



**CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED  
SPECIES OF WILD FAUNA AND FLORA**

**HUNGARY**

**BIENNIAL REPORT**

**2007-2008**

**Ministry of Environment and Water  
Administration and Legal Affairs Department  
Biodiversity Unit  
CITES Management Authority**

## **PART 1 - CITES QUESTIONS**

Note: Part 1 is composed exclusively of the questions included in the CITES Biennial Report format, approved at the 13<sup>th</sup> meeting of the Conference of the Parties to CITES, October 2004.

<p>* Document as discussed and agreed at COM 45 held on 14 November 2008.</p>
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### A. General information

Party	
Period covered in this report:	1 January 2007 to 31 December 2008
Details of agency preparing this report	Ministry of Environment and Water European Community Law and Coordination Department - Biodiversity Unit CITES Management Authority Address: H-1011 BUDAPEST, Fő u. 44-50. Phone: +361 395 6857 Fax: +361 275 4505 Email: <a href="mailto:cites@mail.kvvm.hu">cites@mail.kvvm.hu</a>
Contributing agencies, organizations or individuals	Hungarian Customs and Finance Guard

### B. Legislative and regulatory measures

1	Has information on CITES-relevant legislation already been provided under the CITES National Legislation Project? If yes, ignore questions 2, 3 and 4.	Yes (fully) <input checked="" type="checkbox"/> Yes (partly) <input type="checkbox"/> No <input type="checkbox"/> No information/unknown <input type="checkbox"/>
2	If your country has planned, drafted or enacted any CITES-relevant legislation, please provide the following details: Title and date: <b>Government Decree No. 292/2008 (XII. 10.) on the specific rules of the enforcement of international and European Community legal acts regulating the international trade in endangered species of wild fauna and flora</b> Status: <b>enacted</b> Brief description of contents: <b>The regulation designates the Management Authority, Scientific Authority as well as the Enforcement Authorities responsible for CITES related enforcement. It provides detailed rules for seizure, confiscation and for sanctions and designates rescue centres for confiscated specimens. The decree (as the previous one) requires obligatory marking, registration and documentation of all CITES App. I. (EU Annex A) vertebrate specimens and of live specimens of mammals, birds (with exceptions) and tortoises listed in App. II. of the Convention (EU Annex B). It contains detailed rules for registration of any aquaculture operation dealing with Acipenseriformes and licensing of caviar producers, processing and (re-)packaging plants as well as for labelling. The decree prohibits the keeping of apes for private persons and obliges those who keep other primates to fulfil the minimum keeping standards set by the relevant regulation on zoos and keeping zoo animals. It also prohibits keeping of seal products of CITES listed species.</b>	
3	Is enacted legislation available in one of the working languages of the Convention?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
4	If yes, please attach a copy of the full legislative text or key legislative provisions that were gazetted.	legislation attached <input checked="" type="checkbox"/> provided previously <input type="checkbox"/> not available, will send later <input type="checkbox"/>
5	Which of the following issues are addressed by any stricter domestic measures that your country has adopted for CITES-listed species (in accordance with Article XIV of the Convention)?	Tick all applicable
	The conditions for:	The complete prohibition of:

Issue	Yes	No	No information	Yes	No	No information
Trade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Taking	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Possession	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Transport	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Additional comments	<p><b>Taking of native protected specimens from the wild is prohibited by the Act on nature conservation.</b></p> <p><b>The national CITES legislation requires the declaration of all specimens of App. I. (EU Annex A) vertebrate species and all live specimens of App. II. (EU Annex B) listed mammals, birds (with certain exemptions) and tortoises. These specimens must be individually marked and accompanied by a breeding certificate if the specimen was bred in captivity in Hungary or a document that verifies the origin for animals that were introduced from outside of Hungary. Keeping of specimens is prohibited without these documents, See attachment for details.</b></p>					

6	What were the results of any review or assessment of the effectiveness of CITES legislation, with regard to the following items? <span style="float: right;">Tick all applicable</span>				
	Item	Adequate	Partially Inadequate	Inadequate	No information
	Powers of CITES authorities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Clarity of legal obligations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Control over CITES trade	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Consistency with existing policy on wildlife management and use	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Coverage of law for all types of offences	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Coverage of law for all types of penalties	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Implementing regulations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Coherence within legislation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other (please specify):	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Please provide details if available:					
7	If no review or assessment has taken place, is one planned for the next reporting period?			Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>	
Please provide details if available:					
8	Has there been any review of legislation on the following subjects in relation to implementation of the Convention? <span style="float: right;">Tick all applicable</span>				
	Subject	Yes	No	No information	
	Access to or ownership of natural resources	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	Harvesting	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	Transporting of live specimens	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	Handling and housing of live specimens	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Please provide details if available:					
9	Please provide details of any additional measures taken:				

### C. Compliance and enforcement measures

		Yes	No	No information
1	Have any of the following compliance monitoring operations been undertaken?			
	Review of reports and other information provided by traders and producers:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Inspections of traders, producers, markets	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Border controls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Have any administrative measures (e.g., fines, bans, suspensions) been imposed for CITES-related violations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3	If Yes, please indicate how many and for what types of violations? If available, please attach details as Annex. <b>Annex attached</b>			
4	Have any significant seizures, confiscations and forfeitures of CITES specimens been made?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5	If information available: <input type="checkbox"/> Significant seizures/confiscations <input type="checkbox"/> Total seizures/confiscations If possible, please specify per group of species or attach details on annex. <b>Annex attached</b>	Number <input type="checkbox"/> <input type="checkbox"/>		
6	Have there been any criminal prosecutions of significant CITES-related violations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7	If Yes, how many and for what types of violations? If available, please attach details as Annex. <b>Annex attached</b>			
8	Have there been any other court actions of CITES-related violations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9	If Yes, what were the violations involved and what were the results? Please attach details as Annex.			
10	How were the confiscated specimens generally disposed of? <span style="float: right;">Tick if applicable</span> – Return to country of export <span style="float: right;"><input checked="" type="checkbox"/></span> – Public zoos or botanical gardens <span style="float: right;"><input checked="" type="checkbox"/></span> – Designated rescue centres <span style="float: right;"><input checked="" type="checkbox"/></span> – Approved, private facilities <span style="float: right;"><input type="checkbox"/></span> – Euthanasia <span style="float: right;"><input type="checkbox"/></span> – Other (specify) <span style="float: right;"><input type="checkbox"/></span> <b>Comments: Confiscated live specimens are usually placed at rescue centers. The central rescue center is a separate quarantine station at the Budapest Zoo and Botanical Garden. A new center was built near the Serbian border of Hungary at the Szeged Zoo for rehoming confiscated live animals. Other municipal zoos also function as rescue centers if necessary.</b> <b>Confiscated dead specimens are stored in the collection of the Hungarian Natural History Museum, used for training or for public awareness purposes, such as exhibition at Ferihegy International Airport, in national parks and zoos.</b> <b>Euthanasia of live specimens is provided in the legislation as a last option, that have been used only in cases, where there were health implications with regard to the specimen.</b> <b>Sale of confiscated specimens is not allowed according to the law.</b>			
11	Has your country provided to the Secretariat detailed information on significant cases of illegal trade (e.g. through an ECOMESSAGE or other means), or information on convicted illegal traders and persistent offenders?	Yes	<input type="checkbox"/>	
		No	<input checked="" type="checkbox"/>	
		Not applicable	<input type="checkbox"/>	
		No information	<input type="checkbox"/>	
	<b>Comments: not in the reporting period</b>			
12	Has your country been involved in cooperative enforcement activities with other countries	Yes	<input checked="" type="checkbox"/>	
	(e.g. exchange of intelligence, technical support, investigative assistance, joint operation, etc.)?	No	<input type="checkbox"/>	
		No information	<input type="checkbox"/>	
13	If Yes, please give a brief description: <b>We exchanged intelligence in several cases with Austria, Czech Republic, Germany, the Netherlands the UK, and with Argentina .</b>			
14	Has your country offered any incentives to local communities to assist in the enforcement of CITES legislation, e.g. leading to the arrest and conviction of offenders?	Yes	<input type="checkbox"/>	
		No	<input checked="" type="checkbox"/>	
		No information	<input type="checkbox"/>	
15	If Yes, please describe:			
16	Has there been any review or assessment of CITES-related enforcement?	Yes	<input type="checkbox"/>	
		No	<input checked="" type="checkbox"/>	
		Not applicable	<input type="checkbox"/>	
		No information	<input type="checkbox"/>	

	Comments:
17	Please provide details of any additional measures taken:

## D. Administrative measures

### D1 Management Authority (MA)

1	Have there been any changes in the designation of or contact information for the MA(s) in your country which are not yet reflected in the CITES Directory?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
2	If Yes, please use the opportunity to provide those changes here.		
3	If there is more than one MA in your country, has a lead MA been designated?	Yes No No information	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
4	If Yes, please name that MA and indicate whether it is identified as the lead MA in the CITES Directory.		
5	How many staff work in each MA? 4		
6	Can you estimate the percentage of time they spend on CITES related matters?  If yes, please give estimation <b>4 persons deal with CITES issues, 2 in full time, 1 in 80 %, 1 in 20 % (altogether 300 %)</b>	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
7	What are the skills/expertise of staff within the MA(s)? – Administration – Biology – Economics/trade – Law/policy – Other (specify) : <b>veterinary, agriculture</b> – No information	Tick if applicable	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
8	Have the MA(s) undertaken or supported any research activities in relation to CITES species or technical issues (e.g. labelling, tagging, species identification) not covered in D2(8) and D2(9)?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
9	If Yes, please give the species name and provide details of the kind of research involved.		
10	Please provide details of any additional measures taken		

**D2 Scientific Authority (SA)**

1	Have there been any changes in the designation of or contact information for the SA(s) in your country which are not yet reflected in the CITES Directory?		Yes	<input type="checkbox"/>			
			No	<input checked="" type="checkbox"/>			
			No information	<input type="checkbox"/>			
2	If Yes, please use the opportunity to provide those changes here.						
3	Has your country designated a Scientific Authority independent from the Management Authority?		Yes	<input checked="" type="checkbox"/>			
			No	<input type="checkbox"/>			
			No information	<input type="checkbox"/>			
4	What is the structure of the SA(s) in your country?		Tick if applicable				
	– Government institution			<input checked="" type="checkbox"/>			
	– Academic or research institution			<input type="checkbox"/>			
	– Permanent committee			<input type="checkbox"/>			
	– Pool of individuals with certain expertise			<input type="checkbox"/>			
	– Other (specify)			<input type="checkbox"/>			
5	How many staff work in each SA on CITES issues? <b>1 staff.</b> <b>Individual experts give scientific support occasionally, particularly in identification (eg.: timber, caviar, DNA tests)</b>						
6	Can you estimate the percentage of time they spend on CITES related matters?		Yes	<input type="checkbox"/>			
			No	<input type="checkbox"/>			
			No information	<input type="checkbox"/>			
	If yes, please give estimation <b>30%</b>						
7	What are the skills/expertise of staff within the SA(s)?		Tick if applicable				
	– Botany			<input checked="" type="checkbox"/>			
	– Ecology			<input checked="" type="checkbox"/>			
	– Fisheries			<input type="checkbox"/>			
	– Forestry			<input type="checkbox"/>			
	– Welfare			<input type="checkbox"/>			
	– Zoology			<input type="checkbox"/>			
	– Other (specify)			<input type="checkbox"/>			
	– No information			<input type="checkbox"/>			
8	Have any research activities been undertaken by the SA(s) in relation to CITES species?		Yes	<input checked="" type="checkbox"/>			
			No	<input type="checkbox"/>			
	<b>See attachment</b>		No information	<input type="checkbox"/>			
9	If Yes, please give the species name and provide details of the kind of research involved.						
	Species name	Populations	Distribution	Off take	Legal trade	Illegal trade	Other (specify)
	1						
	2						
	3						
	etc.						
	No information						<input type="checkbox"/>
10	Have any project proposals for scientific research been submitted to the Secretariat under Resolution Conf. 12.2?		Yes	<input type="checkbox"/>			
			No	<input checked="" type="checkbox"/>			
			No information	<input type="checkbox"/>			
11	Please provide details of any additional measures taken:						



**D3 Enforcement Authorities**

1	To date, has your country advised the Secretariat of any enforcement authorities that have been designated for the receipt of confidential enforcement information related to CITES?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
2	If No, please designate them here (with address, phone, fax and email).	
3	Has your country established a specialized unit responsible for CITES-related enforcement (e.g. within the wildlife department, Customs, the police, public prosecutor's office)?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Under consideration <input type="checkbox"/> No information <input type="checkbox"/>
4	If Yes, please state which is the lead agency for enforcement: <b>1 individual at each environmental inspectorate is responsible for CITES enforcement and special units have been designated within the police and public prosecutor's offices that are responsible for environmental issues, such as CITES enforcement. Environmental focal points have been designated at the central police headquarters and at the county headquarters.</b>	
5	Please provide details of any additional measures taken:	

