

## **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.

\* Document as discussed and agreed at COM 45 held on 14 November 2008.

### A. General information

Party	Latvia
Period covered in this report: 1 January 2003 to 31 December 2004	1 January 2009 to 31 December 2010
Details of agency preparing this report	Nature Conservation Agency Baznicas Str.7, Sigulda, LV-2150, Latvia
Contributing agencies, organizations or individuals	State Revenue Service, Natural History Museum

### 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: _____ Status: _____ Brief description of contents: _____					
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Taking	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Possession	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Transport	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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	<b>Latvia as one of the Member States of the European Community implements CITES through Council Regulation (EC) No 338/97 and Commission Regulation (EC) No 865/2006 both of which are directly applicable within the European Community.</b>					

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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Clarity of legal obligations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Control over CITES trade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Consistency with existing policy on wildlife management and use	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Coverage of law for all types of offences	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Coverage of law for all types of penalties	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Implementing regulations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Coherence within legislation	<input checked="" 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 type="checkbox"/>	
			No information <input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Harvesting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Transporting of live specimens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Handling and housing of live specimens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Please provide details if available:					
9	Please provide details of any additional measures taken: <b>See Annex 1</b>				

### 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 checked="" type="checkbox"/>	<input 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>See Annex 2.</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	<p>If information available:</p> <p><input type="checkbox"/> Significant seizures/confiscations</p> <p><input type="checkbox"/> Total seizures/confiscations</p> <p>If possible, please specify per group of species or attach details on annex.</p>	<p>Number</p> <p>4</p> <p>29</p>		
6	Have there been any criminal prosecutions of significant CITES-related violations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7	If Yes, how many and for what types of violations? If available, please attach details as Annex.			
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?	Tick if applicable		
	– Return to country of export			<input type="checkbox"/>
	– Public zoos or botanical gardens			<input type="checkbox"/>
	– Designated rescue centres			<input type="checkbox"/>
	– Approved, private facilities			<input type="checkbox"/>
	– Euthanasia			<input type="checkbox"/>
	– Other (specify)			<input type="checkbox"/>
	Comments: <b>Dead specimens and products are displayed in permanent CITES exhibitions for educative and public awareness, tubes with cosmetic products have been destroyed.</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"/>
	Comments:			
12	Has your country been involved in cooperative enforcement activities with other countries (e.g. exchange of intelligence, technical support, investigative assistance, joint operation, etc.)?	Yes		<input checked="" type="checkbox"/>
		No		<input type="checkbox"/>
		No information		<input type="checkbox"/>
13	<b>If Yes, please give a brief description: CITES MA of Latvia and State Environmental Service provided information and investigative assistance for EU Member states in trade with <i>Himalaya</i> cosmetic products exported from India.</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 checked="" type="checkbox"/>
		No		<input type="checkbox"/>
		Not applicable		<input type="checkbox"/>
		No information		<input type="checkbox"/>
	Comments: <b>Mainly reviews carried out by TRAFFIC and EU.</b>			
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 <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	If there is more than one MA in your country, has a lead MA been designated?	Yes <input type="checkbox"/> No <input type="checkbox"/> No information <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? <b>4 civil servants partly work with CITES</b>	
6	Can you estimate the percentage of time they spend on CITES related matters?  If yes, please give estimation	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> No information <input type="checkbox"/>
7	What are the skills/expertise of staff within the MA(s)?	Tick if applicable
	– Administration	<input type="checkbox"/>
	– Biology	<input checked="" type="checkbox"/>
	– Economics/trade	<input type="checkbox"/>
	– Law/policy	<input checked="" type="checkbox"/>
	– Other (specify) - Geography	<input checked="" type="checkbox"/>
	– No information	<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 <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
9	If Yes, please give the species name and provide details of the kind of research involved. <b>CITES MA of Latvia supported development of species conservation plan for <i>Hirudo medicinalis</i> and revised species conservation plan for <i>Ursus arctos</i> in territory of Latvia. CITES MA of Latvia did investigation on European eel trade on internal market.</b>	
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 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	Has your country designated a Scientific Authority independent from the Management Authority?	Yes No No information	<input checked="" type="checkbox"/> <input type="checkbox"/> <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 checked="" 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>Natural History Museum of Latvia – 3 part time officials</b> <b>University of Latvia Institute of Biology – 1 part time official</b> <b>University of Latvia Faculty of Biology – 1 part time official</b>		
6	Can you estimate the percentage of time they spend on CITES related matters?  If yes, please give estimation	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
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 checked="" 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 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.		
	Species name	Populations	Distribution
			Off take
			Legal trade
			Illegal trade
			Other (specify)
	1		
	2		
	3		
	etc.		
			No information
10	Have any project proposals for scientific research been submitted to the Secretariat under Resolution Conf. 12.2?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>

11	Please provide details of any additional measures taken: <b>Natural History Museum together with other specialists created scientific names in Latvian for all primate species.</b>
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**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 type="checkbox"/>	No <input checked="" type="checkbox"/>	Under consideration <input type="checkbox"/>
		No information <input type="checkbox"/>		
4	If Yes, please state which is the lead agency for enforcement:			
5	Please provide details of any additional measures taken: <b>According to national legislation from 01.01.2011. Nature Conservation Agency (CITES MA) will be enforcement authority for internal trade, too.</b>			

**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>						
	– Monitoring and reporting of data on legal trade	<input checked="" type="checkbox"/>					
	– Monitoring and reporting of data on illegal trade	<input checked="" type="checkbox"/>					
	– Permit issuance	<input checked="" type="checkbox"/>					
	– Not at all	<input type="checkbox"/>					
	– Other (specify) – <b>registered and marked CITES animals according to national legislation</b>	<input checked="" type="checkbox"/>					
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 type="checkbox"/>	<input type="checkbox"/>	
3	Do you have an electronic information system providing information on CITES species?						
		Yes <input checked="" type="checkbox"/>			No <input type="checkbox"/>	No information <input type="checkbox"/>	

