

Short Summary of Conclusions of the

41st MEETING OF THE COMMITTEE ON TRADE IN WILD FAUNA AND FLORA

Brussels, 28 September 2007

1) **Adoption of the agenda**

The agenda was adopted with two additional items under 10) “Any Other Business”, namely information about timber workshops and a question on founder stocks.

2) **Adoption of translated summary of conclusions of the 39th Committee meeting (SoC COM 39)**

Both language versions of the translated summary of conclusions of the 39th Committee meeting required amendments and would be submitted for adoption at the 42nd Committee meeting.

Draft summary of conclusions of the 40th Committee meeting (SoC COM 40)

The draft summary of conclusions of the 40th Committee meeting was cleared for translation.

3) **Outstanding Actions Points (COM 41 OAP)**

The Chairman thanked all Member States which had submitted relevant information under the Outstanding Action Points but invited them nevertheless to send updates or new information (**ACTION**).

The Committee agreed to add information on the implementation of Pernambuco Appendix-II listing (stock data, registration systems) as Outstanding Action Point (**ACTION**).

4) **Short report by the Commission on the outcome of the 41st Scientific Review Group**

The Chair of the Scientific Review Group reported on the outcome of the 41st meeting.

The Committee discussed the implementation of Article 4.1 (e). The Chairman invited Member States to send information about their use of this provision (**ACTION**) so that the Commission could compile the information; this issue might be discussed in more detail at a future meeting.

5) CoP 14 follow-up

After a general exchange of views about the 14th Conference of the Parties to CITES (CoP 14) - preparation, implementation, results and the follow-up needed as well as a first look forward to CoP 15 - the Committee discussed the agenda items.

a) **Amendments of Annexes to Council Regulation 338/97 (COM 41/5/1)**

After recommendation by the SRG, the Committee discussed the necessary changes that should be made to the Annexes to Council Regulation 338/97 following CoP 14. The Chair invited Member States to submit any technical comments by 5 October 2007 (**ACTION**) and indicated that the Commission would now start the necessary procedures to have the new Annexes adopted as soon as possible.

b) **Implementation of Pernambuco Appendix-II listing (COM 41/5/2)**

The Chairman invited Member States to submit all available information on Member States' preparation for implementation of the Pernambuco listing to the Commission (**ACTION**). It was agreed that this point would be included as an Outstanding Action Point.

c) **Internet trade (see: <http://www.cites.org/eng/notif/2007/E026.pdf>)**

The Chairman invited Member States to send the necessary information as requested in this Notification directly to the CITES Secretariat but to inform the Commission at the same time (**ACTION**).

d) **Elephants and ivory trade questionnaire**

(see: <http://www.cites.org/eng/notif/2007/E029.pdf>;
<http://www.cites.org/eng/notif/2007/E029A.pdf>)

The Committee agreed to a common EU reply to this questionnaire. The Commission would prepare a draft reply and then compile the relevant input from Member States (**ACTION**); the draft would be discussed further at the 42nd Committee meeting.

e) **Other issues**

Strategic Vision

It was expected that the CITES Secretariat would send a notification on indicators shortly. The Committee agreed to the establishment of a small working group to prepare the EU input and to further discussion of this matter at the next Committee meeting.

Personal effects

The Committee was interested to hear about the continuation of the working group that had been set up. The representative of the Commission expected information from the Secretariat on this matter in the near future.

6) Amending Regulation: update on final post CoP 13 changes and discussion of necessary post CoP 14 amendments (COM 41/6)

In view of the few changes to the Amending Regulation required after CoP 14, the Committee agreed to include those changes in the version of the draft Regulation which already reflected the comments previously formulated by the Committee. Changes resulting from both CoP 13 and CoP 14 would thus be combined in one document. The Chair invited Member States to submit comments by 5 October 2007 on the text that had been added to the draft (**ACTION**). The Chair indicated that the Commission would then start the necessary procedures to have the new Amending Regulation adopted as soon as possible.

7) Discussion of draft outcomes of Study on the Effectiveness of the EC Wildlife Trade Regulations (COM 41/7)

TRAFFIC presented the findings of the study thus far. This study was carried out under a contract with the European Commission.

The Chair invited Member States to submit their comments by 5 October 2007 (**ACTION**). He drew the participants' attention to the fact that the study should present all possible options; the process itself and subsequent discussion on possible legislative measures would only start once the study report was finalised. The final report should be submitted to the Commission by mid October 2007.

8) Draft Analysis of the EC Annual report to CITES for 2005 (COM 41/8)

UNEP-WCMC presented the findings of the analysis of the 2005 Annual Reports.

The Chair invited Member States to submit any possible comments directly to UNEP-WCMC by the end of October (**ACTION**). The Commission hoped to be able to produce a public version again. The analysis would also be used by the SRG for further reviews at its meeting.

The Chair urged Member States to submit the outstanding Annual and Biennial Reports (**ACTION**).

9) Update on Caviar trade database

UNEP-WCMP gave an update on the development of the caviar trade database.

The testing of the database was expected to be finalised in October. It should be fully functional before the end of the year and then launched for public use.

10) Any other business

a) Meeting dates 2008 (COM 41/10/1)

The Committee noted the dates scheduled for the EU CITES meetings in 2008.

b) **Update on on-going activities – dealt with at the beginning**

- The latest [Suspension Regulation \(EC\) No 1037/2007](#) was adopted on 29 August 2007 and published in the Official Journal L 238 on 11 September 2007.
- The [Recommendation on enforcement](#) was adopted on 13 June 2007 and published in the Official Journal L 159 on 20 June 2007.
- An updated list of the national authorities and the ports of entry of the Member States was published on Europa (in English) and will be published in the Official Journal in all language versions. The Chair indicated that the Commission would endeavour to update these lists on a regular basis.
- Furthermore, the Chair informed the Group about the IT Technology Survey to be conducted soon by UNEP-WCMC which will serve as a tool to review the use of their offered services.
- He also informed the Group about new sections on Circa for EC legislation that are shared between the Committee and the SRG.

c) **Imports from Tajikistan (COM 49/10/3)**

Following a communication from the CITES Secretariat, the Chair confirmed that trade can now occur again with Tajikistan.

d) **Information on animal health legislation**

The Chair introduced this subject and pointed out that work on a draft paper might take another 2 – 3 years before actual legislation was discussed. The Committee stressed, however, the importance of adequate liaison with the respective Commission services and of being in the position to provide input at an early stage so that the CITES aspects would be covered properly in any new legislation. The Chair also invited Member States to contact their national colleagues dealing with animal health issues (**ACTION**).

e) **EU TWIX support**

The Chair urged Member States to provide support for EU-TWIX. The Committee took note of the situation regarding EU-TWIX which was recognised as very useful tool. This matter would also be an agenda item for the next Enforcement Group meeting.

f) **Other issues**

- Several Member States had or were preparing new forms for permits. Those forms should be sent to the Commission and could be made available through Circa.
- Some Member States had encountered problems with the United Arab Emirates refusing to issue re-export permits.

- Belgium raised the question of whether commercial trade certificates were required to cover the breeding stock when the offspring are sold. The Chair invited Member States to submit any information on this matter to Belgium and the Commission (**ACTION**).