



COMMISSION IMPLEMENTING REGULATION (EU) 2024/387

of 19 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 an outbreak of highly pathogenic avian influenza (HPAI) in poultry in the province of Quebec, which was confirmed on 3 January 2024 by laboratory analysis (RT-PCR).
- (6) The United States notified the Commission of 8 outbreaks of HPAI in poultry in the states of California (3), Kansas (3), Missouri (1), and Wisconsin (1), which were confirmed between 28 December 2023 and 10 January 2024 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, Canada and the United Kingdom 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) Canada has submitted updated information on the epidemiological situation in relation to 10 outbreaks of HPAI in the provinces of Alberta (4), British Columbia (2), Manitoba (1), Quebec (1), and Saskatchewan (2), which were confirmed between 1 November 2023 and 5 December 2023 by laboratory analysis (RT-PCR).
- (12) The United Kingdom has submitted updated information on the epidemiological situation in relation to an outbreak of HPAI in poultry on the Orkney Islands, Scotland, which was confirmed on 22 November 2023.
- (13) Canada and the United Kingdom 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 Canada and the United Kingdom, 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 Kingdom, 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 Canada and the United Kingdom.
- (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 Canada and the United Kingdom, 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, 19 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 row for the zone CA-2.205 is replaced by the following:

'CA Canada	CA-2.205	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		1.11.2023	12.1.2024'
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(ii) in the entry for Canada, the rows for the zones CA-2.207 to US-2.210 are replaced by the following:

'CA Canada	CA-2.207	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		4.11.2023	12.1.2024
	CA-2.208		N, P1		4.11.2023	12.1.2024
	CA-2.209		N, P1		6.11.2023	12.1.2024
	CA-2.210		N, P1		7.11.2023	12.1.2024'

(iii) in the entry for Canada, the rows for the zones CA-2.215 and CA-2.216 are replaced by the following:

'CA Canada	CA-2.215	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		9.11.2023	12.1.2024
	CA-2.216		N, P1		15.11.2023	12.1.2024'

(iv) in the entry for Canada, the row for the zone CA-2.222 is replaced by the following:

'CA Canada	CA-2.222	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		24.11.2023	12.1.2024'
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(v) in the entry for Canada, the row for the zone CA-2.224 is replaced by the following:

'CA Canada	CA-2.224	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		27.11.2023	12.1.2024'
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(vi) in the entry for Canada, the row for the zone CA-2.226 is replaced by the following:

'CA Canada	CA-2.226	BPP, BPR, DOC, DOR, SP, SR, POU- LT20, HEP, HER, HE-LT20	N, P1		5.12.2023	12.1.2024'
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- (vii) in the entry for Canada, the following row for the zone CA-2.229 is added after the row for the zone CA-2.228:

'CA Canada	CA-2.229	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		3.1.2024'	
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- (viii) in the entry for the United Kingdom, the row for the zone GB-2.327 is replaced by the following:

'GB United Kingdom	GB-2.327	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		22.11.2023	27.12.2023'
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- (ix) in the entry for the United States, the following rows for the zones US-2.607 to US-2.614 are added after the row for the zone US-2.606:

'US United States	US-2.607	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		28.12.2023	
	US-2.608		N, P1		3.1.2024	
	US-2.609		N, P1		3.1.2024	
	US-2.610		N, P1		3.1.2024	
	US-2.611		N, P1		5.1.2024	
	US-2.612		N, P1		4.1.2024	
	US-2.613		N, P1		10.1.2024	
	US-2.614		N, P1		10.1.2024'	

- (b) Part 2 is amended as follows:

- (i) in the entry for Canada, the following description of the zone CA-2.229 is added after the row for the zone CA-2.228:

'Canada	CA-2.229	Quebec- Latitude 45.73, Longitude -75.06 The municipalities involved are: 3km PZ: St-André-Avellin 10km SZ: Lochaber, Notre-Dame-de-Bonsecours, Notre-Dame-de-la-Paix, Papineauville, Plaisance, Ripon, Saint-Sixte, and St-André-Avellin'
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- (ii) in the entry for the United States, the following descriptions of the zones US-2.607 to US-2.614 are added after the description of the zone US-2.606:

'United States	US-2.607	State of Missouri Audrain 01 Audrain County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 92.2741212°W 39.3645575°N)
	US-2.608	State of California Merced 08 Merced County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 120.8441855°W 37.4820235°N)

