

Fylgiskjal.**COMMISSION IMPLEMENTING REGULATION (EU) 2024/1694****of 12 June 2024****amending Annexes V and XIV to Implementing Regulation (EU) 2021/404 as regards the entries for Canada and the United States in the lists of third countries, territories or zones thereof authorised for the entry into the Union of consignments of poultry and germinal products of poultry, and of fresh meat of poultry and game birds****(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 Articles 230(1) and 232(1) and (3) thereof,

Whereas:

- (1) Regulation (EU) 2016/429 provides that consignments of animals, germinal products and products of animal origin must come from a third country or territory, or zone or compartment thereof, listed in accordance with Article 230(1) of that Regulation in order to enter the Union.
- (2) Commission Delegated Regulation (EU) 2020/692⁽²⁾ lays down the animal health requirements that consignments of certain species and categories of animals, germinal products and products of animal origin, from third countries or territories, or zones thereof, or compartments thereof in the case of aquaculture animals, must comply with in order to enter the Union.
- (3) Commission Implementing Regulation (EU) 2021/404⁽³⁾ lays down the lists of third countries, or territories, or zones thereof, from which the entry into the Union of the species and categories of animals, germinal products and products of animal origin falling within the scope of Delegated Regulation (EU) 2020/692 is permitted. Those lists and certain general rules concerning those lists are set out in Annexes I to XXII to that Implementing Regulation.
- (4) More particularly, Annexes V and XIV to Implementing Regulation (EU) 2021/404 set out the lists of third countries, or territories, or zones thereof authorised for the entry into the Union, respectively, of consignments of poultry and germinal products of poultry, and of fresh meat of poultry and game birds.
- (5) The United States has notified the Commission of four outbreaks of highly pathogenic avian influenza (HPAI) in poultry in the states of Iowa (2) and Minnesota (2), which were confirmed between 28 May 2024 and 3 June 2024 by laboratory analysis (RT-PCR).
- (6) Following those recent outbreaks of HPAI, the veterinary authority of the United States established restricted zones of at least 10 km around the affected establishments and implemented a stamping-out policy to control the presence of HPAI and limit the spread of that disease.

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

⁽²⁾ Commission Delegated Regulation (EU) 2020/692 of 30 January 2020 supplementing Regulation (EU) 2016/429 of the European Parliament and of the Council as regards rules for entry into the Union, and the movement and handling after entry of consignments of certain animals, germinal products and products of animal origin (OJ L 174, 3.6.2020, p. 379, ELI: http://data.europa.eu/eli/reg_del/2020/692/oj).

⁽³⁾ Commission Implementing Regulation (EU) 2021/404 of 24 March 2021 laying down the lists of third countries, territories or zones thereof from which the entry into the Union of animals, germinal products and products of animal origin is permitted in accordance with Regulation (EU) 2016/429 of the European Parliament and of the Council (OJ L 114, 31.3.2021, p. 1, ELI: http://data.europa.eu/eli/reg_impl/2021/404/oj).

- (7) The United States has submitted information to the Commission on the epidemiological situation on its territory and the measures taken to prevent the further spread of HPAI following these recent outbreaks in the states of Iowa and Minnesota.
- (8) That information has been evaluated by the Commission. The Commission considers that, in view of the animal health situation in the areas under restrictions established by the veterinary authority of the United States, the entry into the Union of consignments of poultry and germinal products of poultry, and of fresh meat of poultry and game birds from those areas concerned by the recent outbreaks in the states of Iowa and Minnesota should be suspended, in order to protect the animal health status of the Union.
- (9) In addition, Canada and the United States have provided updated information to the Commission in relation to the epidemiological situation on their territories as regards HPAI that gave rise to the suspension of the entry into the Union of certain products, as set out in Annexes V and XIV to Implementing Regulation (EU) 2021/404.
- (10) Canada has submitted updated information on the epidemiological situation in relation to two outbreaks of HPAI in poultry in the provinces of British Columbia and Nova Scotia, which were confirmed on 13 December 2023 and 2 February 2024, respectively, by laboratory analysis (RT-PCR).
- (11) The United States has submitted updated information on the epidemiological situation in relation to 19 outbreaks of HPAI in poultry in the states of California (9), Florida (1), Idaho (1), Michigan (1), Missouri (1), New York (1), North Dakota (2), South Dakota (2) and Washington (1), which were confirmed between 27 November 2023 and 15 April 2024 by laboratory analysis (RT-PCR).
- (12) Canada and the United States have also submitted information on the measures they have taken to prevent the further spread of HPAI. In particular, following the outbreaks of HPAI, Canada and the United States have implemented a stamping out policy in order to control and limit the spread of that disease, and also completed the requisite cleaning and disinfection following the implementation of the stamping out policy on the infected poultry establishments on their territories.
- (13) The Commission has evaluated the information submitted by Canada and the United States, and considers that they have provided appropriate guarantees that the animal health situation that gave rise to the suspension of the entry of consignments of certain products into the Union from the concerned zones in those third countries, as set out in Annexes V and XIV to Implementing Regulation (EU) 2021/404, no longer represents a threat to animal or public health within the Union, and that, consequently, the entry into the Union of those consignments from the concerned zones of Canada and the United States, from which entry into the Union had been suspended, should be reauthorised.
- (14) Annexes V and XIV to Implementing Regulation (EU) 2021/404 should, therefore, be amended to take account of the current epidemiological situation as regards HPAI in the United States and Canada.
- (15) Taking into account the current epidemiological situation in the United States as regards HPAI, and in order to avoid unnecessary disruption in trade with Canada and the United States, the amendments to be made to Annexes V and XIV to Implementing Regulation (EU) 2021/404 by this Regulation should take effect as a matter of urgency.
- (16) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Amendments to Implementing Regulation (EU) 2021/404

Annexes V and XIV to Implementing Regulation (EU) 2021/404 are amended in accordance with the Annex to this Regulation.

Article 2

Entry into force and applicability

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, 12 June 2024.

For the Commission
The President
Ursula VON DER LEYEN

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ANNEX

Annexes V and XIV to Implementing Regulation (EU) 2021/404 are amended as follows:

(1) Annex V is amended as follows:

(a) in Part 1, Section B is amended as follows:

(i) in the entry for Canada, the row for zone CA-2.228 is replaced by the following:

CA Canada	CA-2.228	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		13.12.2023	29.5.2024'
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(ii) in the entry for Canada, the row for zone CA-2.232 is replaced by the following:

CA Canada	CA-2.232	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		2.2.2024	29.5.2024'
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(iii) in the entry for the United States, the rows for the zones US-2.547 and US-2.548 are replaced by the following:

US United States	US-2.547	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		27.11.2023	1.6.2024
	US-2.548		N, P1		30.11.2023	1.6.2024'

(iv) in the entry for the United States, the row for the zone US-2.550 is replaced by the following:

US United States	US-2.550	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		29.11.2023	2.5.2024'
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(v) in the entry for the United States, the row for the zone US-2.560 is replaced by the following:

US United States	US-2.560	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		6.12.2023	1.6.2024'
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(vi) in the entry for the United States, the row for the zone US-2.574 is replaced by the following:

US United States	US-2.574	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		7.12.2023	19.5.2024'
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(vii) in the entry for the United States, the row for the zone US-2.579 is replaced by the following:

'US United States	US-2.579	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		12.12.2023	13.5.2024'
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(viii) in the entry for the United States, the row for the zone US-2.585 is replaced by the following:

'US United States	US-2.585	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		15.12.2023	14.5.2024'
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(ix) in the entry for the United States, the rows for the zones US-2.589, US-2.590 and US-2.591 are replaced by the following:

'US United States	US-2.589	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		18.12.2023	1.6.2024
	US-2.590		N, P1		18.12.2023	1.6.2024
	US-2.591		N, P1		19.12.2023	1.6.2024'

(x) in the entry for the United States, the row for the zone US-2.593 is replaced by the following:

'US United States	US-2.593	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		19.12.2023	16.5.2024'
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(xi) in the entry for the United States, the row for the zone US-2.597 is replaced by the following:

'US United States	US-2.597	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		20.12.2023	18.5.2024'
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(xii) in the entry for the United States, the rows for the zones US-2.603 and US-2.604 are replaced by the following:

'US United States	US-2.603	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		28.11.2023	1.6.2024
	US-2.604		N, P1		28.11.2023	1.6.2024'

(xiii) in the entry for the United States, the row for the zone US-2.607 is replaced by the following:

US United States	US-2.607	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		28.12.2023	28.5.2024'
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(xiv) in the entry for the United States, the row for the zone US-2.609 is replaced by the following:

US United States	US-2.609	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		3.1.2024	1.6.2024'
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(xv) in the entry for the United States, the row for the zone US-2.625 is replaced by the following:

US United States	US-2.625	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		9.2.2024	1.5.2024'
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(xvi) in the entry for the United States, the row for the zone US-2.632 is replaced by the following:

US United States	US-2.632	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		12.3.2024	5.5.2024'
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(xvii) in the entry for the United States, the row for the zone US-2.638 is replaced by the following:

US United States	US-2.638	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		15.4.2024	17.5.2024'
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(xviii) in the entry for the United States, the following rows for the zones US-2.656 to US-2.659 are added after the row for the zone US-2.655:

US United States	US-2.656	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		28.5.2024	
	US-2.657		N, P1		3.6.2024	
	US-2.658		N, P1		29.5.2024	
	US-2.659		N, P1		31.5.2024'	

- (b) in Part 2, in the entry for the United States, the following descriptions of zones US-2.656 to US-2.659 are added after the description of the zone US-2.655:

‘United States	US-2.656	State of Iowa Sioux 02 Sioux County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 96.2343464°W 43.1420431°N)
	US-2.657	State of Iowa Cherokee 04 Cherokee County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 95.5047457°W 42.7160288°N)
	US-2.658	State of Minnesota Stearns 20 Stearns County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 94.7452009°W 45.6150057°N)
	US-2.659	State of Minnesota Stearns 21 Stearns County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 94.7652885°W 45.6366057°N)

- (2) in Annex XIV, in Part 1, Section B is amended as follows:

- (a) in the entry for Canada, the rows for zone CA-2.228 are replaced by the following:

‘CA Canada	CA-2.228	POU, RAT	N, P1		13.12.2023	29.5.2024
		GBM	P1		13.12.2023	29.5.2024’

- (b) in the entry for Canada, the rows for zone CA-2.232 are replaced by the following:

‘CA Canada	CA-2.232	POU, RAT	N, P1		2.2.2024	29.5.2024
		GBM	P1		2.2.2024	29.5.2024’

- (c) in the entry for the United States, the rows for the zones US-2.547 and US-2.548 are replaced by the following:

‘US United States	US-2.547	POU, RAT	N, P1		27.11.2023	1.6.2024
		GBM	P1		27.11.2023	1.6.2024
	US-2.548	POU, RAT	N, P1		30.11.2023	1.6.2024
		GBM	P1		30.11.2023	1.6.2024’

- (d) in the entry for the United States, the rows for the zone US-2.550 are replaced by the following:

‘US United States	US-2.550	POU, RAT	N, P1		29.11.2023	2.5.2024
		GBM	P1		29.11.2023	2.5.2024’

- (e) in the entry for the United States, the rows for the zone US-2.560 are replaced by the following:

US United States	US-2.560	POU, RAT	N, P1		6.12.2023	1.6.2024
		GBM	P1		6.12.2023	1.6.2024'

