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COMMISSION IMPLEMENTING DECISION (EU) 2024/2529

of 23 September 2024

amending the Annex to Implementing Decision (EU) 2023/2447 concerning emergency measures in relation to outbreaks of highly pathogenic avian influenza in certain Member States

(notified under document C(2024) 6749)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2016/429 of the European Parliament and of the Council of 9 March 2016 on transmissible animal diseases and amending and repealing certain acts in the area of animal health ('Animal Health Law') ([1]), and in particular Article 259(1), point (c), thereof,

Whereas:

(1) Highly pathogenic avian influenza (HPAI) is an infectious viral disease in birds and can have a severe impact on the profitability of poultry farming causing disturbance to trade within the Union and exports to third countries. HPAI viruses can infect migratory birds, which can then spread these viruses over long distances during their autumn and spring migrations. Therefore, the presence of HPAI viruses in wild birds poses a continuous threat for the direct and indirect introduction of these viruses into holdings where poultry or captive birds are kept. In the event of an outbreak of HPAI, there is a risk that the disease agent may spread to other holdings where poultry or captive birds are kept.

(2) Regulation (EU) 2016/429 establishes the legislative framework for the prevention and control of diseases that are transmissible to animals or humans. HPAI falls within the definition of a listed disease in that Regulation, and it is subject to the disease prevention and control rules laid down therein. In addition, Commission Delegated Regulation (EU) 2020/687 ([2]) supplements Regulation (EU) 2016/429 as regards the rules for the prevention and control of certain listed diseases, including disease control measures for HPAI.

(3) Commission Implementing Decision (EU) 2023/2447 ([3]) was adopted within the framework of Regulation (EU) 2016/429 and it lays down emergency measures at Union level in relation to outbreaks of HPAI.

(4) More particularly, Implementing Decision (EU) 2023/2447 provides that the protection, surveillance and further restricted zones, established by the Member States concerned following outbreaks of HPAI, in accordance with Delegated Regulation (EU) 2020/687, are to comprise at least the areas listed as protection, surveillance and further restricted zones in the Annex to that Implementing Decision.

([1]) OJ L 84, 31.3.2016, p. 1, ELI: http://data.europa.eu/eli/reg/2016/429/oj.

([2]) Commission Delegated Regulation (EU) 2020/687 of 17 December 2019 supplementing Regulation (EU) 2016/429 of the European Parliament and the Council, as regards rules for the prevention and control of certain listed diseases (OJ L 174, 3.6.2020, p. 64, ELI: http://data.europa.eu/eli/reg_del/2020/687/oj).

([3]) Commission Implementing Decision (EU) 2023/2447 of 24 October 2023 concerning emergency measures in relation to outbreaks of highly pathogenic avian influenza in certain Member States (OJ L, 2023/2447, 30.10.2023, ELI: http://data.europa.eu/eli/dec_impl/2023/2447/oj).

(5) The Annex to Implementing Decision (EU) 2023/2447 was recently amended by Commission Implementing Decision (EU) 2024/2475 ([4]) following an outbreak of HPAI in poultry in France, which needed to be reflected in that Annex.

(6) Since the date of adoption of Implementing Decision (EU) 2024/2475, Czechia, Denmark and Germany have notified the Commission of outbreaks of HPAI, in establishments where poultry were kept, located in Příbram district in Czechia, in the municipality of Guldborgsund in Denmark, and in Saxony-Anhalt state in Germany.

(7) Czechia, Denmark and Germany have taken the necessary disease control measures required in accordance with Delegated Regulation (EU) 2020/687, including the establishment of protection and surveillance zones around the outbreaks.

(8) The Commission has examined the disease control measures taken by Czechia, Denmark and Germany, and it is satisfied that the boundaries of the protection and surveillances zones established by those Member States are at a sufficient distance from the establishments where the outbreaks of HPAI have been confirmed.

(9) In the Annex to Implementing Decision (EU) 2023/2447, there are currently no areas listed as protection and surveillance zones for Czechia and Denmark and no areas are listed as protection zones for Germany.

(10) In order to prevent any unnecessary disturbance to trade within the Union and to avoid unjustified barriers to trade being imposed by third countries, it is necessary to rapidly describe at Union level, in collaboration with Czechia, Denmark and Germany, the protection and surveillance zones duly established by those Member States in accordance with Delegated Regulation (EU) 2020/687.

