



COMMISSION IMPLEMENTING REGULATION (EU) 2024/359

of 17 January 2024

amending Annexes V and XIV to Implementing Regulation (EU) 2021/404 as regards the entries for Canada, the United Kingdom and the United States in the lists of third countries 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 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) Canada has notified the Commission of 2 outbreaks of highly pathogenic avian influenza (HPAI) in poultry in the provinces of Alberta and British Columbia, which were confirmed on 8 December 2023 and 13 December 2023 by laboratory analysis (RT-PCR).
- (6) The United States notified the Commission of 23 outbreaks of HPAI in poultry in the states of California (9), Idaho (1), Kansas (2), Michigan (2), Minnesota (1), Ohio (2), Pennsylvania (1), South Dakota (4), and Washington (1), which were confirmed between 14 December 2023 and 30 December 2023 by laboratory analysis (RT-PCR).

⁽¹⁾ OJ L 84, 31.3.2016, p. 1.

⁽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) Following these recent outbreaks of HPAI, the veterinary authorities of Canada and 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.
- (8) Canada and the United States have submitted information to the Commission on the epidemiological situation on their territories and the measures taken to prevent the further spread of HPAI.
- (9) 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 authorities of Canada and 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 should be suspended, in order to protect the animal health status of the Union.
- (10) In addition, the United Kingdom 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 of certain products into the Union, as set out in Annexes V and XIV to Implementing Regulation (EU) 2021/404.
- (11) The United Kingdom has submitted updated information on the epidemiological situation in relation to two outbreaks of HPAI in poultry in the counties of Devon and Northumberland, England, which were confirmed on 29 November 2023 and 27 November 2023, respectively.
- (12) The United States has submitted updated information on the epidemiological situation in relation to 11 outbreaks of HPAI in poultry establishments in the states of Alabama, Georgia, Iowa, Minnesota, Montana and South Dakota, which were confirmed between 18 October 2023 and 21 November 2023.
- (13) The United Kingdom 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, they 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 establishment on their territories.
- (14) The Commission has evaluated the information submitted by the United Kingdom 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 the United Kingdom and the United States, from which entry into the Union had been suspended, should be reauthorised.
- (15) 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 Kingdom and the United States.
- (16) Taking into account the current epidemiological situation in Canada and the United States as regards HPAI, and in order to avoid unnecessary disruption of trade with the United Kingdom 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.
- (17) 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

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, 17 January 2024.

For the Commission
The President
Ursula VON DER LEYEN

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 following rows for the zones CA-2.227 and CA-2.228 are added after the row for the zone CA-2.226:

'CA Canada	CA-2.227	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		8.12.2023	
	CA-2.228		N, P1		13.12.2023'	

(ii) in the entry for the United Kingdom, the rows for the zones GB-2.325 and GB-2.326 are replaced by the following:

'GB United Kingdom	GB-2.325	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		27.11.2023	2.1.2024
	GB-2.326		N, P1		29.11.2023	1.1.2024'

(iii) in the entry for the United States, the row for the zone US-2.469 is replaced by the following:

'US United States	US-2.469	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		18.10.2023	31.12.2023'
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(iv) in the entry for the United States, the rows for the zones US-2.472 and US-2.473 are replaced by the following:

'US United States	US-2.472	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		19.10.2023	25.12.2023
	US-2.473		N, P1		24.10.2023	31.12.2023'

(v) in the entry for the United States, the row for the zone US-2.477 is replaced by the following:

'US United States	US-2.477	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		25.10.2023	2.1.2024'
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- (vi) in the entry for the United States, the row for the zone US-2.485 is replaced by the following:

'US United States	US-2.485	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		27.10.2023	27.12.2023'
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- (vii) in the entry for the United States, the rows for the zones US-2.493, US-2.494 and US-2.495 are replaced by the following:

'US United States	US-2.493	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		3.11.2023	28.12.2023
	US-2.494		N, P1		6.11.2023	28.12.2023
	US-2.495		N, P1		3.11.2023	28.12.2023'

- (viii) in the entry for the United States, the row for the zone US-2.502 is replaced by the following:

'US United States	US-2.502	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		8.11.2023	2.1.2024'
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- (ix) in the entry for the United States, the row for the zone US-2.505 is replaced by the following:

'US United States	US-2.505	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		9.11.2023	26.12.2023'
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- (x) in the entry for the United States, the row for the zone US-2.534 is replaced by the following:

'US United States	US-2.534	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		21.11.2023	29.12.2023'
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- (xi) in the entry for the United States, the following rows for the zones US-2.584 to US-2.606 are added after the row for the zone US-2.583:

'US United States	US-2.584	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		14.12.2023	
	US-2.585		N, P1		15.12.2023	
	US-2.586		N, P1		19.12.2023	
	US-2.587		N, P1		19.12.2023	
	US-2.588		N, P1		18.12.2023	
	US-2.589		N, P1		18.12.2023	

	US-2.590		N, P1		18.12.2023	
	US-2.591		N, P1		19.12.2023	
	US-2.592		N, P1		19.12.2023	
	US-2.593		N, P1		19.12.2023	
	US-2.594		N, P1		20.12.2023	
	US-2.595		N, P1		20.12.2023	
	US-2.596		N, P1		26.12.2023	
	US-2.597		N, P1		20.12.2023	
	US-2.598		N, P1		21.12.2023	
	US-2.599		N, P1		27.12.2023	
	US-2.600		N, P1		27.12.2023	
	US-2.601		N, P1		27.12.2023	
	US-2.602		N, P1		27.12.2023	
	US-2.603		N, P1		28.12.2023	
	US-2.604		N, P1		28.12.2023	
	US-2.605		N, P1		28.12.2023	
	US-2.606		N, P1		30.12.2023'	

(b) Part 2 is amended as follows:

- (i) in the entry for Canada, the following descriptions of the zones CA-2.227 and CA-2.228 are added after the row for the zone CA-2.226:

'Canada	CA-2.227	Alberta – Latitude 49.77, Longitude -112.41 The municipalities involved are: 3km PZ: Chin and Cranford 10km SZ: Barnwell, Chin, Coaldale, Cranford, and Tempest
	CA-2.228	British Columbia – Latitude 50.28, Longitude -118.9 The municipalities involved are: 3km PZ: Lumby 10km SZ: Cherryville and Lumby'

- (ii) in the entry for the United States, the following descriptions of the zones US-2.584 to US-2.606 are added after the descriptions of the zone US-2.583:

'United States	US-2.584	State of Ohio Darke 03 Darke County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 84.4221161°W 40.3156041°N)
	US-2.585	State of Idaho Latah 01 Latah County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 117.0641326°W 46.8254601°N)

US-2.586	State of Kansas Rice 03 Rice County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.3881123°W 38.4672556°N)
US-2.587	State of Kansas McPherson 03 McPherson County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 97.8228232°W 38.5859667°N)
US-2.588	State of South Dakota Edmunds 10 Edmunds County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.9331162°W 45.5341091°N)
US-2.589	State of California Sonoma 07 Sonoma County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.7335203°W 38.3475707°N)
US-2.590	State of California Sonoma 08 Sonoma County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.7349377°W 38.3599102°N)
US-2.591	State of California Sonoma 09 Sonoma County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.8290355°W 38.3690831°N)
US-2.592	State of Michigan Muskegon 02 Muskegon County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 85.9941649°W 43.2647910°N)
US-2.593	State of Washington King 09 King County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.1470934°W 47.4839091°N)
US-2.594	State of California Merced 05 Merced County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 120.8291402°W 37.5121171°N)
US-2.595	State of California Merced 06 Merced County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 120.7901850°W 37.4445084°N)
US-2.596	State of California Merced 07 Merced County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 120.8752658°W 37.5127148°N)

US-2.597	State of South Dakota Charles Mix 09 Charles Mix County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.7492292°W 43.4731673°N)
US-2.598	State of South Dakota Edmunds 11 Edmunds County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.9596198°W 45.4798391°N)
US-2.599	State of Pennsylvania Northumberland 02 Northumberland County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 76.8128761°W 40.7296385°N)
US-2.600	State of Ohio Hardin 02 Hardin County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 83.4057258°W 40.7217754°N)
US-2.601	State of Michigan Muskegon 03 Muskegon County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 85.9905913°W 43.2588607°N)
US-2.602	State of Minnesota Todd 10 Todd County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 94.7052432°W 46.0260087°N)
US-2.603	State of California Sonoma 10 Sonoma County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.7362595°W 38.3602098°N)
US-2.604	State of California Sonoma 11 Sonoma County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.7441352°W 38.3520376°N)
US-2.605	State of California Marin 01 Marin County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.8896928°W 38.3566960°N)
US-2.606	State of South Dakota Edmunds 12 Edmunds County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.9562551°W 45.4808892°N)

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

- (a) in the entry for Canada, the following rows for the zones CA-2.227 and CA-2.228 are added after the row for the zone CA-2.226:

‘CA Canada	CA-2.227	POU, RAT	N, P1		8.12.2023	
		GBM	P1		8.12.2023	
	CA-2.228	POU, RAT	N, P1		13.12.2023	
		GBM	P1		13.12.2023’	

- (b) in the entry for the United Kingdom, the rows for the zones GB-2.325 and GB-2.326 are replaced by the following:

‘GB United Kingdom	GB-2.325	POU, RAT	N, P1		27.11.2023	2.1.2024
		GBM	P1		27.11.2023	2.1.2024
	GB-2.326	POU, RAT	N, P1		29.11.2023	1.1.2024
		GBM	P1		29.11.2023	1.1.2024’

- (c) in the entry for the United States, the rows for the zone US-2.469 are replaced by the following:

