

***Decisions  
of the Conference of the Parties***

## Directed to the Parties

### Regarding entry into force of Resolutions and Decisions of the Conference of the Parties

*[from document Com. 9.34]*

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| <p>1. The recommendations contained in Resolutions and Decisions adopted by the Conference of the Parties shall be effective from the date on which they are sent by Notification to the Parties at the latest, unless otherwise specified in the recommendation concerned.</p> | <p>2. Their implementation by the individual Parties is subject to the procedures required under their national legislation.</p> |
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### Regarding the submission of amendment proposals, draft resolutions and other documents

*[from documents Plen. 5.8 and Doc. 5.35]*

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| <p>3. The term "the text of the proposed amendment" in Article XV, paragraph 1, of the Convention includes the substantially complete supporting statement accompanying it, and this interpretation is extended to certain amendment proposals, draft resolutions and</p> | <p>other documents submitted for consideration at meetings of the Conference of the Parties, for which deadlines for submission are established under Resolutions of the Conference.</p> |
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### Regarding the preparation of draft resolutions of the Conference of the Parties

*[from document Doc. 9.19]*

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| <p>4. When drafting a resolution that is intended to be exhaustive, or to treat a subject comprehensively, or to make significant changes in the way in which a subject is dealt with, a Party should prepare the draft so that, if adopted, it will replace and repeal all existing Resolutions (or, as appropriate, the relevant paragraphs) on the same subject.</p> <p>5. Unless practical considerations dictate otherwise, draft resolutions should not include:</p> | <p>a) instructions or requests to Committees, Working Groups or the Secretariat, unless they are part of a long-term procedure;</p> <p>b) decisions on the presentation of the appendices; and</p> <p>c) recommendations (or other forms of decision) that will be implemented soon after their adoption and will then be obsolete.</p> |
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### Regarding implementation of Resolution Conf. 8.4

*[from document Com. 9.15 (Rev.)]*

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| <p>6. The following actions should be taken by each Party named in the revised Annex 1 of document Doc. 9.24, whose national legislation is believed generally not to meet the requirements for implementation of CITES.</p> <p>a) The Party concerned should:</p> <p>i) take all necessary measures to develop national legislation for implementation of CITES and to ensure that this legislation will be introduced (this means submitted to the legislature) by the tenth meeting of the Conference of the Parties; and</p> <p>ii) report to the Secretariat any progress made in this regard <u>no later than six months</u> before that meeting.</p> <p>b) If the Party concerned believes that the Secretariat's current analysis of legislation is not accurate, it should, <u>by 15 January 1995</u>, provide to the Secretariat:</p> <p>i) copies of all relevant legislation not referred to in the analysis and, where applicable, a translation of this legislation into one of the three languages of the Convention; and</p> <p>ii) its comments as to how such legislation applies to the implementation of CITES.</p> <p>c) Notwithstanding the new information provided by the Party, Decision 6.a) should apply until the Party receives different advice from the Secretariat.</p> | <p>7. With respect to Parties that have not taken positive steps to implement the recommendations under Decision 6., the Conference of the Parties at its tenth meeting shall consider appropriate measures, which may include restrictions on the commercial trade in specimens of CITES-listed species to or from such Parties.</p> <p>8. The following actions should be taken by any Party named in the revised Annex 1 of document Doc. 9.24, whose national legislation is believed not to meet all requirements for CITES implementation.</p> <p>a) The Party concerned should:</p> <p>i) take steps to improve its national legislation for implementation of CITES in the areas of weakness indicated in the analysis; and</p> <p>ii) report to the Secretariat any progress made in this regard <u>no later than six months</u> before the tenth meeting of the Conference of the Parties.</p> <p>b) If the Party concerned believes that the Secretariat's analysis of legislation is not accurate, it should, <u>by 15 January 1995</u>, provide to the Secretariat:</p> <p>i) copies of all relevant legislation not referred to in the analysis and, where applicable, a translation of this legislation into one of the three languages of the Convention; and</p> <p>ii) its comments as to how such legislation applies to the implementation of CITES.</p> |
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c) Notwithstanding the new information provided by the Party, Decision 8.a) should apply unless the

Party is advised by the Secretariat that its legislation is believed to generally meet all requirements for CITES implementation.

