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ANNEXES 1 to 2

ANNEXES

to the

COMMISSION IMPLEMENTING REGULATION (EU) .../..

**amending Implementing Regulation (EU) No 792/2012 as regards the addition of a new
source code for plants from assisted production and related changes**

ANNEX 1

The annexes to Implementing Regulation (EU) No 792/2012 are amended as follows:

- (1) Annex I, 'Permit/Certificate', is amended as follows:
 - (a) in point 13 of the 'Instructions and explanations' referring to '1 – Original', the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006¹, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.
 - (b) in point 13 of the 'Instructions and explanations' referring to '2 – Copy for the holder', the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.
 - (c) in point 13 of the 'Instructions and explanations' referring to '3 – Copy for return by customs to the issuing authority', the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.
 - (d) in point 13 of the 'Instructions and explanations' referring to '4 – Copy for the issuing authority' and to '5 – Application', the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.
- (2) Annex III, 'Travelling-exhibition certificate', is amended as follows:
 - (a) in point 14 of the 'Instructions and explanations' referring to 'Original', the following row is added:

¹ [Commission Regulation \(EC\) No 865/2006 of 4 May 2006 laying down detailed rules concerning the implementation of Council Regulation \(EC\) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein](#)

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.

- (b) in point 14 of the ‘Instructions and explanations’ referring to ‘Copy for the issuing authority’ and to ‘Application’, the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.

- (3) Annex V, ‘Certificate – Not for use outside the European Union’, is amended as follows:

- (a) in point 9 of the ‘Instructions and explanations’ referring to ‘Original’, the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.

- (b) in point 9 of the ‘Instructions and explanations’ referring to ‘Copy for the issuing authority’ and to ‘Application’, the following row is added:

“Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.

ANNEX 2

“Annex II

EUROPEAN UNION		Annex II				
ORIGINAL	1	1. Importer	IMPORT NOTIFICATION	No		
			Council Regulation (EC) No 338/97 and Commission Regulation (EC) No 865/2006 on the protection of species of wild fauna and flora by regulating trade therein			
		2. Member State of import	3. Date of import			
		4. Country of origin	5. Country of (re)-export			
		A	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	
			10. Scientific name of species		9. Source	
			12. Common name of species		11. CITES Appendix	
		1	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	8. Quantity	9. Source	
				10. Scientific name of species		11. CITES Appendix
				12. Common name of species		13. EU Annex
	C	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity		
			10. Scientific name of species		9. Source	
			12. Common name of species		11. CITES Appendix	
	D	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity		
			10. Scientific name of species		9. Source	
			12. Common name of species		11. CITES Appendix	
	E	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity		
			10. Scientific name of species		9. Source	
			12. Common name of species		11. CITES Appendix	
	F	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity		
			10. Scientific name of species		9. Source	
			12. Common name of species		11. CITES Appendix	
	14. For specimens above which are of species listed in Appendix III to CITES, I attach the necessary documents from the (re)-exporting country.		15. Official stamp of border customs office:			
	Signature of importer or his authorised representative					

Instructions and explanations

1. Enter full name and address of importer or authorised representative.
4. The country of origin is the country where the specimens were taken from the wild, born and bred in captivity or artificially propagated.
5. Only applies where the country from which the specimens are imported is not the country of origin.
6. Description must be as precise as possible.
9. Use one of the following codes to indicate the source:

- W Specimens taken from the wild
- R Specimens of animals reared in a controlled environment, taken as eggs or juveniles from the wild, where they would otherwise have had a very low probability of surviving to adulthood
- D Annex A animals bred in captivity for commercial purposes in operations included in the Register of the CITES Secretariat, in accordance with Resolution Conf. 12.10 (Rev. CoP15), and Annex A plants artificially propagated for commercial purposes in accordance with Chapter XIII of Regulation (EC) No 865/2006, as well as parts and derivatives thereof
- A Annex A plants artificially propagated for non-commercial purposes and Annexes B and C plants artificially propagated in accordance with Chapter XIII of Regulation (EC) No 865/2006, as well as parts and derivatives thereof
- C Animals bred in captivity in accordance with Chapter XIII of Regulation (EC) No 865/2006, as well as parts and derivatives thereof.
- F Animals born in captivity, but for which the criteria of Chapter XIII of Regulation (EC) No 865/2006 are not met, as well as parts and derivatives thereof
- I Confiscated or seized specimens ⁽¹⁾
- O Pre-convention ⁽¹⁾
- U Source unknown (must be justified)
- X Specimens taken in the marine environment not under the jurisdiction of any State
- Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.