4	<p>If Yes, does it provide information on: <span style="float: right;">Tick if applicable</span></p> <ul style="list-style-type: none"> <li>– Legislation (national, regional or international)? <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Conservation status (national, regional, international)? <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Other (please specify)? <span style="float: right;"><input type="checkbox"/></span></li> </ul>																								
5	<p>Is it available through the Internet: <span style="float: right;">Yes <input checked="" type="checkbox"/></span></p> <p style="text-align: right;">No <input type="checkbox"/></p> <p style="text-align: right;">Not applicable <input type="checkbox"/></p> <p style="text-align: right;">No information <input type="checkbox"/></p> <p>Please provide URL: <a href="http://www.daba.gov.lv">www.daba.gov.lv</a>; <a href="http://www.dabasmuzejs.gov.lv">www.dabasmuzejs.gov.lv</a>; <a href="http://www.vid.gov.lv">www.vid.gov.lv</a></p>																								
6	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;">Do the following authorities have access to the following publications?</th> <th colspan="3" style="text-align: right;">Tick if applicable</th> </tr> <tr> <th style="text-align: center;">Publication</th> <th style="text-align: center;">Management Authority</th> <th style="text-align: center;">Scientific Authority</th> <th style="text-align: center;">Enforcement Authority</th> </tr> </thead> <tbody> <tr> <td><i>2003 Checklist of CITES Species</i> (book)</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> <tr> <td><i>2003 Checklist of CITES Species and Annotated Appendices</i> (CD-ROM)</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> <tr> <td><i>Identification Manual</i></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> <tr> <td><i>CITES Handbook</i></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> </tbody> </table>	Do the following authorities have access to the following publications?	Tick if applicable			Publication	Management Authority	Scientific Authority	Enforcement Authority	<i>2003 Checklist of CITES Species</i> (book)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>2003 Checklist of CITES Species and Annotated Appendices</i> (CD-ROM)	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>Identification Manual</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<i>CITES Handbook</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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<i>CITES Handbook</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>																						
7	<p>If not, what problems have been encountered to access to the mentioned information?</p>																								
8	<p>Have enforcement authorities reported to the Management Authority on: <span style="float: right;">Tick if applicable</span></p> <ul style="list-style-type: none"> <li>– Mortality in transport? <span style="float: right;"><input type="checkbox"/></span></li> <li>– Seizures and confiscations? <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Discrepancy in number of items in permit and number of items actually traded? <span style="float: right;"><input checked="" type="checkbox"/></span></li> </ul> <p>Comments: <b>There have no been mortality in transport</b></p>																								
9	<p>Is there a government website with information on CITES and its requirements? <span style="float: right;">Yes <input checked="" type="checkbox"/></span></p> <p style="text-align: right;">No <input type="checkbox"/></p> <p style="text-align: right;">No information <input type="checkbox"/></p> <p>If Yes, please give the URL: <a href="http://www.daba.gov.lv">www.daba.gov.lv</a>; <a href="http://www.dabasmuzejs.gov.lv">www.dabasmuzejs.gov.lv</a>; <a href="http://www.vid.gov.lv">www.vid.gov.lv</a></p>																								
10	<p>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? <span style="float: right;">Tick if applicable</span></p> <ul style="list-style-type: none"> <li>– Press releases/conferences <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Newspaper articles, radio/television appearances <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Brochures, leaflets <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Presentations <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Displays <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Information at border crossing points <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Telephone hotline <span style="float: right;"><input checked="" type="checkbox"/></span></li> <li>– Other (specify) <span style="float: right;"><input type="checkbox"/></span></li> </ul> <p>Please attach copies of any items as Annex. <b>New leaflets and representative materials have not been made.</b></p>																								
11	<p>Please provide details of any additional measures taken:</p>																								



**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: <b>See Covering letter.</b>						
Changes in designation or signatures of relevant officials: <b>See covering letter and attachments.</b>						
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	Registration of traders	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
	Registration of producers	<input checked="" type="checkbox"/>	<input 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 – EU CITES certificates	Comments
	How many documents were issued?	131	38	4	14	
	How many applications were denied because of severe omissions or mis-information?	0	1	0	0	
	Year 2					
	How many documents were issued?	124	31	12	21	
	How many applications were denied because of severe omissions or mis-information?	0	0	0	0	
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 checked="" type="checkbox"/>	<input type="checkbox"/>		
	Suspected fraud	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	Insufficient basis for finding of non-detriment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
	Insufficient basis for finding of legal acquisition	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>			
		No	<input type="checkbox"/>			
		No information	<input type="checkbox"/>			
	Comments					

8	How many times has the Scientific Authority been requested to provide opinions? <b>Approximately once per month.</b>	
9	Has the Management Authority charged fees for permit issuance, registration or related CITES activities? <ul style="list-style-type: none"> <li>– Issuance of CITES documents: <input checked="" type="checkbox"/></li> <li>– Licensing or registration of operations that produce CITES species: <input type="checkbox"/></li> <li>– Harvesting of CITES-listed species : <input type="checkbox"/></li> <li>– Use of CITES-listed species: <input checked="" type="checkbox"/></li> <li>– Assignment of quotas for CITES-listed species: <input type="checkbox"/></li> <li>– Importing of CITES-listed species: <input checked="" type="checkbox"/></li> <li>– Other (specify): <input type="checkbox"/></li> </ul>	Tick if applicable
10	If Yes, please provide the amounts of such fees. <b>See Annex I</b>	
11	Have revenues from fees been used for the implementation of CITES or wildlife conservation? <ul style="list-style-type: none"> <li>– Entirely: <input type="checkbox"/></li> <li>– Partly: <input type="checkbox"/></li> <li>– Not at all: <input type="checkbox"/></li> <li>– Not relevant: <input checked="" type="checkbox"/></li> </ul> Comments:	Tick if applicable
12	Please provide details of any additional measures taken: <b>One import permit on 2010 was cancelled and imported goods destroyed.</b>	

**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																																																						
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 40%;">Increased budget for activities</td> <td style="width: 10%; text-align: center;"><input type="checkbox"/></td> <td style="width: 40%;">Improvement of national networks</td> <td style="width: 10%; text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Hiring of more staff</td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Purchase of technical equipment for monitoring/enforcement</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Development of implementation tools</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Computerisation</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>– Other (specify)</td> <td></td> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	Increased budget for activities	<input type="checkbox"/>	Improvement of national networks	<input type="checkbox"/>	Hiring of more staff	<input type="checkbox"/>	Purchase of technical equipment for monitoring/enforcement	<input type="checkbox"/>	Development of implementation tools	<input checked="" type="checkbox"/>	Computerisation	<input type="checkbox"/>	– Other (specify)			<input type="checkbox"/>																																							
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Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																																																			

3	Have the CITES authorities in your country been the <i>providers</i> of any of the following capacity building activities?					
	Please tick boxes to indicate which target group and which activity.					
	Target group	Oral or written advice/guidance	Technical assistance	Financial assistance	Training	Other (specify)
	Staff of Management Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Staff of Scientific Authority	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Staff of enforcement authorities	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	
Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
4	<p>Please provide details of any additional measures taken: <b>Nature Conservation Agency (CITES MA of Latvia) in cooperation with CITES Scientific Authorities (Natural History Museum and University of Latvia Faculty of Biology) during reporting period (January 2009 – December 2010) organized three training seminars and workshops on CITES for enforcement authorities. The objectives of the trainings were to inform enforcement authorities about actual CITES legislation, look at actual illegal trade trends and risk control, along with knowledge how to recognize different groups of CITES specimens (plant species, TCM, furs, reptiles etc.) In total, 68 customs officers and 14 environmental inspectors from regional departments of Nature Conservation Agency have been trained and supplied with education material.</b></p>					

#### D7 Collaboration/co-operative initiatives

1	Is there an inter-agency or inter-sectoral committee on CITES?						Yes	<input type="checkbox"/>
							No	<input 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 consultations 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	Consultations	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
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 checked="" type="checkbox"/>		
	Provincial, state or territorial authorities					<input checked="" type="checkbox"/>		
	Local authorities or communities					<input checked="" type="checkbox"/>		
	Indigenous peoples					<input checked="" type="checkbox"/>		
	Trade or other private sector associations					<input checked="" 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 type="checkbox"/>
	Police		<input 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) <b>During reporting period new arrangements for institutional cooperation related CITES are not signed, arrangement between customs and Nature Conservation Agency are on preparation.</b>		<input checked="" 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>One civil servant from CITES MA participated on CITES related seminar on Georgia from 13.-17.December, 2010. Seminar was organized by IFAW and Environmental Ministry of Georgia. Our official informed about CITES implementation tools and practice on Latvia and EU.</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 type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>
14	If Yes, please give a brief description.		
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Hiring of more staff	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Development of implementation tools	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input 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 checked="" type="checkbox"/>	<input 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 type="checkbox"/>
			No	<input checked="" type="checkbox"/>
			No information	<input type="checkbox"/>
7	If Yes, please give a brief description.			
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 type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input checked="" type="checkbox"/>
C9	Details of violations and results of court actions	Enclosed	<input type="checkbox"/>
		Not available	<input type="checkbox"/>
		Not relevant	<input checked="" 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**