**D4 Communication, information management and exchange**

1	To what extent is CITES information in your country computerized? <span style="float: right;">Tick if applicable</span>						
	<ul style="list-style-type: none"> <li>– Monitoring and reporting of data on legal trade <span style="float: right;"><input type="checkbox"/></span></li> <li>– Monitoring and reporting of data on illegal trade <span style="float: right;"><input type="checkbox"/></span></li> <li>– Permit issuance <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Not at all <span style="float: right;"><input type="checkbox"/></span></li> <li>– Other (specify): <b>registration of CITES specimens - the database is placed on the server of the Ministry, and all inspectorates have access through intranet to it. This means, that Internet connection is needed and that it is secure due to being an interbal system. Management Authority is the supervisor of the system and have the right to determine the level of access to the database. Designated inspectors are entitled to add data on the specimens, keepers etc., to the system, but certain data can only be included or amended by the central MA.</b> <span style="float: right;"><input checked="" type="checkbox"/></span></li> </ul>						
2	Do the following authorities have access to the Internet? <span style="float: right;">Tick if applicable</span>						
	Authority	Yes, continuous and unrestricted access	Yes, but only through a dial-up connection	Yes, but only through a different office	Some offices only	Not at all	Please provide details where appropriate
	Management Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Scientific Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

	Enforcement Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Inspectorates and customs officers have unrestricted access to the Internet. Local police officers have access only to the Intranet service of the Police. Therefore the Management Authority compiled CITES relevant information (regulations, general information, information on species, sanctions, contact details to CITES MA and other enforcement authorities) that was published on the police Intranet site and accessible to all officers.
3	Do you have an electronic information system providing information on CITES species?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	No information	<input type="checkbox"/>
4	If Yes, does it provide information on:	Tick if applicable					
	– Legislation (national, regional or international)?	<input type="checkbox"/>					
	– Conservation status (national, regional, international)?	<input type="checkbox"/>					
	– Other (please specify)?	<input type="checkbox"/>					
5	Is it available through the Internet:	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Not applicable	<input type="checkbox"/>
		No information	<input type="checkbox"/>				
	Please provide URL:						
6	Do the following authorities have access to the following publications?	Tick if applicable					
	Publication	Management Authority	Scientific Authority	Enforcement Authority			
	2003 Checklist of CITES Species (book)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
	2003 Checklist of CITES Species and Annotated Appendices (CD-ROM)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
	Identification Manual	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>			
	CITES Handbook	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
7	If not, what problems have been encountered to access to the mentioned information?						
8	Have enforcement authorities reported to the Management Authority on:	Tick if applicable					
	– Mortality in transport?	<input type="checkbox"/>					
	– Seizures and confiscations?	<input checked="" type="checkbox"/>					
	– Discrepancy in number of items in permit and number of items actually traded?	<input checked="" type="checkbox"/>					
	Comments:						
9	Is there a government website with information on CITES and its requirements?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	No information	<input type="checkbox"/>
	If Yes, please give the URL: <a href="http://www.cites.hu">www.cites.hu</a> <a href="http://www.kvvm.hu/index.php?pid=12&amp;sid=12&amp;hid=1546">http://www.kvvm.hu/index.php?pid=12&amp;sid=12&amp;hid=1546</a>						
10	Have CITES authorities been involved in any of the following activities to bring about better accessibility to and understanding of the Convention's requirements to the wider public?	Tick if applicable					
	– Press releases/conferences	<input checked="" type="checkbox"/>					

	– Newspaper articles, radio/television appearances	<input checked="" type="checkbox"/>
	– Brochures, leaflets	<input checked="" type="checkbox"/>
	– Presentations	<input checked="" type="checkbox"/>
	– Displays	<input checked="" type="checkbox"/>
	– Information at border crossing points	<input checked="" type="checkbox"/>
	– Telephone hotline	<input type="checkbox"/>
	– Other (specify): <b>CITES public awareness campaigns</b>	<input checked="" type="checkbox"/>
	Please attach copies of any items as Annex. <b>See Annex about campaigns</b>	
11	Please provide details of any additional measures taken:	

**D5 Permitting and registration procedures**

1	Have any changes in permit format or the designation and signatures of officials empowered to sign CITES permits/certificates been reported previously to the Secretariat?		Yes	<input checked="" type="checkbox"/>		
			No	<input type="checkbox"/>		
			Not applicable	<input type="checkbox"/>		
			No information	<input type="checkbox"/>		
	If no, please provide details of any:					
	Changes in permit format:					
	Changes in designation or signatures of relevant officials:					
2	To date, has your country developed written permit procedures for any of the following?		Tick if applicable			
		Yes	No	No information		
	Permit issuance/acceptance	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	Registration of traders	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	Registration of producers	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
3	Please indicate how many CITES documents were issued or denied in the two year period? (Note that actual trade is normally reported in the Annual Report by Parties. This question refers to issued documents).					
	Year 1	Import or introduction from the sea	Export	Re-export	Other	Comments
	How many documents were issued?	193	22	15		
	How many applications were denied because of severe omissions or mis-information?					
	Year 2					
	How many documents were issued?	221	18	7		
	How many applications were denied because of severe omissions or mis-information?					
4	Were any CITES documents that were issued later cancelled and replaced because of severe omissions or mis-information?		Yes	<input type="checkbox"/>		
			No	<input checked="" type="checkbox"/>		
			No information	<input type="checkbox"/>		
5	If Yes, please give the reasons for this.					

6	Please give the reasons for rejection of CITES documents from other countries.			Tick if applicable	
	Reason	Yes	No	No information	
	Technical violations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Suspected fraud	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Insufficient basis for finding of non-detriment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Insufficient basis for finding of legal acquisition	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
7	Are harvest and/or export quotas as a management tool in the procedure for issuance of permits?			Yes	<input type="checkbox"/>
				No	<input checked="" type="checkbox"/>
				No information	<input type="checkbox"/>
	Comments				
8	How many times has the Scientific Authority been requested to provide opinions? <b>CITES species native to Hungary are not allowed to be exported. The MA occasionally requests opinion from the SA in case of imports and determining or approving housing facilities of live specimens before import</b>				
9	Has the Management Authority charged fees for permit issuance, registration or related CITES activities?			Tick if applicable	
	– Issuance of CITES documents:			<input checked="" type="checkbox"/>	
	– Licensing or registration of operations that produce CITES species:			<input type="checkbox"/>	
	– Harvesting of CITES-listed species :			<input type="checkbox"/>	
	– Use of CITES-listed species:			<input type="checkbox"/>	
	– Assignment of quotas for CITES-listed species:			<input type="checkbox"/>	
	– Importing of CITES-listed species:			<input type="checkbox"/>	
	– Other (specify): <b>issuance of internal documents (breeding certificates, cert. of origin and EC certificates)</b>			<input checked="" type="checkbox"/>	
10	If Yes, please provide the amounts of such fees. <b>The administrative fee for export, import permits and re-export certificates is 10600 HUF, and 2000 HUF for EC certificates and internal documents.</b>				
11	Have revenues from fees been used for the implementation of CITES or wildlife conservation?			Tick if applicable	
	– Entirely:			<input type="checkbox"/>	
	– Partly:			<input checked="" type="checkbox"/>	
	– Not at all:			<input type="checkbox"/>	
	– Not relevant:			<input type="checkbox"/>	
	Comments: <b>The revenues go to the Ministry's and the inspectorates' budget and indirectly used also for the implementation of CITES</b>				
12	Please provide details of any additional measures taken:				

#### D6 Capacity building

1	Have any of the following activities been undertaken to enhance effectiveness of CITES implementation at the national level?			Tick if applicable	
	Increased budget for activities	<input type="checkbox"/>	Improvement of national networks	<input checked="" type="checkbox"/>	
	Hiring of more staff	<input type="checkbox"/>	Purchase of technical equipment for monitoring/enforcement	<input type="checkbox"/>	
	Development of implementation tools	<input type="checkbox"/>	Computerisation	<input type="checkbox"/>	
	– Other (specify): <b>Training of enforcement officers</b>			<input type="checkbox"/>	

2	<p>Have the CITES authorities in your country been the <i>recipient</i> of any of the following capacity building activities provided by external sources?</p>					
<p>Please tick boxes to indicate which target group and which activity.</p>	Oral or written advice/guidance	Technical assistance	Financial assistance	Training	Other (specify)	What were the external sources?
Target group						
Staff of Management Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other MAs and SAs, CITES Secretariat, EU Twix mailing list
Staff of Scientific Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Staff of enforcement authorities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Traders	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
NGOs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Public	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
3	<p>Have the CITES authorities in your country been the <i>providers</i> of any of the following capacity building activities?</p>					
<p>Please tick boxes to indicate which target group and which activity.</p>	Oral or written advice/guidance	Technical assistance	Financial assistance	Training	Other (specify)	Details
Target group						
Staff of Management Authority	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	to the staff of environmental inspectorates, customs, police, veterinary authority, judges and prosecutors, universities
Staff of Scientific Authority	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Staff of enforcement authorities	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Traders	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
NGOs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Public	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other parties/International meetings	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	enforcement authorities in Romania,
Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
4	Please provide details of any additional measures taken					

**D7 Collaboration/co-operative initiatives**

1	Is there an inter-agency or inter-sectoral committee on CITES?							Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
2	If Yes, which agencies are represented and how often does it meet?									
3	If No, please indicated the frequency of meetings or consultancies used by the MA to ensure co-ordination among CITES authorities (e.g. other MAs, SA(s), Customs, police, others):									
		Daily	Weekly	Monthly	Annually	None	No information	Other (specify)		
	Meetings	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	annual meeting with inspectors responsible for CITES issues annual meeting with police environmental focal points		
	Consultations	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	daily coordination with inspectorates through a CITES mailing list, personal consultations with SA on a daily basis, frequent contact to customs, police and veterinary authority		
4	At the national level have there been any efforts to collaborate with:					Tick if applicable		Details if available		
	Agencies for development and trade					<input type="checkbox"/>		Inspectorates, customs and police authorities		
	Provincial, state or territorial authorities					<input checked="" type="checkbox"/>				
	Local authorities or communities					<input type="checkbox"/>		TRAFFIC Central and Eastern European Office, WWF Hungary, REX Foundation		
	Indigenous peoples					<input type="checkbox"/>				
	Trade or other private sector associations					<input type="checkbox"/>				
	NGOs					<input checked="" type="checkbox"/>				
	Other (specify)					<input type="checkbox"/>				

5	To date, have any Memoranda of Understanding or other formal arrangements for institutional cooperation related to CITES been agreed between the MA and the following agencies?		Tick if applicable
	SA		<input type="checkbox"/>
	Customs		<input checked="" type="checkbox"/>
	Police		<input checked="" type="checkbox"/>
	Other border authorities (specify)		<input type="checkbox"/>
	Other government agencies		<input type="checkbox"/>
	Private sector bodies		<input type="checkbox"/>
	NGOs		<input type="checkbox"/>
	Other (specify)		<input type="checkbox"/>
6	Has your country participated in any regional activities related to CITES?		Tick if applicable
	Workshops		<input checked="" type="checkbox"/>
	Meetings		<input checked="" type="checkbox"/>
	Other (specify)		<input type="checkbox"/>
7	Has your country encouraged any non-Party to accede to the Convention?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
8	If Yes, which one(s) and in what way?		
9	Has your country provided technical or financial assistance to another country in relation to CITES?	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
10	If Yes, which country(ies) and what kind of assistance was provided? <b>Romania, CITES training for enforcement officers</b>		
11	Has your country provided any data for inclusion in the CITES Identification Manual?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
12	If Yes, please give a brief description.		
13	Has your country taken measures to achieve co-ordination and reduce duplication of activities between the national authorities for CITES and other multilateral environmental agreements (e.g. the biodiversity-related Conventions)?	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
14	If Yes, please give a brief description. <b>As the Biodiversity Unit of the Ministry of Environment and Water is responsible for all major multilateral agreements on nature conservation but the Ramsar Convention, the duplication of activities is excluded.</b>		
15	Please provide details of any additional measures taken:		

**D8 Areas for future work**

1	Are any of the following activities needed to enhance effectiveness of CITES implementation at the national level and what is the respective level of priority?			
	Activity	High	Medium	Low
	Increased budget for activities	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Hiring of more staff	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Development of implementation tools	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Improvement of national networks	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Purchase of new technical equipment for monitoring and enforcement	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Computerisation	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Has your country encountered any difficulties in implementing specific Resolutions or Decisions adopted by the Conference of the Parties?	Yes		<input type="checkbox"/>
		No		<input checked="" type="checkbox"/>
		No information		<input type="checkbox"/>
3	If Yes, which one(s) and what is the main difficulty?			
4	Have any constraints to implementation of the Convention arisen in your country requiring attention or assistance?	Yes		<input type="checkbox"/>
		No		<input checked="" type="checkbox"/>
		No information		<input type="checkbox"/>
5	If Yes, please describe the constraint and the type of attention or assistance that is required.			
6	Has your country identified any measures, procedures or mechanisms within the Convention that would benefit from review and/or simplification?	Yes		<input checked="" type="checkbox"/>
		No		<input type="checkbox"/>
		No information		<input type="checkbox"/>
7	If Yes, please give a brief description.: <b>certain derogations, especially those for plants are very complicated and difficult to implement in practice</b>			
8	Please provide details of any additional measures taken:			



### E. General feedback

Please provide any additional comments you would like to make, including comments on this format.

Thank you for completing the form. Please remember to include relevant attachments, referred to in the report. For convenience these are listed again below:

Question	Item		
B4	Copy of full text of CITES-relevant legislation	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
C3	Details of violations and administrative measures imposed	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
C5	Details of specimens seized, confiscated or forfeited	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
C7	Details of violations and results of prosecutions	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
C9	Details of violations and results of court actions	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>
D4 (10)	Details of nationally produced brochures or leaflets on CITES produced for educational or public awareness purposes,  Comments	Enclosed	<input checked="" type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input type="checkbox"/>

## **ANNEX - PROPOSED BIENNIAL REPORT FORMAT**

### **PART 2 - SUPPLEMENTARY QUESTIONS<sup>1</sup>**

Note: Questions in Part 2 are additional to those in Part 1, and relate to information on the provisions of the EC Regulations (Regulation (EC) No. 338/97 and Regulation (EC) No. 865/2006) that fall outside the scope of CITES.

Please be aware that questions in Part 2 have been updated since the last reporting period, and this new version should be used when submitting biennial reports.

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<sup>1</sup> Part 2 agreed at COM 45

## **PART 2 - SUPPLEMENTARY QUESTIONS**

Note: Questions in Part 2 are additional to those in Part 1, and relate to information on the provisions of the EC Regulations (Regulation (EC) No. 338/97 and Regulation (EC) No. 865/2006) that fall outside the scope of CITES.

Please be aware that questions in Part 2 have been updated since the last reporting period, and this new version should be used when submitting biennial reports.

## PART 2 SUPPLEMENTARY QUESTIONS

The numbering of this section reflects that in Annex 2, Part 1, with the addition of (b) to distinguish the two. New questions that do not correspond to questions in Annex 2, Part 1 are marked "new". Unless otherwise stated, the legislation referred to below is Council Regulation (EC) No. 338/97.

### B. Legislative and regulatory measures

1b	If not already provided under questions B (2) and B (4), please provide details of any national legislation that has been updated in this reporting period and attach the full legislative text.																																																							
2b	<p>If your country has planned, drafted or enacted any additional Regulation -relevant legislation, other than that reported under question B (2) or above, please provide the following details:</p> <p>Title and date: _____ Status: _____</p> <p>Brief description of contents: _____</p>																																																							
5b	<p>Has your country adopted any stricter domestic measures, other than those reported under question B(5), specifically for non CITES-listed species<sup>2</sup>?</p> <p>Tick all applicable categories below that these categories apply to.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2" style="width: 25%;">Issue</th><th colspan="3" style="text-align: center;">The conditions for:</th><th colspan="3" style="text-align: center;">The complete prohibition of:</th></tr> <tr> <th style="text-align: center;">Yes</th><th style="text-align: center;">No</th><th style="text-align: center;">No information</th><th style="text-align: center;">Yes</th><th style="text-align: center;">No</th><th style="text-align: center;">No information</th></tr> </thead> <tbody> <tr> <td>Trade</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Taking</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Possession</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Transport</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td>Other (specify)</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td colspan="7" style="padding: 5px;">Additional comments</td></tr> </tbody> </table>	Issue	The conditions for:			The complete prohibition of:			Yes	No	No information	Yes	No	No information	Trade	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Taking	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Possession	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Transport	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Additional comments						
Issue	The conditions for:			The complete prohibition of:																																																				
	Yes	No	No information	Yes	No	No information																																																		
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Taking	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																																																		
Possession	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																																																		
Transport	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																																																		
Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																																																		
Additional comments																																																								
8b	<p>Has there been any review of legislation on the following subjects in relation to implementation of <i>Council Regulation (EC) No. 338/97</i>?</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%;"></th><th style="text-align: center;">Yes</th><th style="text-align: center;">No</th><th style="text-align: center;">No information</th></tr> </thead> <tbody> <tr> <td style="padding: 5px;">Introduction of live Regulation-listed species into the Community that would threaten the indigenous fauna and flora (in accordance with Article 3, paragraph 2 (d)).</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td style="padding: 5px;">Marking specimens to facilitate identification (in accordance with Article 19, paragraph 1 (iii)).</td><td style="text-align: center;"><input type="checkbox"/></td><td style="text-align: center;"><input checked="" type="checkbox"/></td><td style="text-align: center;"><input type="checkbox"/></td></tr> <tr> <td colspan="4" style="padding: 5px;">Please provide details if available:</td></tr> </tbody> </table>		Yes	No	No information	Introduction of live Regulation-listed species into the Community that would threaten the indigenous fauna and flora (in accordance with Article 3, paragraph 2 (d)).	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Marking specimens to facilitate identification (in accordance with Article 19, paragraph 1 (iii)).	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Please provide details if available:																																										
	Yes	No	No information																																																					
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Marking specimens to facilitate identification (in accordance with Article 19, paragraph 1 (iii)).	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>																																																					
Please provide details if available:																																																								

<sup>2</sup> In this questionnaire, "non CITES-listed species" refers to species that are listed in the Regulation Annexes, but not in the CITES Appendices. They include some species in Annexes A and B and all those in Annex D.

9b	<p>Please provide the following details about Regulations-related violations:</p> <ul style="list-style-type: none"> <li>i) Maximum penalties that may be imposed;</li> <li>ii) Or any other additional measures taken in relation to implementation of the Regulation not reported on in question B (9).</li> </ul> <p>According to the Criminal Code, illegal purchase, possession, sale, import, (re-)export, transport through the territory of Hungary, trade in or killing of specimens of species listed in Annex A and B is a criminal offence and must be punished by up to 3 years imprisonment.</p> <p>According to the national CITES regulation, the inspectorate shall impose a nature protection fine amounting to minimum 10.000 and maximum 100.000 HUF depending on the severity and repetition of the offence on anyone not meeting or not properly meeting his/her obligations covered by the Convention, the Council Regulation, the Commission Regulation and the national CITES regulation in respect of a specimen of a species not nationally protected.. The fine may be imposed repeatedly in case of non-payment. This fine shall be imposed by specimen in the case of specimens that are subject to the duty of registration, and by each 250 grams started in the case of caviar, caviar containing products, ivory or rhinoceros horn, and by each cubic metre started in the case of timber. If the species is nationally protected, the amount of the fine is based on the "conservation value" of the species - which is determined by a ministerial decree - and must be imposed per specimen.</p> <p>Anyone not meeting or not properly meeting his/her obligations covered by the Convention, the Council Regulation, the Commission Regulation or the national CITES regulation may be obliged by the management authority to pay the costs of confiscation and seizure, including also the costs of keeping (storing) and transport.</p>
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### C. Compliance and enforcement measures

2b	Have any actions, in addition to those reported in C (2-9) above, been taken for Regulation-related violations?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
9b	Please provide the following details about Regulations-related violations: i) Maximum sanctions which have been imposed over this reporting period; ii) The outcomes of any prosecutions;			
16b	Has there been any review or assessment of Regulation-related enforcement, in addition to that reported under C (16) above?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			
18 new	Have specimens been marked to establish whether they were born and bred in captivity? (In accordance with <i>Commission Regulation (EC) No. 865/2006</i> , Article 66)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments: see Annex on stricter measures, marking of Annex A and certain Annex B listed specimens is required, means are in accordance with Commission Regulation, photo identification is used in case of juvenile tortoises			
19 new	Have any monitoring activities been undertaken to ensure that the intended accommodation for a live specimen at the place of destination is adequately equipped to conserve and care for it properly? (In accordance with Article 4 paragraph 1 (c) of <i>Council Regulation (EC) No. 338/97</i> ).	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments: inspectorates regularly check housing conditions			
20 new	Have national action plans for co-ordination of enforcement, with clearly defined objectives and timeframes been adopted, and are they harmonized and reviewed on a regular basis? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIa.)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			
21 new	Do enforcement authorities have access to specialized equipment and relevant expertise, and other financial and personnel resources? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIb.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	If yes, please provide details. Through the MA, SA and the inspectorates			
	Comments:			
22 new	Do penalties take into account inter alia the market value of the specimens and the conservation value of the species involved in the offence, and the costs incurred? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIc.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments: the criminal code punishes the illegal activities in relation to Annex A and B species and according to the national CITES regulation, the fines are higher in case of high value commodities and specimens that are subject to the duty of registration			

23 new	Are training and/or awareness raising activities being carried out for a) enforcement agencies, b) prosecution services, and c) the judiciary? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph II d.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments: <b>see attachment on capacity building and public awareness</b>			
24 new	Are regular checks on traders and holders such as pet shops, breeders and nurseries being undertaken to ensure in-country enforcement? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph II g.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			
25 new	Are risk and intelligence assessment being used systematically in order to ensure thorough checks at border-crossing points as well as in-country? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph III h.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			
26 new	Are facilities available for the temporary care of seized or confiscated live specimens, and are mechanisms in place for their long-term re-homing, where necessary? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph III i.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			
27 new	Is cooperation taking place with relevant enforcement agencies in other Member States on investigations of offences under Regulation No. (EC) 338/97? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph III e.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			
28 new	Is assistance being provided to other Member States with the temporary care and long-term re-homing of seized or confiscated live specimens? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph III j.)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	No information <input type="checkbox"/>
	Comments: <b>in case of housing and repatriation of birds of prey</b>			

29 new	Is liaison taking place with CITES MAs and law enforcement agencies in source, transit and consumer countries outside of the Community as well as the CITES Secretariat, ICPO, Interpol and the World Customs Organization to help detect, deter and prevent illegal trade in wildlife through the exchange of information and intelligence? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIk.)	Yes	<input checked="" type="checkbox"/>
		No	<input type="checkbox"/>
		No information	<input type="checkbox"/>
Comments:			
30 new	Is advice and support being provided to CITES MAs and law enforcement agencies in source, transit and consumer countries outside of the Community to facilitate legal and sustainable trade through correct application of procedures? (In accordance with <i>Commission Recommendation C (2007) 2551</i> , paragraph IIIk.)	Yes	<input type="checkbox"/>
		No	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>
Comments:			

#### D. Administrative measures

##### D1 Management Authority (MA)

8b	Have the MA(s) undertaken or supported any research activities in relation to non CITES-listed species or technical issues (e.g. species identification) not covered in D2 (8) and D2 (9)?	Yes	<input type="checkbox"/>
		No	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>
11 new	Has the Commission and the CITES Secretariat (if relevant) been informed of the outcomes of any investigations that the Commission has considered it necessary be made? (In accordance with Article 14 paragraph 2 of <i>Council Regulation (EC) No. 338/97</i> )?	Yes	<input type="checkbox"/>
		No	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>

##### D2 Scientific Authority (SA)

8b	Have any research activities been undertaken by the SA(s) in relation to non CITES listed species?	Yes	<input type="checkbox"/>				
		No	<input checked="" type="checkbox"/>				
		No information	<input type="checkbox"/>				
9b	If Yes, please give the species name and provide details of the kind of research involved.						
	Species name	Populations	Distribution	Off take	Legal trade	Illegal trade	Other (specify)
	1						
	2						
	3						
	etc.						
	No information <input type="checkbox"/>						



11 new	How many Scientific Review Group (SRG) meetings have the SA attended?  Indicate any difficulties that rendered attendance to the SRG difficult:	Number 7	<input type="checkbox"/>
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### D3 Enforcement Authorities

6 new	Has a liaison officer/focal point for CITES been nominated within each relevant enforcement authority in your country?	Yes <input checked="" type="checkbox"/>
		No <input type="checkbox"/>
		Under consideration <input type="checkbox"/>
		No information <input type="checkbox"/>

