

COMMISSION IMPLEMENTING DECISION (EU) 2020/1549**of 22 October 2020****repealing Decision 2004/200/EC on measures to prevent the introduction into and the spread within the Community of Pepino mosaic virus***(notified under document C(2020) 7139)*

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2016/2031 of the European Parliament and of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC ⁽¹⁾, and in particular Article 30(1) and 37(2) thereof,

Whereas:

- (1) Commission Decision 2004/200/EC ⁽²⁾ lays down measures to prevent the introduction into and the spread within the Union of the Pepino mosaic virus on seeds of tomato, *Lycopersicon lycopersicum* (L.) Karsten ex Farw. Such measures do not apply for seeds destined for the final consumer.
- (2) That pest had not been listed in Annex I or II to Council Directive 2000/29/EC ⁽³⁾ and has only been subject to the specific requirements of Decision 2004/200/EC.
- (3) Following a reassessment of its phytosanitary status, that pest has been included in Part F of Annex IV to Commission Implementing Regulation (EU) 2019/2072 ⁽⁴⁾ listing the Union regulated non-quarantine pests and specific plants for planting, with the respective categories and thresholds for the vegetable seed concerned. It has also been subject to measures set out in Part E of Annex V to that Regulation.
- (4) Decision 2004/200/EC is therefore obsolete and should be repealed.
- (5) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2004/200/EC is repealed.

Article 2

This Decision is addressed to the Member States.

⁽¹⁾ OJ L 317, 23.11.2016, p. 4.

⁽²⁾ Commission Decision 2004/200/EC of 27 February 2004 on measures to prevent the introduction into and the spread within the Community of Pepino mosaic virus (OJ L 64, 2.3.2004, p. 43).

⁽³⁾ Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community (OJ L 169, 10.7.2000, p. 1).

⁽⁴⁾ Commission Implementing Regulation (EU) 2019/2072 of 28 November 2019 establishing uniform conditions for the implementation of Regulation (EU) 2016/2031 of the European Parliament and the Council, as regards protective measures against pests of plants, and repealing Commission Regulation (EC) No 690/2008 and amending Commission Implementing Regulation (EU) 2018/2019 (OJ L 319, 10.12.2019, p. 1).

Done at Brussels, 22 October 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission