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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	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:						
	Title and date:			Status:			
	Brief description of contents:						
5b	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> ?						
	Tick all applicable categories below that these categories apply to.						
		The conditions for:			The complete prohibition of:		
	Issue	Yes	No	No information	Yes	No	No information
	Trade	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Taking	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Possession	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Transport	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Other (specify)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Additional comments						
8b	Has there been any review of legislation on the following subjects in relation to implementation of <i>Council Regulation (EC) No. 338/97</i> ?						
		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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
	Marking specimens to facilitate identification (in accordance with Article 19, paragraph 1 (iii)).	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
	<b>Please provide details if available: Animal Protection Law prohibits keeping and selling certain species of animals included in EC No.338/97. According to national legislation CITES animals must be registered and marked. See more detailed information on Annex 1.</b>						
9b	Please provide the following details about Regulations-related violations:						
	i) Maximum penalties that may be imposed – <b>See Annex 1</b>						
	ii) Or any other additional measures taken in relation to implementation of the Regulation not reported on in question B (9).						

<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.

### 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 - <b>fine 650 Ls (930 Eur) + confiscation</b> 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:	
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:	
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 checked="" type="checkbox"/> No <input 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.)  If yes, please provide details.	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> No information <input type="checkbox"/>
	Comments: <b>Nature Conservation Agency works as coordinator between enforcement authorities and SAs if expertise is needed or live specimens are seized. Besides CITES MA can be contacted by enforcement authorities any time.</b>	
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:	

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>Custom officers and wildlife inspectors have been trained and informed about illegal trade trends.</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: <b>Police together with Nature Conservation Agency due to request of INTERPOL did investigation on trade of <i>Gallus sonnerati</i> and 8 breast feathers were seized. State Environmental Service informed EU member states about illegal trade of cosmetic products from “Himalaya” three eu-twix and several large seizures and confiscation were made.</b>			
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 type="checkbox"/>	No <input checked="" type="checkbox"/>	No information <input type="checkbox"/>
	Comments:			

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 III.)	Yes	<input checked="" type="checkbox"/>
		No	<input 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 checked="" type="checkbox"/>
		No	<input 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 checked="" type="checkbox"/>
		No	<input 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?	Number	0
	Indicate any difficulties that rendered attendance to the SRG difficult: <b>Representatives from SAs for various reasons (other meetings, exchange visits, etc.) were not able to attend SRG meetings. Due to this representative from CITES MA attended 2 meetings instead of SAs.</b>		

### 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 type="checkbox"/>
		No	<input type="checkbox"/>
		Under consideration	<input checked="" type="checkbox"/>
		No information	<input type="checkbox"/>

### D4 Communication, information management and exchange

1b	Is Regulation-related information in your country computerized on?	Tick if applicable	
	– Annex D listed species	<input type="checkbox"/>	
	– Other matters not reported on in question D4 (1) (please specify)	<input type="checkbox"/>	
3b	Do you have an electronic information system providing information on Regulation-listed species?	Yes	<input checked="" type="checkbox"/>
		No	<input 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)?	Yes	<input type="checkbox"/>
	If yes, please provide details of these Regulation-related matters and the amount of any such fees.	No	<input checked="" 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 : 90%	<input type="checkbox"/>
		No information	<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 <i>Council Regulation (EC) No. 338/97</i> ?	Yes	<input checked="" type="checkbox"/>
	If yes, please attach. <b>Information has not changed during reporting period.</b>	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?	Yes	<input type="checkbox"/>
	If yes, please provide details.	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?	Yes	<input type="checkbox"/>
	If yes, please provide details.	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?	Yes	<input type="checkbox"/>
	If yes, please provide details.	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?	Yes	<input checked="" type="checkbox"/>
	If yes, please provide details.	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?	Yes No No information	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>

## National Legislation

Latvia as one of the Member States of the European Union implements CITES through Council Regulation (EC) No 338/97 and Commission Regulation (EC) No 865/2006. In addition there are several national legislative acts that designate national CITES authorities and set down stricter domestic measures.

The main national legislative acts are (unofficial translation of key rules):

### **1. Animal Protection Law** (adopted on 9<sup>th</sup> December 1999, in force from 1<sup>st</sup> January 2000, last amended on 29<sup>th</sup> December 2010)

Section 3<sup>1</sup>: It is prohibited to buy, keep in captivity, hold or dispose for sale or exchange, as well as offered for sale such animals:

- o wild species of Order Carnivore;
- o animals of order Primates;
- o marine mammals;
- o animals of order *Crocodylia*;
- o snakes;

These animals can be kept in captivity only in zoos and registered places for wild animal keeping.

Section 4.11.: It is prohibited to demonstrate wild animal outside zoo or registered place for wild animal keeping.

Section 24.3.: It is prohibited to carry out experiments with animals listed on Appendixes of CITES or EC No.338/97, except situations when purpose of the experiment is conservation of respective species or there are no other species that can be used for concrete experiment of biomedicine.

Section 24.3.: It is prohibited to obtain wild mammals and birds except some circumstances accordingly to legislative acts.

Section 33.: Wild animal owners shall be required to have a document, as set out in regulatory enactments, regarding the origin (lawful acquisition) of each animal

### **2. Law on the Conservation of Species and Biotopes** (adopted on 16<sup>th</sup> March 2000, in force from 19<sup>th</sup> April 2000, last amended on 16<sup>th</sup> December 2010)

Section 2<sup>1</sup>: Specimen (Individual) shall mean any live animal, as well as dead animal, plant, lichen, or the part of it, as well as derivate which appear from an accompanying document, the packaging or a mark or label indicating that it contains a plant, lichen, or dead animal parts.

Section 3.: Law regulates the issues connected with

- o Endangered species of plants, mushrooms and lichens, their habitats and individuals in all stages of their development, as well as readily recognizable parts of individual species;
- o Endangered species of animals, their habitats and individuals in all stages of their development, bird eggs and nests, as well as dead individuals or parts of individuals;
- o Specially protected biotopes;

- International trade of endangered specimens of wild fauna and flora.

Section 11: In the case of specially protected species, including birds, in all stages of their development following activities are prohibited:

- Any purposeful killing or capturing;
- Deliberate disturbance and habitat destruction;
- Deliberate destruction or tampering of bird's nests and eggs, nest relocation, gathering and acquisition of bird eggs, even if they are empty;
- Destroying or damaging of breeding sites;
- Keeping in captivity, transportation, gift, sale or exchange, offer or possession for sale or exchange (the activities are also prohibited, with dead birds, as well as any readily recognizable parts of such birds or products from them);
- Bird habitat pollution, damaging or other disturbance of birds.

