

L.N. 6 of 2004

**ANIMALS AND PLANTS (PROTECTION OF ENDANGERED SPECIES) ORDINANCE (AMENDMENT OF SCHEDULES)
NOTICE 2004**

(Made under section 19(1A) of the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187))

1. Commencement

This Notice shall come into operation on a day to be appointed by the Secretary for the Environment, Transport and Works by notice published in the Gazette.

2. Scheduled Animals

Schedule 1 to the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) is amended—

- (a) in Part 1, under the subheading “CHORDATA”, in the category “**Mammalia (Mammals)**”, in the order “PERISSODACTYLA”, in the family “Equidae”, in column 2, by repealing—

“Equus africanus (=asinus)”

and substituting—

“Equus africanus (excluding animals of the domesticated form, which is referred to as Equus asinus)”;

- (b) in Part 1, under the subheading “CHORDATA”, in the category “**Reptilia (Reptiles)**”—

- (i) in the order “TESTUDINATA”, by adding—

“Platysternidae	Platysternon	Big-headed
	megacephalum	Turtle”

after—

“Dermatemydidae	Dermatemys	Central
	mawii	American
		River Turtle”;

- (ii) in the order “TESTUDINATA”, in the family “Emydidae”—

- (A) by repealing—

“Kachuga tecta	Indian Roofed Turtle”;
(=Kachuga	
tecta tecta)	

- (B) by adding—
 “Annamemys
 annamensis
 before—
 “Batagur baska
 Batagur”;
- (C) by adding—
 “*Heosemys depressa* Arakan Forest Turtle
 Heosemys grandis Giant Asian Pond Turtle
 Heosemys leytensis Leyte Pond Turtle
 Heosemys spinosa Spiny Turtle
 Hieremys annandalii Yellow-headed Temple
 Turtle
 Kachuga species Roofed Turtles
 Leucocephalon
 yuwonoii Sulawesi Forest Turtle
 Mauremys mutica Yellow Pond Turtle”
 after—
 “*Geoclemys*
 hamiltonii Black Pond Turtle”;
- (D) by adding—
 “*Orlitia borneensis* Bornean River Turtle
 Pyxidea mouhotii Keeled Box Turtle
 Siebenrockiella
 crassicollis Black Marsh Turtle”
 after—
 “*Morenia ocellata* Burmese Yellow Turtle”;
- (iii) in the order “TESTUDINATA”, in the family
 “Trionychidae”—
 (A) in column 2, by repealing “*Asperidetes*” wherever it
 appears and substituting “*Aspideretes*”;
 (B) by adding—
 “*Chitra species* Narrow-headed Softshell
 Turtles”
 before—
 “*Lissemys punctata* India Flapshell Turtle”;
- (C) by adding—
 “*Pelochelys species* Giant Softshell Turtles”
 after—
 “*Lissemys punctata* India Flapshell Turtle”;
- (iv) in the order “SAURIA”, in the family “*Chamaeleonidae*”,
 by adding—
 “*Brookesia species* Leaf Chameleons”

- after—
 “Bradypodion species Chameleons”;
- (v) in the order “SAURIA”, in the family “Teiidae”, by repealing—
 “Cnemidophorus Orange-throated Whiptail”;
 hyperythrus
- (c) in Part 1, under the subheading “CHORDATA”, in the category “**Amphibia (Amphibians)**”, in the order “ANURA”, in the family “Microhylidae”, by adding—
 “Scaphiophryne gottlebei Red Rain Frog”
 after—
 “Dyscophus antongilii”;
- (d) in Part 1, under the subheading “CHORDATA”, in the category “**Pisces (Fish)**”—
 (i) by adding before the order “CERATODONTIFORMES”—
 “ORECTOLOBIFORMES
 Rhincodontidae Rhincodon typus Whale Shark
 LAMNIFORMES
 Cetorhinidae Cetorhinus Basking Shark”;
 maximus
- (ii) by adding before the order “PERCIFORMES”—
 “SYNGNATHIFORMES
 Syngnathidae Hippocampus Seahorses”;
 species
- (e) in Part 1, under the subheading “ARTHROPODA”, in the category “**Insecta (Insects)**”, in the order “LEPIDOPTERA”, in the family “Papilionidae”, by adding—
 “Atrophaneura jophon Sri Lankan Rose
 Atrophaneura pandiyana”
 before—
 “Bhutanitis species Bhutan Glory Butterflies”;
- (f) in Part 2, under the subheading “CHORDATA”, in the category “**Reptilia (Reptiles)**”—
 (i) by adding before the order “SERPENTES”—
 “SAURIA
 Gekkonidae Hoplodactylus Sticky-toed
 species Geckos
 Naultinus species New Zealand
 Tree Geckos”;
- (ii) in the order “SERPENTES”, in the family “Viperidae”, by repealing—

