

REGOLAMENTO (UE) 2019/2117 DELLA COMMISSIONE

del 29 novembre 2019

che modifica il regolamento (CE) n. 338/97 del Consiglio relativo alla protezione di specie della flora e della fauna selvatiche mediante il controllo del loro commercio

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

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⁾, and in particular Article 19(5) thereof,

Whereas:

- (1) Regulation (EC) No 338/97 regulates trade in animal and plant species listed in the Annex to the Regulation. The species listed in the Annex include the species set out in the Appendices to the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) (the Convention) as well as species whose conservation status requires that trade from, into and within the Union be regulated or monitored.
- (2) At the 18th meeting of the Conference of the Parties to the Convention, held in Geneva, Switzerland, from 17 to 28 August 2019 (CoP 18), certain amendments were made to the Appendices to the Convention. These amendments should be reflected in the Annexes to Regulation (EC) No 338/97.
- (3) The following taxa were included in Appendix I to the Convention and should be included in Annex A to Regulation (EC) No 338/97: *Ceratophora erdeleni*, *Ceratophora karu*, *Ceratophora tennentii*, *Cophotis ceylanica*, *Cophotis dumbara*, *Gonatodes daudini*, *Achillides chikae hermeli* and *Parides burchellanus*.
- (4) The following species were transferred from Appendix II to Appendix I to the Convention and should be removed from Annex B and included in Annex A to Regulation (EC) No 338/97: *Aonyx cinerea*, *Lutrogale perspicillata*, *Balearica pavonina*, *Cuora bourreti*, *Cuora picturata*, *Mauremys annamensis* and *Geochelone elegans*. *Malacochersus tornieri* was transferred from Appendix A to Appendix I; the species is already included in Annex A and only the reference to the relevant Appendix should be changed.
- (5) The following taxa were transferred from Appendix I to Appendix II to the Convention and should be removed from Annex A and included in Annex B to Regulation (EC) No 338/97: *Vicugna vicugna* (population of the Province of Salta, Argentina, with annotation), *Leporillus conditor*, *Pseudomys fieldi praeconis* (with nomenclature change to *Pseudomys fieldi*), *Xeromys myoides*, *Zyzomys pedunculatus*, *Dasyornis broadbenti litoralis*, *Dasyornis longirostris* and *Crocodylus acutus* (population of Mexico, with annotation).
- (6) The following family, genera and species were included in Appendix II to the Convention and should be included in Annex B to Regulation (EC) No 338/97: *Giraffa camelopardalis*, *Syrmaticus reevesii*, *Ceratophora aspera* (with annotation), *Ceratophora stoddartii* (with annotation), *Lyriocephalus scutatus* (with annotation), *Goniurosaurus* spp. (with annotation), *Gekko gekko*, *Paroedura androyensis*, *Ctenosaura* spp. (four species of this genus were included in Appendix II previously and have now become part of the genus listing), *Pseudocerastes urarachnoides*, *Echinotriton chinhaiensis*, *Echinotriton maxiquadratus*, *Paramesotriton* spp. (one species of this genus was included in Appendix II previously and has now become part of the genus listing), *Tylototriton* spp., *Isurus oxyrinchus*, *Isurus paucus*, *Glaucostegus* spp., *Rhinidae* spp., *Holothuria fuscogilva* (with delayed implementation), *Holothuria nobilis* (with delayed implementation), *Holothuria whitmaei* (with delayed implementation), *Poecilotheria* spp., *Widdringtonia whytei*, *Pterocarpus tinctorius* (with annotation), *Cedrela* spp. (with annotation and with delayed implementation).
- (7) *Syrmaticus reevesii*, *Ctenosaura quinquecarinata*, *Paramesotriton* spp. and *Tylototriton* spp., which were so far listed in Annex D to Regulation (EC) No 338/97, should be removed from that Annex following their inclusion in Appendix II to the Convention at CoP 18.

⁽¹⁾ OJ L 61, 3.3.1997, p. 1.