### D4 Communication, information management and exchange

1b	Is Regulation-related information in your country computerized on? – Annex D listed species – Other matters not reported on in question D4 (1) (please specify)	Tick if applicable  <input type="checkbox"/> <input type="checkbox"/>
3b	Do you have an electronic information system providing information on Regulation-listed species?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>

### D5 Permitting and registration procedures

9b	Has the Management Authority charged fees for any Regulation-related matters not covered in question D5 (9)? If yes, please provide details of these Regulation-related matters and the amount of any such fees. EC certificates – fee is 2000 HUF	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
13 new	Can you indicate the percentage of permits/certificates issued that are returned to the MA after endorsement by customs?	Percentage :47.% No information <input type="checkbox"/> <input type="checkbox"/>
14 new	Has a list of places of introduction and export in your country been compiled in accordance with Article 12 of Council Regulation (EC) No. 338/97? If yes, please attach.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
15 new	Have persons and bodies been registered in accordance with Articles 18 and 19 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
16 new	Have Scientific institutions been registered in accordance with Article 60 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
17 new	Have breeders been approved in accordance with Article 63 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
18 new	Have Caviar (re-)packaging plants been licensed in accordance with Article 66 (7) of Commission Regulation (EC) No. 865/2006? If yes, please provide details. 6 processing and/or (re-)packaging plants are licensed and registered	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>

19 new	Are phytosanitary certificates used in accordance with Article 17 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
20 new	Have cases occurred where export permits and re-export certificates were issued retrospectively in accordance with Article 15 of Commission Regulation (EC) No. 865/2006? If yes, please provide details.	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>

**D8 Areas for future work**

2b	Has your country encountered any difficulties in implementing specific suspensions or negative opinions adopted by the European Commission? (In accordance with Article 4 (6)).	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
4b	Have any constraints to implementation of the Regulation, not reported under question D8 (4) , arisen in your country requiring attention or assistance?  <b>As it has been raised several occasions by Hungary and other Member States, controlling the movement and determine the legality of Annex B specimens is problematic</b>	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

## STRICTER MEASURES

### **1. New domestic legislation for the implementation of CITES and EC Wildlife Trade Regulation**

In December 2008 a new domestic CITES regulation (*Government Decree 292/2002. (XII. 10.)* on the specific rules of the enforcement of international and European Community legal acts regulating international trade in endangered species of wild fauna and flora) was enacted

According to the decree, registration is required for all Appendix I / EU Annex A specimens and for live specimens of mammal, bird and tortoise species listed in Appendix II /EU Annex B (with some exceptions). Thus, the regional environmental inspectorates registers and follows the way from one owner to another, on case by case for all registered specimens and issues a breeding certificate for the animals that were born at a Hungarian breeder. In case of specimens originating from outside Hungary, a certificate of origin is issued. With this, the owner and the location of all specimens are known, and each specimen has a certificate (breeding certificate, certificate of origin or an EC certificate in case of Annex A listed species). The registration is kept by the the regional inspectorates. They include the data in a central database managed by the Management Authority and accessible via the Ministry's Intranet. The database is restricted, only designated officers have access to it and they can include and modify only certain data.

With this system, internal trade can be controlled since every legal specimen is covered by a document that functions as an "identity card

According to the regulation, all specimens that are subject to the duty of registration must also be marked with seamless closed rings and/or microchip transponders (other methods can also be permitted if they are in line with EC Regulations). In case of juvenile tortoises under 10 cm carapace length, photo-identification is used.

The decree provides for the following sanctions:

nature conservation penalty in case of any incompliance with the Convention, EC Wildlife Trade Regulations or the domestic CITES legislation

criminal liability in case of illegal purchase, possession, sale, import to, export from or transit through the territory of Hungary, trade in, damage or kill of species listed in Annex A and B of the EU WTR up to 3 years imprisonment

(re-)export, and import may not be permitted and EU internal trade certificate may not be issued if the applicant:

- a) has been condemned in a final judgement due to committing criminal act of nature damaging or cruelty to animals, until he/she is exempted from disadvantageous consequences resulting from the criminal record, but at least for five years from the final judgement,

- b) has been found responsible for an offence in connection with nature protection in a final judgement, for three years from the final judgement, or
- c) been fined in connection with nature protection or animal protection, for three years from the final judgement.

## **2. Permission requirements for protected and strictly protected species**

According to *Act no. 53 of 1996 on nature conservation*, the authorization of the inspectorates for environment, nature and water (as the regional nature conservation authorities) shall be required for:

- any population control
  - the collection, capture, killing, possession and training of any individual
  - the breeding in captivity of any individual
  - the taxidermy and preservation or the possession of such preparations of any individual
  - the keeping of any individual in live animal collections
  - the supplementing of any population with individuals from foreign populations
  - the artificial exchange of genetic matter between populations
  - the exchange or sale and purchase of any individual
  - the exportation from, importation to or transportation through the Republic of Hungary of any individual
  - the reintroduction or introduction of any individual
  - the application of alarming methods in order to prevent any damage caused by them
  - the transfer of the nest of any individual
  - the domestication of any individual
- of protected species.

In case of strictly protected species, the National Chief Inspectorate for Environment, Nature and Water is responsible for the above authorization.

It means, that if a specimen of a species is listed on the Annexes and at the same time is protected in Hungary, two documents are required for export or import. However after Hungary's accession to the European Community CITES export/import documents are not applicable within the community, however the authorization of import into, and export from Hungary of protected species is still required..

The list of protected species was promulgated by *Decree of the Minister of Environment no. 13/2001 (V. 9.) KöM on the protected and strictly protected plant and animal species, strictly protected caves as well as on the plant and animals species of Community importance* (see attached sheet).

According to *Government Decree no. 348/2006 (XII.23.) on the Detailed Rules on protection, keeping, display and utilisation of protected species*, protected and strictly protected species are not allowed to be kept, displayed or utilized only for nature conservation or other public interest purposes. Exemption was set for the following species of birds of prey for falconing purposes:

- *Accipiter gentilis*
- *Accipiter nisus*
- *Aquila chrysaetos*
- *Falco peregrinus*
- *Falco biarmicus*
- *Falco rusticolus*

In case of *Aquila chrysaetos*, *Falco peregrinus*, *Falco biarmicus* and *Falco rusticolus*, as a further condition, the law requires, that the specimens must be originated to a legally operated and permitted breeding operation. All birds must be marked with seamlessly closed footring or microchip transponder.

Hybridization and keeping of hybrids is prohibited (except for those specimens that had already been in the possession of the falconer before 1998).

Falconers have to pass a special exam on nature conservation law (including CITES and EU Wildlife Trade Regulations) before a permission for keeping is granted and the number of specimens that can be kept by one person is limited (maximum 2 birds for falconry and 2 pairs for breeding purposes).

Native species in Hungary that are listed on CITES Appendices / EU Wildlife Trade Regulation Annexes				
Latin name	English name	Protection status in Hungary	CITES Appendix	EU Annex
<i>Sternbergia colchicifolia</i>	Sternbergia	protected	II	B
<i>Galanthus nivalis</i>	Snowdrop	protected	II	B
<i>Orchidaceae spp.</i>	Orchids	protected/strictly protected	II	A/B
<i>Cyclamen purpurascens</i>	Cyclamen	protected	II	B
<i>Adonis vernalis</i>	Yellow adonis	protected	II	B
<i>Arnica montana</i>	Mountain arnica	protected		D
<i>Lycopodium clavatum</i>	Stagshorn clubmoss	protected		D
<i>Menyanthes trifoliata</i>	Bogbean	protected		D
<i>Canis aureus</i>	Golden jackal	game species	III	C
<i>Canis lupus</i>	Wolf	strictly protected	II	A
<i>Ursus arctos</i>	Brown bear	protected	II	A
<i>Lutra lutra</i>	Otter	strictly protected	I	A
<i>Felis silvestris</i>	Wildcat	protected	II	A
<i>Lynx lynx</i>	Lynx	strictly protected	II	A
<i>Pelecanus crispus</i>	Dalmatian pelican	strictly protected	I	A
<i>Bubulcus ibis</i>	Cattle egret	protected		A
<i>Casmerodius albus</i>	Great white egret	strictly protected		A
<i>Egretta garzetta</i>	Little egret	strictly protected		A

Native species in Hungary that are listed on CITES Appendices / EU Wildlife Trade Regulation Annexes				
Latin name	English name	Protection status in Hungary	CITES Appendix	EU Annex
<i>Ciconia nigra</i>	Black stork	strictly protected	II	A
<i>Platalea leucorodia</i>	Spoonbill	strictly protected	II	A
<i>Phoenicopterus ruber</i>	Greater Flamingo	protected	II	A
<i>Anas querquedula</i>	Garganey	protected		A
<i>Aythya nyroca</i>	Ferruginous duck	strictly protected		A
<i>Branta ruficollis</i>	Red-breasted goose	strictly protected	II	A
<i>Oxyura leucocephala</i>	White-headed duck	strictly protected	II	A
<i>Falconiformes</i>	Birds of Prey	protected/strictly protected	I/II	A
<i>Gruidae</i>	Cranes	protected	II	A/B
<i>Otididae</i>	Bustards	strictly protected	II	A
<i>Numenius tenuirostris</i>	Slender-billed curlew	strictly protected	I	A
<i>Streptopelia turtur</i>	Turtle dove	protected		A
<i>Strigiformes</i>	Owls	protected/strictly protected	II	A
<i>Vipera ursinii</i>	Meadow viper	strictly protected	I	A
<i>Acipenser gueldenstaedti</i>	Russian sturgeon	protected	II	B
<i>Acipenser nudiiventris</i>	Ship sturgeon	protected	II	B
<i>Acipenser stellatus</i>	Stellate sturgeon	protected	II	B
<i>Acipenser ruthenus</i>	Sterlet	fishable with closed season and size limit	II	B
<i>Huso huso</i>	Beluga	protected	II	B
<i>Hirudo medicinalis</i>	Medicinal leech	protected	II	B

## SIGNIFICANT CASES AND PROSECUTIONS

### The jaguar case

An offender was found guilty and sent on 2 years probation for illegally killing a jaguar. He published an article in a hunting magazine on shooting a jaguar in Argentina. Hungarian MA got into contact to the Argentinian MA and asked information on any hunting licenses issued for Hungarian hunters for the species. According to their response, they have never issued licenses for the species, therefore the case was reported to the police and a criminal investigation started. Though the evidence (the jaguar trophy) was not found during the house search, the court decided that the killing was illegal therefore found the offender guilty in "nature damaging" crime. However an illegally imported Markhor (*Capra falconeri*) trophy was found and confiscated. During interrogations, the offender claimed, that the hunting might had not taken place in Argentina, but probably in Bolivia. Bolivian MA was also contacted who responded similarly than the Argentinian authorities.

In this case there was a very close cooperation between the Hungarian MA and the Argentinian MA, and – as the offender is a Hungarian/British citizen – with the UK's National Wildlife Crime Unit. Unfortunately – due to complications in judiciary cooperation and difficulties in direct communication between investigation agencies – the attempt to a coordinated house search at the offender's premises in the UK and in Hungary in the same time, was not successful.

Gyorsan szememhez kapom a messzelátót – azon át a ragadozó testét is homályosan ki tudom venni... Már is puskára cserélem a távcsövet: a hatos nagyítású cél-távcsőben is látom a bokrokon át! A nagymacska felénk fordulva figyel, teste rézsút áll – löjön, sziszegi mögöttem a jaguármester. Én viszont meg sem nézhettem, ő is aligha – azt se tudom, mekkora, golyóra érdemes-e! Gondolkodni nincs idő: elhúzzom a ravaszt – csattan a lövés...

A jaguár abban a pillanatban eltűnt. Nem tudhattuk, mi történt. – Elhibáztam, és szellem módra elosont? Vagy mégis eltaláltam volna?... Vajon mi a fene történt? – imigyen tépelődünk.

Vártunk vagy tíz percet, mielőtt közelebről megnéztük volna a rálövés helyét. Ha megsebeztem, hadd betegedjen le, vesztessen minél több vért, mielőtt utánaeredünk... Akkor döbbszünk rá valamennyien – te jó Isten, hiszen én az éppen nálam levő .223-assal lőttem a jaguárra! Az pedig egy ekkora nagymacska-nak talán meg se kottyan?! Őz nagyságú apró jószágra megfelel, de nem nagyragadozó! A nagyobbik, erősebb fegyvert kellett volna használni! A nagy izgalomban viszont egyikünknek se jutott eszébe, hogy valaki a hátsó ülésről kezembe nyomja a .300-as Winchester Magnum-



Kizsigerelve már nem is volt olyan nehéz a jaguár teste

Egyelőre azonban mit sem tudunk róla. Majd megevett a fene. Gyerünk oda! A rálövés helyén néhány csepp vér; a vérnyom bevezet a sűrűbe.

