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CONVENTION ON THE CONSERVATION OF EUROPEAN WILDLIFE  
AND NATURAL HABITATS

**Standing Committee**

35<sup>th</sup> meeting  
Strasbourg, 1-4 December 2015

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**BIENNIAL REPORT (2011-2012)**

**- THE NETHERLANDS -**

*Memorandum drawn up by  
the Directorate of Democratic Governance  
The document is being circulated in the form and the languages in which it was received by the Secretariat*

## BIENNIAL REPORT 2011 - 2012 CONTRACTING PARTY: THE NETHERLANDS

### General note on the implementation of the Convention on the Conservation of European Wildlife and Natural Habitats in the two-year period 2011 - 2012

The Netherlands, as a Member of the European Community, provides the European Commission with annual reports of derogations to the Directive on the Conservation of Wild Birds (79/409/EEC). The European Community reports this data to the Standing Committee, so the exceptions on wild birds are not included in this biennial report.

All licenses are issued by the Ministry of Economic Affairs (Rijksdienst voor Ondernemend Nederland, RVO).

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### 1. EXCEPTIONS CONCERNING STRICTLY PROTECTED FLORA SPECIES (ART. 5 - APPENDIX I)

Name of the species	No. of specimens involved (when practical)	No. of licences	Reasons for issuing of licences (art. 9, i. tov.)	Impact on population	Conservation status
<i>Liparis loeselii</i>	unknown	1	i	None	U1

The exemption concerns 'temporary nature'. The species is not observed at the building site yet, but might grow there at the near future.

### 2. EXCEPTIONS CONCERNING STRICTLY PROTECTED FAUNA SPECIES (ART. 6 - APPENDIX II)

Name of the species	No. of specimens involved (when practical)	Authorised action (art. 6, a. to f.)	No. of licences	Reasons for issuing of licences (art. 9, i. to v.)	Impact on population	Conservation status
<i>Acipenser sturio</i>	unknown		1	iv	Positive	
<i>Alytes obstetricans</i>	unknown	c	3	iv; v	None	U2
<i>Bufo calamita</i>	unknown	c; e; b	21	iii; i; iv	None	U2
<i>Coronella austriaca</i>	unknown	b	5	iii; i	None	U1
<i>Cricetus cricetus</i>	unknown	b	1	iii	None	U2
<i>Dytiscus latissimus</i>	unknown	c	1	i; iv	None	U2
<i>Eptesicus serotinus</i>	unknown	b	14	iii; i	None	U1
<i>Graphoderus bilineatus</i>	unknown	c; b; e	6	iii; i; iv	None	U2
<i>Hyla arborea</i>	unknown	c	3	iv	Positive	FV
<i>Lacerta agilis</i>	unknown	c; b; e	7	iii; i; iv	Positive	U1
<i>Leucorhina pectoralis</i>	unknown	b	1	i; iv	None	FV
<i>Lutra lutra</i>	unknown	c	3	iv	Positive	U2
<i>Myotis dasycneme</i>	unknown	b	7	iii; i; iv	None	FV
<i>Myotis daubentonii</i>	unknown	b	13	iii; i; iv	None	FV
<i>Myotis emarginatus</i>	unknown	b	1	iii	None	U2
<i>Myotis mystacinus</i>	unknown	b	1	iii	None	U1
<i>Myotis nattereri</i>	unknown	b	1	iii	None	FV
<i>Nyctalus noctula</i>	unknown	b	3	iii; i; iv	None	U2
<i>Pelobates fuscus</i>	unknown		1		Positive	U2
<i>Pipistrellus nathusii</i>	unknown	e; b	13	iii; i; iv	None	FV
<i>Plecotus auritus</i>	unknown	b	12	iii	None	U1
<i>Plecotus austriacus</i>	unknown	b	1	iii	None	U2
<i>Rana arvalis</i>	unknown	e; b	23	iii; i	None	FV
<i>Triturus cristatus</i>	unknown	e; b	7	iii; i	None	FV
<i>Vespertilio murinus</i>	unknown		1	iii; i	None	U2

The national conservation status of the species concerned is not affected, neither is the local population, as long as the activities are carried out in accordance with the conditions and measures that are obligated by the individual exemptions. These conditions and measures are tailor-made for each exemption depending on the species concerned, the planned activities (i.e. construction work, nature development, research) and site specific characteristics. The species in the list are sometimes captured to be relocated directly to a nearby habitat to avoid casualties of human activities. To minimise the destruction of eggs, the eggs are deliberately taken and relocated to a nearby habitat. Controls are carried out by Rijksdienst voor Ondernemend Nederland (RVO) and if necessary by the police, the Dutch Food and Safety Authority (NVWA) and civil servants (BOA'S).

