
STATUTORY INSTRUMENTS

2023 No. 106

**The Trade in Endangered Species of Wild
Fauna and Flora (Council Regulation (EC)
No 338/97) (Amendment) Regulations 2023**

Amendments to Notes on interpretation of Annexes A, B, C and D

3. In the section headed “Notes on interpretation of Annexes A, B, C and D”—
- (a) in the opening sentence of paragraph 12, for the words “thereof are also included” substitute “thereof, are always included”;
 - (b) in the annotations following paragraph 12—
 - (i) in annotation #1, in subparagraph (b), omit “, in solid or liquid media.”;
 - (ii) in annotation #4—
 - (aa) in subparagraph (b), omit “, in solid or liquid media.”;
 - (bb) after subparagraph (f) insert—
 - “(g) finished products packaged and ready for retail trade of cosmetics containing artificially propagated parts and derivatives of *Bletilla striata*, *Cycnoches cooperi*, *Gastrodia elata*, *Phalaenopsis amabilis* or *P. lobbii*.”;
 - (iii) for annotation #10 substitute—

“#10 All parts, derivatives and finished products, except re-export of finished musical instruments, finished musical instrument accessories and finished musical instrument parts.
 - (iv) in annotation #14—
 - (aa) in subparagraph (b), omit “, in solid or liquid media.”;
 - (bb) in subparagraph (f), for “trade,” substitute “trade.”;
 - (c) in paragraph 13—
 - (i) for the definition of “10kg per shipment” substitute—

“For the term ‘10kg per shipment’ the 10kg limit should be interpreted as referring to the weight of wood of each individual annotated species of genus *Dalbergia* or *Guibourtia* present in the items in the shipment. The 10kg limit is to be assessed only against the individual weights of the portions of wood of each individual annotated species contained in each item of the shipment, and not against the total weight of the shipment. The total weights present of each individual annotated species are considered individually to determine whether a CITES permit or certificate is required for each individual annotated species, and weights of different individual annotated species are not added together for this purpose.”;
 - (ii) in the definition of “transformed wood”—
 - (aa) after “grooved,” insert “rebated, chamfered.”;

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (bb) after “beaded” insert “, moulded, rounded”;
- (d) in paragraph 14, omit “, in solid or liquid media,”.