



COMMONWEALTH OF AUSTRALIA

List of CITES Species Amendment (2023/011018) Instrument 2023

Made under paragraphs 303CA(9)(b) and (c) of the

Environment Protection and Biodiversity Conservation Act 1999

I, Adam Sincock, delegate of the Minister for the Environment pursuant to paragraphs 303CA(9)(b) and (c) of the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act), amend the *List of CITES Species for the Purposes of the Act (29/11/2001)*, established under subsection 303CA(1) of the EPBC Act, as set out in Schedule 1 to this instrument.

Each provision of this instrument specified in Column 1 of the table below commences, or is taken to have commenced, in accordance with Column 2 of the table. Any other statement in Column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. Anything in this instrument not elsewhere covered by this table.	The day after this instrument is registered.	
2. Schedule 1	4 May 2023	
3. Schedule 2	21 May 2023	

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

Any information in Column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

Dated this 27th day of April 2023

Adam Sincock
Delegate of the Minister for the Environment

Note: CITES means the Convention on International Trade in Endangered Species of Wild Fauna and Flora made at Washington on 3 March 1973, as amended and in force for Australia from time to time.

SCHEDULE 1

Under the heading Phylum: Chordata (Chordates), Class: Reptilia, Suborder: Serpentes, include in the appropriate position:

Family: Viperidae				
<i>Daboia palaestinae</i>	Palestine viper	III	Listed by Israel	4 May 2023

Under the heading Phylum: Chordata (Chordates) amend the following items to update the First Listed date:

	Taxon	Common Name	Appendix	Notation	First Listed
Change:	<i>Hypancistrus zebra</i>	Zebra pleco	II	A zero export quota for wild specimens for commercial purposes	23 Feb 2023
To:	<i>Hypancistrus zebra</i>	Zebra pleco	II	A zero export quota for wild specimens for commercial purposes	3 Jan 2017
Change:	<i>Calyptocephalella gayi</i>		III	Listed by Chile	
To:	<i>Calyptocephalella gayi</i>		III	Listed by Chile	27 Apr 11
Change:	<i>Ceratotherium simum simum</i>	Southern White Rhinoceros	I	Populations other than South Africa, Eswatini and Namibia.	1 Jul 75
To:	<i>Ceratotherium simum simum</i>	Southern White Rhinoceros	I	Populations other than South Africa, Eswatini and Namibia.	4 Feb 77
Change:	<i>Chelydra serpentina</i>	Common snapping turtle	II		23 Feb 2023
To:	<i>Chelydra serpentina</i>	Common snapping turtle	II		21 Nov 16
Change:	<i>Macrochelys temmincki</i>	Alligator snapping turtle	II		23 Feb 2023
To:	<i>Macrochelys temmincki</i>	Alligator snapping turtle	II		14 Jun 06

Under the heading Kingdom: Plantae (Plants) amend the following items to update the associated notations:

	Taxon	Common Name	Appendix	Notation	First Listed
Change:	<i>Cactaceae spp.</i>	cacti, cactus	II	Included in Appendix II, except for the species included in Appendix I, and for <i>Pereskia</i> spp., <i>Pereskopsis</i> spp. and <i>Quiabentia</i> spp., which are not included in the Appendices. Additionally, artificially propagated specimens of the following hybrids and/or cultivars are not subject to the provisions of the Convention: – <i>Hatiora x graeseri</i> – <i>Schlumbergera x buckleyi</i> – <i>Schlumbergera russelliana x</i>	1 Jul 75

Taxon	Common Name	Appendix	Notation	First Listed
			<p><i>Schlumbergera truncata</i> – <i>Schlumbergera orssichiana</i> x <i>Schlumbergera truncata</i> – <i>Schlumbergera opuntioides</i> x <i>Schlumbergera truncata</i> – <i>Schlumbergera truncata</i> (cultivars) – Cactaceae spp. colour mutants grafted on the following grafting stocks: <i>Harrisia</i> 'Jusbertii', <i>Hylocereus</i> <i>trigonus</i> or <i>Hylocereus undatus</i> – <i>Opuntia microdasys</i> (cultivars). #4 All parts and derivatives except: a) seeds (including seedpods of Orchidaceae), spores and pollen (including pollinia). The exemption does not apply to seeds from Cactaceae spp. exported from Mexico, and to seeds from <i>Beccariophoenix</i> <i>madagascariensis</i> and <i>Neodypsis</i> <i>decaryi</i> exported from Madagascar; b) seedling or tissue cultures obtained in vitro, in solid or liquid media, transported in sterile containers; c) cut flowers of artificially propagated plants; d) fruits and parts and derivatives thereof of naturalized or artificially propagated plants of the genus <i>Vanilla</i> (Orchidaceae) and of the family Cactaceae; e) stems, flowers, and parts and derivatives thereof of naturalized or artificially propagated plants of the genera <i>Opuntia</i> subgenus <i>Opuntia</i> and <i>Selenicereus</i> (Cactaceae); and f) finished products of <i>Euphorbia</i> <i>antisyphilitica</i> packaged and ready for retail trade Exemption: Up to 3 rainsticks made from Appendix II Cactus species, contained in accompanied baggage and for personal use, do not require any CITES documentation</p>	
To: <i>Cactaceae</i> spp.	cacti, cactus	II	<p>Included in Appendix II, except for the species included in Appendix I, and for <i>Pereskia</i> spp., <i>Peresklopsis</i> spp. and <i>Quiabentia</i> spp., which are not included in the Appendices. Additionally, artificially propagated specimens of the following hybrids and/or cultivars are not subject to the provisions of the Convention: – <i>Hattoria</i> <i>x graeseri</i> – <i>Schlumbergera x buckleyi</i> – <i>Schlumbergera russelliana</i> x <i>Schlumbergera truncata</i> – <i>Schlumbergera orssichiana</i> x <i>Schlumbergera truncata</i> – <i>Schlumbergera opuntioides</i> x <i>Schlumbergera truncata</i> – <i>Schlumbergera truncata</i> (cultivars) – Cactaceae spp. colour mutants grafted on the following grafting stocks: <i>Harrisia</i> 'Jusbertii', <i>Hylocereus</i> <i>trigonus</i> or <i>Hylocereus undatus</i> –</p>	1 Jul 75

