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**DIRECTIVE 2009/147/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL**

of 30 November 2009

on the conservation of wild birds

(codified version)

(OJ L 20, 26.1.2010, p. 7)

Amended by:

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DIRECTIVE 2009/147/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL
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THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE
EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 175(1) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Economic and Social Committee (1),

Acting in accordance with the procedure laid down in Article 251 of the Treaty (2),

Whereas:

(1) Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds (3) has been substantially amended several times (4). In the interests of clarity and rationality the said Directive should be codified.


(3) A large number of species of wild birds naturally occurring in the European territory of the Member States are declining in number, very rapidly in some cases. This decline represents a serious threat to the conservation of the natural environment, particularly because of the biological balances threatened thereby.

(4) The species of wild birds naturally occurring in the European territory of the Member States are mainly migratory species. Such species constitute a common heritage and effective bird protection is typically a trans-frontier environment problem entailing common responsibilities.

(5) The conservation of the species of wild birds naturally occurring in the European territory of the Member States is necessary in order to attain the Community’s objectives regarding the improvement of living conditions and sustainable development.

(1) Opinion of 10 June 2009 (not yet published in the Official Journal).
(4) See Annex VI, Part A.
(6) The measures to be taken must apply to the various factors which may affect the numbers of birds, namely the repercussions of man’s activities and in particular the destruction and pollution of their habitats, capture and killing by man and the trade resulting from such practices; the stringency of such measures should be adapted to the particular situation of the various species within the framework of a conservation policy.

(7) Conservation is aimed at the long-term protection and management of natural resources as an integral part of the heritage of the peoples of Europe. It makes it possible to control natural resources and governs their use on the basis of the measures necessary for the maintenance and adjustment of the natural balances between species as far as is reasonably possible.

(8) The preservation, maintenance or restoration of a sufficient diversity and area of habitats is essential to the conservation of all species of birds. Certain species of birds should be the subject of special conservation measures concerning their habitats in order to ensure their survival and reproduction in their area of distribution. Such measures must also take account of migratory species and be coordinated with a view to setting up a coherent whole.

(9) In order to prevent commercial interests from exerting a possible harmful pressure on exploitation levels, it is necessary to impose a general ban on marketing and to restrict all derogation to those species whose biological status so permits, account being taken of the specific conditions obtaining in the different regions.

(10) Because of their high population level, geographical distribution and reproductive rate in the Community as a whole, certain species may be hunted, which constitutes acceptable exploitation where certain limits are established and respected, as such hunting must be compatible with maintenance of the population of these species at a satisfactory level.

(11) The various means, devices or methods of large-scale or non-selective capture or killing and hunting with certain forms of transport must be banned because of the excessive pressure which they exert or may exert on the numbers of the species concerned.

(12) Because of the importance which may be attached to certain specific situations, provision should be made for the possibility of derogations on certain conditions and subject to monitoring by the Commission.

(13) The conservation of birds and, in particular, migratory birds still presents problems which call for scientific research. Such research will also make it possible to assess the effectiveness of the measures taken.

(14) Care should be taken in consultation with the Commission to see that the introduction of any species of wild bird not naturally occurring in the European territory of the Member States does not cause harm to local flora and fauna.
(15) The Commission will every three years prepare and transmit to the Member States a composite report based on information submitted by the Member States on the application of national provisions introduced pursuant to this Directive.

(16) The measures necessary for the implementation of this Directive should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission (1).

(17) In particular, the Commission should be empowered to amend certain Annexes in the light of scientific and technical progress. Since those measures are of general scope and are designed to amend non-essential elements of this Directive, they must be adopted in accordance with the regulatory procedure with scrutiny provided for in Article 5a of Decision 1999/468/EC.

(18) This Directive should be without prejudice to the obligations of the Member States relating to the time limits for transposition into national law of the directives set out in Annex VI, Part B,

HAVE ADOPTED THIS DIRECTIVE:

**Article 1**

1. This Directive relates to the conservation of all species of naturally occurring birds in the wild state in the European territory of the Member States to which the Treaty applies. It covers the protection, management and control of these species and lays down rules for their exploitation.

