

Article 727-bis of the Criminal Code (Killing, destroying, capturing, taking, holding and trading in samples of protected wild fauna or flora species).

Except when the act amounts to a more serious criminal offence, any person who, without prejudice to the allowed cases, kills, captures or holds samples of protected wild fauna species shall be punished by imprisonment from one to six months or by a fine of not more than EUR 4000, except where the action concerns a negligible number of such samples and has a negligible impact on the state of conservation of the species.

Any person who, except for the allowed cases, destroys, takes or holds samples of protected wild flora species shall be punished by a fine of not more than EUR 4000, except where the action concerns a negligible number of such samples and has a negligible impact on the state of conservation of the species.

Except when the act amounts to a more serious offence, any person who, without prejudice to the allowed cases, infringes the trading bans as per Article 8, paragraph 2, of the Decree of the President of the Republic no. 357 of 8 September 1997, shall be punished by imprisonment from two to eight months or by a fine of up to EUR 10 000.

NOTE:

* Paragraph three has recently been added to Article 727 bis of the Criminal Code, by Legislative Decree no. 135 of 5 August 2022 (in Official Gazette no. 213 of 12/09/2022), which provides for the offence of trading in samples of protected wild fauna and flora species in violation of the trading bans as per Article 8, paragraph 2, of the Decree of the President of the Republic no. 357 of 8 September 1997 (Regulation implementing Directive 92/43/EEC on the Conservation of Natural Habitats and of Wild Fauna and Flora).