Section 12: In the case of specially protected plant, mushroom and lichen species, in all stages of their development following activities are prohibited:

- Picking, plucking and cutting, as well as habitat destruction;
- Collection, transportation, gift, sale or exchange, as well as offering for sale or exchange of wild harvested plants.

Section 13: In the case of obtaining individuals of specially protected species, must be ensured favorable protection of respective species and taken into account statutory terms and conditions. To obtain individuals of non-game species need permission for every case.

Section 23: Any dead mammal or bird of specially protected species is state-owned and it shall be delivered to the State Agency "Latvian Nature Museum". Stuffed animals and birds of respective individuals are not for sale or other commercial activities. Stuffed animals and birds for own purposes can be made only from legally obtained game or legally acquired fish.

**3. Hunting Law** (adopted on 8<sup>th</sup> July 2003, in force from 6<sup>th</sup> August 2003, last amended on 16<sup>th</sup> December 2010)

Section 11.: Non-game wild animals may be obtained, hunted or kept in captivity, if for each time a permit has been received from the Nature Conservation Agency.

**4. Environmental protection Law** (adopted on 2<sup>nd</sup> November 2006, in force from 29<sup>th</sup> November 2006, last amended on 29<sup>th</sup> December 2010)

Section 18. State control in the environmental field (hereinafter – environmental State control) shall be control of the compliance with the requirements of the regulatory enactments regarding the environment, including the following fields:

- 1) Research, extraction, utilization and accounting of natural resources;
- 2) Performance of polluting activities;
- 3) Research and remediation of polluted and potentially polluted sites;
- 4) Activities with chemical substances and chemical products (preparations);
- 5) Activities with the ionizing radiation sources;
- 6) Evaluation and reduction of industrial accident risk;
- 7) Waste management;
- 8) Management and protection of specially protected nature territories, specially protected species and biotopes, micro-reserves that are of special State significance; and



9) Compliance with the provisions for the performance of the intended activities or provisions of the technical regulations in accordance with the regulatory enactments regulating the environmental impact assessment.

Section 19.1. The State Environmental Service, Nature Conservation Agency and other direct administration authorities specified in the regulatory enactments regarding the environment shall implement environmental State control.

The State Environmental Service shall control the compliance with those regulatory enactments regarding the environment, control of which has not been given over within the competence of other direct administration authorities or local government by regulatory enactments.

**5. The Cabinet of Ministers Regulations No.133 “On Order by which the International Trade of Endangered Species of Wild Fauna and Flora is Secured”** (adopted on 6<sup>th</sup> April 1999, in force from 9<sup>th</sup> April 1999, last amended on 1<sup>st</sup> May 2005)

Paragraph 2: Nature Conservation Agency (further – Management Authority) carries out state supervision of the international trade on endangered species of wild fauna and flora and issues permits for import, export and introduction from the sea of the respective species as well as respective certificates for (re)export.

Paragraph 3: University of Latvia Institute of Biology, University of Latvia Faculty of Biology and Natural History Museum of Latvia (further – Scientific Authority) carry out scientific consultation functions.

Paragraph 13: If there is fixed the violence of regulation in respect to endangered fauna and flora species, as well as confiscation of endangered wild species is done, competent institutions immediately inform Management Authority.

Paragraph 14: Management Authority takes the decision about confiscated specimen use.

Paragraph 15: A confiscated live animal specimen included in the Appendices of Convention till the decision of competent institutions is kept in the Riga Zoo. The person from whom respective confiscation was made pays expenditures necessary for respective specimen transportation from place of confiscation to Riga Zoo.

Paragraph 16: A confiscated flora specimen included in the Appendices of Convention till the decision of competent institutions is kept in the Latvian National Botanical Garden. The person from whom respective confiscation was made pays expenditures necessary for respective specimen transportation from place of confiscation to Latvian National Botanical Garden.

**6. The Cabinet of Ministers Regulations No.1019 “On Amount of State Tax of Permits and Certificates defined by Washington Convention of 1973 on International Trade with Endangered Species of Wild Fauna and Flora, Terms of Payment and Payment Facilities”** (adopted on 19<sup>th</sup> December 2006, in force from 1<sup>st</sup> January 2007)

Paragraph 2. State taxes for CITES permits and certificates are following:

- o If specimen will be used for commercial purposes (code T) – 8Ls;
- o If specimen will be used for circuses and travelling exhibitions (code Q) – 6Ls;

- o If specimen will be used for other purposes – 3Ls.

Paragraph 3. 100% relief on the state tax of CITES permit or CITES certificate apply:

- o If specimen will be used for personal purposes (code P), hunting trophies (code H), law enforcement/judicial/forensic (code L), zoos (code – Z);
- o If applicant of CITES permit or certificate is direct administrative body.

**7. The Cabinet of Ministers Regulations No.407 “Rules on Animal Welfare in Animal Shelters and Animal Hotels and Order for the Delivering Animals in Animal Shelter or Pet Hotel”** (adopted on 16<sup>th</sup> May 2006, in force from 1<sup>st</sup> January 2007, last amended on 3<sup>rd</sup> March 2010 )

Paragraph 21. A practicing veterinarian in the presence of owner of shelter assesses the helpless wild animal's health situation and predicts further progress. Shelter retains only those animals that will be able to adapt in wild after rehabilitation or will be able to survive in zoos registered according to legislation. All other must be euthanized.

Paragraph 22. Owner of shelter during the day after wild game animal is placed in the shelter shall notify the State Forest Service, but for non-game animals - the Nature Conservation Agency.

**8. The Cabinet of Ministers Regulations No.507 “Statutes of Nature Conservation Agency”** (adopted on 2<sup>nd</sup> June 2009, in force from 11<sup>th</sup> June 2009, last amended on 21<sup>st</sup> December 2010)

Paragraph 2.3.: Nature Conservation Agency has the function to carry out Management Authority functions in accordance with the legislation of international trade on endangered species of wild fauna and flora.

Paragraph 3.10.<sup>1</sup>: Nature Conservation Agency controls trade of endangered specimens of wild fauna and flora.

Paragraph 3.11: Nature Conservation Agency according to nature protecting legislation issues and revokes licenses, and suspends their operations, as well as provides opinions and reconciliations for nature conservation.

Paragraph 3.17.<sup>6</sup> : Nature Conservation Agency suggests to restrict, suspend or prohibit the use of species and habitats, where it could endanger populations of species and habitats in existence.

**9. The Cabinet of Ministers Regulations No.1139 “Order on Storage, Registration, Keeping in Captivity, Labeling and Trade of the Endangered Species of Wild Fauna and Flora by International Trade and Order on Issuing Certificates”** (adopted on 6<sup>th</sup> October 2009, in force from 1<sup>st</sup> April 2010)

Part I. General provisions

Point Paragraph 1. Regulations prescribe

- o order on storage, registration, keeping in captivity, labeling and trade of the endangered species of wild fauna and flora by international trade and order on issuing certificates;

- o order on licensing caviar processing and (re-)packaging plants;
- o order on licensing breeders of Annex A animals and plants of Council Regulation (EK) Nr.338/97.

o

Paragraph 3. A document that proves the origin (lawful acquisition) of each animal can be:

- o CITES permit or certificate;
- o invoice with scientific name of specimen or number of CITES permit or certificate;
- o document with detailed information about registered breeder if country of origin of Annex B specimen of Council Regulation (EK) Nr.338/97 is EU member state;
- o document proving that animal owner acquire animal before 1997 when CITES became applicable in Latvia or before animal was included in Annexes of Council Regulation (EK) Nr.338/97;
- o written confirmation from previous registered owner of animal or breeder with his detailed information, scientific name of specimen and description of specimen if animal was a gift;
- o Permit for non-game species if animal is taken from the wild in Latvia in accordance with the legislation in force;
- o State Forest Service permit for keeping game species in captivity;
- o Notification from owner of animal if animal born from registered female.

o

Paragraph 4. The scientific name of animal must be shown on a document that proves the origin (lawful acquisition) of each animal.

