STATUTORY INSTRUMENTS

1979 No. 1054

ANIMALS

The Endangered Species (Import and Export) Act 1976 (Modification) Order 1979

Made - - - -	*20th August* 1979
Laid before Parliament	*29th August* 1979
Coming into Operation	*19th September* 1979

The Secretary of State, in exercise of the powers conferred by sections 3 and 11 of the Endangered Species (Import and Export) Act 1976(a) and of all other powers enabling him in that behalf, after consulting a scientific authority, hereby makes the following order:—

Citation and commencement

1. This order may be cited as the Endangered Species (Import and Export) Act 1976 (Modification) Order 1979 and shall come into operation on 19th September 1979.

Interpretation

2. In this order "the Act" means the Endangered Species (Import and Export) Act 1976, and "the Convention" means the Convention on International Trade in Endangered Species of Wild Fauna and Flora, signed at Washington on 3rd March 1973, which entered into force for the United Kingdom on 31st October 1976.

Modification of the Schedules to the Act

3. For the purposes of giving effect to amendments to the Convention made in pursuance of its provisions and promoting the conservation of animals and plants of kinds which appear to the Secretary of State to be, or to be likely to become, endangered as a result of international trade, Schedule 2 and Schedule 3 to the Act shall be further modified(b) in accordance with the following provisions of this order.

(a) 1976 c. 72. (b) S.I. 1978/1939 contains the previous modifications.

4. In Schedule 2 to the Act—

(*a*) after the words

"Araucariaceae	Araucaria araucana"

there shall be inserted the words

"Asclepiadaceae	Ceropegia Frerea indica
Byblidaceae	Byblis"; and

(*b*) after the words

"Caryophyllaceae	Gymnocarpos przewalskii Melandrium mongolicum Silene mongolica Stellaria pulvinata "

there shall be inserted the words

"Cephalotaceae	Cephalotus follicularis
Chloanthaceae	Australian populations of all species"; and

(*c*) after the words

"Gnetaceae	Gnetum montanum"

there shall be inserted the words

"Haemodoraceae	Anigozanthos Macropidia fuliginosa"; and

(*d*) after the words

"Moraceae	Batocarpus costaricensis"

there shall be inserted the words

"Myrtaceae	Verticordia"; and

(*e*) after the words

"Proteaceae	Orothamnus zeyheri Protea odorata"

there shall be inserted the words "Banksia
Conospermum
Dryandra formosa
Dryandra polycephala
Xylomelum"; and

(*f*) after the words

"Rubiaceae	Balmea stormae"

there shall be inserted the words

"Rutaceae	Boronia Crowea Geleznowia verrucosa"; and

(*g*) after the words

"Tetracentraceae	Tetracentron"

there shall be inserted the words

"Thymelaeaceae	Pimelea physodes"

5. In Schedule 3 to the Act—

(*a*) for paragraph 1 there shall be substituted the following paragraph

"1. The meat and offal of whales, porpoises and dolphins";

(*b*) for paragraphs 3 and 4 there shall be substituted the following paragraphs

"3. The fat and oil of whales, porpoises and dolphins, whether or not refined or modified, spermaceti wax and ambergris.

4. The extracts and juices of the meat of whales, porpoises and dolphins."

(*c*) for paragraph 6 there shall be substituted the following paragraph

"6. The whole or any part, or anything made wholly or partly therefrom, of any tooth of any animal and powder and waste of any tooth of any animal."

(*d*) in paragraph 22, for the words "paragraph 22 above" there shall be substituted the words "paragraph 21 above".

Michael R. D. Heseltine,
Secretary of State
for the Environment.

20th August 1979.

EXPLANATORY NOTE

(*This Note does not form part of the Order.*)

This Order modifies Schedules 2 and 3 to the Endangered Species (Import and Export) Act 1976 which gives effect in the United Kingdom to the controls on international trade required under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (the Convention is generally known as "the Washington Convention" or "CITES").

The modifications to Schedule 2 have the effect of bringing under control the importation and exportation of certain additional plants.

The modifications to Schedule 3 bring under control certain products derived from dolphins and porpoises. In the case of whales the modifications bring under control certain additional products derived from whales, namely sperm oil, spermaceti wax and ambergris.

Control over teeth is extended to cover the teeth of animals.

SI 1979/1054
ISBN 0-11-094054-7