#### Regarding issuance of permits

*[from documents Plen. 7.6 (Rev.) and Doc. 7.20 (see also document Doc. 9.20 Annex)]*

9. The Parties should not issue permits for pre-Convention stocks, except for export to countries having become Parties to the Convention after the date of entry into force of the Convention in the issuing country or for export to States not party to the Convention.
10. The Parties should verify the origin and the species of specimens for which they issue export permits, in order to avoid permits being issued for specimens of

Appendix-I species when the transaction is for primarily commercial purposes and no import permit has been previously issued.

11. The Parties should be particularly vigilant regarding the issuance of documents for very valuable specimens and specimens of species included in Appendix I.
12. To avoid abusive or fraudulent use, the Parties should not use forms for their internal-trade certificates that are identical to CITES forms.

#### Regarding acceptance of permits

*[from documents Plen. 7.6 (Rev.) and Doc. 7.20 (see also document Doc. 9.20 Annex)]*

13. The Parties should check with the Secretariat when they have doubts about the validity of permits accompanying suspect shipments.

14. The Parties should ask for the Secretariat's advice before accepting the import of live specimens of Appendix-I species declared as bred in captivity.

#### Regarding illegal trade

*[from documents Plen. 7.6 (Rev.), Plen. 7.7 (Rev.) and Doc. 7.20 (see also document Doc. 9.20 Annex)]*

15. When a Party is presented with a false document, it should do everything in its power to find out where the specimens are and where the false document originated.
16. When a Party is informed by the Secretariat of the fraudulent use of documents issued by that Party, it

should carry out an inquiry to identify the instigators of the crime, calling on ICPO-Interpol where necessary.

17. When specimens are seized, the Parties concerned should do all they can to identify and convict those responsible.

#### Regarding violations of the Convention by diplomats and troops serving under the flag of the United Nations

*[from document Com. 9.7 (Rev.)]*

18. The Parties are urged to remind their diplomatic missions, their delegates on mission in foreign countries and their troops serving under the flag of the

United Nations that they are not exempted from the provisions of the Convention.

#### Regarding annual reports

*[from documents Plen. 6.6, Plen. 7.5, Plen. 8.8 (Rev.), Com. II 7.1 (Rev.), Doc. 6.18, Doc. 7.19 and Doc. 8.31 (see also document Doc. 9.20 Annex)]*

19. Those Parties failing to submit annual reports regularly should make greater efforts to comply with this requirement and should inform the Secretariat urgently if the situation can be remedied through the provision of technical assistance.
20. Parties submitting their reports late should identify the main causes of this shortcoming and take urgent steps to remedy the situation.

21. Parties that do not report the plant trade at all should be encouraged to do so through the provision of technical and financial assistance to set up reporting systems.

22. Parties wishing to continue to distribute their annual reports to other Parties should undertake this responsibility themselves.

#### Regarding biennial reports

*[from document Com. 9.15 (Rev.)]*

23. The Parties should make greater efforts to provide to the Secretariat the biennial reports required under Article VIII, paragraph 7(b), of the Convention, in

particular because of the importance of information on changes that have occurred with regard to national legislation for implementation of CITES.

#### Regarding trade in plants

*[from documents Plen. 7.6 (Rev.), Plen. 8.8 (Rev.), Doc. 7.20 and Doc. 8.31 (see also document Doc. 9.20 Annex)]*

24. The Parties should carefully check material in trade in order to improve enforcement and in particular check plants declared to have been artificially propagated, both on import and on export.

25. Management Authorities should supply to the CITES Secretariat information on nurseries involved in the export of CITES-listed plants, in order to facilitate implementation of CITES for plants.

Regarding communication

*[from documents Plen. 7.6 (Rev.) and Doc. 7.20 (see also document Doc. 9.20 Annex)]*

26. The Parties should carefully check the telexes and telefaxes they receive to confirm the validity of permits; they should ensure that the information that appears

on the telexes and telefaxes, including the numbers, corresponds to that in the CITES Directory.

## Directed to Chairmen of Committees I and II

### Regarding the consideration of draft resolutions

*[from document Doc. 9.19]*

1. Unless practical considerations dictate otherwise, draft resolutions should not include:
  - a) instructions or requests to Committees, Working Groups or the Secretariat, unless they are part of a long-term procedure;
  - b) decisions on the presentation of the appendices; and
  - c) recommendations (or other forms of decision) that will be implemented soon after their adoption and will then be obsolete.