‘US United States	US-2.469	POU, RAT	N, P1		18.10.2023	31.12.2023
		GBM	P1		18.10.2023	31.12.2023’

- (d) in the entry for the United States, the rows for the zones US-2.472 and US-2.473 are replaced by the following:

‘US United States	US-2.472	POU, RAT	N, P1		19.10.2023	25.12.2023
		GBM	P1		19.10.2023	25.12.2023
	US-2.473	POU, RAT	N, P1		24.10.2023	31.12.2023
		GBM	P1		24.10.2023	31.12.2023’

- (e) in the entry for the United States, the rows for the zone US-2.477 are replaced by the following:

‘US United States	US-2.477	POU, RAT	N, P1		25.10.2023	2.1.2024
		GBM	P1		25.10.2023	2.1.2024’

- (f) in the entry for the United States, the rows for the zone US-2.485 are replaced by the following:

‘US United States	US-2.485	POU, RAT	N, P1		27.10.2023	27.12.2023
		GBM	P1		27.10.2023	27.12.2023’

- (g) in the entry for the United States, the rows for the zones US-2.493, US-2.494 and US-2.495 are replaced by the following:

‘US United States	US-2.493	POU, RAT	N, P1		3.11.2023	28.12.2023
		GBM	P1		3.11.2023	28.12.2023
	US-2.494	POU, RAT	N, P1		6.11.2023	28.12.2023
		GBM	P1		6.11.2023	28.12.2023
	US-2.495	POU, RAT	N, P1		3.11.2023	28.12.2023
		GBM	P1		3.11.2023	28.12.2023’

- (h) in the entry for the United States, the rows for the zone US-2.502 are replaced by the following:

‘US United States	US-2.502	POU, RAT	N, P1		8.11.2023	2.1.2024
		GBM	P1		8.11.2023	2.1.2024’

- (i) in the entry for the United States, the rows for the zone US-2.505 are replaced by the following:

‘US United States	US-2.505	POU, RAT	N, P1		9.11.2023	26.12.2023
		GBM	P1		9.11.2023	26.12.2023’

- (j) in the entry for the United States, the rows for the zone US-2.534 are replaced by the following:

‘US United States	US-2.534	POU, RAT	N, P1		21.11.2023	29.12.2023
		GBM	P1		21.11.2023	29.12.2023’

- (k) in the entry for the United States, the following rows for the zones US-2.584 to US-2.606 are added after the rows for the zone US-2.583:

‘US United States	US-2.584	POU, RAT	N, P1		14.12.2023	
		GBM	P1		14.12.2023	
	US-2.585	POU, RAT	N, P1		15.12.2023	
		GBM	P1		15.12.2023	
	US-2.586	POU, RAT	N, P1		19.12.2023	
		GBM	P1		19.12.2023	
	US-2.587	POU, RAT	N, P1		19.12.2023	
		GBM	P1		19.12.2023	
	US-2.588	POU, RAT	N, P1		18.12.2023	
		GBM	P1		18.12.2023	

US-2.589	POU, RAT	N, P1		18.12.2023	
	GBM	P1		18.12.2023	
US-2.590	POU, RAT	N, P1		18.12.2023	
	GBM	P1		18.12.2023	
US-2.591	POU, RAT	N, P1		19.12.2023	
	GBM	P1		19.12.2023	
US-2.592	POU, RAT	N, P1		19.12.2023	
	GBM	P1		19.12.2023	
US-2.593	POU, RAT	N, P1		19.12.2023	
	GBM	P1		19.12.2023	
US-2.594	POU, RAT	N, P1		20.12.2023	
	GBM	P1		20.12.2023	
US-2.595	POU, RAT	N, P1		20.12.2023	
	GBM	P1		20.12.2023	
US-2.596	POU, RAT	N, P1		26.12.2023	
	GBM	P1		26.12.2023	
US-2.597	POU, RAT	N, P1		20.12.2023	
	GBM	P1		20.12.2023	
US-2.598	POU, RAT	N, P1		21.12.2023	
	GBM	P1		21.12.2023	
US-2.599	POU, RAT	N, P1		27.12.2023	
	GBM	P1		27.12.2023	
US-2.600	POU, RAT	N, P1		27.12.2023	
	GBM	P1		27.12.2023	
US-2.601	POU, RAT	N, P1		27.12.2023	
	GBM	P1		27.12.2023	
US-2.602	POU, RAT	N, P1		27.12.2023	
	GBM	P1		27.12.2023	
US-2.603	POU, RAT	N, P1		28.12.2023	
	GBM	P1		28.12.2023	
US-2.604	POU, RAT	N, P1		28.12.2023	
	GBM	P1		28.12.2023	
US-2.605	POU, RAT	N, P1		28.12.2023	
	GBM	P1		28.12.2023	
US-2.606	POU, RAT	N, P1		30.12.2023	
	GBM	P1		30.12.2023'	