

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

CHAPTER XIII

SPECIMENS BORN AND BRED IN CAPTIVITY AND ARTIFICIALLY PROPAGATED SPECIMENS

Article 54

Specimens born and bred in captivity of animal species

Without prejudice to Article 55, a specimen of an animal species shall be considered to be born and bred in captivity only if [^{F1}the] management authority, in consultation with [^{F2}the competent scientific authority of the United Kingdom], is satisfied that the following criteria are met:

- (1) the specimen is, or is derived from, the offspring born or otherwise produced in a controlled environment of either of the following:
 - (a) parents that mated or had gametes otherwise transferred in a controlled environment, if reproduction is sexual;
 - (b) parents that were in a controlled environment when development of the offspring began, if reproduction is asexual;
- (2) the breeding stock was established in accordance with the legal provisions applicable to it at the time of acquisition and in a manner not detrimental to the survival of the species concerned in the wild;
- (3) the breeding stock is maintained without the introduction of specimens from the wild, except for the occasional addition, in accordance with the legal provisions applicable and in a manner not detrimental to the survival of the species concerned in the wild, of animals, eggs or gametes exclusively for one or more of the following purposes:
 - (a) to prevent or alleviate deleterious inbreeding, the magnitude of such addition being determined by the need for new genetic material;
 - (b) to dispose of confiscated animals in accordance with Article 16(3) of Regulation (EC) No 338/97;
 - (c) exceptionally, for use as breeding stock;
- (4) the breeding stock has itself produced second or subsequent generation offspring (F2, F3 and so on) in a controlled environment, or is managed in a manner that has been demonstrated to be capable of reliably producing second-generation offspring in a controlled environment.

Changes to legislation: There are currently no known outstanding effects for the
Commission regulation (EC) No 865/2006, Article 54. (See end of Document for details)

Textual Amendments

- F1** Word in Art. 54 substituted (31.12.2020) by [The Environment and Wildlife \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1395\)](#), regs. 1(2), **8(55)(a)**
- F2** Words in Art. 54 substituted (31.12.2020) by [The Environment and Wildlife \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1395\)](#), regs. 1(2), **8(55)(b)**

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