



2026/1958

24.8.2026

COMMISSION IMPLEMENTING DECISION (EU) 2026/1958

of 21 August 2026

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(2026) 5955)

(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) 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 establishments where poultry or captive birds are kept. In the event of an outbreak of HPAI in establishments where poultry or captive birds are kept, there is a risk that the disease agent may spread to other such establishments.
- (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 HPAI. In particular, Article 21 of that Delegated Regulation provides that in the event of an outbreak of a category A disease in an establishment, the competent authority is to immediately establish a restricted zone comprising a protection zone, a surveillance zone, and if necessary, further restricted zones around or adjacent to the protection and surveillance zones.
- (3) Commission Implementing Decision (EU) 2023/2447 ⁽³⁾ was adopted on the basis of Regulation (EU) 2016/429, and it lays down emergency measures at Union level in relation to outbreaks of HPAI.
- (4) In particular, Article 2, point (a), Article 3, point (a), and Article 4, point (a) of Implementing Decision (EU) 2023/2447 provide, respectively, that following outbreaks of HPAI, the protection, surveillance, and further restricted zones to be established in accordance with Delegated Regulation (EU) 2020/687 must comprise at least the areas listed as protection, surveillance, and further restricted zones in that Annex. Article 2, point (b), Article 3, point (b), and Article 4, point (b) of Implementing Decision (EU) 2023/2447 also provide that the measures to be applied in those protection, surveillance, and further restricted zones, in accordance with that Delegated Regulation, must be maintained until at least the dates set out 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 last amended by Commission Implementing Decision (EU) 2026/1944 ⁽⁴⁾ following an outbreak of HPAI in Germany in an establishment where poultry were kept.
- (6) Since the date of adoption of Implementing Decision (EU) 2026/1944, Sweden has notified the Commission of an outbreak of HPAI in that Member State in an establishment where poultry were kept, in the Tanum Municipality.
- (7) Following that outbreak, Sweden has taken the disease control measures required in accordance with Delegated Regulation (EU) 2020/687, including the establishment of protection and surveillance zones around the outbreak.
- (8) The Commission has examined the disease control measures taken by Sweden and is satisfied that the boundaries of the protection and surveillance zones established for the outbreak described are at a sufficient distance from the establishment where the outbreak of HPAI has been confirmed.
- (9) In order to prevent any unnecessary disturbance to trade within the Union and to avoid any unjustified disruptions to trade being imposed by third countries, it is necessary to rapidly lay down at Union level, in collaboration with Sweden, the protection and surveillance zones established by that Member State, in accordance with Delegated Regulation (EU) 2020/687.
- (10) In the Annex to Implementing Decision (EU) 2023/2447, there are currently no areas listed as protection and surveillance zones for Sweden. Therefore, the areas concerned should now be listed as protection and surveillance zones in Sweden, to take account of the boundaries of those zones established by that Member State, as well as the required duration of the measures to be applied in those zones, in accordance with Delegated Regulation (EU) 2020/687.
- (11) The Annex to Implementing Decision (EU) 2023/2447 should, therefore, be amended accordingly.
- (12) 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 the Annex to Implementing Decision (EU) 2023/2447 by this Decision take effect as soon as possible.
- (13) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

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, 21 August 2026.

For the Commission
Olivér VÁRHELYI
Member of the Commission

⁽⁴⁾ Commission Implementing Decision (EU) 2026/1944 of 7 August 2026 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, 2026/1944, 11.8.2026, ELI: http://data.europa.eu/eli/dec_impl/2026/1944/oj).

ANNEX

‘ANNEX

Part A

Protection zones as referred to in Article 1, point (a), and Article 2:

Member State: Germany

ADIS reference number of the outbreak	Area comprising:	Date until applicable
NIEDERSACHSEN		
DE-HPAI(P)-2026-00040	3 km Radius um die GPS-Koordinaten 7.934311; 53.688062 Landkreis Friesland — Gemeinde Wangerland	20.8.2026

Member State: Sweden

ADIS reference number of the outbreak	Area comprising:	Date until applicable
SE-HPAI(P)-2026-00003	Those parts of the municipality of Tanum contained within a circle of a radius of three kilometres, centred on WGS84 dec. coordinates N 58.807525 and E 11.194736	7.9.2026

Part B

Surveillance zones as referred to in Article 1, point (a), and Article 3:

Member State: Germany

ADIS reference number of the outbreak	Area comprising:	Date until applicable
NIEDERSACHSEN		
DE-HPAI(P)-2026-00040	10 km Radius um die GPS-Koordinaten 7.934311; 53.688062 Landkreis Friesland — Gemeinde Wangerland — Stadt Jever Landkreis Wittmund — Stadt Wittmund Kreisfreie Stadt Wilhelmshaven	29.8.2026
	3 km Radius um die GPS-Koordinaten 7.934311; 53.688062 Landkreis Friesland — Gemeinde Wangerland	21.8.2026 – 29.8.2026

Member State: Sweden

ADIS reference number of the outbreak	Area comprising:	Date until applicable
SE-HPAI(P)-2026-00003	The area of the parts of the municipalities of Tanum and Strömstad extending beyond the area described in the protection zone and within the circle of a radius of 10 kilometres, centred on WGS84 dec. coordinates N 58.807525 and E 11.194736	16.9.2026
	Those parts of the municipality of Tanum contained within a circle of a radius of three kilometres, centred on WGS84 dec. coordinates N 58.807525 and E 11.194736	8.9.2026 – 16.9.2026

Part C

Further restricted zones as referred to in Article 1, point (b), and Article 4:

Member State: none

Area comprising:	Date until applicable'