

## Hinweisblatt

### MUSIKINSTRUMENTE – Ein / Ausreise USA - Einzelperson

Laut Auskunft der US-CITES-Behörde ist bei der Einreise in die USA mit einem Musikinstrument, in dem Material aus CITES-gelisteten Arten verarbeitet wurde, entweder ein gültiger **CITES-Musikinstrumentenpass** oder eine **CITES Musikinstrumentenbescheinigung** vorzuweisen.

- Zu **beantragen** ist diese CITES-Musikinstrumentenbescheinigung beim BMLFUW, Abt. I/8, Stubenbastei 5 – auch online unter [www.cites.at](http://www.cites.at) möglich
- **Antragsformular** Einfuhr / Ausfuhr / Wiederausfuhr verwenden und „Sonstiges“ ankreuzen
- Bei Antragstellung **ALLE verwendeten Materialien CITES-gelisteter Arten angeben** (z.B. Elfenbein, Perlmutter, Fischbein, Schildpatt, Rio-Palisander) – mit jeweiliger Angabe über Baujahr, Hersteller, Datum des Erwerbs (Einfuhr, Naturentnahme oder erste Inbesitznahme durch den Menschen) des jeweiligen Materials – da diese in der Bescheinigung einzeln angeführt werden müssen. Gefahr der Beschlagnahmung durch die US-Behörde wenn eine Art in Bescheinigung fehlt.
- Um mit dieser Bescheinigung weitere Länder bereisen zu können muss **Ein- und Ausführender ident** sein
- Sollten mehrere Länder bereist werden – **ALLE Länder** angeben
- **Beschreibung des Instruments** und **Vorlage eines Fotos** damit Bescheinigung Instrument zugeordnet werden kann
- Es wird darauf hingewiesen, dass die Einfuhr von Musikinstrumenten beim U.S. Fish and Wildlife Service **zu deklarieren** ist:

Auskunft US-CITES-Behörde:

*All wildlife (including parts and products) imported or exported from the U.S. for any purpose **must be declared to the U.S. Fish and Wildlife Service**; you will need to contact the Wildlife Inspector at the appropriate designated port (see <http://www.fws.gov/le/ports-contact-information.html>) to make an appointment for clearance of your shipment. At the appointment you will need to present the appropriate documentation and a completed Declaration Form 3-177 (<http://www.fws.gov/le/declaration-form-3-177.html>). The Inspector will be able to answer all your questions about the logistics for clearing the shipment. We recommend that you contact the Inspector as soon as possible to discuss the inspection requirements.*

- **Ergänzungsblatt** vom Zoll bei Einreise und auch bei Ausreise **ABSTEMPELN** lassen
- **Nach Ablauf der Gültigkeit** ist die **CITES Musikinstrumentenbescheinigung** an das BMLFUW, CITES-Vollzugsbehörde, Abt. I/8, Stubenbastei 5, 1010 Wien **unverzüglich und unaufgefordert zurückzusenden**
- Es wird empfohlen **sämtliche Nachweise** über Besitzverhältnis zum Instrument (z.B. Leihvertrag, Kaufvertrag) mitzuführen, da eine Einfuhr von Musikinstrumenten mit Elfenbein, die nach 25.2.2014 gekauft wurden in die USA nicht möglich ist

Dazu Auskunft USA-CITES-Behörde:

### **Import Criteria for African Elephant Ivory**

Regarding the criteria that "the ivory has not been transferred from one person to another person in the pursuit of financial gain or profit **after February 25, 2014.**"

My understanding is that if an item comprised of African elephant ivory, such as a musical instrument, was or is bought or sold after February 25, 2014, the issuance date of [Director's Order 210](#), that item no longer meets the allowable criteria for the non-commercial import of worked African elephant ivory for the limited purposes of 1) a household move into the United States, 2) **a musical instrument accompanying a musician on travels into and back out of the United States**, and 3), a traveling exhibition (such as works of art or antiquities) that will travel into and back out of the United States. Items comprised of worked African elephant ivory that fall within these three limited categories, in addition to being accompanied by a valid CITES pre-Convention, musical instrument, or traveling exhibition certificate, **must meet the following criteria:** the worked ivory was legally acquired prior to February 26, 1976 and the worked elephant ivory **has not been transferred from one person to another person in pursuit of financial gain or profit after February 25, 2014.**

If an item is comprised of **Asian elephant ivory**, in addition to being accompanied by a valid CITES pre-Convention, musical instrument, or traveling exhibition certificate, it would need to meet United States Endangered Species Act [antique criteria](#), or, if the item does not meet the antique criteria, it must meet pre-Act requirements per [50 CFR 17.4](#) (to meet pre-Act requirements the item could not have entered into commerce (e.g. been bought, sold, or offered for sale by you or anyone else) since the Asian elephant's Endangered Species Act listing date (June 14, 1976)).

→ Zur ho. Anfrage welche **Nachweise für Mammut** erforderlich sind, wurde von US CITES Behörde folgende Antwort gegeben:

### **Mammoth Ivory Import Requirements**

*The mammoth, Mammuthus primigenius, is extinct and therefore, we have no requirements for the importation of products from that species. In this circumstance, the manufacturer's or repairer's product information is probably the best evidence that you can produce to confirm that your instrument was manufactured with mammoth ivory.*

*However, as the U.S. importer imports this item, there may be some confusion about this as they deal with their carrier and the U.S. Bureau of Customs and Border Protection (CBP). Therefore, we suggest that they contact our wildlife inspectors, if needed, to clarify the situation. Our wildlife inspectors will know the true nature of mammoth tusks and can help walk them through the clearance process. The U.S. importer can find contact information for our wildlife inspectors on our website at the following address*

*: <http://www.fws.gov/le/inspection-offices.html>*

*Although not required by regulation, the U.S. importer/ exporter may be asked by CBP to complete Form 3-177, Declaration for Importation or Exportation of Fish or Wildlife. The U.S. importer can find this form on our website at the following address: [http://www.fws.gov/le/pdf/3177\\_1.pdf](http://www.fws.gov/le/pdf/3177_1.pdf)*