Beláttuk: itt és most, ilyen körülmé-

egy két és fél óra múltán egyik emberünk, aki messzelátóval figyelte a többieket, jelezte, hogy végre jönnek – de még nem lát semmit, nem tudja megmondani, eredménnyel jártak-e. Pár perc múlva pedig felrikkantott: valamit hoznak magukkal a vállukra vetett rúdra akasztva! Nem



### **Fur seal skins**

In 2006 a shipment of 875 seal skins arrived from Canada at Budapest Ferihegy Airport. The consignee of the shipment was a Ukrainian citizen, who claimed that the species is hooded seal (a non CITES species). During physical check, customs officers found that the skins are different, therefore they consulted an expert. He found that 514 of the 875 skins are fur seal (*Arctocephalus* sp.) skins. Therefore these have been seized. The responsible Hungarian prosecutor's office informed the Canadian authorities about this seizure who started a criminal investigation in Canada. Based on the judiciary agreement between the two countries, the Canadian Department of Justice asked the Hungarian authorities to send the whole shipment back to Canada, which will be used as evidence in their procedure. Hungary also assisted the Canadian investigation with interrogation of the relevant persons.

### **Pancake tortoises**

In March 2007 a Serbian-Hungarian citizen arriving from Serbia was inspected by custom at the border. 22 pancake tortoises (*Malacochersus tornieri*) hidden in his car were found at him. He was unable to present any documents, therefore the tortoises were seized and later confiscated by the court. The offender was found guilty in committing nature damaging crime and had to pay 36.000 HUF (approx. 140 EUR). An additional fine has been imposed on him by the environmental inspectorate, the amount of which was 50.000 HUF (approx. 200 EUR).



### **Prosecution for smuggling Hermann's Tortoises**

In May 2007 a Czech citizen was found guilty and sentenced to 8 months imprisonment suspended for 2 years by the court for smuggling 200 Hermann's Tortoises (*Testudo hermannii*) from Serbia. The animals as well as the vehicle, a Mercedes 124, that was used for smuggling have been confiscated.

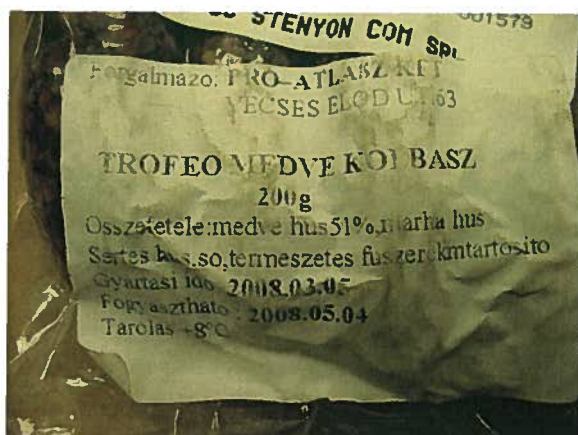
### **Medicinal leeches from Turkey**

8849 live medicinal leeches were smuggled from Turkey in May 2007. The animals were seized and the offender was fined to 100.000 HUF (approx. 400 EUR).





### Sausages made of brown bear meat



In May 2008, the Management Authority was informed that bear sausages are on sale in a butchery near Budapest. The shop was inspected in cooperation with the responsible animal health authority and altogether 112 packages (around 40 kg) sausages with 51% of brown bear meat content were found. During the investigation, an expert in genetics was consulted and the DNA test prove that the products really contain bear meat therefore a criminal prosecution started which is in process. The sausages were made in Romania.

### Caviar seizures

There were a few caviar seizures during thereporting period. 1130 grams of Russian caviar at the Ukrainain border station Záhony, 1472 grams at the Austrian border. Additionally 224 tins (113 grams each) were seized at Ferihegy International Airport. The latter was analyzed in laboratory and found to be fake.



### Ayurvedic products from India

In 2008, 620 bottles of ayurvedic products, containing *Saussurea costus* and *Aquilaria agallocha*, arriving from India have been seized at Ferihegy International Airport. The majority of the seized medicines were produced for veterinary use. The importer claimed that both CITES listed components derived from legal cultivation, however could not submit any CITES documents, therefore a criminal procedure were started which is still in process.

## **Record sentences for smuggling of shot protected birds**

Although primarily not being a CITES issue, Hungary is very much concerned about the continuing illegal killing of birds, mostly protected songbirds in its territory or smuggling through the country from neighbouring states. Several thousands of dead specimens are detected and seized every year. Occasionally the shipments contain CITES listed species, such as *Branta ruficollis* or *Aythya nyroca*.



On 7 July 2007, the second appeal court concluded in a case, in which 11800 shot protected birds have been detected upon export to Italy. During the investigation, it has been proven, that all the birds were shot in Hungary with the active cooperation of Italian hunters and their outfitters in Hungary. After an almost 4 years of trial, the court passed the following sentences:

- 3 years imprisonment on 1 Hungarian and on 1 Italian defendants
- 1 year 8 months imprisonment on 1 Hungarian defendant
- 1 year 6 months imprisonment on 2 Hungarian defendants
- 1 year suspended sentence on 1 Italian and
- 6 months suspended sentence on 1 Italian citizen

Additionally the court obliged the offenders to pay 18 million HUF (approx. 70.000 EUR) to the Kiskunság National Park Directorate the territory of which the hunts took place.

**This sentence have been the most strict ever – that have been imposed for „nature damaging crime” in Hungary.**



## **CAPACITY BUILDING AND PUBLIC AWARENESS ACTIVITIES**

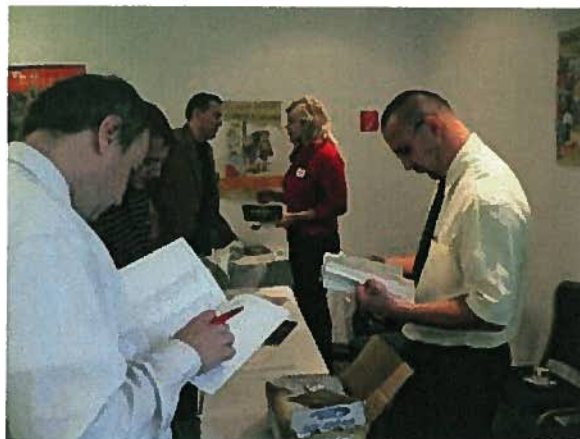
### **Capacity building activities:**

According to the national CITES legislation, environment, nature conservation and water inspectorates are responsible for regional enforcement issues, such as keeping registration, inspections and issuing domestic CITES documents. One officer in each inspectorate is assigned to deal with CITES. These officers have been educated several times – on CITES, EU Wildlife Trade Regulations and national provisions with regard to protection of and trade in plants and animals. In September 2007 a 2-days seminar and in September 2008 a 3-days seminar was held for 20 inspectors designated to be responsible for CITES issues.

In May 2007 a 2-days training seminar was held in Cluj Napoca, Romania for enforcement officers. The subject was CITES in general and the enforcement of EU Wildlife Trade Regulations. The seminar was organized by TRAFFIC, funded by DEFRA and the Rufford Foundation. The programme of and the presentations have been compiled by the Heathrow Team of UK Customs and the Hungarian CITES Management Authority. One trainer from each authorities participated in the seminar.

In May 2007, the Management Authority hold a 1-day training seminar on CITES and EU WTR for the staff of one particular unit, responsible for environmental issues, of the Hungarian National Bureau of Investigation.

In October 2007, a 2 days workshop was held in Bratislava, Slovakia on the role of state veterinary services in CITES enforcement. The workshop was facilitated by RSPCA International, and state veterinarians, customs officials and the Management Authority participated from Hungary. A member of the Hungarian MA gave a lecture to the participants on CITES in general.



As a follow-up, the CITES Management Authority hold a 1-day seminar for 20 officers of the Hungarian State Veterinary Service In January 2008.

In April 2008, a special session on nature damaging crime was organized at the Hungarian Academy for Training Judges, which was held by the CITES Management Authority together with an experienced judge. Altogether 40 judges participated from all over the country. This was the first time when training of judges from the side of the government became possible in this particular issue.

In October 2008 the Management Authority hold a 2-days meeting for 22 police officers, who are designated to deal with environmental issues in the central and the regional police headquarters. 2 officials from prosecutor's offices were also participated. The main subject of the meeting was CITES and the EC Wildlife Trade Regulations as well as the provisions of

the national wildlife protection legislation. The participants informed the meeting on their experiences with regard to the enforcement of wildlife trade regulations, of concrete cases and raised practical problems on the field of enforcement.

In November 2008, the MA organized a 1-day seminar for 15 investigators of a regional police headquarters.

In December 2008, a 1-day seminar on CITES, EC Wildlife Trade Regulations and national wildlife protection legislations was held by the MA to 30 prosecutors

Beside training of enforcement officials, the Management Authority regularly gave lectures at several universities.

In 2008, the CITES Management Authority with the contribution of WWF Hungary and Hungarian Telekom published a booklet contains Power-Point lectures for enforcement officers in printed format on CITES (as a note for the lectures) with the contact details of CITES authorities and samples of all CITES documents (permits, EU certificate and national documents).

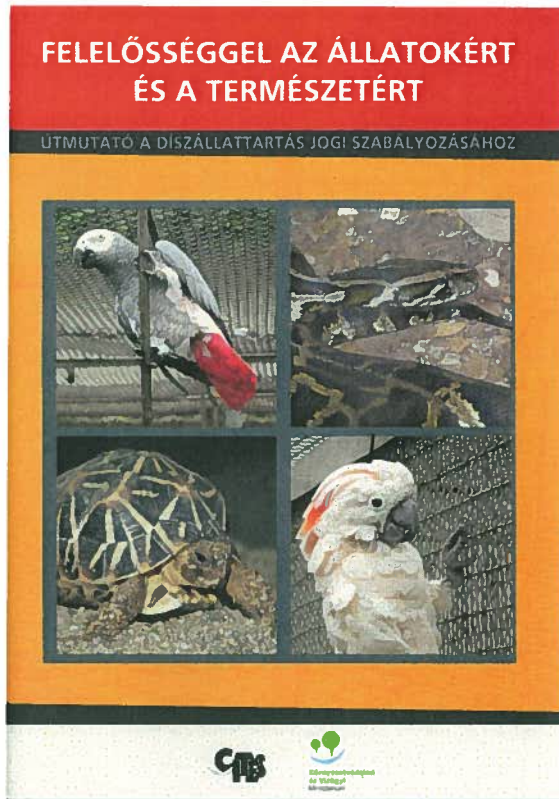
#### **Public awareness activities:**

The CITES Management Authority initiated a campaign with WWF Hungary and Oracle Hungary with the objective of raising awareness among children in schools. The children were invited for a country-wide tender called 'Wildlife Inspector in Action' where their task was to search for endangered, CITES-listed species in their surroundings (pet shops, zoos etc.). The Oracle Hungary ensured an international internet system called Think.com, where children could create their own webpages on their results. The campaign was launched in September, 2007 and webpage applications could be submitted till 30<sup>th</sup> November. After judging the tenders the best CITES webpages were prized in February, 2008. The Budget was 4,000 €.

The main goal was to raise children's awareness in damaging nature, especially in the use of and trade in wildlife. The point was to raise their own responsibility, ultimately to reach consciousness in their activities and in nature conservation. This was achieved through their task to investigate in their own neighborhood what animals and plants they can find and to get them to know more about these endangered species. Beside this primary goal, our objective was to reach group work among children with the help of their teachers and further to achieve that children share their knowledge and own opinion on the importance of preserving our natural heritage and on the negative human effects, such as excessive trade in them. Think.com served this well with all kinds of interactive tools, such as voting and disputing surfaces. As a result 20 groups created 'CITES' webpages attracting a lot of readers. The webpages were very creative with some children making comics and interview with a nature conservation officer, others posting photos taken on exotic animal markets on their summer vacation or listing the song birds dwelling near their homes.

The campaign was advertized for teachers in a monthly educationalist magazine in 9,500 copies throughout the country. This magazine is centrally distributed to all primary and secondary schools over the country (giving 150, 000 readers all together), this way our call for the tender could reach all targeted schools / teachers. The tender was advertized via internet ([www.cites.hu](http://www.cites.hu) and [www.wwf.hu](http://www.wwf.hu)), and posted in electronic newsletters two times (22, 000 email delivery) also.

This campaign was chosen by the EU's Green Spider Network among the best practices in environmental campaigns in 2008.



In 2008, the CITES Management Authority published a detailed guide for animal traders, breeders and keepers on the requirements of CITES and EC Wildlife Trade Regulations. The booklet contains all necessary information in 5 chapters and give the contact details of the relevant authorities.

