

COMMISSION IMPLEMENTING REGULATION (EU) 2019/648**of 15 April 2019****repealing Implementing Regulation (EU) No 113/2014 concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code ⁽¹⁾, and in particular Article 57(4) and Article 58(2) thereof,

Whereas:

- (1) By Implementing Regulation (EU) No 113/2014 ⁽²⁾, the Commission classified an apparatus designed to capture a sequence of images and incorporating a volatile internal memory able to temporarily store those images (so-called 'high speed camera'), under CN code 8525 80 19 as other television cameras.
- (2) In its judgement in Case C-372/17 ⁽³⁾, the Court of Justice ruled that Implementing Regulation (EU) No 113/2014 is invalid.
- (3) For reasons of legal certainty, provisions which have been declared invalid by the Court of Justice should be formally removed from the legal order of the Union.
- (4) Implementing Regulation (EU) No 113/2014 should therefore be repealed.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) No 113/2014 is repealed.

Article 2

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

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

Done at Brussels, 15 April 2019.

*For the Commission,
On behalf of the President,
Stephen QUEST
Director-General*

Directorate-General for Taxation and Customs Union

⁽¹⁾ OJ L 269, 10.10.2013, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) No 113/2014 of 4 February 2014 concerning the classification of certain goods in the Combined Nomenclature (OJ L 38, 7.2.2014, p. 20).

⁽³⁾ Judgment of the Court of Justice of 13 September 2018, *Vision Research Europe*, C-372/17, EU:C:2018:708.