

Council Regulation (EC) No 338/97 of 9 December 1996 on the protection of species of wild fauna and flora by regulating trade therein

Article 12

Places of introduction and export

1 [F¹The Secretary of State may] designate customs offices for carrying out the checks and formalities for the introduction into and export from [F²Great Britain], in order to assign to them a customs-approved treatment or use, F³... of specimens of species covered by this Regulation and shall state which offices are specifically intended to deal with live specimens.

2 All offices designated in accordance with paragraph 1 shall be provided with sufficient and adequately trained staff. [F⁴The Secretary of State must] ensure that accommodation is provided in accordance with relevant [F⁵United Kingdom] legislation as regards the transport and accommodation of live animals [F⁶(as that legislation applies in Great Britain)] and that, where necessary, adequate steps are taken for live plants.

[F⁷3 A list of the customs offices designated in accordance with paragraph 1 must be published in such form and manner as the Secretary of State considers appropriate.]

[F⁸4 In exceptional cases and in accordance with the criteria [F⁹set out in regulations made by the Secretary of State, the] management authority may authorise the introduction into [F¹⁰Great Britain] or the export or re-export therefrom at a customs office other than one designated in accordance with paragraph 1. F¹¹...]

5 [F¹²The Secretary of State] shall ensure that at border crossing-points the public are informed of the implementing provisions of this Regulation.

Textual Amendments

- F1** Words in Art. 12(1) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(a)(i)**
- F2** Words in Art. 12(1) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(a)(ii)**
- F3** Words in Art. 12(1) omitted (31.12.2020) by virtue of The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(a)(iii)**
- F4** Words in Art. 12(2) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(b)(i)**
- F5** Words in Art. 12(2) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(b)(ii)**
- F6** Words in Art. 12(2) inserted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(b)(iii)**
- F7** Art. 12(3) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(b)(iv)**
- F8** Substituted by Regulation (EC) No 398/2009 of the European Parliament and of the Council of 23 April 2009 amending Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein, as regards the implementing powers conferred on the Commission.
- F9** Words in Art. 12(4) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(c)(i)(aa)**

Changes to legislation: There are currently no known outstanding effects for the Council Regulation (EC) No 338/97, Article 12. (See end of Document for details)

- F10** Words in Art. 12(4) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(c)(i)(bb)**
- F11** Words in Art. 12(4) omitted (31.12.2020) by virtue of The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(c)(ii)**
- F12** Words in Art. 12(5) substituted (31.12.2020) by The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), **7(13)(d)**

Changes to legislation:

There are currently no known outstanding effects for the Council Regulation (EC) No 338/97, Article 12.