## Part II. Keeping animals in captivity, the registration and labeling

Paragraph 5. Any live mammal, bird and reptile of Annex A and B of Council Regulation (EK) Nr.338/97 must be kept in captivity according to legislation on animal welfare and legislation on wild animal protection.

Paragraph 6. Owner of endangered animal register his animal within three months after purchase, but if the owner has acquired animal before these Regulations came into force, the animal must be registered year after these regulations come into force, except animals listed in Annex 2 and Annex 3 if the owner can prove with documentation that the animals have been born and bred in captivity.

Paragraph 7. Animal's owner shall pay the registration fee for each of the endangered specimen.

Paragraph 14. Shall not be marked following endangered animals:

- o Animals of Annex A and B of Council Regulation (EK) Nr.338/97 that are not used for commercial or advertising purposes;
- o Animals listed in Annex 2 of this Regulation if the owner can prove with documentation that the animals have been born and bred in captivity.

Paragraph 18. A practicing veterinarian marks endangered animals as noted by Nature Conservation Agency on B section of animal's registration and labeling page, if it does not endanger animal health or life. If the specified type of labeling is dangerous to animal health or life, a practicing veterinarian shall issue the owner a notice about

animal health and indicate next animal inspection. Endangered animal must be marked as soon as health situation is stable.

Paragraph 25. Nature Conservation Agency establishes and maintains electronic database of endangered animals.

Paragraph 29. Owner must present animal and animal's document of legal origin and declaration certifying that the animal is marked and recorded in database by request of the inspectors of the Nature Conservation Agency, State Environmental Service or the Food and Veterinary Service.

Part III. Registration of caviar exporters, processing and repackaging plants and issuance of certificates

Part IV. Caviar labeling and packaging

These parts of Regulations lay down order of registration of caviar exporters and processing and repacking plants, as well as provisions of caviar labeling and packaging according to CITES guidelines and Council Regulation (EK) Nr.865/2006.

Paragraph 31. The person who wishes to prepare, process, package, re-package or trade caviar, must receive a special certificate and caviar processor, packer or re-packer four-digit code issued by Nature Conservation Agency.

Paragraph 35. Within a month receiving all documents referred in paragraph 32, the Nature Conservation Agency shall issue a certificate specifying the four-digit code, or decide not to issue the certificate.

Paragraph 36. Nature Conservation Agency establishes and maintains electronic database about issued certificates.

Part V. Registration of operations that breed animal and plant species of Annex A of Council Regulation (EK) Nr.338/97 for commercial purposes.

Paragraph 51. Breeder of animals who wish to breed animals of Annex A of Council Regulation (EK) Nr.338/97 in captivity for commercial purposes must register in Nature Conservation Agency and receive permit with animal breeder registration number.

Paragraph 54. Nature Conservation Agency does registration of nurseries that artificially propagate specimens of plant species of Annex A of Council Regulation (EK) Nr.338/97 for commercial purposes and issue unique nursery registration number.

**10. The Cabinet of Ministers Regulations No.260 “On Amount of State Tax of Registration of the Endangered Species of Wild Fauna and Flora by International Trade” (adopted on 16<sup>th</sup> March 2010, in force from 19<sup>th</sup> March 2010, last amended on 18<sup>th</sup> December 2010)**

Paragraph 2. A state tax rate on registration of endangered species is Ls7.

Paragraph 6. State and local entities and state or Municipal Corporation does not pay the State tax for endangered animal registration.

**11. The Cabinet of Ministers Regulations No.704 “The Rules on Border Crossing Points and Their Examination”** (adopted on 27<sup>th</sup> July 2010, in force from 13<sup>th</sup> August 2010)

Appendix II

Border crossing point	Customs control of wild animal and plant species of Appendixes I, II and III of the Convention on International Trade in Endangered Species of Wild Fauna and Flora across external borders		
	Live animals	Dead animals and their derivatives	Plants
Daugavpils (airport)	–	–	–
Daugavpils Station	–	twenty-four hours	twenty-four hours
Engure	–	–	–
Grebņeva	–	twenty-four hours	twenty-four hours
Indra	–	–	–
Kārsava	–	–	–
Lielupe	–	–	–
Liepāja (airport)	–	–	–
Liepāja (port)	–	–	9.00–21.00
Mērsrags	–	–	–
Pāternieki	visu diennakti	visu diennakti	9.00–21.00
Pāvilosta	–	–	–
Rēzeknes Station	–	twenty-four hours	twenty-four hours
Rīga (railway)		8.30–17.00 working days <sup>6, 7</sup>	8.30–17.00 working days <sup>6, 7</sup>
Rīga (airport)	–	–	9.00–21.00
Rīga (port)	–	8.00–20.00	8.00–20.00
Rīga (post)	–	–	9.00–18.00 Working days <sup>8</sup>
Roja	–	–	–
Salacgrīva	–	–	–
Silene	–	–	9.00–21.00
Skulte	–	–	–
Terehova	twenty-four hours	twenty-four hours	twenty-four hours
Tukums (airport)	–	–	–
Ventspils (airport)	–	–	–
Ventspils (port)	–	9.00–18.00 twenty-four hours	9.00–21.00
Vientuļi	–	–	–
Zilupe	–	–	–

**12. The Cabinet of Ministers Regulations No.1033 “Requirements for Holding Wildlife in a Zoo, as well as the Requirements of the Zoo for the Establishment and Registration”** (adopted on 9<sup>th</sup> November 2010, in force from 1<sup>st</sup> January 2011)

Paragraph 1. Regulations prescribe the requirements for holding wildlife in a zoo, as well as the requirements of the zoo for the establishment and registration.

Paragraph 3. Requirements of this Regulation shall be supervised and controlled by the Nature Conservation Agency.

**13. The Cabinet of Ministers Regulations No.1146 “Order on Registration of Places where Wild Animals are Kept”** (adopted on 21<sup>st</sup> December 2010, in force from 1<sup>st</sup> January 2011)

Paragraph 2. Regulations do not apply to zoos, circus, animals’ shelter, as well as animals registered in accordance with the legislation on storage, registration, keeping in captivity, labeling and trade of the endangered species of wild fauna and flora.

Paragraph 3. Food and Veterinary Service register keeping place for animals of wild species of Order Carnivore, primates, marine mammals, animals of order Crocrodilia and snakes.