## RESEARCH PROJECTS

National park directorates ran research projects for the following species, that are native to Hungary in 2007-2008. Although these projects were not „CITES-related”

<p><b><u>Mammals:</u></b></p> <p><i>Felis silvestris</i>  <i>Lutra lutra</i>  <i>Canis lupus</i></p> <p><b><u>Birds:</u></b></p> <p><i>Aquila heliaca</i>  <i>Falco vespertinus</i>  <i>Falco cherrug</i>  <i>Aquila pomarina</i>  <i>Circaetus gallicus</i>  <i>Haliaeetus albicilla</i>  <i>Falco peregrinus</i>  <i>Falco tinnunculus</i>  <i>Falco subbuteo</i></p> <p><i>Ciconia nigra</i></p> <p><i>Egretta garzetta</i>  <i>Egretta alba</i></p> <p><i>Tyto alba</i>  <i>Strix uralensis</i>  <i>Bubo bubo</i>  <i>Athene noctua</i>  <i>Otus scops</i></p> <p><i>Grus grus</i>)</p> <p><i>Otis tarda</i></p> <p><i>Platalea leucorodia</i></p>	<p><b><u>Plants:</u></b></p> <p><i>Orchis coriophora</i>  <i>Cypripedium calceolus</i>  <i>Himantoglossum adriaticum</i>  <i>Himantoglossum caprinum</i>  <i>Traunsteinera globosa</i>  <i>Epipactis palustris</i>  <i>Liparis loeselii</i>  <i>Spiranthes aestivalis</i>  <i>Ophrys sphecodes</i>  <i>Ophrys insectifera</i>  <i>Ophrys holubyana</i>  <i>Hammarbya palludosa</i></p> <p><i>Menyanthes trifoliata</i>  <i>Arnica montana</i></p>
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**GOVERNMENT DECREE**  
**No. 292/2008 (XII. 10.)**

**On specific rules of the enforcement of international and European Community legal acts regulating the international trade in endangered species of wild fauna and flora**

On the basis of its authorisation granted in paragraph (2) Article 3 of Act no. XXXII of 2003 on the announcement of Convention on International Trade in Endangered Species of Wild Fauna and Flora signed in Washington D.C., on 3<sup>rd</sup> March 1973, as well as in item *a*) Article 85 of Act no. LIII of 1996 on the protection of nature - for the regulation of the contents of paragraph (1) Article 10 and of paragraph (6) Article 80 – in its scope laid down in item *d*) paragraph (1) Article 35 of the Constitution, the Government orders the following:

***Scope of the Decree***

**Article 1**

This Decree shall be applicable in procedures relating to the execution of the following international and European Community legal acts:

- a*) Convention on International Trade in Endangered Species of Wild Fauna and Flora signed in Washington D.C., on 3<sup>rd</sup> March 1973 and announced in Act XXXII of 2003 (hereinafter: the Convention),
- b*) Council Regulation (EC) No. 338/97 of 9<sup>th</sup> December 1996 on the protection of species of wild fauna and flora by regulating trade therein (hereinafter: the Council Regulation), as well as
- c*) Commission Regulation (EC) 865/2006 of 4<sup>th</sup> May 2006 laying down detailed rules concerning the implementation of Council Regulation (EC) No. 338/97 on the protection of species of wild fauna and flora by regulating trade therein (hereinafter: the Commission Regulation).

***Designation of the Management Authority and the Scientific Authority***

**Article 2**

Duties of management authority specified in items 1. *a*) and *b*) of Article IX of the Convention as well as in paragraph (1) and (2) Article 13 of the Council Regulation (hereinafter: the management authority), and also the duties of the scientific authority shall be performed by the minister responsible for nature protection (hereinafter: the Minister).

***Proceeding Authorities***

**Article 3**

(1) The management authority shall issue permits and certificates laid down in the Council Regulation as well as certificate of registered specimen given in paragraph (4) Article 6, and shall keep records specified in the Convention and in the Council Regulation.

(2) The inspectorate for environment, nature and water (hereinafter: the Inspectorate) as well as the National Inspectorate for Environment, Nature and Water (hereinafter: National Inspectorate) shall keep records of notifications given in Article 4, and shall issue documents and certifications given in Articles 6 and 7.

(3) The management authority, the National Inspectorate, the inspectorate, the animal and plant health authority, the food safety authority, the police, as well as the customs and finance guard shall carry out inspections to ensure enforcement of the Convention, the Council Regulation, the Commission Regulation and this decree.

(4) The procedure may be suspended by the authority given in paragraph (1) and (2) in procedures covered by this Decree until the expert opinion is received if an expert is appointed.

### ***Duty of Registration***

#### **Article 4**

(1) Anyone possessing a live specimen of a vertebrate species listed in Annex A to the Council Regulation, or of a live specimen of mammal, bird or tortoise species listed in Annex B to the Council Regulation (hereinafter jointly: specimens subject to the duty of registration) shall declare its acquisition, keeping, import to the territory of the country, export from the territory of the country, alienation, death, destruction, and progeny. Declaration shall be submitted to

- a) the National Inspectorate in case of strictly protected species, or
- b) the inspectorate competent at the place of keeping in case of species not belonging to a)

(2) Duty of registration given in paragraph (1) shall not apply to specimens of species listed in *Annex 1*.

(3) Declaration shall be submitted within 30 days from the acquisition, import to the territory of the country, export from the territory of the country, alienation, death, destruction or progeny - unless otherwise regulated in a legal rule.

(4) Live specimens of species listed in the Council Regulation shall be kept so that they cannot escape from the controlled environment - unless otherwise regulated in a legal rule or an official permission. If a specimen subject to the duty of registration escapes, this shall be immediately reported to the management authority.

### ***Individual Marking of Specimens***

#### **Article 5**

(1) Specimens subject to the duty of registration shall be provided with specific marks pursuant to Chapter XVI of the Commission Regulation and to the Government Decree on the protection, keeping, utilisation and display of protected animal species.



(2) In cases not regulated by the Commission Regulation the method of marking shall be separately specified by the competent inspectorate based on the opinion of the management authority.

(3) The first 7 characters of the ring number of the closed ring constituted by 11 characters suitable for the specific identification of the specimens of bird species, specified in Chapter XVI of the Commission Regulation are the number of the breeder, including the first character as the national code (H), the next 6 characters are a number specified by the competent inspectorate or by the management authority. The additional 2 characters of the ring number perpendicular to the first characters indicate the year, and finally the last 2 characters are the number of the bird so that the ring numbers of two birds may not be identical.

### ***Certificate of Origin and Certificate of Registered Specimen***

#### **Article 6**

(1) In the case of a specimen subject to the duty of registration imported from a Member State of the European Community (hereinafter: a Member State) or from a third country to the territory of the Republic of Hungary, after declaration and individual marking, the specimen shall be registered by the competent inspectorate or by the National Inspectorate. The inspectorate shall issue a certificate of origin pursuant to *Annex 2* - except for paragraph (4) - for the registered specimen on the basis of permits and documents issued in accordance with the Council and Commission Regulations.

(2) In the case of a specimen imported from a Member State the inspectorate shall issue the certificate of origin also beyond cases given in paragraph (1) if the applicant creditably certifies in accordance with paragraph (3) - based on paragraph (5) Article 8 of the Council Regulation - that it was acquired legally within the territory of the European Community in compliance with community legislation relating to the protection of species of wild fauna and flora.

(3) Certification pursuant to paragraph (2) shall be made with a document, which contains:

- a) the name and address of the previous owner from whom the applicant acquired the specimen;
- b) the name and address of the breeder, if known;
- c) the scientific name of the species and the number of specimens;
- d) the type, number, code of the individual ID of the specimen, if it is marked;
- e) the sex and age of the specimen, if known;
- f) the source of the specimen(s) pursuant to Article 2 of Annex IX to the Commission Regulation indicating the code pursuant to this Annex;
- g) indication of the country of origin;
- h) the permit number of documents issued pursuant to the Convention, certifying the legal import in the case of import from a third country; and
- i) the date of transfer, as well as an authentic signature.

(4) The management authority shall issue a certificate of registered specimen pursuant to *Annex 3*

- a) for specimens registered by the management authority before 22<sup>nd</sup> November 2004, if a breeder's certificate, a certificate of origin, a certificate pursuant to paragraph (3) Article 8 and paragraph (2) Article 9 of the Council Regulation

- (hereinafter: EU Certificate), and an import permit pursuant to Article 4 of the Council Regulation, an export permit and a re-export certificate pursuant to Article 5 have not been issued, and
- b) for seized or confiscated specimens.

### ***Breeder's Certificate and Breeding Register***

#### **Article 7**

(1) Breeders keeping live specimens of species subject to the duty of registration for breeding purposes or keeping them in a way, where unintended progeny cannot be excluded shall keep breeding register pursuant to *Annex 4*.

(2) When the progeny is declared to the inspectorate competent at the place of keeping or to the National Inspectorate shall register the specimen individually marked pursuant to Article 5, and shall issue a breeder's certificate for the specimen pursuant to *Annex 5* - except for cases given in paragraph (4) Article 6 - provided that the owner certifies the legality of the progeny with permits specified in this Decree or in the separate legal rules, or with other documents.

### ***Common rules relating to the certificate of origin, the certificate of registered specimen and the breeder's certificate***

#### **Article 8**

(1) In the case of a specimen of a species protected, strictly protected or of nature conservation significance in the European Community, or of a live specimen of a dangerous species the certificate of origin, the certificate of registered specimen and the breeder's certificate shall be deemed provided if the data indicated in the certificate of origin, the certificate of registered specimen and the breeder's certificate is included in the keeping permission.

(2) The inspectorate shall not issue a certificate of origin, a certificate of registered specimen or a breeder's certificate for specimens for which the management authority of a Member State has issued a document pursuant to paragraph (3) Article 8 or paragraph (2) Article 9 of the Council Regulation.

#### **Article 9**

(1) It is prohibited to keep, offer for sale and sell specimens of species subject to the duty of registration without a certificate of origin, breeder's certificate, certificate of registered specimen, or an EU Certificate, and without keeping permission pursuant to a separate legal rule.

(2) The certificate of origin, breeder's certificate and the certificate of registered specimen shall only be issued for specimens provided with markings that enable their individual identification, pursuant to Article 5.

#### **Article 10**

(1) The certificate of origin, the certificate of registered specimen, the breeder's certificate and the EU Certificate shall be handed over to the new keeper or owner together with the specimen in the case of transfer or alienation of the specimen.

(2) In the case of death or destruction of the specimen

- a) the certificate of origin or the breeder's certificate shall be sent to the inspectorate competent at the place of keeping within 30 days, and shall be cancelled by it.
- b) the certificate of registered specimen or the EU Certificate shall be sent to the management authority within 30 days, and shall be cancelled by it.

(3) If an EU Certificate is issued for a specimen provided with a certificate of origin, a breeder's certificate or a certificate of registered specimen, the certificate of origin, the breeder's certificate or the certificate of registered specimen shall be cancelled by the management authority.

### ***Enforcement rules relating to permitting pursuant to the Council Regulation***

#### **Article 11**

(1) No import permit pursuant to Article 4 of the Council Regulation, export permit or a re-export certificate pursuant to Article 5, or an EU Certificate may be issued for the applicant if

- a) he/she has been condemned in a final judgement due to committing criminal act of nature damaging or cruelty to animals, until he/she is exempted from disadvantageous consequences resulting from the criminal record, but at least for five years from the final judgement,
- b) he/she has been found responsible for an offence in connection with nature protection in a final judgement, for three years from the final judgement, or
- c) he/she has been fined in connection with nature protection or animal protection, for three years from the final judgement.

(2) No import permit pursuant to Article 4 of the Council Regulation, export permit or a re-export certificate pursuant to Article 5, or an EU Certificate may be issued for the applicant if by a foreign court or authority

- a) he/she has been condemned in a final judgement due to committing criminal act of nature damaging or cruelty to animals, until he/she is exempted from disadvantageous consequences resulting from the criminal record, but at least for five years from the final judgement,
- b) he/she has been found responsible for an offence in connection with nature protection in a final judgement, for three years from the final judgement, or
- c) he/she has been fined in connection with nature protection or animal protection, for three years from the final judgement,

if the management authority is officially notified of the final judgement or decision.

#### **Article 12**

In cases given in paragraph (1) Article 6, paragraph (3) Article 12, item c) paragraph (1) Article 14, Article 20 of the Council Regulation, in paragraph (7) Article 66 and Article 69 of the Commission Regulation the minister shall notify the European Commission.