## Directed to the Standing Committee

### Regarding a study of the effectiveness of the Convention

[from document Com 9.10]

1. Arrangements shall be made for a review conducted under the terms of reference that follow:

#### TERMS OF REFERENCE FOR A STUDY ON HOW TO IMPROVE THE EFFECTIVENESS OF THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA (CITES)

##### A. Background

At its ninth meeting, in Fort Lauderdale, United States of America, the Conference of the Parties to CITES assigned to its Standing Committee the responsibility to conduct a review of the effectiveness of the provisions and implementation of the Convention, and to report its findings to the tenth meeting of the Conference of the Parties. Information on the reasons for the review, and a summary of the views expressed by the Parties can be found in the working papers of the ninth meeting of the Conference of the Parties. The Standing Committee intends to conduct the review in several phases. The first phase will commence immediately after selection of a contractor to facilitate the process, in early 1995.

Additional background information about the treaty can be obtained from several sources, including the Secretariat itself. Recent overviews can be found in the Fact Sheets produced by IUCN - The World Conservation Union at the ninth meeting of the Conference of the Parties and in the book *The Evolution of CITES* by Willem Wijnstekers (available from the CITES Secretariat).

##### B. Aim of the Study

The principal aim is to assess the effectiveness and efficiency of the current provisions of CITES and the way it is implemented to achieve the objective of the Convention: ensuring that wild fauna and flora in their many and beautiful forms are protected for this and the generations to come through the protection of certain species against over-exploitation through international trade (paraphrase of the CITES Preamble).

Subsequently, recommendations will be prepared for consideration at the tenth meeting of the Conference of the Parties or by other CITES bodies as appropriate.

##### C. Scope of the Study

An independent consultant will be selected to lead a team to undertake the review. The review team must include two members chosen by the Standing Committee for the information gathering portion of the project to ensure efficient access to information about the Convention. The Standing Committee nominees for the review team should be chosen to complement the expertise available from the independent consultant.

###### Phase 1

The review team will present a detailed study design by March 1995 for an initial survey phase that will provide information about a range of topics, including but not necessarily limited to the following:

- a) the stated and implied objectives of the Convention and their continued relevance to the conservation of wild fauna and flora;
- b) the extent to which the conservation status of a representative selection of species listed in each of the three appendices of CITES has been affected since listing, and the extent to which this can be attributed to the application of CITES, in both party and non-party States;
- c) the relationship of CITES to other global and relevant regional conservation instruments, especially those purporting to affect the conservation status of wild fauna and flora, and the extent to which the objectives of CITES are helped or hindered by the existence and implementation of the other instruments;
- d) the ease and effectiveness of implementation, including enforcement of CITES under the various legal and administrative regimes in party States; and
- e) the expected and actual roles of the various categories of participants in the implementation of CITES, including but not necessarily limited to:
  - i) party States;
  - ii) non-party States;
  - iii) international conservation organizations;
  - iv) national conservation organizations;
  - v) intergovernmental conservation, development and trade organizations;
  - vi) national and international trade organizations.

The review team should make recommendations to address problems in the implementation of the Convention or information gaps identified during Phase 1 of the study by September 1995.

###### Subsequent Phase(s)

Optional additional phases of the review may be considered to elaborate on the specific findings and recommendations of Phase 1.

##### D. Submission and Evaluation of Tenders

Tenders to undertake the review must be received at the CITES Secretariat, 15 chemin des Anémones, Case Postale 456, CH-1219 Châtelaine-Geneva, Switzerland, no later than 31 January 1995.

Tenders should include:

- a) a proposed methodology for the conduct of the review that will ensure adequate consideration of the full range of views present in the community of CITES participants;
- b) a description of the organization, its past experience and record in undertaking similar or relevant tasks and references that may be contacted regarding such projects;
- c) a description of the qualifications and experience of the proposed project team, which

should include at a minimum members with qualifications in biology and ecology, wildlife conservation and management including enforcement, economics, and an understanding of various socio-economic situations and legal systems;

- d) a demonstrated ability to communicate in the three working languages of CITES; and
- e) a proposed fee for the conduct of the review, divided into such phases as required by the proposed methodology, including at least the conduct of an initial review, and preparation of final recommendations.

The Standing Committee may decide to limit the award of a contract to one or more phases of any proposed project, and may choose to award different portions of the project to different contractors.

#### E. Schedule

Tenders to undertake the review must be received at the CITES Secretariat, 15 chemin des

Anémones, Case Postale 456, CH-1219 Châtelaine-Geneva, Switzerland, no later than 31 January 1995.

Selection of the successful tenderer, if any, will be carried out by the Standing Committee and the award of the contract made public by the end of March 1995.

The successful contractor(s) must be prepared to submit a preliminary analysis of review information by 30 September 1995.

The Standing Committee will decide by 31 December 1995 whether to extend the project to include further data collection and analysis, and will establish the schedule for such further reports as it may require.

Final recommendations from the review will be presented to the tenth meeting of the Conference of the Parties, after circulation no later than 150 days in advance of that meeting.

#### Regarding small island developing States

*[from document Com. 9.1]*

- 2. Ways of facilitating Small Island Developing States' participation in, and accession to, the Convention shall be investigated, and, assisted by the Secretariat, a report shall be submitted to the tenth meeting of the Conference of the Parties on means of implementation of the Convention in Small Island Developing States appropriate to their circumstances.

Such action could involve visits by the Secretariat to discuss issues and particular problems that Small

Island Developing States face and to promote a greater understanding of CITES processes and requirements. Points to be considered should include the documentation requirements for Parties and non-Parties, and whether any steps could be taken to simplify processes and requirements to accede to CITES, such as the provision of joint authorities.

#### Regarding regional representation on the Standing Committee

*[from document Com. 9.2]*

- 3. Operational concerns such as method and timing of the replacement of regional members, voting and other relevant issues shall be considered, and a report shall

be submitted to the tenth meeting of the Conference of the Parties.

#### Regarding implementation of the Convention for timber species

*[from document Com. 9.32]*

- 4. A temporary working group shall be established, chaired by the Chairman of the Plants Committee, who would:

- a) in consultation with the Standing Committee: a) establish limited terms of reference for the working group, which address the technical and practical problems associated with the implementation of tree listings; b) define the relationship of the group with existing international organizations, which are at present addressing the problem of sustainable use of timber resources; and c) consider other associated matters referred to the group by the

Plants Committee, the Standing Committee, or the Secretariat;

- b) ensure that relevant expertise is the key issue when deciding upon participation in the working group;
- c) ensure range States are present to contribute their expertise;
- d) ensure that temperate, boreal and tropical forest product issues are likewise addressed; and
- e) report back to the tenth meeting of the Conference of the Parties.

#### Regarding criteria for granting export permits for Appendix-III species

*[from document Com. 9.20 Annex 10]*

- 5. Uniform criteria shall be prepared for granting export permits in accordance with Article V, paragraph 2, and

a draft resolution shall be prepared for consideration at the tenth meeting of the Conference of the Parties.

Regarding proposals relating to African elephants

*[from document Plen. 9.10 (Rev.)]*

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| 6. The Standing Committee shall:<br>a) revisit, in close co-operation with the African region, the review procedure for African elephant proposals;<br>b) address concerns regarding stockpiles of African elephant ivory, regarding producer and consumer countries; and | c) submit its recommendations to the tenth meeting of the Conference of the Parties.<br>7. The nature of any proposals submitted to the tenth meeting of the Conference of the Parties, regarding the downlisting of African elephant populations, shall be taken into consideration and the mandate of the Panel of Experts shall be amended accordingly. |
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Regarding the Deputy Secretary General

*[from document Com. 9.22]*

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| 8. The extension of the contract of the current Deputy Secretary General of the CITES Secretariat until the tenth meeting of the Conference of the Parties shall be pursued with the Executive Director of the United | Nations Environment Programme, in accordance with the Agreement between the CITES Standing Committee and the Executive Director of UNEP. |
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## Directed to the Animals Committee

### Regarding implementation of Resolution Conf. 8.9

*[from document Doc. 9.13 Annex 2]*

1. The following system shall be implemented:

a) A normally "safe" level of trade for Appendix-II species should be chosen by the Animals Committee (e.g. an average of 100 animals taken from the wild globally and entering international trade each year).

b) WCMC should produce a print-out from the CITES database showing the recorded net levels of trade in all Appendix-II species over the five most recent years for which reasonable data are available.

