

Control of trade in personal and household effects with the European Union

Regulation (EC) No. 338/97 contains four annexes, the first three of which are broadly equivalent to the Appendices of the Convention. However, there are some differences. **Annex A** is equivalent to **Appendix I** but also contains some Appendix II and III species, mainly those occurring within the Community territory that are protected under European law. Annex B is equivalent to Appendix II except for species on that Appendix that are listed on Annex A and with the addition of a small number of Appendix III and non-CITES species.

As a general rule, the import into and export from the European Community of personal and household effects of Annex B species, by persons resident in the Community, requires the presentation of an export permit, with the exception of caviar of *Acipenseriformes* spp. up to a maximum of 250 grams per person and rainsticks of *Cactacea* spp. up to three per person (this list of exceptions will shortly be amended).

The detailed rules as regards personal and household effects, as set out in Commission Regulation (EC) 1808/2001, are as follows:

1. **The first introduction into the Community** of personal or household effects, including hunting trophies, by a person who has their normal place of residence in the Community and which involves specimens of species listed in Annex B to Regulation (EC) No 338/97 **shall not require the presentation to Customs of an import permit, as is normally required for the introduction of specimens of Annex B species, where the original of a (re-)export document and a copy thereof are presented.** The first introduction of specimens of species listed in **Annex A** of the Regulation by a person normally residing in, or taking up residence in, the Community, **does, however, require the presentation of an import permit.**
2. **The reintroduction into the Community** of personal or household effects, including hunting trophies, by a person who has their normal residence in the Community and which involves specimens of species listed in Annex A or B to Regulation (EC) No. 338/97 **shall not require the presentation to Customs of an import permit** where the Customs-endorsed 'copy for the holder' of a previously used Community import or export permit, the copy of the (re-)export document referred to in the previous paragraph, or proof that the specimens were acquired within the Community is presented.
3. **The export from the Community** of a specimen of a species that is listed in Annex A or B requires the issuance of an export permit.
4. **The re-export from the Community** of personal or household effects, including personal hunting trophies, by a person normally residing in the Community involving specimens of species listed in Annex A or B to Regulation (EC) No. 338/97 does not require the presentation to Customs of a re-export certificate where the Customs-endorsed 'copy for the holder' (form 2) of a previously used Community import or export permit, the copy of the (re-)export document referred to in paragraph 1 above, or proof that the specimens were acquired within the Community is presented.
5. In general, in case of import of personal and household effects by a **person normally not residing in the Community** does not require an export or import permit when the person is taking up residence in the Community, except in the case of Annex A species.

6. However, by way of derogation from these requirements, the introduction or re-introduction into the Community of the following items listed in Annex B to Regulation (EC) No. 338/97 shall **not require the presentation of an import permit or a (re-)export permit**:
- a) caviar of sturgeon species (*Acipenseriformes* spp.) up to a maximum of 250 grams per person;
 - b) rainsticks of *Cactaceae* spp. up to three per person.

This list of derogations will shortly be amended to include dead worked specimens of *Crocodylia* spp. (excluding meat and hunting trophies) up to four per person and shells of *Strombus gigas* up to three per person. Further amendments in line with Resolution Conf. 13.7, paragraph b) ii) are in preparation.

Full details of European Community legislation are available at:
http://europa.eu.int/comm/environment/cites/home_en.htm
and copies of the legislation are also available from the Commission on request.