

**Conservation (Natural Habitats, &c.) Regulations 1994
(as amended)**



**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***

Natural England in exercise of the powers conferred under regulation 44 of the Conservation (Natural Habitats, &c.) Regulations 1994 (Habitats Regulations), as amended, 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 39(2)(a) or (b) of the Habitats Regulations (as amended).

TERMS AND CONDITIONS

- 3) This licence may only be relied upon by full members of the Guild of Taxidermists.
- 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 f).
- 5) 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 Wildlife Licensing Unit at Natural England in writing by email or post, giving their contact details, including their email address-
 - a) by 21 November 2007, or
 - b) where the organisation or person first comes into possession of the relevant specimen on or after 21 August 2007, within one month of the date of first possession.
- 6) Where a person or organisation has notified Natural England pursuant to condition 5 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 Natural England.
- 7) 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 Natural England.

- 8) This licence is valid in England, unless previously revoked, for the period from **21 August 2007 to 31 December 2032**.



Wendy Phillips
for and on behalf of Natural England
2 August 2007

Wildlife Licensing Unit
Natural England
Burghill Road, Westbury-on-Trym
Bristol BS10 6NJ
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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 Natural England at the address above or online at: www.naturalengland.org.uk/conservation/wildlife-management-licensing/forms.htm
- (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 39(2)(a) and (b) of the Habitats Regulations (as amended). The Habitats Regulations have most recently been amended by the Conservation (Natural Habitats, &c.) (Amendment) Regulations 2007; the original Regulations may be found at www.opsi.gov.uk/si/si1994/Uksi_19942716_en_1.htm and the recent amendments at www.opsi.gov.uk/si/si2007/uksi_20071843_en.pdf.
- (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: ec.europa.eu/environment/nature/nature_conservation/eu_enlargement/2004/habitats/annexiv_en.pdf
- (e) There are certain exceptions to the prohibitions in regulations 39(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 2A to the amended Habitats Regulations and certain populations of the Wild Goat, the European Mouflon and the Houting.
- (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 Habitats Regulations. 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 8 may mean that the licence cannot be relied upon and an offence committed. Furthermore, under regulation 46A of the Habitats Regulations it is an offence to contravene or fail to comply with any condition of a licence issued after 21 August 2007. This new offence will come into force on 21 November 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 and persons sub-contracted by 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 England.
- (k) A licence in similar terms has been issued in Wales by the Countryside Council for Wales.

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