- | | |
|-------------------------|--------------------------------|
| “Agkistrodon bilineatus | Cantil |
| Bothrops asper | Terciopolo |
| Bothrops nasutus | Horned Hog-nosed Pit
Viper |
| Bothrops nummifer | Jumping Pit Viper |
| Bothrops ophryomegas | Slender Hog-nosed Pit
Viper |
| Bothrops schlegelii | Eyelash Viper”; |
- (iii) in the order “SERPENTES”, in the family “Viperidae”, in column 2, by repealing—
“Vipera russellii”
and substituting—
“Daboia (=Vipera)
russellii”;
- (g) in Part 2, under the subheading “CHORDATA”, in the category “Pisces (Fish)”, in the order “LAMNIFORMES”, by repealing—
“Cetorhinidae
 Cetorhinus maximus | Basking Shark” || and substituting— “Lamnidae | Carcharodon carcharias | Great White Shark”; |

(h) in Part 2, under the subheading “CHORDATA”, by adding before the subheading “ARTHROPODA”—

“ECHINODERMATA

Holothuroidea (Sea Cucumbers)

ASPIDOCHIROTIDA

- | | | |
|---------------|--|----------------|
| Stichopodidae | Isostichopus
(=Stichopus)
fuscus | Sea Cucumber”. |
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3. Scheduled Plants

Schedule 3 is amended—

- (a) in Part 1, in the order “MELIACEAE”, by adding—
“Swietenia macrophylla Big-leaf Mahogany”
(Populations of the
Neotropics) (logs, sawn
wood, veneer sheets and
plywood only)

- after—
 “Swietenia humilis Mexican Mahogany”;
- (b) in Part 1, in the order “OROBANCHACEAE”, in column 2, by repealing “(root or any part thereof)”;
- (c) in Part 1, in the order “PALMAE (ARECACEAE)”—
 (i) by adding—
 “Beccariophoenix
 madagascariensis”
 before—
 “Chrysalidocarpus Butterfly Palm”;
 decipiens
- (ii) by adding—
 “Lemurophoenix halleuxii Red-lemur Palm
 Marojejya darianii”
 before—
 “Neodopsis decaryi”;
- (iii) by adding—
 “Ravenea louvelii
 Ravenea rivularis
 Satranala decussilvae
 Voanioala gerardii”
 after—
 “Neodopsis decaryi”;
- (d) in Part 1, in the order “PORTULACACEAE”, in column 2, by repealing “Lewisia maguirei”;
- (e) in Part 1, in the order “ZYGOPHYLLACEAE”, by repealing—
 “Guaiacum officinale
 Guaiacum sanctum Hollywood or Lignumvitae”
 and substituting—
 “Guaiacum species Sonora Guaiacum”;
- (f) in Part 2, by adding—
 “LEGUMINOSAE Dipteryx panamensis”
 after—
 “GNETACEAE Gnetum Gnetum”;
 montanum
- (g) in Part 2, in the order “MELIACEAE”, by repealing—
 “Swietenia Big Leaf Mahogany”.
 macrophylla (logs,
 sawn wood and
 veneer sheets only)

4. Sixth Schedule amended

The Sixth Schedule is amended—

(a) in Part 1, under the heading “FAUNA (ANIMALS)”, under the subheading “CHORDATA”, in the category “**Mammalia (Mammals)**”—

(i) in the order “PERISSODACTYLA”, in the family “Equidae”, in the second column, by repealing—