**14. The Cabinet of Ministers Regulations No.1165 “Order of Issuance of Permits for Obtaining Non-game Species Specimens, as well as Order for Alien Species Introduction or Wildlife Species Reintroduction”** (adopted on 21<sup>st</sup> December 2010, in force from 30<sup>th</sup> December 2010)

Paragraph 1. Regulations prescribe following procedures:

- o Order of issuance permit for obtaining non-game species;
- o Order of introduction alien species, including animal species, as well as order of issuance permits for alien species introduction;
- o Order of wildlife species reintroduction, including animal population reintroduction, as well as order of issuance permits for wildlife species reintroduction;
- o Order of public consultation about wildlife species reintroduction.

Paragraph 2. Person who wish to obtain non-game species submit an application to Nature Conservation Agency.

Paragraph 3. No permit for obtaining non-game species is required if

- o Specimen of non-game species directly endanger human life or health;
- o Specimen of non-game species in helpless situation is going to be delivered to the shelter, animal rehabilitation center or a registered animal collection (zoo).

Paragraph 6. In order to minimize possible negative effects on wild species, Nature Conservation Agency determines the validity of permit for obtaining non-game species not more than a calendar year, taking into account both the biology of the species and the potential negative effects on other species.

## **Penalization of illegal trade**

### **1. Latvian Administrative Violation Code** (adopted on 7<sup>th</sup> December 1984, in force from 1<sup>st</sup> July 1987, last amended on 28<sup>th</sup> October, 2010.)

#### **Section 77. Violation of the Requirements for the Animal Protection**

In the case of violation of requirements for the animal protection specified in regulatory enactments –

a fine shall be imposed on natural persons in an amount from LVL 20 up to LVL 500, but for legal persons – from LVL 100 up to LVL 800.

#### **Section 78. Violation of the Requirements for the Conservation of Species and Biotopes**

In the case of violation of requirements for the conservation of species and biotopes specified in regulatory enactments –

a fine shall be imposed on natural persons in an amount from LVL 10 up to LVL 500, with confiscation of the illegally obtained specially protected species specimens and its parts, but for legal persons – from LVL 50 up to LVL 1000, with the confiscation of the illegally obtained specimens of specially protected species specimens and its parts.

In the case of activity without a permit, which is necessary in accordance with the regulatory enactments regarding the protection of species and biotopes or arrangement of a collection of wild animals, or in the case of violation of conditions specified in the relevant permit –

a fine shall be imposed from LVL 20 and up to LVL 500 on natural persons, but for legal persons – from LVL 500 and up to LVL 1 000.

#### **Section 79. Violation of the Regulatory Enactments regarding the International Trade of Rare or Endangered Animals and Specimens of Threatened Plant Species and Their Parts**

In the case of the violation of the regulatory enactments regarding the international trade of rare or endangered animals or specimens of threatened plant species and their parts –

a fine shall be imposed on natural persons in an amount from LVL 50 up to LVL 500, with confiscation of the illegally obtained specimens of rare or endangered animals or threatened plant species and their parts, but for legal persons – from LVL 100 up to LVL 1000, with confiscation of the illegally obtained specimens of rare or endangered animals or threatened plant species and their parts.

#### **Section 201.<sup>10</sup> Violation of the Regulations regarding the Performance of the Customs Regime**

In the case of violation of the regulations regarding the performance of the customs regime, except for the cases when the violation has occurred as a result of a technical error or a mistake and a customs debt cannot originate as a result of it –

a warning shall be issued or a fine shall be imposed on natural persons in an amount up to LVL 100, but for legal persons – up to LVL 500, with the confiscation of the goods or without confiscation.

In the case of the same violation, if recommitted within a year of the imposition of an administrative sanction, –

a fine shall be imposed on natural persons in an amount up to LVL 200, but for legal persons – up to LVL 1000, with the confiscation of the goods or without confiscation.

In the case of the application of the customs regime to infringing or pirated goods or the temporary storage of these goods –

a fine shall be imposed on natural persons in an amount from LVL 50 up to LVL 250, but for legal persons – from LVL 500 up to LVL 5000, with the confiscation of the goods.

In the case of violation of the regulations regarding the import, export, movement and transit of goods of strategic significance –

a fine shall be imposed on natural persons in an amount from LVL 50 up to LVL 400, but for legal persons from LVL 250 up to LVL 5000, with or without the confiscation of the relevant goods.

In the cases of the violations provided for in Paragraph four of this Section, if they have been recommitted within a year after the imposition of an administrative sanction –

a fine shall be imposed on natural persons in an amount from LVL 250 up to LVL 500, but for legal persons from LVL 1000 up to LVL 10 000, with the confiscation of the relevant goods.

### **Section 201.<sup>12</sup> Smuggling**

In the case of the import into the territory of the Republic of Latvia or export from it of goods or other valuables subject to customs clearance, circumventing the customs control or concealing these goods or other valuables from this control, or failing to declare, or utilising fake customs or other documents, or in another illegal way (smuggling) –

a fine shall be imposed on natural persons in an amount from LVL 50 up to LVL 250, but for legal persons from LVL 500 up to LVL 5000, with the confiscation of the goods or other valuables.

### **Section 201.<sup>13</sup> Provision of Documents Containing False Information to the Customs Institution**

In the case of the provision of any type of document containing false information to the customs institution –

a fine shall be imposed on natural persons in an amount up to LVL 250, but for legal persons up to LVL 6000, with the confiscation of the goods or without confiscation.

### **Section 201.<sup>14</sup> Declaration of Goods with a Fake Name or Non-complying Code**

In the case of declaration of goods with a fake name or code that does not comply with the European Union combined nomenclature, except for the cases when the violation was committed as a result of a technical error or mistake and a customs debt cannot originate as a result of it –

a warning shall be issued or a fine shall be imposed on natural persons in an amount up to LVL 75, but for legal persons – up to LVL 1000, with the confiscation of the goods or without confiscation.



In the case of the same violations, which are recommitted within a year of an administrative sanction being imposed –

a fine shall be imposed on natural persons in an amount up to LVL 150, but for legal persons up to LVL 2000, with the confiscation of the goods or without confiscation.

### **Section 201.<sup>15</sup> Unauthorised Activities with Goods and other Valuables Subject to Customs Clearance**

In the case of the storage, carriage, sending or marketing of goods and other valuables subject to customs clearance in the customs territory of the Republic of Latvia without the permission of the customs institution –

a fine shall be imposed on natural persons in an amount up to LVL 100, but for legal persons up to LVL 1000, with the confiscation of the goods or without confiscation.

In the case of removal, change or destruction of security devices without the permission of the customs institution –

a fine shall be imposed on natural persons in an amount up to LVL 100, but for legal persons up to LVL 1000, with the confiscation of the goods or without confiscation.