***Rules relating to  
transport and keeping***

**Article 13**

Specimens of species listed in Annexes A to D to the Council Regulation shall be imported, exported or re-exported solely at border crossings listed in *Annex 6* - in compliance with paragraph 1 of Article 12 of the Council Regulation.

**Article 14**

- (1) Live specimens of primates may be kept only if the conditions for keeping given in the separate piece of legislation on detailed rules of establishment, operation and maintenance of zoos and animal shelters are met.
- (2) Live apes (gorillas, orangutans, chimpanzees and gibbons) may be kept only in zoos operating in accordance with the separate legal rule.
- (3) Keeping of products made of furs of seal species falling under the effect of the Council Regulation is prohibited - except for keeping in museums.

***Registration***

**Article 15**

- (1) Authority given in paragraph (1) and (2) of Article 3 shall register
  - a) the following documents issued by it
    - aa) certificates of origin,
    - ab) certificates of registered specimen
    - ac) breeder's certificates,
    - ad) permits and documents pursuant to the Council Regulation,
    - ae) permits authorising caviar processing, packaging and repackaging, and
    - af) permits for keeping pursuant to the separate legal rule,
  - b) the declared specimens, and
  - c) activities relating to sturgeon and paddlefish species and caviar.
- (2) On the basis of registration pursuant to paragraph (1) the management authority operates a national database, from which it shall supply data to other authorities at request.

***Rules relating to the keeping of sturgeon and paddlefish species and to caviar***

**Article 16**

- (1) Persons engaged in keeping and breeding of live specimens of sturgeon and paddlefish species falling under the effect of the Council Regulation shall notify the competent inspectorate of this activity, which shall register it.
- (2) The followings shall be attached to the notification:
  - a) detailed description of the activity,

- b) copy of document(s) certifying the origin of the specimens and its legal acquisition,
- c) description of the method of keeping or breeding, and
- d) estimation of the annually bred or marketed volumes.

(3) During this activity sturgeons and paddlefish may not be let into natural waters - except for licensed reintroduction or introduction.

### **Article 17**

(1) Application submitted by a plant engaged in processing, packaging or repackaging of caviar of sturgeon and paddlefish species falling under the effect of the Council Regulation for a permit pursuant to paragraph (7) Article 66 of the Commission Regulation shall include:

- a) detailed description of the activity,
- b) an estimation of the annually packaged, repackaged or marketed caviar volumes,
- c) the planned source of acquisition of caviar, and
- d) data indicated on labels specified in paragraph (6) Article 66 of the Commission Regulation used for marking of the caviar container (hereinafter: label), except for the specific identification code of the plant.

(2) The following data shall be indicated on the label if the packaged caviar originates from the territory of the Republic of Hungary:

- a) the code of the species pursuant to *Annex 7*, from the eggs of which the caviar is made,
- b) source code of the packaged caviar pursuant to *Annex IX* to the Commission Regulation,
- c) two-letter ISO code of the country of origin,
- d) the year of harvest of the caviar,
- e) the specific registration code of the packaging plant and
- f) identification code used by the packaging plant for tracing the items.

(3) The following data shall be indicated on the label if the repackaged caviar originates not from the territory of the Republic of Hungary:

- a) the code of the species pursuant to *Annex 7*, from the eggs of which the caviar is made,
- b) source code of the repackaged caviar pursuant to *Annex IX* to the Commission Regulation,
- c) two-letter ISO code of the country of origin,
- d) the year of repackaging and the two-letter ISO code of the country in which the repackaging plant operates, if this is other than the country of origin,
- e) the specific registration code of the repackaging plant and
- f) identification code used by the repackaging plant for tracing the items.

(4) The label shall be approved by the management authority in its permit pursuant to paragraph (7) Article 66 of the Commission Regulation, and shall assign a specific registration code to be indicated on the label.

### **18. §**

(1) Only labels approved by the management authority may be used for marking of caviar containers.

- (2) The labels are forms provided with security features and subject to stringent accounting, which shall be ordered from a press authorised to prepare them and shall be attached by the (re-)packaging plant to the caviar containers.
- (3) Beyond terms of marking specified in a legal rule on marking of foods the labels shall be attached to the caviar containers as seals so that they tear when the caviar containers are first opened.
- (4) It is prohibited to keep, sell or offer for sale, purchase, or offer to purchase, import to or export from the country, if the containers are not labelled.
- (5) The percentage of caviar shall be indicated on the caviar containing products.

### **Article 19**

- (1) Records kept by the caviar packaging or repackaging plants in accordance with paragraph (7) Article 66 of the Commission Regulation shall contain data pursuant to *Annex 8*.
- (2) Records pursuant to paragraph (1) shall be kept and updated on numbered and authenticated caviar turnover registration data sheets issued by the management authority. The registration data sheets shall be made available for official control purposes at any time.
- (3) The licensed packaging and repackaging plants shall notify the management authority of caviar volumes acquired, processed, packaged or repackaged, and sold in the previous calendar year and being on stock on the first day of the year, planned to be processed, packaged or repackaged and sold in the given year, in writing by species, by 31<sup>st</sup> January each year.
- (4) Caviar turnover registration data sheets kept in the subject year as well as copies of documents relating to the legal origin and to the sales shall be attached to the notification.
- (5) The management authority shall delete plants not meeting or not properly meeting the requirements of Articles 16 to 19 from the registration. Deletion shall not exempt from other legal consequences.
- (6) If on the basis of paragraph (5) the packaging or repackaging plant is deleted by the management authority from the registration, no import permit pursuant to Article 4 or export permit or re-export certificate pursuant to Article 5 of the Council Regulation may be issued for the plant for three years after deletion.

### ***Retention, seizure and confiscation***

### **Article 20**

- (1) If specimens of species listed in Annexes A to D to the Council Regulation are kept, transported or marketed without the necessary permits or documents, or if the specimens are transported in violence of legal rules or official regulations, the controlling authority shall retain the specimens in its on-site procedure - keeping also minutes -, and shall proceed in accordance with the separate legal rules, and shall notify the management authority thereof

within 48 hours. The management authority shall make a decision on the disposal of the retained live specimens.

(2) The management authority shall seize specimens the legal import, (re)export or keeping of which can not be proven by the owner, and shall order with deadline the presentation of documents of origin of the specimens.

(3) In case retention or seizure is made with leaving the specimen on the site, the owner of the specimens shall keep them with due care until further measures are taken. If after retention or seizure a live specimen dies, the owner shall immediately notify the management authority, and shall keep it frozen until further measures are taken by the authority.

(4) The management authority

- a) shall confiscate the specimen if the owner does not present a document certifying its origin by the set deadline,
- b) shall confiscate the specimen which is kept illegally, or
- c) may confiscate the specimen the transport or keeping of which does not meet the contents of legal rules or official decisions, and therefore there is an imminent risk of death of or damage to the specimen.

(5) Further measures relating to the confiscated specimens shall be taken in accordance with the separate regulation relating to confiscated protected natural values.

## **Article 21**

(1) Anyone finding a specimen subject to the duty of registration shall notify the management authority thereof within 8 days. The specimen shall be returned to the owner if it is included in database managed by the management authority, and the owner presents documents certifying the legal origin to the management authority.

(2) If the specimen is not provided with individual marking, or the identity of the owner cannot be established, the management authority shall proceed in accordance with Article 20 after 30 days from the notification.

## **Article 22**

(1) For the purpose of the Convention and of this Decree, rescue centers are zoos or botanical gardens operating in accordance with the separate legal rule in which care for the confiscated or seized live specimens is assured.

(2) If necessary, confiscated or seized specimens may be placed in a rescue centre designated by the management authority.

## ***Legal consequences***

## **Article 23**

(1) Anyone not meeting or not properly meeting his/her obligations covered by the Convention, the Council Regulation, the Commission Regulation or this Decree may be

obliged by the management authority to pay the costs of confiscation and seizure, including also the costs of keeping (storing) and transport.

(2) The inspectorate shall impose a nature protection fine amounting to minimum ten thousand and maximum one hundred thousand forints depending on the severity and repetition of the offence on anyone not meeting or not properly meeting his/her obligations covered by the Convention, the Council Regulation, the Commission Regulation and this Decree in respect of a specimen of a species not protected, strictly protected, or not considered of nature conservation significance in the European Community. The fine may be imposed repeatedly in case of non-payment.

(3) Fine pursuant to paragraph (2) shall be imposed by specimen in the case of specimens that are subject to the duty of registration, and by each 250 grams started in the case of caviar, caviar containing products, ivory or rhinoceros horn, and by each cubic metre started in the case of timber.

### ***Final provisions***

#### **Article 24**

(1) This Decree shall enter into force on the 8<sup>th</sup> day following its promulgation.

(2) With the effect of this Decree Government Decree 271/2002 (XII.20) on the enforcement of Convention on International Trade in Endangered Species of Wild Fauna and Flora signed in Washington D.C., on 3<sup>rd</sup> March 1973 shall become void.

#### **Article 25**

This Decree specifies regulations necessary for the enforcement of the following community legal acts:

- a) Article 6, Article 8, Articles 12 to 14, Article 16 and Article 20 of Council Regulation (EC) No. 338/97 (9<sup>th</sup> December 1996) on the protection of species of wild fauna and flora by regulating trade therein;
- b) paragraph (1) Article 62, paragraph (2) Article 64, Articles 65 to 66, and Article 69 of Commission Regulation (EC) 865/2006/EC (4<sup>th</sup> May 2006) laying down detailed rules concerning the implementation of Council Regulation (EC) No. 338/97/EC on the protection of species of wild fauna and flora by regulating trade therein;
- c) paragraph 18, Article 1 of Commission Regulation (EC) No. 100/2008 (4<sup>th</sup> February 2008) amending Regulation (EC) No. 865/2006 laying down detailed rules concerning the implementation of Council Regulation (EC) No. 338/97/EC in respect of sample collections and certain formalities relating to the trade in species of wild fauna and flora.



***Species excluded from the duty of registration***

1. From species listed in Annex A of the Council Regulation:

*Scientific name*

**Hungarian name**

**ANSERIFORMES**

**Lúdalakúak**

*Anas laysanensis*

Laysan-réce

*Branta sandvicensis*

Hawaii-lúd

**GALLIFORMES**

**Tyúkalakúak**

*Catreus wallichii*

Wallich-fácán

*Colinus virginianus ridgwayi*

Ridgway-bozótfürj

*Crossoptilon crossoptilon*

Fehér fülesfácán

*Crossoptilon mantchuricum*

Barna fülesfácán

*Lophophorus impejanus*

Himalájai fényfácán

*Lophura edwardsi*

Vietnámi fácán

*Lophura swinhoii*

Nyerges fácán

*Polyplectron napoleonis*

Palawan-pávafácán

*Syrmaticus ellioti*

Elliot-fácán

*Syrmaticus humiae*

Burmai fácán

*Syrmaticus mikado*

Mikádó fácán

## **COLUMBIFORMES**

## **Galambalakúak**

*Columba livia*

Szírti galamb

## **PSITTACIFORMES**

## **Papagájalakúak**

*Psephotus dissimilis*

Csuklyás papagáj

*Cyanoramphus novaezelandiae*

Kecskepapagáj

## **PASSERIFORMES**

## **Verébalakúak**

*Carduelis cucullata*

Tűzcsíz

### **2. From species listed in Annex B of the Council Regulation:**

*Scientific name*

**Hungarian name**

## **ANSERIFORMES**

## **Lúdalakúak**

*Coscoroba coscoroba*

Koszkoróbahattyú

*Cygnus melanocoryphus*

Feketenyakú hattyú

*Dendrocygna arborea*  
*Sarkidiornis melanotos*

### **GALLIFORMES**

*Arborophila charltonii*  
*Arborophila orientalis*  
*Argusianus argus*  
*Gallus sonneratii*  
*Ithaginis cruentus*  
*Lophura haitiensis*  
*Pavo muticus*  
*Polyplectron bicalcaratum*  
*Polyplectron germaini*  
*Polyplectron malacense*  
*Polyplectron schleiermacheri*

### **PSITTACIFORMES**

*Agapornis canus*  
*Agapornis fischeri*  
*Agapornis personatus*  
*Alisterus scapularis*  
*Aprosmictus erythropterus*  
*Aratinga* spp.  
*Barnardius* spp.  
*Bolborhynchus* spp.  
*Brotogeris* spp.  
*Cyanoliseus patagonus*  
*Cyanoramphus auriceps auriceps*

*Eolophus roseicapillus*  
*Forpus* spp.  
*Lathamus discolor*  
*Myopsitta monachus*  
*Nandayus nenday*  
*Neophema* spp.  
*Neopsephotus bourkii*  
*Pionites* spp.  
*Pionus* spp.  
*Platycercus* spp.  
*Poicephalus senegalus*  
*Polytelis* spp.  
*Psephotus* spp.  
*Psittacula alexandri*  
*Psittacula cyanocephala*  
*Psittacula derbiana*  
*Psittacula eupatria*  
*Purpureicephalus purpureus*  
*Pyrrhura* spp.  
*Trichoglossus haematodus*