Species for which the average net trade over this period has exceeded the "normally safe" level should be selected and a print-out should be produced showing the levels of export and re-export of these species, by country. This will constitute the list of taxa that might be subject to significant levels of trade, for consideration in the current period of the cycle.

c) On the basis of common knowledge in the Animals Committee and other relevant experts:

- species should be eliminated from the list if it is clear that the level of trade does not adversely affect their populations; and
- species should be added if there is evidence that the low volume of trade could adversely affect their populations or if there is evidence that there has been a recent increase in trade or that the trade data do not correctly reflect the true level of trade.

d) Consultants should be engaged to compile information about the biology and management of species remaining in the list and should contact the range States to obtain information for inclusion in the compilation. The consultants should summarize their conclusions about the effects of the international trade and should divide the species into three categories:

i) those for which the information indicates that the global population or the population in a particular range State is being adversely affected by international trade;

ii) those for which there is insufficient information on which to base a judgement; and

iii) those for which the level of trade is evidently not a problem.

e) The Animals Committee should review the information and, if appropriate, revise the categorization.

f) Species in Category d) iii) should be eliminated from the list for the current period.

g) With respect to species in Categories d) i) and ii), the Secretariat, on behalf of the Animals Committee, should request the range States that have authorized exports of more than a few specimens to advise on the scientific basis for permitting the recorded levels of trade, if it is not already clear. Range States should be given six weeks to respond.

h) If a response satisfactory to the Animals Committee is received, the species may be eliminated from the list for the current period with respect to the State concerned.

i) Otherwise, the Animals Committee shall, in consultation with the Secretariat, formulate recommendations in accordance with Resolution Conf. 8.9, relating to species in Categories d) i) and ii).

j) These recommendations shall be transmitted to the States concerned by the Secretariat which shall, in consultation with the Animals Committee, determine whether the recommendations have been implemented and report to the Standing Committee.

Species that have been subject to primary recommendations will normally be subject to further review after two consecutive periods between meetings of the Conference of the Parties.

Remark: The foregoing procedure should be regarded as cyclical in nature with each cycle extending for the period between two consecutive meetings of the Conference of the Parties.

## Directed to the Plants Committee

### Regarding data on trade

[from documents *Plen. 8.8 (Rev.)* and *Doc. 8.31* (see also document *Doc. 9.20 Annex*)]

1. Information on levels of trade, based on annual reports and other data, shall be prepared and circulated on a regular basis, at intervals corresponding to the meetings of the Conference of the Parties; data on annual levels of trade in each taxon for the current and previous five years shall be compiled, with information on levels of trade in propagated specimens also reported; an overview document shall be prepared.
2. The information already compiled on levels of trade in particular plant groups shall be made available for review by the IUCN/SSC plant specialist groups; review of the data shall be considered on a routine basis; as far as possible, the trade data should be correlated with conservation status information for expert review.

### Regarding significant trade in Appendix-II species

[from document *Doc. 9.34*]

3. The following programme of work shall be undertaken, based on funding available in the CITES budget for studies on significant trade in plants. This work programme may be amended or extended to include any of the projects mentioned in document *Doc. 9.34*, depending on the availability of additional external funding.
  - 1994 Completion of the study on tree-ferns.  
Start of the review of national reporting procedures for trade in plants.
  - 1995 Completion of the review of national reporting procedures for trade in plants. The Plants Committee should provide the Parties with recommendations regarding improvement of the reporting on plants in the annual reports through a Notification to the Parties.  
Start of the review of the international trade in *Dendrobium* species. This study is proposed on the assumption that the preparation of a checklist of this genus will also be initiated in 1995.  
The Scientific Authority of the United Kingdom (Royal Botanic Gardens, Kew), in close co-operation with the Management Authority of Thailand for Plants, intends to start preparatory work (in particular analysis of the trade data) for the project on the survey of orchid trade in Thailand. Completion and time frame will depend on the availability of additional funds, part of which might be provided by the Royal Botanic Gardens, Kew.
- 1996 Completion of the review of international trade in *Dendrobium* species.  
Start of the update of the Review of Significant Trade in Species of Plants Included in Appendix II of CITES (1990-1994). This most probably will require additional funding from external sources.  
Update of analysis of annual reports (1992-1994).  
Start of a study on the international trade in medicinal plants.
- 1997 Completion of the updates of the Review of Significant Trade in Species of Plants Included in Appendix II of CITES and analysis of annual reports, both started in 1996.  
Preparation of recommendations and/or draft resolutions for consideration at the tenth meeting of the Conference of the Parties.

## Directed to the Nomenclature Committee

### Regarding work in the period 1995 to 1997

[from document Doc. 9.16 (Rev.)]

