

CEO LICENSING GUIDELINES TO SUPPORT THE BIODIVERSITY CONSERVATION REGULATIONS

FAUNA EXPORTING LICENCE

1. Legislative Basis for this Guideline

- 1.1 Regulation 10 of the Biodiversity Conservation Regulations provides that the CEO may issue licensing guidelines in relation to the licensing scheme in Part 4 of the regulations.
- 1.2 Regulation 41 provides for a *Fauna exporting licence* to be issued to a person to export live fauna or fauna products out of Western Australia. Subregulation (1)(b) provides that this licence is only required for fauna products if the fauna products are specified in guidelines issued by the CEO.

2. Purpose of this Guideline

- 2.1 The purpose of this guideline is to specify matters that will be considered during the assessment of an application for a Fauna exporting licence and establish the criteria used to determine the list of fauna products that require an export licence. In addition, this guideline specifies the circumstances under which the CEO may or may not issue a licence to the applicant.

3. Classes or Categories

- 3.1 A fauna exporting licence is required to export live fauna and specified fauna products out of Western Australia.
- 3.2 Appendix 1 provides a list of the fauna products for which a fauna exporting licence is required.

4. Criteria Used to establish the list of Fauna Products for Exporting

- 4.1 Regulating the export of fauna or fauna products is necessary to ensure that the fauna or fauna product has been lawfully sourced and to assist with auditing and compliance.

5. Application Process

- 5.1 A *Fauna exporting licence* application should be completed at least 20 business days before the fauna or fauna products are to be exported.
- 5.2 Fees are applicable to new applications.
- 5.3 Most new applications will be determined within 20 business days of receipt of a complete and correct application and the required fee.
- 5.4 Should an application require special consideration, the applicant will be kept informed regarding the progress of their application.

- 5.5 If an application is unsuccessful, the applicant will be informed and reasons for the decision will be provided.

6. Assessment Criteria

The following criteria must be met and demonstrated in the application:

- 6.1 The lawful origin of the fauna or fauna product to be exported, including:
- 6.1.1 proof that the fauna was lawfully taken;
 - 6.1.2 identify if the product was taken under a management plan; and/or
 - 6.1.3 explanation if the product taken under a research program.

Appendix 1

List of fauna products that require a fauna export licence:

1. Any part, product or genetic material of fauna from which other fauna can be produced (e.g. larva, embryo, egg, ovum or sperm).
2. Any fauna product for which an identifier is required to be affixed (e.g. kangaroo skin or whole carcasses).
3. Any cetacean product.
4. Any fauna product that is to be sold or exchanged under a fauna taking (commercial products) licence or fauna taking (commercial purposes) licence.