(11) Therefore, the areas listed as surveillance zones for Germany in the Annex to Implementing Decision (EU) 2023/2447 should be amended.

(12) In addition, protection and surveillance zones should be listed for Czechia and Denmark, and protection zones should be listed for Germany in the Annex to Implementing Decision (EU) 2023/2447.

(13) Accordingly, the Annex to Implementing Decision (EU) 2023/2447 should be amended to update regionalisation at Union level to take account of the protection and surveillance zones duly established by Czechia, Denmark and Germany in accordance with Delegated Regulation (EU) 2020/687, and the duration of the measures applicable therein.

(14) Implementing Decision (EU) 2023/2447 should therefore be amended accordingly.

(15) Given the urgency of the epidemiological situation in the Union as regards the spread of HPAI, it is important that the amendments to be made to Implementing Decision (EU) 2023/2447 by this Decision take effect as soon as possible.

(16) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

([4]) Commission Implementing Decision (EU) 2024/2475 of 12 September 2024 amending the Annex to Implementing Decision (EU) 2023/2447 concerning emergency measures in relation to outbreaks of highly pathogenic avian influenza in certain Member States (OJ L, 2024/2475, 16.9.2024, ELI: http://data.europa.eu/eli/dec_impl/2024/2475/oj).

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Implementing Decision (EU) 2023/2447 is replaced by the text set out in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 23 September 2024.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

Part A

Protection zones in the concerned Member States* as referred to in Article 1, point (a), and Article 2:

Member State: Czechia

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 39 of Delegated Regulation (EU) 2020/687
CZ-HPAI(P)-2024-00006	**Central Bohemian Region** Březnice (614271); Martinice u Březnice (692085); Drahenice (631540); Hudčice (649236); Koupě (671207); Počaply u Březnice (722952); Bubovice u Březnice (784800). **South Bohemian Region** Ráztely (721883); Svučice (761621).	9.10.2024

Member State: Denmark

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 39 of Delegated Regulation (EU) 2020/687
DK-HPAI(P)-2024-00008	Parts of Guldborgsund and Lolland municipalities that are contained within a circle of radius 3 km, centered on GPS coordinates N 54.6952; E 11.5734	4.10.2024

Member State: Germany

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 39 of Delegated Regulation (EU) 2020/687
	SACHSEN-ANHALT	
DE-HPAI(P)-2024-00013	**Landkreis Saalekreis** — Gemarkung Wallendorf, Zöschen und Zweimen — Gemarkung Kötzschlitz, Kötzschau, Kreypau, Friedensdorf, Luppenau, Burgliebenau, Lochau, Raßnitz, Röglitz, Ermlitz und Horburg-Maßlau	11.10.2024

Member State: France

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 39 of Delegated Regulation (EU) 2020/687
	Département Finistère (29):	
FR-HPAI(P)-2024-00007	— HANVEC - A l'Est de la D18 puis au Nord de la C1 puis à l'Est de la D42 jusqu'à la rivière Le Faou — SAINT ELOY - A l'Est de la D18 — SIZUN- Au Sud de la D18 jusqu'au croisement de la D30 et au Sud de la D30 jusqu'au chemin du comte — SAINT RIVOAL - A l'Est de la D30 jusqu'au croisement de la D42 et au Nord de la D42 — LOPREC - A l'Ouest de la D42	24.9.2024
	Département Ille-et-Vilaine (35):	
FR-HPAI(P)-2024-00005	— COMBOURG — LOURMAIS — MEILLAC - Au Nord de la départementale D974, du croisement de la Villée jusqu'au croisement de la départementale D81 et Secteur à l'Est de la départementale D81 jusqu'au Plessis Morgat puis secteur au Nord de la départementale D73 — BONNEMAIN - Secteur entre la route de la Maignerie, la départementale D9 et la route de la Buet	9.9.2024

Part B

Surveillance zones in the concerned Member States* as referred to in Article 1, point (a), and Article 3:

