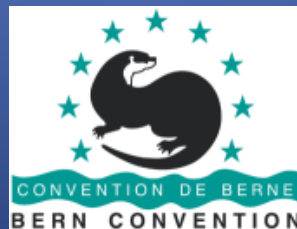


Scoreboard to assess the progress in combating illegal killing, taking and trade of wild birds

Umberto Gallo-Orsi

Bern Convention Standing Committee Meeting
5 December 2017



Tunis Action Plan

EU
Roadmap

MIKT PoW

EU AP Wildlife
Trafficking



Aims

Monitoring tool

- objective, fact-based national self-assessment
- Easy and informative
- International recognition

Beyond monitoring

- Show leadership, capacity & transparency
- Supports / builds on NAP development process
- Resource mobilization (nationally and internationally)
- International collaboration / sharing of best practices

A: Legal & institutional aspects

A.1 Does your country have comprehensive domestic legislation relating to wildlife conservation, law enforcement and wildlife products?

0 = there is no legislation
1 = there is legislation

Nota Bene:

The Natura Barometer is managed by DG ENV with the technical assistance of the European Environment Agency and is based on information originally transmitted by Member States.

Numerous sites have been designated according to both nature directives, either in their entirety or partially. Due to this potential overlap between sites from both directives, it is not possible to combine the numbers for SOCs and SPAs to get an overall figure for Natura 2000.

The surface area percentage relates only to the terrestrial area that has been designated, which is the overall SPA, SAC or SAC (Habitats) proposed area, not including the proposed SOCs and SPAs. Some Member States have designated marine areas. These are included in the number of sites and areas in the number of sites and areas proposed but not in the percentage surface area. Work is now underway on assessing the sufficiency of national proposals for marine habitats and species for the successful application of Natura 2000 under both directives, including for offshore marine environment.

Several Member States have proposed large areas including "buffer zones", while others have proposed only the core areas. In both cases, Article 6 of the Habitats Directive applies to activities, which are foreseeable outside a Natura 2000 site, likely to affect it.

Natura 2000 barometer

- 0 = not at all
- 1 = not sufficient
- 2 = partially
- 3 = largely complete

- ARMENIA
- BELGIUM/BELGIË
- BULGARIA
- ČESKÁ REPUBLIKA
- DANMARK
- DEUTSCHLAND
- ESTONIA
- ENGLAND
- FRANCE
- GERMANY
- GREECE
- HUNGARY
- IRELAND
- ITALY
- NETHERLANDS
- POLAND
- PORTUGAL
- ROMANIA
- RUSSIA
- SPAIN
- UNITED KINGDOM