⁽¹⁾ To be used only in conjunction with another source code.

10. The scientific name must be the name used in Annexes C or D to Regulation (EC) No 338/97.
11. Enter III for species listed in Appendix III to CITES.
13. Enter the letters (C or D) of the Annex to Regulation (EC) No 338/97 in which the species is listed.
14. The importer has to submit the signed original (form 1) and ‘copy for the importer’ (form 2), where appropriate together with CITES Appendix III documents from the (re-)exporting country to the customs office of introduction into the Union.

15. The customs office shall send the stamped original (form 1) to the management authority of his country and return the stamped 'copy for the importer' (form 2) to the importer or his authorised representative

EUROPEAN UNION						
COPY for the importer	2	1. Importer	IMPORT NOTIFICATION		No	
		Council Regulation (EC) No 338/97 and Commission Regulation (EC) No 865/2006 on the protection of species of wild fauna and flora by regulating trade therein				
		2. Member State of import	3. Date of import			
		4. Country of origin	5. Country of (re)-export			
	A	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	9. Source	
			10. Scientific name of species		11. CITES Appendix	
			12. Common name of species		13. EU Annex	
	2	B	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	9. Source
				10. Scientific name of species		11. CITES Appendix
				12. Common name of species		13. EU Annex
C	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	9. Source		
		10. Scientific name of species		11. CITES Appendix		
		12. Common name of species		13. EU Annex		
D	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	9. Source		
		10. Scientific name of species		11. CITES Appendix		
		12. Common name of species		13. EU Annex		
E	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	9. Source		
		10. Scientific name of species		11. CITES Appendix		
		12. Common name of species		13. EU Annex		
F	6. Description of specimens (incl. (re)-export document number for CITES Appendix III species)	7. Net mass (kg)	8. Quantity	9. Source		
		10. Scientific name of species		11. CITES Appendix		
		12. Common name of species		13. EU Annex		
14. For specimens above which are of species listed in Appendix III to CITES, I attach the necessary documents from the (re)-exporting country.		15. Official stamp of border customs office:				
Signature of importer or his authorised representative						

Instructions and explanations

1. Enter full name and address of importer or authorised representative.
 4. The country of origin is the country where the specimens were taken from the wild, born and bred in captivity or artificially propagated.
 5. Only applies where the country from which the specimens are imported is not the country of origin.
 6. Description must be as precise as possible.
 9. Use one of the following codes to indicate the source
 - W Specimens taken from the wild
 - R Specimens of animals reared in a controlled environment, taken as eggs or juveniles from the wild, where they would otherwise have had a very low probability of surviving to adulthood
 - D Annex A animals bred in captivity for commercial purposes in operations included in the Register of the CITES Secretariat, in accordance with Resolution Conf. 12.10 (Rev. CoP15), and Annex A plants artificially propagated for commercial purposes in accordance with Chapter XIII of Regulation (EC) No 865/2006, as well as parts and derivatives thereof
 - A Annex A plants artificially propagated for non-commercial purposes and Annexes B and C plants artificially propagated in accordance with Chapter XIII of Regulation (EC) No 865/2006, as well as parts and derivatives thereof
 - C Animals bred in captivity in accordance with Chapter XIII of Regulation (EC) No 865/2006, as well as parts and derivatives thereof
 - F Animals born in captivity, but for which the criteria of Chapter XIII of Regulation (EC) No 865/2006 are not met, as well as parts and derivatives thereof
 - I Confiscated or seized specimens ⁽¹⁾
 - O Pre-convention ⁽¹⁾
 - U Source unknown (must be justified)
 - X Specimens taken in the marine environment not under the jurisdiction of any State
 - Y Plant specimens obtained from assisted production, which are considered not to be “artificially propagated” as set out in Article 56 of Regulation (EC) No 865/2006, and also not considered to be taken from the wild because they are propagated or planted in an environment with some level of human intervention for the purpose of plant production”.
- ⁽¹⁾ To be used only in conjunction with another source code.
10. The scientific name must be the name used in Annexes C or D to Regulation (EC) No 338/97.
 11. Enter III for species listed in Appendix III to CITES.
 13. Enter the letters (C or D) of the Annex to Regulation (EC) No 338/97 in which the species is listed.
 14. The importer has to submit the signed original (form 1) and ‘copy for the importer’ (form 2), where appropriate together with CITES Appendix III documents from the (re-)exporting country to the customs office of introduction into the Union.

15. The customs office shall send the stamped original (form 1) to the management authority of his country and return the stamped 'copy for the importer' (form 2) to the importer or his authorised representative.