Member State: Czechia

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
CZ-HPAI(P)-2024-00006	**Central Bohemian Region** Bezděkov pod Třemšínem (603601); Bor u Březnice (607240); Přední Poříčí (614319); Chraštice (654078); Chrást u Tochovic (653756); Oslí (653772); Hlubyně (639702); Horčápsko (641944); Leletice (679917); Vacíkov (775941); Kamenná u Příbramě (662691); Modřovice (697966); Nestrašovice (761320); Ostrov u Tochovic (715743); Stražiště (722961); Nesvačily pod Třemšínem (703851); Pňovice pod Třemšínem (722839); Rožmitál pod Třemšínem (742848); Skuhrov pod Třemšínem (722847); Strýčkovy (757357); Hoděmyšl (785482); Starosedlský Hrádek (754862); Kletice (761311); Svojšice (761338); Těchařovice (785288); Hořejany (767701); Tochovice (767719); Třebsko (770523); Tušovice (761346); Pročevily (784818); Volenice u Březnice (784826); Vrančice (785296); Vševily (603619); Zalužany (790761). **South Bohemian Region** Boudy (695483); Krsice (623831); Horosedly (644781); Lety (680770); Minice u Mišovic (696188); Lučkovice (695491); Boješice (606898); Kakovice (696170); Mirovice (695726); Ohař (606901); Plíškovice (721875); Touškov (767883); Mišovice (696196); Pohoří u Mirovic (696200); Myslín (700631); Dolní Nerestce (703699); Horní Nerestce (703702); Rakovice (623849); Bezdědovice (603457); Bělčice (601870); Hostišovice (645796); Podruhlí (645818); Tisov (767191); Újezdec u Bělčic (774031); Záhrobí (790281); Závišín u	18.10.2024

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
	Bělčic (791288); Drahenický Málkov (631558); Skaličany (748005); Chobot (775754); Hornosín (644765); Kožlí u Myštic (700835); Myštice (700851); Vahlovice (700894); Výšice (700908); Uzenice (775771); Uzeničky (775789).	
	Central Bohemian Region Březnice (614271); Martinice u Březnice (692085); Drahenice (631540); Hudčice (649236); Koupě (671207); Počaply u Březnice (722952); Bubovice u Březnice (784800). **South Bohemian Region** Ráztely (721883); Svučice (761621).	10.10.2024-18.10.2024

Member State: Denmark

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
DK-HPAI(P)-2024-00008	Parts of Guldborgsund and Lolland municipalities beyond the area described in the protection zone that are contained within the circle of radius 10 kilometres, centred on GPS coordinates N 54.6952; E 11.5734	13.10.2024
	Parts of Guldborgsund and Lolland municipalities that are contained within a circle of radius 3 km, centered on GPS coordinates N 54.6952; E 11.5734	4.10.2024-13.10.2024

Member State: Germany

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
DE-HPAI(P)-2024-00013	**SACHSEN** **Landkreis Leipzig** beginnend von der Ländergrenze zu Sachsen-Anhalt auf der Höhe der B87 bis Ortseingang Döhlen, den Ortsteil Döhlen einschließend, nordöstlich nach Quesitz und den Ortsteil Quesitz einschließend, südlich des Solarparks den Pappelweg östlich entlang bis zur Abzweigung nach Markranstädt, dieser nördlich folgend und dann südlich des Stadions Südstraße Markranstädt weiter östlich zur Südstraße Markranstädt, anschließend das Waldgebiet nordwestlich/nördlich des Gewerbegebiets GE 3 Nord und nördlich der Siebenschachthäuser mit der Waldgrenze einschließend bis zur Landkreisgrenze Stadt Leipzig im Seegebiet Kulkwitzer See; die westliche, nördliche und östliche Grenze des Beobachtungsgebiets entspricht der	20.10.2024

