

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 XVIII

FINAL PROVISIONS

[^{F1}Article 71]

Rejection of applications for import permits following the establishment of restrictions

1 Immediately on the establishment of a restriction in accordance with Article 4(6) of Regulation (EC) No 338/97 and until such time as it is lifted, [^{F2}the management authority] shall reject applications for import permits concerning specimens exported from the affected country or countries of origin.

2 By way of derogation from paragraph 1, an import permit may be issued where an application for an import permit was submitted prior to the establishment of the restriction, and the ^{F3}... management authority ^{F3}... is satisfied that a contract or order exists for which payment has been made or as a result of which the specimens have already been shipped.

3 The period of validity of an import permit issued under paragraph 2 shall not exceed one month.

4 Save where otherwise provided, the restrictions referred to in paragraph 1 shall not apply to the following specimens:

- a specimens born and bred in captivity in accordance with Articles 54 and 55, or artificially propagated in accordance with Article 56;
- b specimens being imported for the purposes specified in Article 8(3)(e), (f) or (g) of Regulation (EC) No 338/97;
- c specimens, alive or dead, that are part of the household possessions of persons moving into [^{F4}Great Britain] to take up residence there.

Textual Amendments

- F1** Substituted by [Commission Regulation \(EC\) No 100/2008 of 4 February 2008 amending, as regards sample collections and certain formalities relating to the trade in species of wild fauna and flora, Regulation \(EC\) No 865/2006 laying down detailed rules for the implementation of Council Regulation \(EC\) No 338/97.](#)
- F2** Words in Art. 71(1) substituted (31.12.2020) by [The Environment and Wildlife \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1395\)](#), regs. 1(2), **8(69)(a)**
- F3** Words in Art. 71(2) omitted (31.12.2020) by virtue of [The Environment and Wildlife \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1395\)](#), regs. 1(2), **8(69)(b)**
- F4** Words in Art. 71(4)(c) substituted (31.12.2020) by [The Environment and Wildlife \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1395\)](#), regs. 1(2), **8(69)(c)**

Status: Point in time view as at 31/12/2020.

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

Article 72

Transitional measures

1 Certificates issued in accordance with Article 11 of Regulation (EEC) No 3626/82 and Article 22 of Commission Regulation (EEC) No 3418/83⁽¹⁾ may continue to be used for the purposes of Articles 5(2)(b), 5(3)(b), (c) and (d), Article 5(4), and Article 8(3)(a) and (d) to (h) of Regulation (EC) No 338/97.

2 Exemptions granted from the prohibitions laid down in Article 6(1) of Regulation (EEC) No 3626/82 shall remain valid until their last day of validity, where specified.

F53

Textual Amendments
F5 Art. 72(3) omitted (31.12.2020) by virtue of The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), 8(70)

F6 Article 73

Notification of implementing provisions

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Textual Amendments
F6 Art. 73 omitted (31.12.2020) by virtue of The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), 8(71)

F7 Article 74

Repeal

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Textual Amendments
F7 Art. 74 omitted (31.12.2020) by virtue of The Environment and Wildlife (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1395), regs. 1(2), 8(71)

F8 Article 75

Entry into force

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Status: Point in time view as at 31/12/2020.

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

Textual Amendments

F8 Art. 75 omitted (31.12.2020) by virtue of [The Environment and Wildlife \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1395\)](#), regs. 1(2), **8(71)**

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

- (1) [OJ L 344, 7.12.1983, p. 1.](#)

Status:

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Changes to legislation:

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