Pálmafűtyűlőlúd (Karibi fűtyűlőlúd)  
Bütykös fényréce

### **Tyúkalakúak**

Örvös hegyifogoly  
Fehéarcú hegyifogoly  
Argosz-páva  
Gyöngyös bankivatyúk  
Vérfácán  
Annami fácán  
Zöld páva  
Szürke pávafácán  
Barna pávafácán  
Maláj pávafácán  
Borneói pávafácán

### **Papagájalakúak**

Szürkefejű törpepapagáj  
Barackfejű törpepapagáj  
Feketefejű törpepapagáj  
Ausztrál királypapagáj  
Vörösszárnú papagáj  
Az *Aratinga* nem fajai  
A *Barnardius* nem fajai  
A *Bolborhynchus* nem fajai  
A *Brotogeris* nem fajai  
Sziklapapagáj  
Aranyhomlokú kecskepapagáj  
törzsalakja  
Rózsás kakadu  
Verébpapagájfajok  
Fecskepapagáj  
Barátpapagáj  
Kucsmás papagáj (Nanday-papagáj)  
A *Neophema* nem fajai  
Alkonypapagáj (Bourk-papagáj)  
A *Pionites* nem fajai  
A *Pionus* nem fajai  
A *Platycercus* nem fajai (rozellák)  
Szenegáli papagáj  
A *Polytelis* nem fajai  
A *Psephotus* nem fajai  
Szakállas papagáj  
Szilvafejű papagáj  
Fenyőpapagáj (Kína-papagáj)  
Nagy sándorpapagáj  
Vörössapkás papagáj  
A *Pyrrhura* nem fajai  
Szivárványos lóri

**PASSERIFORMES***Carduelis yarrellii**Garrulax canorus**Gracula religiosa**Leiothrix argenteauris**Leiothrix lutea**Padda oryzivora**Paroaria capitata**Paroaria coronata**Poephila cincta cincta***Verébalakúak**

Aranyarcú csíz

Énekes álszajkó

Beó

Ezüstfülű napmadár (Ezüstfülű fülemüle)

Piroscsőrű napmadár (Kínai fülemüle)

Rizspinty

Vöröslábú kardináispinty

Szürke kardináispinty

Szakállas amandina törzsalakja

**Származási igazolás**  
külföldről behozott példányhoz  
*Verification of origin (for specimen originating from outside of Hungary)*

Tudományos és magyar fajnév/ <i>Scientific and common name of species</i>	Az eredeti CITES-engedély engedély száma / <i>CITES permit No.</i>  biztonsági száma / <i>security stamp No.</i>  Nyilvántartási szám/Reg. No.

<b>Leírás/Description</b>  <div style="display: flex; justify-content: space-around;"> <div style="text-align: center;"> <input type="checkbox"/> élő állat/  <i>live animal</i> </div> <div style="text-align: center;"> <input type="checkbox"/> nem élő példány/  <i>dead specimen</i> </div> </div>	<b>Ivar/Sex</b>
<b>Egyedi azonosító/ID</b>	<b>Ismertető jegy/Characteristics</b>
<b>Megjegyzés/Remarks</b>   CITES függelék / <i>App.:</i>  EU melléklet / <i>Annex*:</i>  Eredet / <i>Source:</i>	.....Környezetvédelmi, Természetvédelmi és Vízügyi Felügyelőség ( <i>Issuing Authority</i> )   <div style="text-align: right;">                     .....                      aláírás, P.H. / <i>stamp and signature</i> </div>

<b>Kiállítás helye és ideje/Place and date of issue</b>  <hr style="border: 0.5px solid black;"/>  .....	
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**A TULAJDONOSVÁLTOZÁST ÉS ELHULLÁST KÉRJÜK BEJELENTENI!**

**\* „A” MELLÉKLETBE TARTOZÓ FAJ ESETÉN JELEN DOKUMENTUM A 338/97/EK TANÁCSII RENDELET 8. CIKKÉNEK (1) BEKEZDÉSÉBEN FELSOROLT TEVÉKENYSÉGEKRE NEM JOGOSÍT. / THIS DOCUMENT DOES NOT AUTHORIZE IT'S HOLDER FOR COMMERCIAL ACTIVITIES LISTED IN ARTICLE 8(1) OF COUNCIL REGULATION (EC) NO 338/97**

**A DOKUMENTUM ÉRVÉNYESSÉGÉRE VONATKOZÓ SPECIÁLIS FELTÉTELEK/ SPECIAL CONDITIONS FOR THE VALIDITY OF THE DOCUMENT:**

**Eredetigazolás**

*Certificate of registered specimen*

Ezen dokumentum igazolja, hogy a példány szerepel a magyar CITES Igazgatási Hatóság nyilvántartásában.

*This is to certify, that this specimen is registered by the Hungarian CITES Management Authority.*

Tudományos és magyar fajnév/ <i>Scientific and common name of species</i>	Nyilvántartási szám/Reg. No.
	Igazolás kiállításának ügyiratszám/Ref. No.
Leírás/Description  <input type="checkbox"/> élő állat/ <i>live animal</i> <input type="checkbox"/> nem élő példány/ <i>dead specimen</i>	Ivar/Sex
Egyedi azonosító/ID	Ismertető jegy/Characteristics
Megjegyzés/Remarks  CITES függelék / <i>App.</i> : EU melléklet / <i>Annex*</i> : Eredet / <i>Source</i> :	
Kiállítás helye és ideje/Place and date of issue  <b>Budapest,</b>	Környezetvédelmi és Vízügyi Minisztérium ( <i>Issuing Authority</i> )  ..... aláírás, P.H. / <i>stamp and signature</i>

**A TULAJDONOSVÁLTOZÁST ÉS ELHULLÁST KÉRJÜK BEJELENTENI!**

**\* „A” MELLÉKLETBE TARTOZÓ FAJ ESETÉN JELEN DOKUMENTUM A 338/97/EK TANÁCSI RENDELET 8. CIKKÉNEK (1) BEKEZDÉSÉBEN FELSOROLT TEVÉKENYSÉGEKRE NEM JOGOSÍT. / THIS DOCUMENT DOES NOT AUTHORIZE IT'S HOLDER FOR COMMERCIAL ACTIVITIES LISTED IN ARTICLE 8(1) OF COUNCIL REGULATION (EC) NO 338/97**

**A DOKUMENTUM ÉRVÉNYESSÉGÉRE VONATKOZÓ SPECIÁLIS FELTÉTELEK/ SPECIAL CONDITIONS FOR THE VALIDITY OF THE DOCUMENT:**

## Breeding Register

[illegible]

[illegible]



**Tenyésztői bizonylat**  
*Breeding certificate*

Tudományos és magyar fajnév/ <i>Scientific and common name of species</i>

Tenyésztő kódszáma/Reg. No. of the breeder

Nyilvántartási szám/Reg. No.

<b>Leírás/Description</b>  <input type="checkbox"/> élő állat/ <i>live animal</i> <input type="checkbox"/> nem élő példány / <i>dead specimen</i>	<b>Ivar/Sex</b>  
<b>Egyedi azonosító/ID</b>  	<b>Ismertető jegy/Characteristics</b>  
<b>Megjegyzés/Remarks</b>  	
CITES függelék / <i>App.</i> :  EU melléklet / <i>Annex*</i> :  Eredet / <i>Source</i> :	

<b>Kiállítás helye és ideje/Place and date of issue</b>  
.....,

.....Környezetvédelmi,  
Természetvédelmi és Vízügyi Felügyelőség  
(*Issuing Authority*)

.....  
aláírás, P.H. / *stamp and signature*

**A TULAJDONOSVÁLTOZÁST ÉS ELHULLÁST KÉRJÜK BEJELENTENI!**

\* „A” MELLÉKLETBE TARTOZÓ FAJ ESETÉN JELEN DOKUMENTUM A 338/97/EK TANÁCSI RENDELET 8. CIKKÉNEK (1) BEKEZDÉSÉBEN FELSOROLT TEVÉKENYSÉGEKRE NEM JOGOSÍT. / *THIS DOCUMENT DOES NOT AUTHORIZE IT'S HOLDER FOR COMMERCIAL ACTIVITIES LISTED IN ARTICLE 8(1) OF COUNCIL REGULATION (EC) NO 338/97*

A DOKUMENTUM ÉRVÉNYESSÉGÉRE VONATKOZÓ SPECIÁLIS FELTÉTELEK/ *SPECIAL CONDITIONS FOR THE VALIDITY OF THE DOCUMENT:*

***List of border crossing points designated in compliance with paragraph 1 Article 12 of the Council Regulation***

Border crossing point designated for import = (1)

Border crossing point designated for (re-)export = (2)

	Live animals	Animal parts, derivatives	Live plants	Plant parts/ derivatives
Ferihegy International Airport	(1) (2)	(1) (2)	(1) (2)	(1) (2)
MVCSV (post)			(1) (2)	(1) (2)
Záhony (road)	(1) (2)	(1) (2)	(1) (2)	(1) (2)
Eperjeske (rail)	(2)	(1) (2)	(1) (2)	(1) (2)
Röszke (road)	(1) (2)	(1) (2)	(1) (2)	(1) (2)
Kelebia (rail)	(2)	(1) (2)	(1) (2)	(1) (2)
Mohács (ship)			(1) (2)	(1) (2)
Udvar (road)			(2)	(2)
Gyékényes (rail)	(2)	(1) (2)	(1) (2)	(1) (2)
Letenye (road)	(2)	(1) (2)	(1) (2)	(1) (2)

**Codes for identification of Acipenseriformes species, hybrids and mixed species**

<b>Scientific name</b>	<b>Code</b>
<i>Acipenser baerii</i>	BAE
<i>Acipenser baerii baicalensis</i>	BAI
<i>Acipenser brevirostrum</i>	BVI
<i>Acipenser dabryanus</i>	DAB
<i>Acipenser fulvescens</i>	FUL
<i>Acipenser gueldenstaedtii</i>	GUE
<i>Acipenser medirostris</i>	MED
<i>Acipenser mikadoi</i>	MIK
<i>Acipenser naccarii</i>	NAC
<i>Acipenser nudipectus</i>	NUD
<i>Acipenser oxyrinchus</i>	OXY
<i>Acipenser oxyrinchus desotoi</i>	DES
<i>Acipenser persicus</i>	PER
<i>Acipenser ruthenus</i>	RUT
<i>Acipenser schrenckii</i>	SCH
<i>Acipenser sinensis</i>	SIN
<i>Acipenser stellatus</i>	STE
<i>Acipenser sturio</i>	STU
<i>Acipenser transmontanus</i>	TRA
<i>Huso dauricus</i>	DAU
<i>Huso huso</i>	HUS
<i>Polyodon spathula</i>	SPA
<i>Psephurus gladius</i>	GLA
<i>Pseudoscaphirhynchus fedtschenkoi</i>	FED
<i>Pseudoscaphirhynchus hermanni</i>	HER
<i>Pseudoscaphirhynchus kaufmanni</i>	KAU
<i>Scaphirhynchus albus</i>	ALB
<i>Scaphirhynchus platyrhynchus</i>	PLA
<i>Scaphirhynchus suttkusi</i>	SUS
<i>Kevert fajok (kizárólag préselt kaviár esetén)</i>	MIX
<i>Hibridek esetén a hím fajkódja x a nőstény fajkódja</i>	YYY x XXX

***Contents of records kept by caviar packaging or repackaging plants***

**A) For receipts:**

1. Identification code used by the caviar packaging or repackaging plant for the identification of the items
2. Date of receipt
3. Received volume
4. Scientific name of the species
5. Source code based on Annex IX to the Commission Regulation
6. Two-letter ISO code of the country of origin
7. Numbers of CITES import or (re-)export permits, dates of issue in the case of imported caviar
8. Type and number of document certifying the legal acquisition and origin in the case of caviar acquired in a Member State of the European Community
9. The year of harvest and repackaging of the caviar
10. The percentage of caviar content of the products.

**B) For handing outs:**

1. Serial number of the delivered item
2. Identification code used by the caviar (re)packaging plant for the identification of the items
3. Scientific name of the species
4. Numbers and net weights of containers used for (re)packaging
5. Caviar volume used for (re)packaging of the individual items
6. Numbers of CITES (re-)export permits and the date of issue in the case of exports
7. The number of sales invoice and date of its issue in the case of sales in any Member State of the European Community
8. The percentage of caviar content of the products.