appendices in Part 2 of Schedule 1;
 - (b) clause 4 provides for the application of the Bill to hybrids of regulated species.

3. Part 2 deals with the restrictions on the import, export, possession, control and other dealings of highly endangered species (those listed in Appendix I) except in accordance with the requirements for licences or other relevant documents and creates offences for contravening such restrictions.
4. Part 3 deals with the restrictions on the import, export, possession, control and other dealings of other endangered species (those listed in Appendices II and III) except in accordance with the requirements for licences or other relevant documents and creates offences for contravening such restrictions.
5. Part 4 sets out the circumstances in which dealings in regulated species without licence are permitted. In particular—
 - (a) clauses 17, 18 and 19 relate to import of regulated species;
 - (b) clauses 20 and 21 relate to possession or control of regulated species;
 - (c) clause 22 relates to regulated species in transit.
6. Part 5 deals with matters relating to licences. In particular—
 - (a) clause 23 provides for the issue of licences and creates the offences of contravening licence conditions;
 - (b) clause 24 provides for the extension, renewal and variation of licences;
 - (c) clause 25 provides for a notice requirement on refusal of applications;
 - (d) clause 26 provides for the cancellation of licences and creates the offence of failing to surrender licences on cancellation.
7. Part 6 deals with powers of authorized officers. In particular—
 - (a) clause 27 provides for the appointment of authorized officers to exercise the powers and perform the duties conferred or imposed on the Director of Agriculture, Fisheries and Conservation (“the Director”) or authorized officers by the Bill;
 - (b) clause 28 provides for the power to require the production of documents or other evidence to show that possession or control of a specimen of a regulated species is not in contravention with the Bill and creates an offence for non-compliance;
 - (c) clause 29 provides for the power to require a statement of the names of regulated species and creates an offence for non-compliance;
 - (d) clause 30 provides for the power to require production of suspected specimens of regulated species for inspection;
 - (e) clause 31 provides for the power to inspect premises in which regulated species are kept for commercial purposes;

- (f) clause 32 provides for the power of search and detention when there are suspected offences;
- (g) clause 33 provides for the power of entry into places or premises with warrant;
- (h) clauses 34 and 35 provide for the power of seizure and disposal of seized things respectively;
- (i) clause 36 provides for the power to require identification of suspects;
- (j) clause 37 provides for the power of arrest;
- (k) clause 38 creates an offence of obstructing the exercise by authorized officers of the powers under clauses 30, 31, 32, 33, 34, 36 and 37 under the Bill.

8. Part 7 (clauses 39 to 43) provides for the return or forfeiture of things seized under clause 34(1).

9. Part 8 contains miscellaneous provisions. In particular—

- (a) clause 44 creates an offence of furnishing false information and an offence of falsely claiming, representing or holding out that anything is a specimen of a regulated species;
- (b) clause 45 provides for the protection of informers in civil and criminal proceedings;
- (c) clause 46 provides for the appeals against decisions made by the Director;
- (d) clause 47 empowers the Chief Executive in Council and the Secretary for the Environment, Transport and Works (“the Secretary”) to make orders for exemptions from the regulatory provisions;
- (e) clause 48 empowers the Secretary to amend the Schedules;
- (f) clause 49 empowers the Chief Executive to establish an Advisory Committee;
- (g) clause 50 empowers the Chief Executive to give directions with respect to the exercise or performance of powers or duties under the Bill;
- (h) clause 51 empowers the Director to specify forms;
- (i) clause 52 empowers the Director to issue re-export certificates in relation to the Convention.

10. Clause 53 empowers the Secretary to make regulations to provide for the registration of scientific institutions and other matters for implementing Convention instruments.

11. Part 9 (clauses 54 and 55) repeals the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) and the Animals and Plants (Protection of Endangered Species) (Exemption) Order (Cap. 187 sub. leg. A), and provides for transitional arrangements relating to the repeal.
12. Part 10 (clauses 56 to 58) contains consequential amendments to other Ordinances.
13. Schedule 1 lists out the regulated species and resembles Appendices I, II and III to the Convention.
14. Schedule 2 specifies the fees payable in respect of documents issued under the Bill, including the fees for licences and extension or renewal of licences.
15. Schedule 3 sets out, with or without modification, the relevant parts of Convention instruments that will be given the force of law in Hong Kong.