	US-2.609	State of California Sonoma 12 Sonoma County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 122.7405913°W 38.3529386°N)
	US-2.610	State of California Merced 09 Merced County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 120.8449531°W 37.4265541°N)
	US-2.611	State of Wisconsin Washburn 01 Washburn County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 91.9933817°W 45.8778434°N)
	US-2.612	State of Kansas Rice 04 Rice County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.3742750°W 38.4698459°N)
	US-2.613	State of Kansas Mitchell 05 Mitchell County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.4796205°W 39.4308983°N)
	US-2.614	State of Kansas Mitchell 06 Mitchell County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 98.4739033°W 39.4332684°N)

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

(a) in the entry for Canada, the rows for the zone CA-2.205 are replaced by the following:

'CA Canada	CA-2.205	POU, RAT	N, P1		1.11.2023	12.1.2024
		GBM	P1		1.11.2023	12.1.2024'

(b) in the entry for Canada, the rows for the zones CA-2.207 to US-2.210 are replaced by the following:

'CA Canada	CA-2.207	POU, RAT	N, P1		4.11.2023	12.1.2024
		GBM	P1		4.11.2023	12.1.2024
	CA-2.208	POU, RAT	N, P1		4.11.2023	12.1.2024
		GBM	P1		4.11.2023	12.1.2024
	CA-2.209	POU, RAT	N, P1		6.11.2023	12.1.2024
		GBM	P1		6.11.2023	12.1.2024
	CA-2.210	POU, RAT	N, P1		7.11.2023	12.1.2024
		GBM	P1		7.11.2023	12.1.2024'

(c) in the entry for Canada, the rows for the zones CA-2.215 and CA-2.216 are replaced by the following:

'CA Canada	CA-2.215	POU, RAT	N, P1		9.11.2023	12.1.2024
		GBM	P1		9.11.2023	12.1.2024
	CA-2.216	POU, RAT	N, P1		15.11.2023	12.1.2024
		GBM	P1		15.11.2023	12.1.2024'

(d) in the entry for Canada, the rows for the zone CA-2.222 are replaced by the following:

'CA Canada	CA-2.222	POU, RAT	N, P1		24.11.2023	12.1.2024
		GBM	P1		24.11.2023	12.1.2024'

(e) in the entry for Canada, the rows for the zone CA-2.224 are replaced by the following:

'CA Canada	CA-2.224	POU, RAT	N, P1		27.11.2023	12.1.2024
		GBM	P1		27.11.2023	12.1.2024'

(f) in the entry for Canada, the rows for the zone CA-2.226 are replaced by the following:

'CA Canada	CA-2.226	POU, RAT	N, P1		5.12.2023	12.1.2024
		GBM	P1		5.12.2023	12.1.2024'

(g) in the entry for Canada, the following rows for the zone CA-2.229 are added after the row for the zone CA-2.228:

'CA Canada	CA-2.229	POU, RAT	N, P1		3.1.2024	
		GBM	P1		3.1.2024'	

(h) in the entry for the United Kingdom, the rows for the zone GB-2.327 are replaced by the following:

'GB United Kingdom	GB-2.327	POU, RAT	N, P1		22.11.2023	27.12.2023
		GBM	P1		22.11.2023	27.12.2023'

(i) in the entry for the United States, the following rows for the zones US-2.607 to US-2.614 are added after the rows for the zone US-2.606:

'US United States	US-2.607	POU, RAT	N, P1		28.12.2023	
		GBM	P1		28.12.2023	
	US-2.608	POU, RAT	N, P1		3.1.2024	
		GBM	P1		3.1.2024	

	US-2.609	POU, RAT	N, P1		3.1.2024	
		GBM	P1		3.1.2024	
	US-2.610	POU, RAT	N, P1		3.1.2024	
		GBM	P1		3.1.2024	
	US-2.611	POU, RAT	N, P1		5.1.2024	
		GBM	P1		5.1.2024	
	US-2.612	POU, RAT	N, P1		4.1.2024	
		GBM	P1		4.1.2024	
	US-2.613	POU, RAT	N, P1		10.1.2024	
		GBM	P1		10.1.2024	
	US-2.614	POU, RAT	N, P1		10.1.2024	
		GBM	P1		10.1.2024'	
		POU, RAT	N, P1			
		GBM	P1			
		POU, RAT	N, P1			
		GBM	P1			