International Consortium on Combating Wildlife Crime

ICCWC Indicator Framework for Combating Wildlife and Forest Crime

A self-assessment framework for national use



ASSESSMENT GUIDELINES ASSESSMENT TEMPLATE

DC
Office on Drugs and Crime



and Forest Crime

Wildlife Crime Scorecard

19 COUNTRIES COMMITMENTS TO FIGHTING ILLEGAL TRAFFIC OF ELEPHANT IVORY, RHINO HORN AND TIGER PARTS



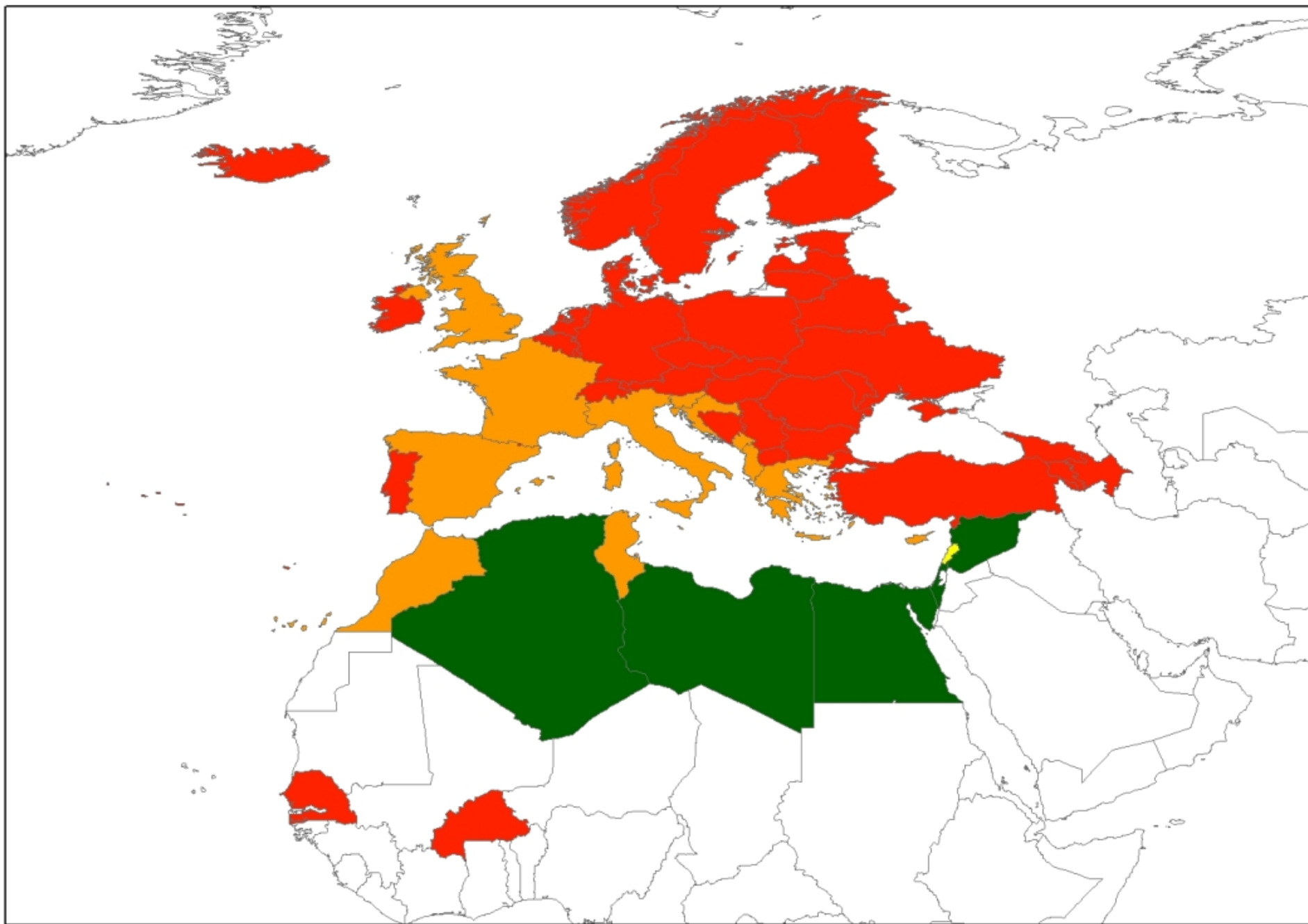
Sliema (Malta), 22nd – 23rd June 2017

Bern SFPs Network and MIKT.

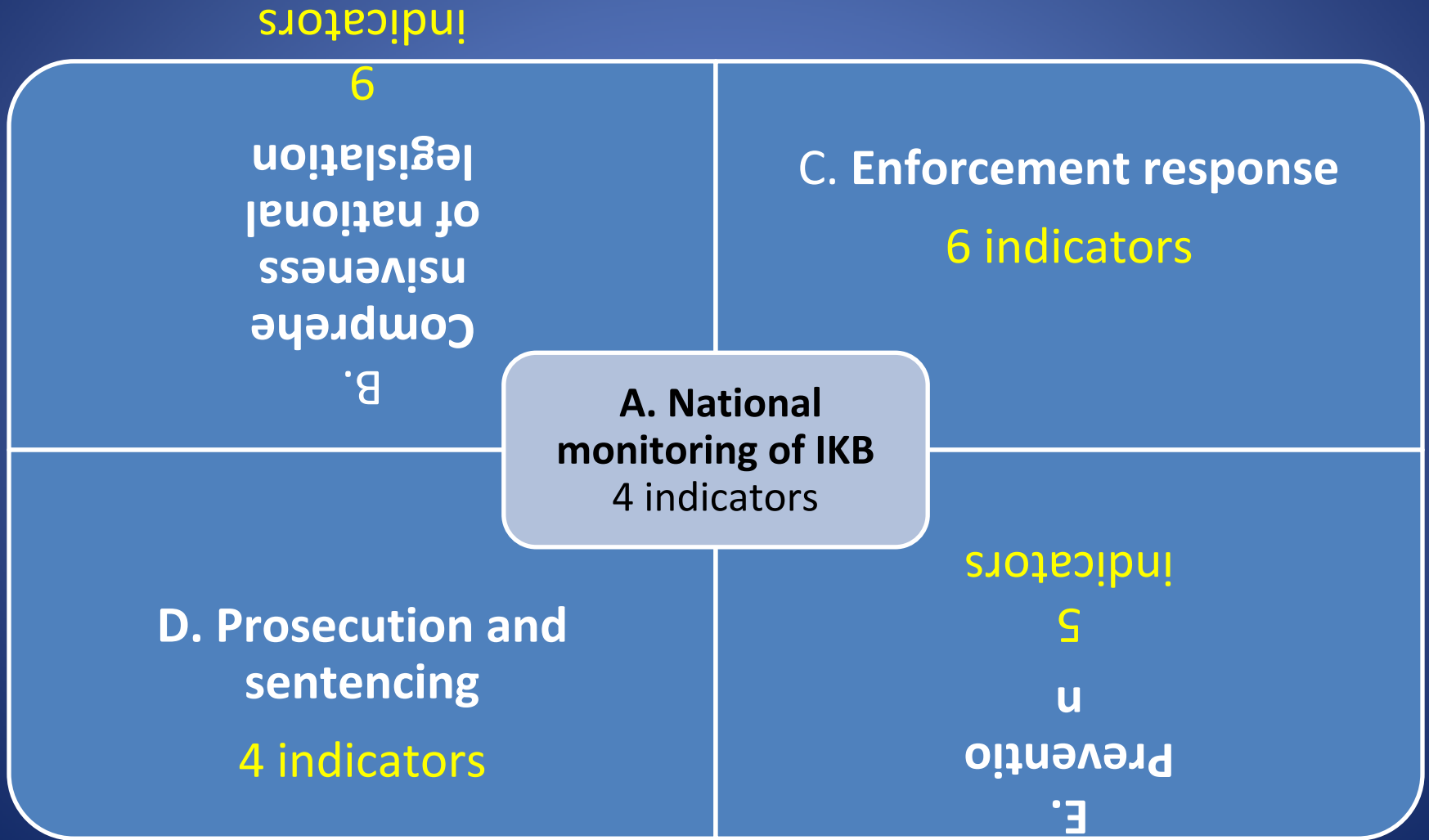


- CMS COP12 (Resolution 11.16)
- Bern Convention (Rec. N.xxx 2017)





Indicators



0-□□	1- <input checked="" type="checkbox"/> □	2-□□	3-□□
<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Are not prosecuted before criminal courts¶ <input type="checkbox"/> Are not subject to sanctions under administrative or other penalty regime¶ <input type="checkbox"/> Never publicised¶ <p>α</p>	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Usually take ¹³ over two years to conclude in the case of criminal proceedings¶ <input checked="" type="checkbox"/> Usually take ¹³ over six months to conclude in the case of administrative or other penalty regime¶ <input checked="" type="checkbox"/> Generally result in over 50% acquittals ¹⁴¶ <input checked="" type="checkbox"/> Are handled by general prosecutors and judges not specialised in wildlife crime¶ <input checked="" type="checkbox"/> Seldom publicised¶ <p>α</p>	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Usually take over one year but under two years to conclude in the case of criminal proceedings¶ <input type="checkbox"/> Usually take over three months but under six months to conclude in the case of administrative or other penalty regime¶ <input type="checkbox"/> Generally result in less than 25% acquittals¶ <input type="checkbox"/> Are mostly handled by general prosecutors and judges that tend to specialise in wildlife crime cases¶ <p><input type="checkbox"/> Often publicisedα</p>	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Usually take under one year to conclude in the case of criminal proceedings¶ <input type="checkbox"/> Usually take under three months to conclude in the case of administrative or other penalty regime¶ <input type="checkbox"/> Generally result in less than 10% acquittals¶ <input type="checkbox"/> Are mostly handled by specialised prosecutors and judges ¶ <input type="checkbox"/> Almost invariably receive wide publicityα

0-□	1-□	2-✓	3-□
<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Are not prosecuted before criminal courts¶ <input type="checkbox"/> Are not subject to sanctions under administrative or other penalty regime¶ <input type="checkbox"/> Never publicised¶ 	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Usually take[¶] over two years to conclude in the case of criminal proceedings¶ <input type="checkbox"/> Usually take[¶] over six months to conclude in the case of administrative or other penalty regime¶ <input type="checkbox"/> Generally result in over 50% acquittals[¶] <input type="checkbox"/> Are handled by general prosecutors and judges not specialised in wildlife crime¶ <input checked="" type="checkbox"/> Seldom publicised¶ 	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Usually take over one year but under two years to conclude in the case of criminal proceedings¶ <input checked="" type="checkbox"/> Usually take over three months but under six months to conclude in the case of administrative or other penalty regime¶ <input checked="" type="checkbox"/> Generally result in less than 25% acquittals¶ <input checked="" type="checkbox"/> Are mostly handled by general prosecutors and judges that tend to specialise in wildlife crime cases¶ <input type="checkbox"/> Often publicised¶ 	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Usually take under one year to conclude in the case of criminal proceedings¶ <input type="checkbox"/> Usually take under three months to conclude in the case of administrative or other penalty regime¶ <input type="checkbox"/> Generally result in over 50% acquittals¶ <input type="checkbox"/> Are handled by general prosecutors and judges not specialised in wildlife crime¶ <input type="checkbox"/> Almost invariably receive wide publicity¶

0-□	1-□	2-✓	3-□
<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Are not prosecuted before criminal courts¶ <input type="checkbox"/> Are not subject to sanctions under administrative or other penalty regime¶ <input type="checkbox"/> Never publicised¶ 	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Usually take[¶] over two years to conclude in the case of criminal proceedings¶ <input type="checkbox"/> Usually take[¶] over six months to conclude in the case of administrative or other penalty regime¶ <input type="checkbox"/> Generally result in over 50% acquittals[¶] <input type="checkbox"/> Are handled by general prosecutors and judges not specialised in wildlife crime¶ <input type="checkbox"/> Seldom publicised¶ 	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input type="checkbox"/> Usually take over one year but under two years to conclude in the case of criminal proceedings¶ <input checked="" type="checkbox"/> Usually take over three months but under six months to conclude in the case of administrative or other penalty regime¶ <input type="checkbox"/> Generally result in less than 25% acquittals¶ <input checked="" type="checkbox"/> Are mostly handled by general prosecutors and judges that tend to specialise in wildlife crime cases¶ <input type="checkbox"/> Often publicised¶ 	<p>IKB cases:¶</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Usually take under one year to conclude in the case of criminal proceedings¶ <input type="checkbox"/> Usually take under three months to conclude in the case of administrative or other penalty regime¶ <input checked="" type="checkbox"/> Generally result in less than 10% acquittals¶ <input type="checkbox"/> Are mostly handled by specialised prosecutors and judges¶ <input checked="" type="checkbox"/> Almost invariably receive wide publicity¶

A. National Monitoring of IKB – Data Management of Scope and Scale of IKB.

1. Status and Scale of IKB

The extent to which data and information on illegal activities at national level are available.

Question: What is the quality of national data about IKB?

Measurement:

0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
<input type="checkbox"/> Data and information on number of totals of birds illegally killed or taken due to IKB are not available.	<input type="checkbox"/> National estimate of birds illegally killed or taken due to IKB is based on expert opinion⁷ and anecdotal information.	<input type="checkbox"/> National estimate of birds illegally killed or taken due to IKB is based partially on quantitative data and records and partially on estimates and extrapolation.	<input type="checkbox"/> National estimates of birds illegally killed or taken due to IKB is based largely on quantitative data and records.

Comments:

⁷ Expert Opinion is defined as: the knowledge of whom by virtue of special knowledge, skill, training, or experience is qualified to provide information in matters that exceed the common knowledge of ordinary people.

6. Regulated use

The comprehensiveness of national legislation concerning sustainable use of wildlife including hunting.

Question: Through which measures and controls do national legislation regulate the killing and taking of wild birds?

Measurement:

