

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 XIV

PERSONAL AND HOUSEHOLD EFFECTS

Article 57

Introduction and reintroduction into the Community of personal and household effects

1 The derogation from Article 4 of Regulation (EC) No 338/97 for personal or household effects, provided for in Article 7(3) of that Regulation, shall not apply to specimens used for commercial gain, sold, displayed for commercial purposes, kept for sale, offered for sale or transported for sale.

That derogation shall only apply to specimens, including hunting trophies, if they meet one of the following conditions:

- a they are contained in the personal luggage of travellers coming from a third country;
- b they are contained in the personal property of a natural person transferring his normal place of residence from a third country to the Community;
- c they are hunting trophies taken by a traveller and imported at a later date.

2 The derogation from Article 4 of Regulation (EC) No 338/97 for personal or household effects, provided for in Article 7(3) of that Regulation, shall not apply to specimens of species listed in Annex A thereto where they are introduced into the Community for the first time by a person normally residing in, or taking up residence in, the Community.

3 The first introduction into the Community of personal or household effects, including hunting trophies, by a person normally residing in the Community and involving specimens of species listed in Annex B to Regulation (EC) No 338/97 shall not require the presentation to customs of an import permit, provided that the original of a (re-)export document and a copy thereof are presented.

Customs shall forward the original in accordance with Article 45 of this Regulation and return the stamped copy to the holder.

4 The reintroduction into the Community, by a person normally residing in the Community, of personal or household effects, including hunting trophies, that are specimens of species listed in Annex A or B to Regulation (EC) No 338/97 shall not require the presentation to customs of an import permit, provided that one of the following is presented:

- a the customs-endorsed 'copy for the holder' (form 2) of a previously used Community import or export permit;
- b the copy of the (re-)export document referred to in paragraph 3;
- c proof that the specimens were acquired within the Community.

5 By way of derogation from paragraphs 3 and 4, the introduction or re-introduction into the Community of the following items listed in Annex B to Regulation (EC) No 338/97 shall not require the presentation of a (re-)export document or an import permit:

Status: Point in time view as at 04/05/2006. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Commission regulation (EC) No 865/2006, Article 57. (See end of Document for details)

- a caviar of sturgeon species (*Acipenseriformes* spp.), up to a maximum of 250 grams per person;
- b rainsticks of *Cactaceae* spp., up to three per person;
- c dead worked specimens of *Crocodylia* spp., excluding meat and hunting trophies, up to four per person;
- d shells of *Strombus gigas*, up to three per person.

Status:

Point in time view as at 04/05/2006. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Commission regulation (EC) No 865/2006, Article 57.