Taxon	Common Name	Appendix	Notation	First Listed
			<p><i>Opuntia microdasys</i> (cultivars). #4</p> <p>All parts and derivatives except:</p> <p>a) seeds (including seedpods of Orchidaceae), spores and pollen (including pollinia). The exemption does not apply to seeds from Cactaceae spp. exported from Mexico, and to seeds from <i>Beccariophoenix madagascariensis</i> and <i>Neodypsis decaryi</i> exported from Madagascar;</p> <p>b) seedling or tissue cultures obtained in vitro, in solid or liquid media, transported in sterile containers;</p> <p>c) cut flowers of artificially propagated plants;</p> <p>d) fruits and parts and derivatives thereof of naturalized or artificially propagated plants of the genus <i>Vanilla</i> (Orchidaceae) and of the family Cactaceae;</p> <p>e) stems, flowers, and parts and derivatives thereof of naturalized or artificially propagated plants of the genera <i>Opuntia</i> subgenus <i>Opuntia</i> and <i>Selenicereus</i> (Cactaceae);</p> <p>f) finished products of <i>Euphorbia antisyphilitica</i> packaged and ready for retail trade; and</p> <p>g) finished products derived from artificial propagation, packaged and ready for retail trade of cosmetics containing parts and derivatives of <i>Bletilla striata</i>, <i>Cynoches cooperi</i>, <i>Gastrodia elata</i>, <i>Phalaenopsis amabilis</i> or <i>Phalaenopsis lobbii</i>.</p> <p>Exemption: Up to 3 rainsticks made from Appendix II Cactus species, contained in accompanied baggage and for personal use, do not require any CITES documentation.</p>	
<i>Dalbergia cochinchinensis</i>	Thailand rosewood	II	<p>All parts and derivatives are included, except:</p> <p>a) seeds (including seedpods of Orchidaceae), spores and pollen (including pollinia). The exemption does not apply to seeds from Cactaceae spp. exported from Mexico, and to seeds from <i>Beccariophoenix madagascariensis</i> and <i>Dypsis decaryi</i> exported from Madagascar;</p> <p>b) seedling or tissue cultures obtained in vitro, in solid or liquid media, transported in sterile containers;</p> <p>c) cut flowers of artificially propagated plants;</p> <p>d) fruits, and parts and derivatives thereof, of naturalised or artificially propagated plants of the genus <i>Vanilla</i> (Orchidaceae) and of the family</p>	12 Jun 13

To:

Change:

Taxon	Common Name	Appendix	Notation	First Listed
			<p>Cactaceae;</p> <p>e) stems, flowers, and parts and derivatives thereof, of naturalised or artificially propagated plants of the genera <i>Opuntia</i> subgenus <i>Opuntia</i> and <i>Selenicereus</i> (Cactaceae); and</p> <p>f) finished products of <i>Euphorbia antisiphilitica</i> packaged and ready for retail trade.</p>	
<i>Dalbergia cochinchinensis</i>	Thailand rosewood	II	<p>All parts and derivatives are included, except:</p> <p>a) seeds (including seedpods of Orchidaceae), spores and pollen (including pollinia). The exemption does not apply to seeds from Cactaceae spp. exported from Mexico, and to seeds from <i>Beccariophoenix madagascariensis</i> and <i>Dypsis decaryi</i> exported from Madagascar;</p> <p>b) seedling or tissue cultures obtained <i>in vitro</i>, in solid or liquid media, transported in sterile containers;</p> <p>c) cut flowers of artificially propagated plants;</p> <p>d) fruits, and parts and derivatives thereof, of naturalised or artificially propagated plants of the genus <i>Vanilla</i> (Orchidaceae) and of the family Cactaceae;</p> <p>e) stems, flowers, and parts and derivatives thereof, of naturalised or artificially propagated plants of the genera <i>Opuntia</i> subgenus <i>Opuntia</i> and <i>Selenicereus</i> (Cactaceae);</p> <p>f) finished products of <i>Euphorbia antisiphilitica</i> packaged and ready for retail trade; and</p> <p>g) finished products derived from artificial propagation, packaged and ready for retail trade of cosmetics containing parts and derivatives of <i>Bletilla striata</i>, <i>Cynoches cooperi</i>, <i>Gastrodia elata</i>, <i>Phalaenopsis amabilis</i> or <i>Phalaenopsis lobbii</i>.</p>	12 Jun 13
<i>Dypsis decaryi</i>	Feather Palm, Triangle Palm	II	<p>All parts and derivatives, except:</p> <p>a) seeds (including seedpods of Orchidaceae), spores and pollen (including pollinia). The exemption does not apply to seeds from Cactaceae spp. exported from Mexico, and to seeds from <i>Beccariophoenix madagascariensis</i> and <i>Dypsis decaryi</i> exported from Madagascar;</p> <p>b) seedling or tissue cultures obtained <i>in vitro</i>, in solid or liquid media, transported in sterile containers;</p> <p>c) cut flowers of artificially propagated plants;</p> <p>d) fruits, and parts and derivatives</p>	1 Jul 75

Taxon	Common Name	Appendix	Notation	First Listed
			<p>thereof, of naturalized or artificially propagated plants of the genus <i>Vanilla</i> (Orchidaceae) and of the family Cactaceae;</p> <p>e) stems, flowers, and parts and derivatives thereof, of naturalized or artificially propagated plants of the genera <i>Opuntia</i> subgenus <i>Opuntia</i> and <i>Selenicereus</i> (Cactaceae); and</p> <p>f) finished products of <i>Euphorbia antisyphilitica</i> packaged and ready for retail trade.</p>	
To:	<i>Dypsis decaryi</i> Feather Palm, Triangle Palm	II	<p>All parts and derivatives, except:</p> <p>a) seeds (including seedpods of Orchidaceae), spores and pollen (including pollinia). The exemption does not apply to seeds from <i>Cactaceae</i> spp. exported from Mexico, and to seeds from <i>Beccariophoenix madagascariensis</i> and <i>Dypsis decaryi</i> exported from Madagascar;</p> <p>b) seedling or tissue cultures obtained in vitro, in solid or liquid media, transported in sterile containers;</p> <p>c) cut flowers of artificially propagated plants;</p> <p>d) fruits, and parts and derivatives thereof, of naturalized or artificially propagated plants of the genus <i>Vanilla</i> (Orchidaceae) and of the family Cactaceae;</p> <p>e) stems, flowers, and parts and derivatives thereof, of naturalized or artificially propagated plants of the genera <i>Opuntia</i> subgenus <i>Opuntia</i> and <i>Selenicereus</i> (Cactaceae);</p> <p>f) finished products of <i>Euphorbia antisyphilitica</i> packaged and ready for retail trade; and</p> <p>g) finished products derived from artificial propagation, packaged and ready for retail trade of cosmetics containing parts and derivatives of <i>Bletilla striata</i>, <i>Cynoches cooperi</i>, <i>Gastrodia elata</i>, <i>Phalaenopsis amabilis</i> or <i>Phalaenopsis lobbii</i>.</p>	1 Jul 75

Under the heading Phylum: Chordata (Chordates), Class: Reptilia, Suborder: Squamata, Family: Iguanidae, delete the following items:

Taxon	Common Name	Appendix	Notation	First Listed

<i>Phrynosoma blainvillii</i>	San Diego horned lizard	II		1 Jul 75
<i>Phrynosoma cerroense</i>	Cedros Island horned lizard	II		11 Jun 92
<i>Phrynosoma coronatum</i>	Coastal Horned Lizards	II	Except subspecies with earlier listed date.	11 Jun 92
<i>Phrynosoma wigginsi</i>	Gulf Coast horned lizard	II		11 Jun 92

Under the heading Phylum: Chordata (Chordates), Class: Reptilia, Suborder: Squamata, Family: Phrynosomatidae, in the appropriate place, include the following items:

Taxon	Common Name	Appendix	Notation	First Listed
<i>Phrynosoma blainvillii</i>	San Diego horned lizard	II		1 Jul 75
<i>Phrynosoma cerroense</i>	Cedros Island horned lizard	II		11 Jun 92
<i>Phrynosoma coronatum</i>	Coastal Horned Lizards	II	Except subspecies with earlier listed date.	11 Jun 92
<i>Phrynosoma wigginsi</i>	Gulf Coast horned lizard	II		11 Jun 92

SCHEDULE 2

Under the heading Phylum: Arthropoda (Arthropods), Class: Insecta, Order: Lepidoptera, include in the appropriate position:

Family: Papilionidae				
<i>Papilio phorbanta</i>	Small Réunion swallowtail	III	Listed by the European Union	21 May 23