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
	Landkreisgrenze **Landkreis Nordsachsen** — Gemeinde Wiedemar: Ortsteil Rabutz: Südlich Kretschiner Weg, Südlich Teichstraße; Ortsteil Werlitzsch: Südlich Straße K7433 bis Autobahn A9, westlich Autobahn A9 — Gemeinde Schkeuditz: Ortsteil Kursdorf: südlich Autobahn A14, Ortsteil Schkeuditz, Ortsteil Kleinliebenau, Ortsteil Dölzig **Stadt Leipzig** beginnend mit der Stadtgrenze, entlang am Fahrradweg Neue Luppe, Am Pfingstanger, Lützschenaer Straße, einschließlich Jakobiwinkel und Mühlenplatz, Weiter über Burghausener Straße, Gundorfer Straße, Miltitzer Straße, Bahnschienen ab KGV „Dr. Karl Foerster e.V.“, endend mit der Stadtgrenze **SACHSEN-ANHALT** **Landkreis Saalekreis** betroffene Gemarkungen: Dieskau, Dölbau, Gröbers, Großkugel, Schkopau, Döllnitz, Lochau, Raßnitz, Röglitz, Ermlitz, Luppenau, Merseburg, Meuschau, Wallendorf, Zöschen, Zweimen, Horburg-Maßlau, Kötschlitz, Günthersdorf, Rodden, Kötzschau, Kreypau, Leuna, Spergau, Bad Dürrenberg, Tollwitz, Nempitz **Stadt Halle (Saale)** Stadtviertel Radewell/Osendorf, Stadtviertel Planena **Burgenlandkreis** Gemarkung Wengelsdorf, Gemarkung Lützen.	
	SACHSEN-ANHALT **Landkreis Saalekreis** — Gemarkung Wallendorf, Zöschen und Zweimen — Gemarkung Kötzschlitz, Kötzschau, Kreypau, Friedensdorf, Luppenau, Burgliebenau, Lochau, Raßnitz, Röglitz, Ermlitz und Horburg-Maßlau	12.10.2024- 20.10.2024

Member State: France

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
	Département Ille-et-Vilaine (35):	
FR-HPAI(P)-2024-00005	— COMBOURG — LOURMAIS — MEILLAC - Au Nord de la départementale D974, du croisement de la Villée jusqu'au croisement de la départementale D81 et Secteur à l'Est de la départementale D81 jusqu'au Plessis Morgat puis secteur au Nord de la départementale D73	10.9.2024- 19.9.2024

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
	— BONNEMAIN - Secteur entre la route de la Maignerie, la départementale D9 et la route de la Buet	
	— BAGUER-MORVAN — LA BOUSSAC — BROUALAN — LA CHAPELLE-AUX-FILTZMÉENS — CUGUEN — DINGÉ — DOL-DE-BRETAGNE -Secteur compris entre la D795 et la D4 — EPINIAC — LANRIGAN — NOYAL-SOUS-BAZOUGES — PLERGUER- Secteur au sud de la D676 — PLEUGUENEUC — QUÉBRIAC — SAINT-DOMINEUC — SAINT-LÉGER-DES-PRÉS — MESNIL-ROC'H- Secteur au sud de la D9 — TRÉMEHEUC — LE TRONCHET	19.9.2024
	Départements Morbihan (56) et Loire-Atlantique (44):	
	Département Loire Atlantique — ASSERAC - N D33 D82 — HERBIGNAC - O ruisseau KEROUGAS *Département Morbihan* — CAMOEL	12.9.2024- 21.9.2024
FR-HPAI(P)-2024-00006	*Département Loire Atlantique* — ASSERAC S D33 D82 — HARBIGNAC E ruisseau KEROUGAS — MESQUER - N D452 D52 — SAINT MOLF - N D48 jusqu'à ancienne cure puis N D52 et D33 *Département Morbihan* — ARZAL — BILLIERS — FEREL — Marzan, sud de la N165 — Muzillac, sud de la N165 — Nivillac, sud-ouest de la N165 — Pénestin — La Roche Bernard	21.9.2024
	Département Finistère (29):	
FR-HPAI(P)-2024-00007	— HANVEC - A l'Est de la D18 puis au Nord de la C1 puis à l'Est de la D42 jusqu'à la rivière Le Faou — SAINT ELOY - A l'Est de la D18 — SIZUN - Au Sud de la D18 jusqu'au croisement de la D30 et au Sud de la D30 jusqu'au chemin du comte — SAINT RIVOAL - A l'Est de la D30 jusqu'au croisement de la D42 et au Nord de la D42 — LOPREC - A l'Ouest de la D42	25.9.2024- 3.10.2024
	— HANVEC - Au Nord Est de la N165 — SAINT ELOY - Le reste de la commune non couverte par la ZP — SIZUN - Le reste de la commune non couverte par la ZP	3.10.2024