0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input type="checkbox"/>	3 <input type="checkbox"/>
<p>National legislation:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Does not specifically regulate hunting of birds from conservation / sustainable use points of view. Some legislation concerning hunting of birds may exist, however it mainly addresses the activity from arms control / public safety points of view and does not delve into wildlife conservation issues 	<p>National legislation:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Concerning hunting exists and sets basic parameters that apply to various huntable species including birds: <input type="checkbox"/> Establishes and defines hunting seasons <input type="checkbox"/> Lists species that can be hunted <input type="checkbox"/> Regulates methods of hunting 	<p>National legislation:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Concerning hunting exists separately from national legislation concerning conservation of wildlife and lays down comprehensive provisions concerning: <input type="checkbox"/> Establishing and defining hunting seasons <input type="checkbox"/> Listing species that can be hunted <input type="checkbox"/> Defining hunting areas. <input type="checkbox"/> Regulating and defining which methods are allowed for hunting <input type="checkbox"/> Providing for effective authorization mechanism and criteria for obtaining a hunting licence <input type="checkbox"/> Establishing bag limits and quotas for huntable species <input type="checkbox"/> Providing for basic hunting bag reporting requirements <input type="checkbox"/> Controls related to implementation 	<p>National legislation:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Concerning hunting is fully integrated within national conservation of wildlife legislation therefore ensuring the taking into account of biological and conservation aspects in hunting-related decisions and lays down comprehensive provisions concerning: <input type="checkbox"/> Establishment and definition of hunting seasons <input type="checkbox"/> Listing species that can be hunted <input type="checkbox"/> Definition of hunting areas <input type="checkbox"/> Regulation and definition of which methods are allowed for hunting <input type="checkbox"/> Provision for appropriate authorization mechanism and criteria for obtaining a hunting license, including requirements for compulsory examination of hunting license applicants <input type="checkbox"/> Establishment of bag limits and quotas for huntable species on the basis of biological and conservation considerations <input type="checkbox"/> Provision for the timely collection of hunting bag data and reporting mechanisms <input type="checkbox"/> Controls related to implementation, including enforcement (for instance providing enforcement powers to game wardens, park rangers, hunting marshals etc)

4. Number of IKB cases prosecuted in the last year

The extent of cases of IKB prosecuted in the reporting period

- *How many IKB cases have been prosecuted in the last year in your country?*

Category of IKB offence	Number of persons prosecuted in the assessment period	Number of bird specimens involved in the offence (specimens seized)
Illegal killing of protected birds (shooting, poisoning, other methods of killing)		
Illegal taking of protected birds (trapping using any means)		
Illegal possession of live / dead protected birds		
Illegal importation or transport of live / dead protected birds		
Illegal taxidermy of protected birds		
Illegal trade in protected birds (including trafficking for sale, marketing for sale of any live or dead protected birds or their parts)		

Scoring

Indicator ^α	Indicator-score ^α	Indicator-Group ^α	Group-score ^α
1. Status and scale of IKB ^α	α	A. National monitoring of IKB (data management of scope and scale of IKB) ^α	α
2. Number and distribution of illegally killed or trapped birds ^α	data ^α		
3. Number of IKB cases ^α	α		
4. Number of IKB cases in the last year ^α	data ^α	B. Comprehensiveness of national legislation ^α	α
5. National wildlife legislation ^α	α		
6. Hunting legislation ^α	α		
7. Prohibitions under national legislation ^α	α		
8. Exceptions under national legislation ^α	α		
9. Sanctions and penalties ^α	α		
10. Proportionality of penalties ^α	α		
11. Use of criminal law ^α	α		
12. Organized crime ^α	α		
13. Transposition of international law and commitment and national legislation ^α	α	C. Enforcement response (preparedness of law enforcement bodies and coordination of national institutions) ^α	α
14. National Action Plan for combating IKB ^α	α		
15. Enforcement priority ^α	α		
16. Stakeholders and Policy-making ^α	α		
17. Staffing and recruitment ^α	α		
18. Specialized training ^α	α		
19. Field enforcement efforts ^α	data ^α		
20. Quality of judiciary processes ^α	α	D. Prosecution and sentencing (effectiveness of judicial procedures) ^α	α
21. Sentencing guidelines ^α	α		
22. Judicial awareness ^α	α		
23. Judiciary training ^α	α		
24. International cooperation ^α	α	E. Prevention (other instruments used to address IKB) ^α	α
25. Drivers of wildlife crime ^α	α		
26. Demand-side activities ^α	α		
27. Regulated community ^α	α		
28. Public awareness actions ^α	α		
TOTAL SCORE^α			α

National use

Country X	A.	B.	C.	D.	E.	Size of IKB problem
First	Red	Green	Red	Yellow	Light green	Red
Second	Red	Green	Yellow	Light green	Green	Yellow
Third	Yellow	Green	Yellow	Green	Green	Light green
...						

Red - National score <25% of maximum possible score

Yellow - National score between 25% and 50% of maximum possible score

Light green - National score between 50% and 75% of maximum possible score

Green - National score >75% of maximum possible score

National use



Country	A.	B.	C.	D.	E.	Size of problem
<i>XXX</i>	Light Green	Green	Orange	Yellow	Light Green	Yellow
<i>YYY</i>	Orange	Yellow	Yellow	Green	Green	Light Green
<i>ZZZ</i>	Green	Green	Yellow	Light Green	Yellow	Orange
....						

Thank you for the attention