### **Section 215.<sup>1</sup> State Revenue Service**

The State Revenue Service shall examine the administrative violation offences provided for in Section 108.<sup>5</sup>, 149.<sup>36</sup> Paragraph eight and nine; Sections 155.<sup>1</sup>, 155.<sup>2</sup>, 155.<sup>6</sup>, 155.<sup>13</sup>, 156.<sup>1</sup>, 156.<sup>2</sup>, 156.<sup>3</sup>; Section 156.<sup>4</sup>, Paragraph one; Sections 156.<sup>5</sup>, 156.<sup>6</sup>, 159, 159.<sup>4</sup>, 159.<sup>7</sup>, 159.<sup>8</sup> and 159.<sup>9</sup>, Section 160.<sup>1</sup>, Paragraph one; Sections 163.<sup>1</sup>, 163.<sup>2</sup>, 165.<sup>2</sup>, 165.<sup>7</sup>, 165.<sup>8</sup>, 166., 166.<sup>2</sup> and 166.<sup>6</sup>, Section 166.<sup>9</sup>, Paragraph two; Section 166.<sup>10</sup>, 166.<sup>12</sup>, Paragraph three; Section 166.<sup>14</sup>; Section 166.<sup>15</sup>, Paragraphs three and four; Sections 166.<sup>20</sup>, 166.<sup>27</sup>, 166.<sup>32</sup>, 169.<sup>3</sup>, 170.<sup>2</sup>, 190.<sup>7</sup>, 190.<sup>15</sup>, 201.<sup>10</sup> – 201.<sup>18</sup> and 204.<sup>18</sup> of this Code (except for the matters regarding violations in the cases, when control has been performed and the administrative violation report regarding the violations mentioned in these Sections has been drawn up by officials of other institutions, who are authorised to examine the relevant administrative violation matters).

The following persons are entitled to examine administrative violation matters and to impose administrative sanctions on behalf of the State Revenue Service:

1) The State Revenue Service Director General and his or her deputies, the State Revenue Service territorial institution directors and their deputies, the State Revenue Service general director authorised department managers and their deputies – regarding all of the administrative violations, which are provided for in Paragraph one of this Section, –

a monetary sanction up to the maximum fine provided for in these Sections and to enforce confiscation;

2) -

3) the rest of the State Revenue Director General of State Revenue Service territorial institution director authorised officials – a fine in an amount up to LVL 250.

### **Section 231. State Environment Protection Institutions**

The State environment protection institutions shall examine administrative violation matters provided for in Sections 47, 48, 51 – 53, 53.<sup>2</sup>, 54.<sup>1</sup> – 69, 71, 72 – 88.<sup>1</sup>, 88.<sup>4</sup> – 88.<sup>9</sup> and 103.<sup>8</sup> of this Code.

The following persons are entitled to examine administrative violation matters and to impose administrative sanctions on behalf of the State environmental protection institutions:

1) the State Environmental Service general-director, deputy general-director, regional environment boards, Radiation Safety Centre or the Marine and Inland Waters Administration, the Nature Conservation Agency general-director, deputy general-director and regional departments directors and deputy directors – to impose a fine in an amount up to the maximum prescribed by these Sections, with taking away of fishing rights and applying confiscation;

2) the section or sector heads of the State Environmental Service – to impose a fine up to LVL 5000 and to apply confiscation; and

3) the State Environmental Service and Nature Conservation Agency environmental State inspectors – to impose a fine in an amount up to LVL 200 and to apply confiscation.

In the case of a fine imposed in an amount up to LVL 20, if the violator does not contest the fine imposed thereon, the officials referred to in this Section may collect the fine at the place of committing the violation.

**2. The Criminal Law** (adopted on 17<sup>th</sup> June 1998, in force from 1<sup>st</sup> April 1999, last amended on 2<sup>nd</sup> December, 2010.)

**Section 112. Unlawful Hunting**

(1) -

(2) For a person who commits unlawful hunting, if commission thereof is by a group of persons pursuant to previous agreement or in a State specially protected nature territory, or if substantial harm is caused thereby, the applicable sentence is deprivation of liberty for a term not exceeding two years, or custodial arrest, or community service, or a fine not exceeding hundred times the minimum monthly wage.

(3) For a person who commits utilisation of prohibited generally dangerous means, methods, tools or techniques for hunting, the applicable sentence is deprivation of liberty for a term not exceeding four years, or community service, or a fine not exceeding two hundred times the minimum monthly wage.

**Section 113. Blasting and Other Acts Committed in Violation of Provisions for Protection of Animals**

For a person who commits blasting, amelioration of land, preparation of timber or other actions in violation of provisions regarding protection of animals, if substantial harm is caused to fish stocks, birds or other wild animals by such actions,

the applicable sentence is custodial arrest, or community service, or a fine not exceeding two hundred times the minimum monthly wage.

**Section 115. Destruction and Damaging of Animals and Plants under Special Protection of the State**

For a person who commits destruction or damaging of animals, plants, mushrooms or lichens which are rare or under threat of extinction, or of the life habitat (biocenosis) thereof, if substantial harm is caused thereby,

the applicable sentence is deprivation of liberty for a term not exceeding five years, or a fine not exceeding two hundreds times the minimum monthly wage.

### **Section 115<sup>1</sup>. Violation of Trade of Endangered animal and plant species**

For violation of trade rules of endangered animal or plant species or parts or products, if it had suffered material injury, -

The applicable sentence is deprivation of liberty for a term not exceeding two years or detention, or community service, or a fine not exceeding one hundred times the minimum monthly wage.

### **Section 190. Smuggling**

(1) For a person who commits the bringing in of goods or other valuables into the customs territory of the Republic of Latvia or taking out thereof, by avoiding customs control or concealing such goods or other valuables from such control, or not declaring such goods or other valuables, or utilising false customs or other documents, or in any other unlawful way (smuggling), if the commission thereof is repeated within a period of one year,

the applicable sentence is deprivation of liberty for a term not exceeding three years, or community service, or a fine not exceeding one hundred times the minimum monthly wage, with or without confiscation of property.

(2) For a person who commits smuggling, if such is committed on a large scale,

the applicable sentence is deprivation of liberty for a term of not less than three and not exceeding eight years or community service, or a fine not exceeding one hundred and fifty times the minimum monthly wage, with or without confiscation of property.

(3) For a person who commits the acts provided for in Paragraph two of this Section, where committed in a group of persons pursuant to prior agreement,

the applicable sentence is deprivation of liberty for a term of not less than five and not exceeding ten years or community service, or a fine not exceeding two hundred times the minimum monthly wage, with or without confiscation of property.

(4) For a person who commits smuggling, where committed in an organised group,

the applicable sentence is deprivation of liberty for a term of not less than eight and not exceeding fifteen years, with confiscation of property, and with police supervision for a term not exceeding three years.

### **Section 191. Unauthorized Activities with Goods and Other Valuable Property Subject to Customs Clearance**

(1) For a person who commits storage, transport, shipping or sale of goods or other valuable property subject to customs clearance in the customs territory of the Republic of Latvia without the permission of the customs authorities, if the commission of these acts is repeated within a period of one year,

the applicable sentence is deprivation of liberty for a term not exceeding three years or community service, or a fine not exceeding one hundred times the minimum monthly wage, with or without confiscation of property.

(2) For a person who commits storage, transport, shipping or sale of goods or other valuable property subject to customs clearance in the customs territory of the

Republic of Latvia without the permission of the customs authorities, where committed by a group of persons pursuant to prior agreement or on a large scale,

the applicable sentence is deprivation of liberty for a term of not less than three and not exceeding ten years or community service, or a fine not exceeding two hundred times the minimum monthly wage, with or without confiscation of property.