### 3. EXCEPTIONS CONCERNING FALCONRY

See annual reports of the derogation to the Directive on the Conservation of Wild Birds (79/409/EEC)

### 4. EXCEPTIONS CONCERNING PROTECTED FAUNA SPECIES (ART. 7 APPENDIX III)

Name of the species	No. of individuals involved (when practical)	Exception made	Reasons for issuing of licences (art. 9, i. to v.)	Impact on the population
Castor fiber	unknown	Construction work; Research; Nature conservation; Repopulation	i; iv; iii	Positive
Martes martes	unknown	Research; Nature conservation	i; iv	Positive
Cobitis taenia	unknown	Construction work	iii	None
Lampetra fluviatilis	unknown	Construction work	iii	None
Microtus oeconomus arenicola	unknown	Construction work; Research; Nature conservation	iii; i; iv	None
Pipistrellus pipistrellus	unknown	Construction work; Research; Nature conservation	iii; i; iv	None
Rana lessonae	unknown	Construction work; Nature conservation	iii; i	None
Rhodeus amarus	unknown	Construction work; Nature conservation	iii; i	None
Silurus glanis	unknown	Construction work	iii	None
Eliomys quercinus	unknown	Research	iv; i	None
Salamandra salamandra	unknown	Research	iv, i	None
Triturus helveticus	unknown	Nature conservation	i	None
Triturus alpestris	unknown	Construction work	iii	None
Vipera berus	unknown	Construction work; Nature conservation	i, iii	None
Martes foina	unknown	Construction work	iii	None
Crocidura leucodon	unknown	Construction work	iii	None
Anguis fragilis	unknown	Construction work; Nature conservation	iii; i	None
Lacerta vivipara	unknown	Construction work; Nature conservation	iii; i	None
Natrix natrix	unknown	Construction work; Research; Nature conservation	iii; i; iv	None
Meles meles	unknown	Construction work	iii	None
Sciurus vulgaris	unknown	Construction work; Nature conservation	iii; i	None
Neomys fodiens	unknown	Construction work; Nature conservation	iii; i	None

The exceptions to species listed in Appendix III concern only those captured or killed using indiscriminate means of capture or killing and in particular methods specified in Appendix IV. The species in the list are sometimes captured to be relocated directly to a nearby habitat to avoid casualties caused by human activities or they are captured for research purposes. When measures are carried out in accordance with the conditions and measures that are obligated by the individual exemption, no impact on the population is expected. When measures for nature conservation (nature development, restoration) are carried out in accordance with the conditions and measures that are required by the exemption, no direct impact on the population of the species is expected. However, those measure are taken to protect flora, fauna and their habitat. Hence, the results of these measures is expected to have a positive impact on the population on the long run.

For “Big game”, namely Red deer (*Cervus elaphus*), Fallow deer (*Dama dama*), Roe deer (*Capreolus capreolus*) and Mouflon (*Ovis musimon*), there is a limited bag licence system issued by the provinces of The Netherlands based on annual censuses. A specific number of individuals are killed every year in a specific period to prevent serious damage to crops, forests, protected animals and plants, and in the interests of public safety (car accidents).

For exception on birds: see annual reports of derogations to the Directive on the Conservation of Wild Birds (79/409/EEC).

## 5. EXCEPTIONS CONCERNING THE USE OF MEANS OF CAPTURE AND KILLING SPECIFIED IN APPENDIX IV

The use of means of capture and killing specified in Appendix IV for:

- a) Exploitation of species in Appendix III
- b) Species in Appendix II subject to exception (Article 9)

For research and education mostly ‘traps’ or ‘nets’ are used to capture individuals of undefined species of amphibians, reptiles, mammals, fish, invertebrates and bats. Exceptions for specific species are reported in the table below. The used traps are life traps.

app	Name of the species	No. of specimens involved (when practical)	No. of licences	Reasons for issuing of licences (art. 8, a. to e.)	Method used	Impact on population
II	<i>Alytes obstetricans</i>	unknown	3	d; e	Traps	None
II	<i>Dytiscus latissimus</i>	unknown	1	d; a	Traps	None
II	<i>Graphoderus bilineatus</i>	unknown	6	d; a; c	Traps	None
II	<i>Hyla arborea</i>	unknown	3	d; e	Traps	Positive
II	<i>Lacerta agilis</i>	unknown	7	d; a; c	Traps	Positive
III	<i>Castor fiber</i>	unknown	7	d; a; c	Traps	Positive
III	<i>Martes martes</i>	unknown	1	d; a	Traps	Positive

As far as killing/capturing for reasons of prevention of damage to crops, etc. is concerned, no permission is given to use of the means mentioned in Appendix IV. For exception on birds: see annual reports of derogations to the Directive on the Conservation of Wild Birds (79/409/EEC).

### Reasons for issuing of licences art. 9:

- i. For the protection of flora and fauna
- ii. To prevent serious damage to crops, livestock, forests, fisheries, water and other forms of property
- iii. In the interests of public health and safety, air safety or other overriding public interests, f.i. building roads and houses

- iv. For the purposes of research and education, repopulation, reintroduction and for the necessary breeding
- v. To permit, under strictly supervised conditions, on a selective basis and to a limited extent, the taking, keeping or other judicious exploitation of certain wild animals and plants in small numbers / v.: judicious exploitation of certain wild plants in small numbers and under certain conditions

**Reasons for issuing of licences art. 8:**

- a. For the protection of flora and fauna
- b. To prevent serious damage to crops, livestock, forests, fisheries, water and other forms of property
- c. In the interests of public health and safety, air safety or other overriding public interests
- d. For the purposes of research and education, of repopulation, of reintroduction and for the necessary breeding
- e. To permit, under strictly supervised conditions, on a selective basis and to a limited extent, the taking, keeping or other judicious exploitation of certain wild animals and plants in small numbers

**Authorised action**

- A: Deliberate killing
- B: Deliberate damage to or destruction of breeding or resting sites
- C: Deliberate capture and keeping
- D: Deliberate disturbance of wild fauna
- E: Deliberate destruction or taking of eggs
- F: Possession and internal trade

**Conservations Status**

- FV Favourable;
- U1 Unfavourable-inadequate;
- U2 Unfavourable-bad