



# **Workshop on Tracking Technologies for Forest Governance**

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## **TRACKING TECHNOLOGIES AND LEGALITY FRAMEWORKS**

**Chen Hin Keong**

**TRAFFIC Global Forest Trade Program Leader**

# What process do you go through in determining timber legality in trade?

Do you ask about:

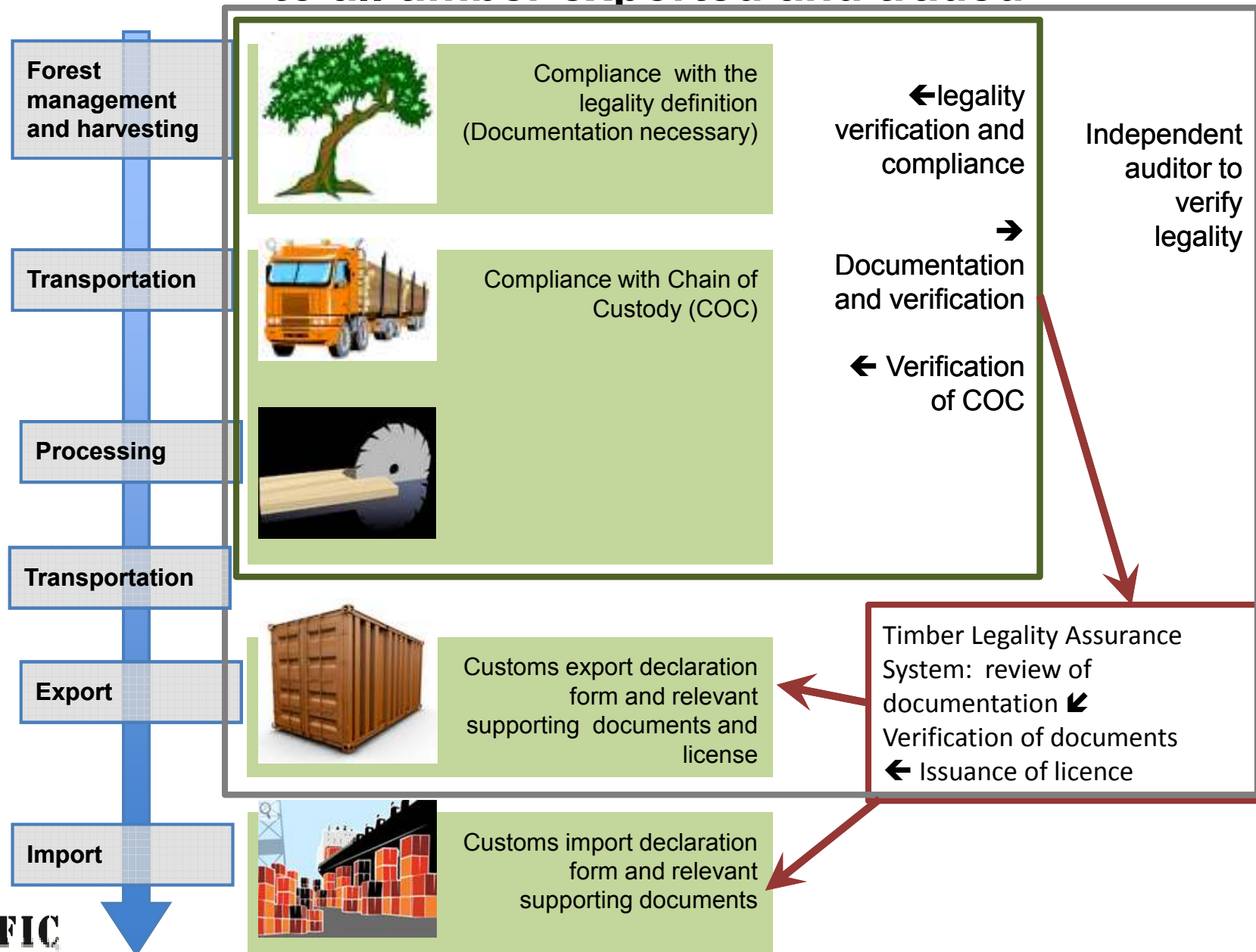
- Species you buy?
- Country of origin or sub-region in domestic source?
- Documents to proof legality?
- Due diligence system you use or not use?
- Any third party legality verification?
- What is covered in 3<sup>rd</sup> party legality verification?

