
GOVERNMENT NOTICE

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. R. 575

11 July 2011

**NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT, 2004 (ACT NO. 10 OF 2004)
AMENDMENTS TO THE CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES
OF WILD FAUNA AND FLORA (CITES) REGULATIONS**

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, in terms of section 97 of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004), have made the regulations in the Schedule hereto.



BOMO EDITH EDNA MOLEWA

MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

SCHEDULE

Definitions

1. In these regulations—

“the Regulations” means the Convention on International Trade in Endangered Species (CITES) Regulations, 2010 published in Government Gazette No.33002, Government Notice No. R.173 of 5 March 2010.

Amendment of Regulation 3 of the Regulations

2. Regulation 3 of the Regulations is hereby amended by the substitution for subregulation (3) of the following subregulation:

“(3) The National Minister responsible for environmental affairs is the authority responsible for the issuing of permits or certificates relating to import, export and re-export of any species listed in Appendices I, II and III—

- (a) in a protected area;
- (b) that are marine species; or
- (c) if the applicant is an organ of state.”.

Amendment of Regulation 5 of the Regulations

3. Regulation 5 is hereby amended by the addition of the following subregulation after subregulation (3):

“Applications for a permit or a certificate for the import, export, re-export or introduction from the sea of any specimen included in Appendix I, II or III, must be in the format set out in Appendix IIIA.”.

Amendment of Regulation 7 of the Regulations

4. Regulation 7 of the Regulations is hereby amended by—

- (a) the substitution of subregulation (3) of the following subregulation:

“(3) The import of any specimen of species included in Appendix II requires the prior presentation of either an export permit or a re-export certificate and an import permit.”;

- (b) the substitution of subregulation (4) of the following subregulation:

“(4) The import of any specimen of species included in Appendix III requires the prior presentation of a certificate of origin, or an export permit, and an import permit and, where the import is from a State which has included the species in Appendix III or a certificate granted by the State of re-export that the specimen was processed or is being re-exported from.”.

Amendment of Regulation 10 of the Regulations

5. Regulation 10 of the Regulations is hereby amended by—
- (a) the substitution of subregulation (3) of the following subregulation:
“(3) Import permits for specimens of species included in Appendix I, II and III should be valid for a period of not exceeding twelve months from their date of issue.”;
 - (b) the substitution of subregulation (14) of the following subregulation:
“(14) The Management Authority may amend or revoke a permit or a certificate issued, but must revoke a permit or a certificate if it was issued as the result of false or misleading statements by the applicant.”;

Amendment of Regulation 19 of the Regulations

6. Regulation 19 of the Regulations are hereby amended by the substitution of Regulation 19 of the following Regulation:
- “19. Fees
- (1) A person applying for a permit or certificate in terms of these regulations must pay the fees referred to in Appendix V, to the applicable Management Authority.
 - (2) Notwithstanding the provisions in subregulation (1) organs of state are not required to pay the fees referred to in Appendix V.”.

Insertion of Appendix IVA

7. The following Appendix is inserted after Appendix III:

“APPENDIX IIIA APPLICATION FORM



APPLICATION FOR PERMIT/S IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT:
BIODIVERSITY ACT, 2004 (ACT NO 10 OF 2004) AUTHORISING THE IMPORT, EXPORT, RE-EXPORT
OR INTRODUCTION FROM THE SEA OF SPECIES LISTED IN THE APPENDICES OF THE CONVENTION
ON INTERNATIONAL TRADE IN ENDANGERED SPECIES OF WILD FAUNA AND FLORA (CITES) AND
REGULATED IN TERMS OF THE CITES REGULATIONS

APPLICATION FOR A PERMIT TO IMPORT / EXPORT / RE- EXPORT/INTRODUCTION FROM THE SEA OF SPECIES LISTED ON THE APPENDICES OF CITES

Please note:

- Application forms must be completed in legible block letters.
- It is the applicant's responsibility to confirm receipt of an application form.
- Where the space provided is not adequate the information should be attached as an addendum.
- Please attach copies of import permits from other provinces if species were imported from other provinces.
- Please attached copies of CITES export and import permits in the case of a re-export application.
- In the case of applications for CITES Appendix I species, the applicant must provide a copy of the registration certificate or the registration number.
- Any additional information, which the applicant deems necessary, should be attached to this application

Import ☐ Export ☐ Re-export ☐ Introduction from ☐
 the sea

APPLICANT (If not exporter/importer)			
Name & Surname			
ID Number (Passport number in the case of non-South Africans)			
Telephone (work)		Telephone (home)	
Cell Phone		Fax	
E-mail			
Physical		Postal	

Address		Address	

EXPORTER (If not Applicant)			
Name & Surname			
ID Number (Passport number in the case of non-South Africans)			
Telephone (work)		Telephone (home)	
Cell Phone		Fax	
E-mail			
Physical Address		Postal address	

IMPORTER (If not Applicant)			
Name & Surname			
ID Number (Passport number in the case of non-South Africans)			
Telephone (work)		Telephone (home)	
Cell Phone		Fax	

E-mail			
Physical Address		Postal Address	

APPLICABLE EXPORTER/IMPORTER REGISTRATION NUMBERS	
CITES Registration Number (Appendix I Breeding facility / Nurseries) [where applicable].	
TOPS Registration number (Wildlife Trader) [where applicable].	
TOPS Registration number (Taxidermists) [where applicable].	
TOPS Registration number (Scientific Institution) [where applicable].	
TOPS Registration number (Commercial Exhibition Facility) [where applicable].	
TOPS Registration number (Rehabilitation Facility) [where applicable].	
TOPS Registration number (Sanctuary) [where applicable].	
TOPS Registration number (Game Farm) [where applicable].	

PURPOSE FOR EXPORT/IMPORT			
Commercial Purposes (T)	Personal (P)	Hunting trophies (H)	Reintroduction or Introduction into wild (N)
Breeding in captivity or artificial propagation (B)	Zoos (Z)	Circuses or travelling exhibitions (Q)	Botanical Gardens (G)
Educational (E)	Law enforcement / judicial / forensic (L)	Medical (M)	Scientific (S)

SOURCE CODES (consult the Management Authority regarding the correct code to be used)		
Specimens taken from the wild (W)	Animals bred in captivity in accordance with the relevant Resolution (C)	Pre-Convention specimens (O)
Ranched specimens (R)	Animals born in captivity (F)	Confiscated or seized specimens (I)
Appendix-I animals bred in captivity for commercial purposes in operations included in the Secretariat's Register (D)	Source unknown (U)	Plants that are artificially propagated in accordance with the relevant Resolution (A)

[illegible]

[illegible]

DECLARATION

Signature:	Date:
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Date: