COMMISSION REGULATION (EC) No 250/1999

of 2 February 1999

amending Regulation (EC) No 2473/98 suspending the introduction into the Community of specimens of certain species of wild fauna and flora

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 338/97 of 9 December 1996 on the protection of species of wild fauna and flora by regulating trade therein [1], as last amended by Commission Regulation (EC) No 2214/98 [2], and in particular point 2 of Article 19 thereof,

After consulting the Scientific Review Group,

Whereas Article 4(6) of Regulation (EC) No 338/97 provides for the establishment by the Commission of general restrictions, or restrictions relating to certain countries of origin, on the introduction into the Community of specimens of species listed in its Annexes A and B and lays down the criteria for such restrictions;

Whereas the list of these restrictions has been published in Commission Regulation (EC) No 2473/98 [3]; whereas this list must now be amended;

Whereas point (c) of Article 4(6) of Regulation (EC) No 338/97 provides for the establishment by the Commission of restrictions on the introduction into the Community of live specimens of species listed in its Annex B for which it has been established that they are unlikely to survive in captivity for a considerable proportion of their potential life span;

Whereas Article 41 of Commission Regulation (EC) No 939/97 [4], as last amended by Regulation (EC) No 1006/98 [5], lays down provisions for the implementation by the Member States of the restrictions established by this Regulation;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Committee on Trade in Wild Fauna and Flora,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 2478/98 is hereby amended as follows:

1. the entry:

'Geochelone chilensis	Wild	All	Argentina	b'

is replaced by:

'Geochelone chilensis	Wild	All	Argentina	b
	Wild	Live	All	c';

2. the entry:

'Geochelone denticulata	Wild	All	Bolivia, Ecuador	b'

is replaced by:

'Geochelone denticulata	Wild	All	Bolivia, Ecuador	b
	Wild	Live	All	c';

[1] OJ L 61, 3. 3. 1997, p. 1.
[2] OJ L 279, 16. 10. 1998, p. 3.
[3] OJ L 308, 18. 11. 1998, p. 18.
[4] OJ L 140, 30. 5. 1997, p. 9.
[5] OJ L 145, 15. 5. 1998, p. 3.

3. the entry:

'Geochelone elegans	Wild	All	Bangladesh, Pakistan	b'

is replaced by:

'Geochelone elegans	Wild Wild	All Live	Bangladesh, Pakistan All	b c';

4. the entry:

'Homopus signatus	Wild	All	Namibia	b'

is replaced by:

'Homopus signatus	Wild Wild	All Live	Namibia All	b c';

5. the entry:

'Kinixys belliana	Wild	All	Burundi, Central-African Republic, Côte d'Ivoire, Djibouti, Liberia, Madagascar, Mauritania, Mozambique	b'

is replaced by:

'Kinixys belliana	Wild Wild	All Live	Burundi, Central African Republic, Côte d'Ivoire, Djibouti, Liberia, Madagascar, Mauritania, Mozambique All	b c';

6. the entry:

'Kinixys erosa	Wild	All	Benin, Guinea-Bissau, Togo	b'

is replaced by:

'Kinixys erosa	Wild Wild	All Live	Benin, Guinea-Bissau, Togo All	b c';

7. the entry:

'Kinixys homeana	Ranched and captive bred	All	Benin	b'

is replaced by:

'Kinixys homeana	Ranched and captive bred	All	Benin	b
	Wild	Live	All	c';

8. the entry:

'Kinixys natalensis	Wild	All	Mozambique, South Africa, Swaziland	b'

is replaced by:

'Kinixys natalensis	Wild	All	Mozambique, South Africa, Swaziland	b
	Wild	Live	All	c';

9. the entry:

'Manouria emys	Wild	All	All	b'

is replaced by:

'Manouria emys	Wild	All	All	b
	Wild	Live	All	c';

10. the entry:

'Manouria impressa	Wild	All	All	b'

is replaced by:

'Manouria impressa	Wild	All	All	b
	Wild	Live	All	c';

11. the entry:

'Pyxis arachnoides	Wild	All	All	b'

is replaced by:

'Pyxis arachnoides	Wild	All	All	b
	Wild	Live	All	c';

12. the entry:

'Testudo horsfieldii	Wild	All	China, Pakistan	b'

is replaced by:

'Testudo horsfieldii	Wild	All	China, Pakistan	b
	Wild	Live	All	c';

13. the following is inserted after the entry *'Gopherus polyphemus':*

'Homopus areolatus	Wild	Live	All	c
Homopus boulengeri	Wild	Live	All	c
Homopus femoralis	Wild	Live	All	c';

14. the following entry is inserted after the entry *'Manouria impressa':*

'Psammobates spp.	Wild	Live	All	c'

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 February 1999.

For the Commission
Ritt BJERREGAARD
Member of the Commission