

Conservation of Habitats and Species Regulations 2017

Licence to possess and transport dead specimens and/or derivatives of wild animal species listed on Annex IV of the Habitats Directive for scientific or educational purposes

This licence is only intended for use by full members of the Guild of Taxidermists

The Natural Resources Body for Wales (Natural Resources Wales), in exercise of the powers conferred under regulation 55 of the Conservation of Habitats and Species Regulations 2017, and being satisfied that as regards the purpose set out at paragraph 1, there is no satisfactory alternative and that the action authorised will not be detrimental to the maintenance of the populations of the species concerned at a favourable conservation status in their natural range, hereby grants the following licence:

LICENCE

- 1) This licence authorises activities undertaken for scientific or educational purposes.
- 2) Subject to the terms and conditions below, and for the purposes set out in paragraph 1 above, this licence permits the possession and transport of dead specimens and/or derivatives of wild animals listed on Annex IV to the EC Habitats Directive that would otherwise be an offence under regulations 43(3)(a) or (b) of the Conservation of Habitats and Species Regulations 2017.

TERMS AND CONDITIONS

- 3) This licence may only be relied upon by **full members of the Guild of Taxidermists** and employees, subcontractors, couriers and postal services acting on their behalf.
- 4) This licence only authorises the possession and transport of dead specimens and/or derivatives of wild animals listed on Annex IV to the EC Habitats Directive that-
 - a) are kept and transported for the purposes of science or education only; and
 - b) were taken from the wild in the European Community without breaching applicable legislation of the member State in question (see Note e).
 - c) Subject to condition 6, any organisation or person relying on this licence by virtue of being a full member of the Guild of Taxidermists or by virtue of being an employee or subcontractor of a person or organisation that is a full member must notify the Species Protection Team at Natural Resources Wales in writing, giving their contact details, including their email address within one month of the date of first possession.
- 5) Where a person or organisation has notified (NRW) pursuant to condition 4 above, those relying on this licence by virtue of being an employee or sub-contractor of that person or organisation do not need to separately notify NRW.

- 6) Specimens must be catalogued and a register of specimens must be kept and updated on an annual basis in accordance with the requirements of Annex A. This information is to be made available for inspection at any reasonable time by NRW.
- 7) This licence is valid in Wales, unless previously revoked, for the period from **30 November 2017 to 31 December 2022**.



Carys Roberts
Permitting Team Leader Species
for and on behalf of Natural Resources
Wales
30 November 2017

Permitting Team,
Natural Resources Wales,
Maes y Ffynnon, Penrhosgarnedd,
Bangor, LL57 2DW

Tel.03000653000

Email.specieslicence@naturalresourceswales.gov.uk

NOTES

These notes do not form part of the licence.

- (a) To be eligible to possess and transport dead specimens under this licence you must be a full member of the Guild of Taxidermists and you must be doing so for scientific or educational purposes only. Possession and transport for other purposes or by persons who are not full members of the Guild is not covered and requires a separate licence. Application forms are available from NRW at the address above.
- (b) Information about the Guild of Taxidermists is available c/o Glasgow Museums, Resource Centre, 200 Woodhead Road, South Nitshill, Glasgow G53 7NN; Tel 0141 267 9445/9311; Fax 0141 267 9305 or online at www.taxidermy.org.uk.
- (c) The possession and transport of dead specimens and/or derivatives of species listed on Annex IV to the EC Habitats Directive (92/43/EEC) are prohibited by regulation 43(3)(a) and (b) of the Conservation of Habitats and Species Regulations 2017.
- (d) This prohibition extends to all species listed in Annex IV and not just those found in the UK. A full list of Annex IV species is available online at:
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CELEX:01992L0043-20070101:EN:NOT>
- (e) There are certain exceptions to the prohibitions in regulations 41(2):
- (i) where the specimen was taken from the wild outside the EC or was captive bred or cultivated;
 - (ii) where the specimen was taken from the wild before the 'relevant date' in the member State in question without contravention of the law of that member State. In the UK the relevant date is 10 June 1994. In other member States the relevant date is 10 June 1994 or, where the State joined the EC after that date, the date it joined the EC;
 - (iii) where the specimen is of an exempted species, namely those listed in Schedule 3 to the Habitats and Species Regulations 2017.
- (f) This licence covers possession of specimens that were taken from the wild after the 'relevant date' without contravention of any applicable law of the member State in which it was taken. In the UK for example, this would mean without contravention of relevant wildlife legislation such as the Habitats Regulations (1994), the Wildlife and Countryside Act (1981), the Pests Act (1954) and the Animal Welfare Act (2007).
- (g) This licence authorises acts which would otherwise be an offence under the Conservation of Habitats and Species Regulations 2017. Failure to act within the purposes of this licence

as set out in paragraph 1 or failure to comply with the terms and conditions as set out in paragraphs 3 to 7 may mean that the licence cannot be relied upon and an offence committed. Furthermore, under regulation 60 of the Habitats and Species Regulations it is an offence to contravene or fail to comply with any condition of a licence issued after 21 August 2007. The maximum penalty available for an offence under the Regulations is a level 5 fine (£5000) and/or a six month custodial sentence.

- (h) This licence only covers employees, sub-contractors, couriers and postal services acting on behalf of a full member of the Guild of Taxidermists, and does not extend to volunteers. The possession and/or transportation of species listed on Annex IV of the Habitats Directive by full members of the Guild and by employees and persons sub-contracted by members of the Guild for their personal purposes is not covered by this licence.
- (i) This licence does not permit actions prohibited under any other legislation, nor does it confer any right of entry on to land.
- (j) This licence may be modified or revoked at any time by Natural Resources Wales.
- (k) A licence in similar terms has been issued in England by Natural England.

ANNEX A

Register of specimens

The register of Annex IV specimens must include the information stipulated in the table below and be presented in the format shown. A copy of the register is to be kept electronically in a format that is compatible with Microsoft Excel.

| Scientific name | Common name | Whole specimen (Yes/No) | If No, specify the part or derivative | Number | Date came into your possession |
|--|-------------|-------------------------|---------------------------------------|--------|--------------------------------|
| <i>Example:</i> <i>Nyctalus noctula</i> | Noctule bat | Yes | | 1 | 01/05/2007 |
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