

Commission Implementing Regulation (EU) No 792/2012 of 23 August 2012 laying down rules for the design of permits, certificates and other documents provided for in Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein and amending Commission Regulation (EC) No 865/2006

### *Article 1*

#### **General provision**

The design and technical specifications with regard to forms for permits, certificates and other documents provided for in Regulation (EC) No 338/97 and Regulation (EC) No 865/2006 are described in this Regulation. The design and technical specifications are specified for the following documents:

- (1) import permits;
- (2) export permits;
- (3) re-export certificates;
- (4) personal ownership certificates;
- (5) sample collection certificates;
- (5a) [<sup>F1</sup>musical instrument certificates;]
- (6) import notifications;
- (7) travelling exhibition certificates;
- (8) [<sup>F2</sup>continuation sheets for personal ownership certificates, for travelling exhibition certificates and for musical instrument certificates;]
- (9) certificates provided for in paragraphs 2(b), 3 and 4 of Article 5 of Regulation (EC) No 338/97, and in Articles 8(3) and 9(2)(b) thereof;
- (10) labels referred to in Article 7(4) of Regulation (EC) No 338/97.

#### **Textual Amendments**

- F1** Inserted by Commission Implementing Regulation (EU) 2015/57 of 15 January 2015 amending Implementing Regulation (EU) No 792/2012 as regards the rules for the design of permits, certificates and other documents provided for in Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein and in Commission Regulation (EC) No 865/2006 laying down detailed rules concerning the implementation of Council Regulation (EC) No 338/97.
- F2** Substituted by Commission Implementing Regulation (EU) 2015/57 of 15 January 2015 amending Implementing Regulation (EU) No 792/2012 as regards the rules for the design of permits, certificates and other documents provided for in Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein and in Commission Regulation (EC) No 865/2006 laying down detailed rules concerning the implementation of Council Regulation (EC) No 338/97.

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*Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 792/2012. (See end of Document for details)*

## Article 2

### Forms

[<sup>F21</sup> The forms on which import permits, export permits, re-export certificates, personal ownership certificates, sample collection certificates and musical instrument certificates and applications for such documents are drawn up shall conform, except as regards spaces reserved for national use, to the model set out in Annex I.]

2 The forms on which import notifications are drawn up shall conform, except as regards spaces reserved for national use, to the model set out in Annex II. They may contain a serial number.

3 The forms on which travelling exhibition certificates and applications for such documents are drawn up shall conform, except as regards spaces reserved for national use, to the model set out in Annex III.

4 The forms on which continuation sheets for personal ownership certificates and for travelling exhibition certificates are drawn up shall conform to the model set out in Annex IV.

5 The forms on which the certificates provided for in paragraphs 2(b), 3 and 4 of Article 5 of Regulation (EC) No 338/97 and in Articles 8(3) and 9(2)(b) thereof and applications for such certificates are drawn up shall conform to the model set out in Annex V to this Regulation, except as regards spaces reserved for national use.

Member States may, however, provide that, instead of the pre-printed text, boxes 18 and 19 are to contain only the relevant certification or authorisation, or both.

6 The form of the labels referred to in Article 7(4) of Regulation (EC) No 338/97 shall conform to the model set out in Annex VI to this Regulation.

#### Textual Amendments

- F2** Substituted by [Commission Implementing Regulation \(EU\) 2015/57 of 15 January 2015 amending Implementing Regulation \(EU\) No 792/2012 as regards the rules for the design of permits, certificates and other documents provided for in Council Regulation \(EC\) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein and in Commission Regulation \(EC\) No 865/2006 laying down detailed rules concerning the implementation of Council Regulation \(EC\) No 338/97.](#)

## Article 3

### Technical specifications with regard to forms

1 The paper used for the forms referred to in Article 2 shall be free of mechanical pulp and dressed for writing purposes, and shall weigh at least 55 g/m<sup>2</sup>.

2 The size of the forms referred to in Article 2(1) to (5) shall be 210 x 297 mm (A4) with a maximum tolerance as to length of 18 mm less and 8 mm more.

3 The colour of the paper used for the forms referred to in Article 2(1) shall be as follows:

- a white for form 1, the original, with a guilloche pattern background, printed in grey on the front, so as to reveal any falsification by mechanical or chemical means;

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- b yellow for form 2, the copy for the holder;
  - c pale green for form 3, the copy for the exporting or re-exporting country in the case of an import permit, or the copy for return by customs to the issuing management authority in the case of an export permit or re-export certificate;
  - d pink for form 4, the copy for the issuing management authority;
  - e white for form 5, the application.
- 4 The colour of the paper used for the forms referred to in Article 2(2) shall be as follows:
- a white for form 1, the original;
  - b yellow for form 2, the copy for the importer.
- 5 The colour of the paper used for the forms referred to in Article 2(3) and (5) shall be as follows:
- a yellow for form 1, the original, with a guilloche pattern background, printed in grey on the front, so as to reveal any falsification by mechanical or chemical means;
  - b pink for form 2, the copy for the issuing management authority;
  - c white for form 3, the application.
- 6 The colour of the paper used for the continuation sheets and labels referred to in Article 2(4) and (6) respectively shall be white.
- 7 The forms referred to in Article 2 shall be printed and completed in one of the official Union languages as specified by the management authorities of each Member State. They shall, where necessary, contain a translation of their contents in one of the official working languages of the Convention.
- 8 Member States shall be responsible for the printing of the forms referred to in Article 2, which, in the case of the forms referred to in Article 2(1) to (5), may be part of a computerised permit/certificate issuing process.

#### *Article 4*

Regulation (EC) No 865/2006 is amended as follows:

- (1) Articles 2 and 3 are deleted;
- (2) Annexes I to VI are deleted.

#### *Article 5*

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 27 September 2012.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Commission Implementing Regulation (EU) No 792/2012.