- (f) in the entry for the United States, the rows for the zone US-2.574 are replaced by the following:

US United States	US-2.574	POU, RAT	N, P1		7.12.2023	19.5.2024
		GBM	P1		7.12.2023	19.5.2024'

- (g) in the entry for the United States, the rows for the zone US-2.579 are replaced by the following:

US United States	US-2.579	POU, RAT	N, P1		12.12.2023	13.5.2024
		GBM	P1		12.12.2023	13.5.2024'

- (h) in the entry for the United States, the rows for the zone US-2.585 are replaced by the following:

US United States	US-2.585	POU, RAT	N, P1		15.12.2023	14.5.2024
		GBM	P1		15.12.2023	14.5.2024'

- (i) in the entry for the United States, the rows for the zones US-2.589, US-2.590 and US-2.591 are replaced by the following:

US United States	US-2.589	POU, RAT	N, P1		18.12.2023	1.6.2024
		GBM	P1		18.12.2023	1.6.2024
	US-2.590	POU, RAT	N, P1		18.12.2023	1.6.2024
		GBM	P1		18.12.2023	1.6.2024
	US-2.591	POU, RAT	N, P1		19.12.2023	1.6.2024
		GBM	P1		19.12.2023	1.6.2024'

- (j) in the entry for the United States, the rows for the zone US-2.593 are replaced by the following:

US United States	US-2.593	POU, RAT	N, P1		19.12.2023	16.5.2024
		GBM	P1		19.12.2023	16.5.2024'

- (k) in the entry for the United States, the rows for the zone US-2.597 are replaced by the following:

US United States	US-2.597	POU, RAT	N, P1		20.12.2023	18.5.2024
		GBM	P1		20.12.2023	18.5.2024'

(l) in the entry for the United States, the rows for the zones US-2.603 and US-2.604 are replaced by the following:

‘US United States	US-2.603	POU, RAT	N, P1		28.11.2023	1.6.2024
		GBM	P1		28.11.2023	1.6.2024
	US-2.604	POU, RAT	N, P1		28.11.2023	1.6.2024
		GBM	P1		28.11.2023	1.6.2024’

(m) in the entry for the United States, the rows for the zone US-2.607 are replaced by the following:

‘US United States	US-2.607	POU, RAT	N, P1		28.12.2023	28.5.2024
		GBM	P1		28.12.2023	28.5.2024’

(n) in the entry for the United States, the rows for the zone US-2.609 are replaced by the following:

‘US United States	US-2.609	POU, RAT	N, P1		3.1.2024	1.6.2024
		GBM	P1		3.1.2024	1.6.2024’

(o) in the entry for the United States, the rows for the zone US-2.625 are replaced by the following:

‘US United States	US-2.625	POU, RAT	N, P1		9.2.2024	1.5.2024
		GBM	P1		9.2.2024	1.5.2024’

(p) in the entry for the United States, the rows for the zone US-2.632 are replaced by the following:

‘US United States	US-2.632	POU, RAT	N, P1		12.3.2024	5.5.2024
		GBM	P1		12.3.2024	5.5.2024’

(q) in the entry for the United States, the rows for the zone US-2.638 are replaced by the following:

‘US United States	US-2.638	POU, RAT	N, P1		15.4.2024	17.5.2024
		GBM	P1		15.4.2024	17.5.2024’

(r) in the entry for the United States, the following rows for zones US-2.656 to US-2.659 are added after the rows for the zone US-2.655:

‘US United States	US-2.656	POU, RAT	N, P1		28.5.2024	
		GBM	P1		28.5.2024	
	US-2.657	POU, RAT	N, P1		3.6.2024	
		GBM	P1		3.6.2024	
	US-2.658	POU, RAT	N, P1		29.5.2024	
		GBM	P1		29.5.2024	
	US-2.659	POU, RAT	N, P1		31.5.2024	
		GBM	P1		31.5.2024’	