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
	— SAINT RIVOAL - Le reste de la commune non couverte par la ZP — LOPEREC - Le reste de la commune non couverte par la ZP — LE TREHOU - Toute la commune — LE FAOU - Toute la commune — IRVILLAC - A l'Est de la D47 jusqu'à Irvillac puis à l'Est d'une ligne allant de Irvillac au lieu dit la croix de cleguer puis à l'Est de la route de Menez cleguer — TREFLEVENEZ - Au Sud Est d'une ligne allant du lieu dit Kerezellec au lieu dit Kerdidreux — LA MARTYRE - Au Sud Est de la ligne allant du lieu dit Moulin du Cann au lieu dit Rohel Coat — PLOUDIRY - Au Sud de la ligne allant du lieu dit Keramen Izella au lieu dit Saint Antoine jusqu'à la D30 — LOCMELAR - Au Sud de la ligne passant par les lieux dits Treonvel et Kernonnen — SAINT SAUVEUR - Au Sud de la rivière An Dour Kamm — COMMANA - A l'Ouest de la D11 — BRASPART - A l'Ouest de la ligne passant par les lieux dits Kerventurus, Pennallen, Oppidum, Pont Koad, Kerjean, Treofferd, Le Youdig — PONT DE BUIS LES QUIMERCH- Au Nord d'une ligne partant de l'antenne relais et passant par les lieux dits Chateau du Bot, Kerivin, Milin An Traon, Le Squiriou et Poulhy — ROSNOEN - Au Nord de la N165	

Member State: Poland

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
PL-HPAI(P)-2024-00026	1. w powiecie świebodzińskim: a. w gminie Świebodzin, miejscowości: Chociule, Lubogóra, Rudgerzowice, Świebodzin obręb 3, Lubinicko (część miejscowości leżąca na zachód od drogi 303 i dalej od drogi 1230F do przecięcia z drogą ekspresową S3) b. w gminie Skąpe, miejscowości: Ołobok, Łąkie, Radoszyn, Darnawa	15.9.2024-23.9.2024
	1. w powiecie świebodzińskim: a. w gminie Skąpe, miejscowości: Niesulice, Rokitnica, Międzylesie, Skąpe, Pałck, Niekarzyn, Błonie b. w gminie Świebodzin, miejscowości: Borów, Wilkowo, Rozłogi, Świebodzin obręby 1, 2, 4, Ługów, Grodziszcze, Kupienino, Glińsk, Osogóra, Raków, Jeziory, Rosin, Podlesie, Kępsko, Rzeczyca (część miejscowości leżąca na południe od drogi 92 i dalej część miejscowości leżąca na południowy zachód od drogi 1218F do skrzyżowania drogi	23.9.2024

ADIS reference number of the outbreak	Area comprising:	Date until applicable in accordance with Article 55 of Delegated Regulation (EU) 2020/687
	92 z drogą 1202F), Rusinów (część miejscowości leżącą na południe od drogi 1219F), Lubinicko (część miejscowości na wschód od drogi 303 i dalej od drogi 1230F do przecięcia z drogą ekspresową S3) c. w gminie Szczaniec, miejscowości: Ojerzyce, Wolimirzyce, Kiełcze, Opalewo (zachodnia część miejscowości od granicy administracyjnej miejscowości Wolimirzyce do granicy administracyjnej z miejscowością Kiełcze), Smardzewo (część miejscowości na zachód od drogi 303 do skrzyżowania z drogą 1201F i dalej część miejscowości na zachód od drogi 1201F), d. w gminie Lubrza, miejscowości: Przełazy, Mostki, Lubrza (część miejscowości znajdująca się pomiędzy drogą 1242F i drogą prowadzącą do miejscowości Krzemionka) 2. w powiecie zielonogórskim: w gminie Sulechów miejscowości: Kalsk, Głogusz, Kije (część miejscowości na północ od drogi nr 277 do granic administracyjnych miejscowości i dalej drogą nr 277 na wschód do przecięcia z trasą S 3), Buków (miejscowości na zachód od drogi 1201F)	

Part C

Further restricted zones in the concerned Member States* as referred to in Article 1, point (b), and Article 4:

Member State: None

Area comprising:	Date until measures are to remain applicable in accordance with Article 3a

* In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Windsor Framework (see Joint Declaration No 1/2023 of the Union and the United Kingdom in the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 24 March 2023, OJ L 102, 17.4.2023, p. 87) in conjunction with Annex 2 to that Framework, for the purposes of this Annex, references to Member State include the United Kingdom in respect of Northern Ireland.