“Equus africanus (=asinus)”

and substituting—

“Equus africanus (excluding animals of the domesticated form, which is referred to as Equus asinus)”;

(ii) in the order “ARTIODACTYLA”, in the family “Camelidae”, in the second column, by repealing—

“Vicugna vicugna (excluding part of the population of Parinacota Province, Ia. Region of Tarapaca, Chile; the whole population of Peru; the population of the Province of Jujuy and the semicaptive populations of the Provinces of Jujuy, Salta, Catamarca, La Rioja and San Juan of Argentina; and the populations of the Conservation Units of Mauri-Desaguadero, Ulla Ulla and Lipez-Chichas, Bolivia)”

and substituting—

“Vicugna vicugna (excluding the populations of the Provinces of Jujuy and Catamarca and the semicaptive populations of the Provinces of Jujuy, Salta, Catamarca, La Rioja and San Juan of Argentina; the whole population of Bolivia; the population of the Primera Region of Chile; and the whole population of Peru)”;

- (b) in Part 1, under the heading “FAUNA (ANIMALS)”, under the subheading “CHORDATA”, in the category “Aves (Birds)”—
- (i) in the order “RHEIFORMES”, in the family “Rheidae”, in the second column, by repealing—
 “Rhea (=Pterocnemia)
 pennata (excluding
 population of Rhea
 pennata pennata
 of Argentina)”
 and substituting—
 “Rhea (=Pterocnemia)
 pennata (excluding
 Rhea pennata pennata)”;
- (ii) in the order “PSITTACIFORMES”, in the family “Psittacidae”—
- (A) by adding—
- | | |
|---|---|
| “Amazona ochrocephala
auropalliata
Amazona ochrocephala
belizensis
Amazona ochrocephala
caribaea
Amazona ochrocephala
oratrix
Amazona ochrocephala
parvipes
Amazona ochrocephala
tresmariae” | Yellow-naped
Amazon

Yellow-headed
Amazon |
|---|---|
- after—
 “Amazona leucocephala Cuban Amazon”;
- (B) by adding—
 “Ara (=Propyrrhura) couloni Blue-headed
 Macaw”
 after—
 “Ara ambigua Buffon’s Macaw”;
- (c) in Part 1, under the heading “FAUNA (ANIMALS)”, under the subheading “CHORDATA”, in the category “Reptilia (Reptiles)”—
- (i) in the order “TESTUDINATA”, in the family “Testudinidae”, by adding—
 “Pyxis planicauda Flat-backed Spider
 Tortoise”

after—

“Psammobates Geometric Tortoise”;
 (=Testudo)
 geometricus

(ii) in the order “TESTUDINATA”, in the family “Trionychidae”, in the second column, by repealing “Asperidetes” wherever it appears and substituting “Aspideretes”;

(iii) in the order “SAURIA”, by adding—

“Chamaeleonidae Brookesia Antsingy
 perarmata Leaf
 Chameleon”

before—

“Iguanidae Brachylophus Banded Crested
 species Iguanas, Fiji
 Crested
 Iguanas”;

(d) in Part 2, under the heading “FLORA (PLANTS)”—

(i) in the order “ARAUCARIACEAE”, in the second column, by repealing “(populations of Argentina and Chile)”;

(ii) in the order “CACTACEAE”, by adding—

“Sclerocactus nyensis Tonopah Fishhook
 Cactus”

after—

“Sclerocactus mesae-verdae Mesa Verde Cactus”;

(iii) by repealing—

“CRASSULACEAE Dudleya traskiae”;

(iv) in the order “LILIACEAE”, in the second column, by repealing “Aloe thorncroftii”;

(v) in the order “ORCHIDACEAE”, by adding—

“Aerangis ellisii”

before—

“Cattleya trianae Christmas Orchid”.

Dr. Sarah LIAO
 Secretary for the Environment,
 Transport and Works

14 January 2004

Explanatory Note

This Notice amends certain Schedules to the Animals and Plants (Protection of Endangered Species) Ordinance (Cap. 187) to give effect to the changes made in November 2002 to the listings of endangered species in the Appendices to the Convention on International Trade in Endangered Species of Wild Fauna and Flora.