1. The following work plan shall be implemented for the period 1995-1997:
  - a) Continue development and management of vertebrate checklists, as follows:
    - i) assuming that the first volume of the snake checklist is published, complete the second and third volumes of snake species of the world in collaboration with the Herpetologists' League and the Smithsonian Institution, Washington, D.C. Facilitate publication and distribution to the Parties when the volumes are completed;
    - ii) update and maintain the computer files on amphibian species in collaboration with the Herpetologists' League. Facilitate publication and distribution to the Parties when the volumes are completed;
    - iii) revise and publish turtle and crocodile checklists in collaboration with the Herpetologists' League and the Smithsonian Institution, Washington, D.C.;
    - iv) subject to available external funding, start preparation of a checklist of lizard species of the world in collaboration with the Herpetologists' League;
    - v) in collaboration with the Secretariat, ensure that the cross-reference showing changes in the nomenclature of listed taxa between the first and second editions of *Mammal Species of the World* is made available to the Scientific and Management Authorities; and
  - vi) when vertebrate checklists are completed (or revised) convert word-processing files to a database manager.
  - b) Continue development and maintenance of plant checklists, as follows:
    - i) update and maintain the checklist on Cactaceae; publish a second edition in collaboration with the Royal Botanic Gardens, Kew;
    - ii) update and maintain the database on Orchidaceae;
    - iii) publish checklists of *Cattleya*, *Cypripedium*, *Laelia*, *Paphiopedilum*, *Phalaenopsis*, *Phragmipedium*, *Pleione* and *Sophranitis* in collaboration with the Royal Botanic Gardens, Kew;
    - iv) prepare checklists for additional key genera of Orchidaceae, based on the recommendations of the Review of Significant Trade in Species of Plants Included in Appendix II of CITES and in consultation with the Plants Committee and the Secretariat; and
    - v) identify other key groups for preparation of checklists, e.g. succulents.

## Directed to the Executive Director of UNEP

### Regarding the Deputy Secretary General

*[from document Com. 9.22]*

1. The Executive Director of the United Nations Environment Programme is requested to make every effort to facilitate the extension of the contract of the | current Deputy Secretary General of the CITES Secretariat until the tenth meeting of the Conference of the Parties.

## Directed to the Secretariat

### Regarding the Rules of Procedure for meetings of the Conference of the Parties

*[from document Plen. 9.2 (Rev.)]*

1. The Secretary General shall investigate how other conventions overcome the issue of voting before | credentials have been established and report to the tenth meeting of the Conference of the Parties.

### Regarding the Deputy Secretary General

*[from document Com. 9.22]*

2. The Secretary General shall take all possible action to ensure the implementation of Decision 8. directed to the Standing Committee and of Decision 1. directed to the Executive Director of the United Nations | Environment Programme regarding the extension of the contract of the current Deputy Secretary General of the CITES Secretariat until the tenth meeting of the Conference of the Parties.

### Regarding the text of the Convention

*[from Resolution Conf. 1.5 (see also document Doc. 9.20 Annex) and document Com. 9.29]*

3. Note shall be taken of the following proposals, which should be put on the agenda of the next extraordinary meeting of the Conference of the Parties, whenever this may be convened, as amendments to the Convention:
  - a) the provisions of Article XVI, regarding the listing of Appendix-III parts and derivatives, should be brought into line with Convention procedures for Appendices I and II (Article XV);
  - b) paragraph 5 of Article XIV should read: "Notwithstanding the provisions of Article IV, any export of a specimen" etc.;
  - c) paragraphs 3(b) and 5(b) of Article III should include "either a Management Authority or a Scientific Authority of the State" etc.; and
  - d) correction of errors of an orthographical nature discovered in the text of the Convention.
4. A letter shall be sent to the Parties that have not yet accepted the amendment to the text of the Convention adopted in Gaborone in 1983 to urge them to do so as soon as possible.

### Regarding decisions of the Conference of the Parties

*[from document Doc. 9.19]*

5. When the Conference of the Parties adopts any draft resolution that is designed merely to add points to the recommendations (or other decisions) in existing Resolutions, or to make a minor amendment thereto, the existing Resolutions shall be replaced by a revised version with the agreed changes. | which they are directed. Where this is not possible, they should be sorted by subject, using the subjects of the Resolutions for guidance.
6. A document containing all the current decisions that have been made by the Conference of the Parties and recorded in the Proceedings of the meetings of the Conference shall be compiled. As far as possible, the decisions should be sorted according to the body to | This document shall be updated after each meeting of the Conference of the Parties, to contain all the recommendations (or other forms of decision) that are not recorded in Resolutions and that are still valid. The Secretariat shall distribute to the Parties a copy of the updated document soon after each meeting of the Conference.