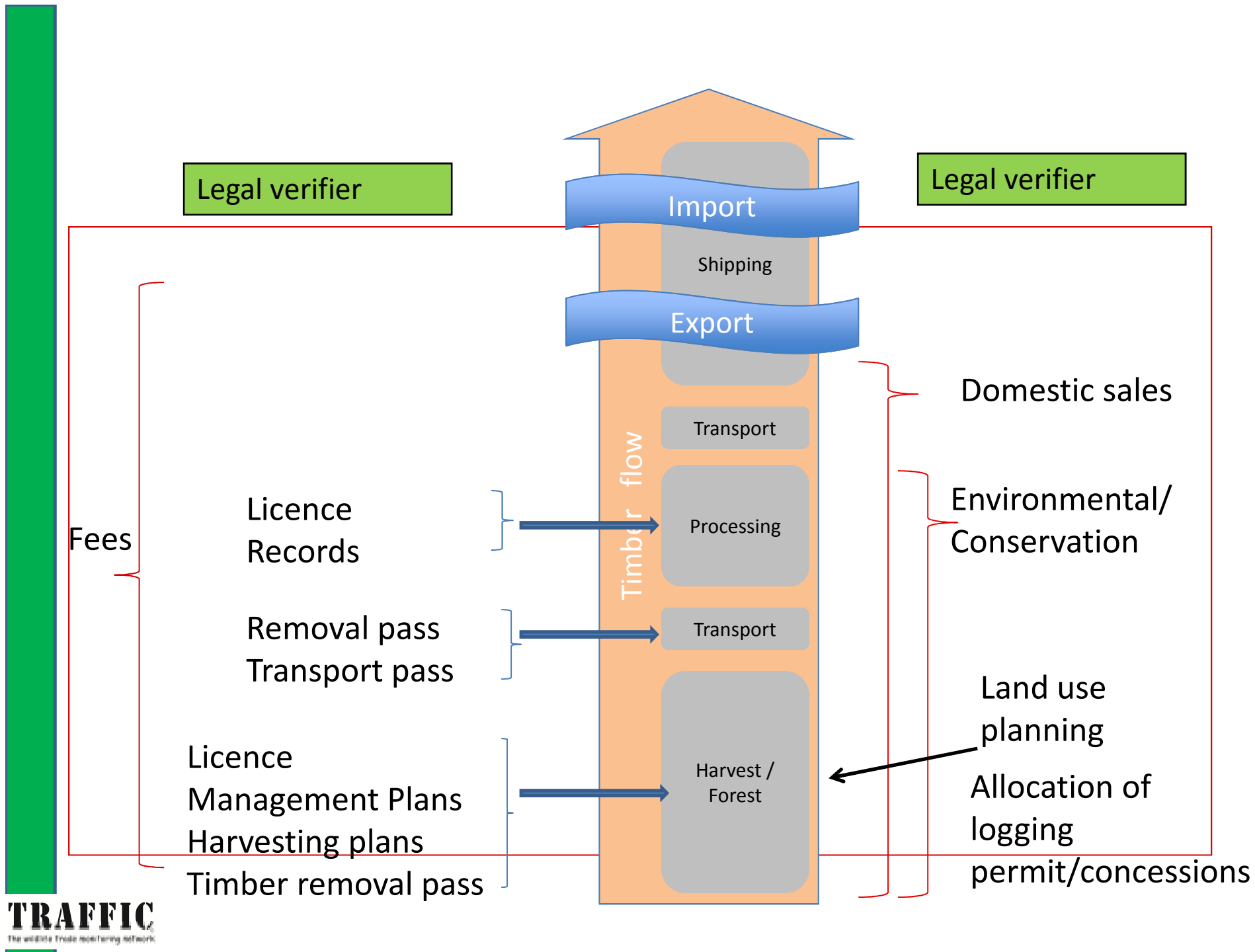
# Timber trade shifts to verified legal?

## Recent global developments

- Adoption of the US Lacey Act in 2008
- Adoption of the EU Timber regulation in 2010
- EC's Voluntary Partnership Agreement (VPA)
- Adoption of the Swiss law – Ordinance on the Declaration for timber and timber products 2010
- Australia is working on an Illegal logging prohibition Bill
- Strengthened national laws – e.g. Indonesia's export bans

# Principle of a Timber Legality Assurance System – applies to all timber exported and traded





# Common Legality Framework: Principles

1. Access, use rights and tenure
2. Harvesting regulations
3. Transportation of logs and wood products
4. Processing regulations
5. Import and export regulations
6. Environmental regulations
7. Conservation regulations
8. Social regulations
9. Taxes, fees and royalties

<b>PRINCIPLE 5: IMPORT AND EXPORT REGULATIONS</b>	
<b>Criterion 5.1: Clear evidence of licence/permit of company involved in import and export shall be demonstrated in accordance with the laws and regulations</b>	
<b>Indicator 5.1.1:</b> The company holds an export/import licence	Verify that every company importing or exporting timber has a valid licence from the Ministry in charge of commerce.
	<b>Legal references:</b> •Ruling No. 83.083 of 31.12.83
<b>Criterion 5.2: Clear evidence of official documents of timber products for import and export shall be demonstrated by companies and carriers in accordance with the laws and regulations</b>	
<b>Indicator 5.2.1:</b> The company possess all required documents for the export or import of timber products according to official regulations	Verify that companies complete a specification sheets such export/import form, certificate of origin detailing all timber products to be exported or imported by species, quality and quantity and submit monthly reports to the Ministry in Charge of forestry
	<b>Legal references:</b> •Terms & conditions related to the operation & management permits, Articles 9 to 14 cahier de charge (RCA)
<b>Criterion 5.3: Timber products import and export companies are subject to stated conditions within the laws and regulations</b>	

















Photo: containers. WCS



# Thank you

Chen Hin Keong

Global Forest Trade Programme Leader

hk.chen(a)traffic.org

TRAFFIC website: [www.traffic.org/timber-trade/](http://www.traffic.org/timber-trade/)