### **Section 198. Unauthorised Receipt of Benefits**

(1) For a person who illegally accepts material values, property or benefits of other nature, or offers thereof, where accepted by an employee of an undertaking (company) or organisation, or a person who, on the basis of the law or a lawful transaction, is authorised to conduct the matters of another person, him or herself or through an intermediary, for performing or failing to perform some act, in the interests of the giver of the benefit or any other person, using his or her authority, regardless of whether the material values, property or benefits of other nature accepted are intended for this person or any other person, the applicable sentence is deprivation of liberty for a term not exceeding three years, or community service, or a fine not exceeding eighty times the minimum monthly wage.

(2) For a person who commits the acts provided for in Paragraph one of this Section, if commission thereof is repeated, or on a large scale, or they have been committed by a group of persons pursuant to prior agreement, or where material values, property or benefits of other nature have been requested, the applicable sentence is deprivation of liberty for a term not exceeding five years, with confiscation of property, or community service, or a fine not exceeding one hundred times the minimum monthly wage, with or without deprivation of the right to engage in specific forms of entrepreneurial activity or employment for a term not exceeding two years.

(3) For a person who illegally accepts material values, property or benefits of other nature, or offers thereof, where accepted by a responsible employee of an undertaking (company) or organisation himself or herself or through an intermediary, or a person similarly authorised by an undertaking (company) or organisation, or a person who, on the basis of the law or a lawful transaction, is authorised to resolve disputes or take binding decisions but who is not a State official, for performing or failing to perform some act, in the interests of the giver of the benefit or the offerer, or any other person, using his or her authority, regardless of whether the accepted material values, property or benefits of other nature are intended for this person or any other person, the applicable sentence is deprivation of liberty for a term not exceeding six years or with confiscation of property, or community service, or a fine not exceeding one hundred and twenty times the minimum monthly wage, with or without deprivation of the right to engage in specific forms of entrepreneurial activity or employment for a term not exceeding three years.

(4) For a person who commits the acts provided for in Paragraph three of this Section, if commission thereof is repeated, or on a large scale, or they have been committed by a group of persons pursuant to prior agreement, or they are associated with a demand for material values, property or benefits of other nature, the applicable sentence is deprivation of liberty for a term not exceeding eight years, or a fine not exceeding one hundred and fifty times the minimum monthly wage, with or without confiscation of property, with or without deprivation of the right to engage in specific forms of entrepreneurial activity or employment for a term not exceeding five years.

### **Section 205. Violation of Trading Provisions**

(1) For a person who commits intentional violation of trading provisions issued by a State institution, if such acts are committed repeatedly within a period of one year, the applicable sentence is deprivation of liberty for a term not exceeding three years, or custodial arrest, or community service, or a fine not exceeding sixty times the minimum monthly wage, with or without confiscation of property.

(2) For a person who commits intentional violation of trading provisions issued by a State institution, if such has resulted in a substantial harm to the State or consumer rights and interests protected by law or such was committed in a group of persons pursuant to previous agreement, the applicable sentence is deprivation of liberty for a term not exceeding five years, or a fine not exceeding one hundred times the minimum monthly wage, with or without confiscation of property.

### **Section 230. Cruel Treatment of Animals**

(1) For a person who commits cruel treatment of animal as results in its death or mutilation, or commits torture of animals, the applicable sentence is deprivation of liberty for a term not exceeding three years, or custodial arrest, or community service, or a fine not exceeding eighty times the minimum monthly wage, with or without deprivation of the right to keep animals for a term not exceeding five years, and with or without confiscation of property.

(2) For a person who commits the same acts, if they have been committed in a public place or at the presence of a minor or if they have been committed by a group of persons pursuant to previous agreement, or if it has caused significant damage , the applicable sentence is deprivation of liberty for a term not exceeding five years, or custodial arrest, or community service, or a fine not exceeding one hundred and fifty times the minimum monthly wage, with or without deprivation of the right to keep animals for a term not exceeding five years, with or without confiscation of property.

### **Section 230.<sup>1</sup> Violation of Keeping of Animals Regulations**

(1) For a person who commits violations of the keeping of animals regulations as results in the committing of light bodily injury or moderate bodily injury to the victim, the applicable sentence is deprivation of liberty for a term not exceeding one year, or custodial arrest, or community service, or a fine not exceeding twenty times the minimum monthly wage.

(2) For a person who commits violations of the keeping of animals regulations as results in the committing of serious bodily injury to the victim, or such has caused the death of a person, the applicable sentence is deprivation of liberty for a term not exceeding four years or community service, or a fine not exceeding sixty times the minimum monthly wage.

**Detailed Information on Seizures and Confiscations of CITES  
Specimens and Administrative Penalties  
Year 2009/2010**

During reporting period Latvian enforcement authorities (Custom, State Environmental Service and Police) did 37 seizures that resulted in 29 confiscations. 8 seizures were false and seized specimens were returned to owners. The information about amount and country of origin of seized and confiscated specimens are summarized in table below. The most significant confiscations are bolded.

The total amount of administrative fines for illegally traded CITES specimens for reporting period were 1900 Ls (2720 Eur).

The lowest administrative fine was 50 Ls (~70 Eur), the highest –650 Ls (~930 Eur).

**Information about confiscated CITES specimens on 2009/2010**

<i>Description of Specimen</i>	<i>Scientific Name of Specimen</i>	<i>CITES App./ EU App.</i>	<i>Amount</i>	<i>Country of Origin (if known)</i>
<b>Packs of tablets (dietary supplement)</b>	<i>Orchis mascula</i>	<b>II / B</b>	<b>18981</b>	<b>India</b>
<b>Bottles with syrup</b>	<i>Orchis mascula</i>	<b>II / B</b>	<b>305</b>	<b>India</b>
<b>Tubes with cosmetic cream</b>	<i>Saussurea lappa</i>	<b>I / A</b>	<b>1353</b>	<b>India</b>
<b>Packs of tablets (dietary supplement)</b>	<i>Vanda roxburghii</i>	<b>II / B</b>	<b>3567</b>	<b>India</b>
Snakes in the bottles of alcohol	<i>Xenochrophis piscator</i>	III / C	6	Hong Kong
Snakes in the bottles of alcohol	<i>Xenochrophis piscator</i>	III / C	6	Vietnam
Snakes in the bottles of alcohol	<i>Xenochrophis piscator</i>	III / C	3	Turkey
Snakes in the bottles of alcohol	<i>Xenochrophis piscator</i>	III / C	2	Egypt
Snakes in the bottles of alcohol	<i>Xenochrophis piscator</i>	III / C	1	Malaysia
Snake in the bottle of alcohol	<i>Xenochrophis piscator</i>	III / C	1	Unknown
Shoes	<i>Python reticulatus</i>	II / B	1	-
Bag	<i>Python reticulatus</i>	II / B	1	-
Belt	<i>Python reticulatus</i>	II / B	1	Thailand
Belt	<i>Python molurus bivittatus</i>	II / B	1	Thailand
Souvenirs from corals	<i>Scleractinia</i>	II / B	3	Turkey
Souvenirs from corals	<i>Acropora sp.</i>	II / B	2	Ukraine
Souvenir from corals	<i>Pocillopora sp.</i>	II / B	1	Singapore
Souvenir from corals	<i>Pocillopora sp., Favia sp.</i>	II / B	1	-
Gecko in the bottle of alcohol	<i>Gecko gecko</i>	II / B	1	Egypt
Breast feathers	<i>Gallus sonnerati</i>	II / B	8	India