### Regarding implementation of Resolution Conf. 8.4

*[from document Com. 9.15 (Rev.)]*

7. The Secretariat shall:
  - a) consider any new information on legislation for implementation of CITES received by 15 January 1995 from the Parties indicated in the revised Annex 1 of document Doc. 9.24 and, in consultation with the Parties concerned, the IUCN Environmental Law Centre and TRAFFIC USA, amend the analyses and overall judgement of their legislation accordingly;
  - b) advise the Parties concerned of any amendments to the analyses and overall judgement of their legislation and, as a result, of any changes regarding actions that they should take concerning the recommendations in Decisions 6.a) and 8.a) of the Conference of the Parties directed to the Parties;
  - c) provide technical assistance to Parties requesting assistance in the development of their national | legislation for CITES implementation, giving priority to those Parties named in the revised Annex 1 of document Doc. 9.24, whose national legislation is believed generally not to meet the requirements for implementation of CITES;
  - d) develop, in 1995, analyses of legislation of the Parties to the Convention not named in the revised Annex 1 of document Doc. 9.24;
  - e) keep current analyses of legislation, using the information from biennial reports required under Article VIII, paragraph 7(b), of the Convention and other relevant information that becomes available;
  - f) report to the tenth meeting of the Conference of the Parties:
    - i) the measures taken by the Parties concerned to implement the recommendations in Decisions 6. and 8. of the Conference of the Parties directed

to the Parties, and any recommendations for Parties that have not taken positive steps in this regard;

- ii) the progress concerning technical assistance provided to the Parties in the development of their national legislation for implementation of CITES; and
- iii) the conclusions of the analyses of legislation begun in 1995 for Parties not named in the revised Annex 1 of document Doc. 9.24; and

g) implement as far as possible directives a), c), d) and e), using funds from the budget of the Trust Fund, as follows:

- i) in 1995, from line item 2103, Species in Legislation [document Com. 8.5 (Rev.)]; and
- ii) in 1996 and 1997, from line item 2103, CITES Implementation Legislation (document Com. 9.5).

Regarding permits and certificates

*[from Resolution Conf. 8.15 (see also document Doc. 9.20 Annex)]*

8. Practical support in the printing of permits and certificates with adequate security guarantees shall be given to those Parties that request it.

9. When external funding is available, permit and certificate forms shall be printed on security paper for those Parties requesting it.

Regarding reports on infractions

*[from document Plen. 5.8 (Rev.)]*

10. Separate reports on infractions shall be submitted to the Conference of the Parties for consideration at each regular meeting.

Regarding annual reports

*[from documents Plen. 7.5, Com. II 7.1 (Rev.) and Doc. 7.19 (see also document Doc. 9.20 Annex)]*

11. Reasons for the failures and shortcomings in the production of annual reports shall be investigated and solutions to these problems identified.

Regarding information on species

*[from documents Plen. 7.5, Com. I 7.3 and Doc. 7.31 (see also document Doc. 9.20 Annex)]*

12. Information on the distribution and conservation status of heavily traded Appendix-II plants shall be assembled

into a readily accessible database, linked to the WCMC trade database.

Regarding competent authorities of non-party States

*[from Resolution Conf. 8.8 (see also document Doc. 9.20 Annex)]*

13. An updated list of competent authorities and scientific institutions containing only those authorities and institutions details of which were communicated by the

State concerned less than two years previously shall be maintained and communicated at regular intervals to the Parties.

Regarding significant trade in Appendix-II species

*[from documents Plen. 7.5, Com. I 7.3 and Doc. 7.31 (see also document Doc. 9.20 Annex)]*

14. IUCN shall be contracted to co-ordinate, in collaboration with the World Conservation Monitoring Centre, the conduct of the field studies required for Appendix-II species identified by the Animals

Committee as being subject to significant levels of trade, and to raise the funds necessary for such studies.

Regarding conservation of rhinoceroses

*[from document Com. 9.28 (Rev.)]*

15. The implementation of Resolution Conf. 9.14 shall be facilitated and progress shall be reported to the tenth meeting of the Conference of the Parties.

agreed at the ninth meeting of the Conference of the Parties shall be reviewed and a report shall be submitted at the tenth meeting.

16. The results of imports of live rhinoceros from South Africa pursuant to the annotated transfer to Appendix II

#### Regarding the trade in plants

[from Resolutions Conf. 4.16, Conf. 4.24 and Conf. 6.18 and documents Plen. 8.8 (Rev.), Com. 9.14 Annex and Doc. 9.14 (see also document Doc. 9.20 Annex)]

17. The attempts to effect a more constructive collaboration with the International Tropical Timber Organization shall be continued.
  18. The Parties shall be notified when any Party confirms that it issues phytosanitary certificates for export of artificially propagated plants of Appendix-II species.
  19. Information provided by the Parties on nurseries involved in the CITES export trade in the major source countries shall be compiled and a directory of this information shall be published.
  20. A list of the form in which plants and their parts and derivatives are commonly in trade shall be maintained and communicated to the Parties to assist enforcement and this list shall be amended on the basis of information from reliable sources.
  21. Arrangements shall be made for the following activities:
    - a) a field survey of the conservation status of *Notocactus* (*Parodia* subgenus *Notocactus*) should be commissioned;
    - b) a survey of the genus *Ferocactus* in trade should be carried out, drawing together information from the range States, i.e. Mexico and the United States of America, and the major importing countries of Europe and Japan;
    - c) a survey of the trade in *Pleione* would be of interest; nursery inspections in China (including Taiwan) and Japan would be desirable; at the same time other aspects of the trade in temperate orchids could be investigated;
- d) information should be sought on the impact of commercial collection on wild populations of *Cypripedium*; levels of propagation in Europe, the United States of America and Japan should be clarified;
  - e) a review of the levels of trade in Appendix-I cycads in the family Zamiaceae, i.e. the genera *Ceratozamia*, *Encephalartos* and *Microcycas*, should be carried out;
  - f) a review of the value of the current listings of Cyatheaceae and Dicksoniaceae in Appendix II of CITES, in order to establish whether the method in which trade is currently reported is useful; in particular the units used for reporting trade in tree-fern products should be considered with a view to standardization;
  - g) an investigation of the international trade in aloe products should be carried out including an assessment of the impact on wild populations and methods of improving trade controls; and
  - h) an investigation of the international trade in salep should be carried out.

#### Regarding specimens bred in captivity

[from document Com. 9.7 (Rev.)]

22. In consultation with the Animals Committee, a draft resolution shall be prepared that will resolve problems regarding the exemptions under Article VII, paragraphs 4 and 5, for specimens bred in captivity, including:
  - a) different interpretations by Parties of the term "for commercial purposes" when referring to the breeding of specimens of Appendix-I species in captivity, in particular regarding the sale of specimens that often results in income which, although perhaps not essential to the breeder's livelihood, may be significant; and
  - b) different interpretations by Parties of the criteria in Resolution Conf. 2.12 to determine whether a captive-breeding operation is "managed in a manner which has been demonstrated to be capable of reliably producing second-generation offspring in a controlled environment".

#### Regarding circuses and other travelling exhibitions

[from document Com. 9.7 (Rev.)]

23. A way shall be explored with the World Customs Organization to require on ATA Carnets the inclusion of numbers of any CITES permits and certificates covering live animals of species included in the CITES appendices that are a part of travelling exhibitions.

#### Regarding the standard reference for Orchidaceae

[from document Doc. 9.32]

24. The highest priority shall be given to the preparation of the checklist for *Dendrobium*. This is a very large genus, of more than 800 species, many of which are in trade. Within this genus, priority should be given to the sections for species that have a high profile in trade. The development of this checklist is also important for the proposed study of significant trade in plants of this genus (cf. document Doc. 9.34). Standard references will also be prepared for the following genera:

*Aerangis*, *Angraecum*, *Ascocentrum*, *Bletilla*, *Disa*, *Dracula*, *Encyclia*, *Lemboglossum* (a group of popular species, recently separated from the genus *Odontoglossum*), *Lycaste*, *Masdevallia*, *Miltonia*, *Miltoniopsis*, *Renanthera*, *Rhynchostylis* and *Rossioglossum*.
25. Each standard reference shall be made available to the Parties immediately after its completion.