2. It shall apply to birds, their eggs, nests and habitats.

**Article 2**

Member States shall take the requisite measures to maintain the population of the species referred to in Article 1 at a level which corresponds in particular to ecological, scientific and cultural requirements, while taking account of economic and recreational requirements, or to adapt the population of these species to that level.

**Article 3**

1. In the light of the requirements referred to in Article 2, Member States shall take the requisite measures to preserve, maintain or re-establish a sufficient diversity and area of habitats for all the species of birds referred to in Article 1.

2. The preservation, maintenance and re-establishment of biotopes and habitats shall include primarily the following measures:

(a) creation of protected areas;

(b) upkeep and management in accordance with the ecological needs of habitats inside and outside the protected zones;

(c) re-establishment of destroyed biotopes;

(d) creation of biotopes.

**Article 4**

1. The species mentioned in Annex I shall be the subject of special conservation measures concerning their habitat in order to ensure their survival and reproduction in their area of distribution.

In this connection, account shall be taken of:

(a) species in danger of extinction;

(b) species vulnerable to specific changes in their habitat;

(c) species considered rare because of small populations or restricted local distribution;

(d) other species requiring particular attention for reasons of the specific nature of their habitat.

Trends and variations in population levels shall be taken into account as a background for evaluations.

Member States shall classify in particular the most suitable territories in number and size as special protection areas for the conservation of these species in the geographical sea and land area where this Directive applies.

2. Member States shall take similar measures for regularly occurring migratory species not listed in Annex I, bearing in mind their need for protection in the geographical sea and land area where this Directive applies, as regards their breeding, moulting and wintering areas and staging posts along their migration routes. To this end, Member States shall pay particular attention to the protection of wetlands and particularly to wetlands of international importance.

3. Member States shall send the Commission all relevant information so that it may take appropriate initiatives with a view to the coordination necessary to ensure that the areas provided for in paragraphs 1 and 2 form a coherent whole which meets the protection requirements of these species in the geographical sea and land area where this Directive applies.

4. In respect of the protection areas referred to in paragraphs 1 and 2, Member States shall take appropriate steps to avoid pollution or deterioration of habitats or any disturbances affecting the birds, in so far as these would be significant having regard to the objectives of this Article. Outside these protection areas, Member States shall also strive to avoid pollution or deterioration of habitats.

**Article 5**

Without prejudice to Articles 7 and 9, Member States shall take the requisite measures to establish a general system of protection for all species of birds referred to in Article 1, prohibiting in particular:
(a) deliberate killing or capture by any method;

(b) deliberate destruction of, or damage to, their nests and eggs or removal of their nests;

(c) taking their eggs in the wild and keeping these eggs even if empty;

(d) deliberate disturbance of these birds particularly during the period of breeding and rearing, in so far as disturbance would be significant having regard to the objectives of this Directive;

(e) keeping birds of species the hunting and capture of which is prohibited.

Article 6

1. Without prejudice to paragraphs 2 and 3, Member States shall prohibit, for all the bird species referred to in Article 1, the sale, transport for sale, keeping for sale and the offering for sale of live or dead birds and of any readily recognisable parts or derivatives of such birds.

2. The activities referred to in paragraph 1 shall not be prohibited in respect of the species referred to in Annex III, Part A, provided that the birds have been legally killed or captured or otherwise legally acquired.

3. Member States may, for the species listed in Annex III, Part B, allow within their territory the activities referred to in paragraph 1, making provision for certain restrictions, provided that the birds have been legally killed or captured or otherwise legally acquired.

Member States wishing to grant such authorisation shall first of all consult the Commission with a view to examining jointly with the latter whether the marketing of specimens of such species would result or could reasonably be expected to result in the population levels, geographical distribution or reproductive rate of the species being endangered throughout the Community. Should this examination prove that the intended authorisation will, in the view of the Commission, result in any one of the aforementioned species being thus endangered or in the possibility of their being thus endangered, the Commission shall forward a reasoned recommendation to the Member State concerned stating its opposition to the marketing of the species in question. Should the Commission consider that no such risk exists, it shall inform the Member State concerned accordingly.

The Commission’s recommendation shall be published in the Official Journal of the European Union.
Member States granting authorisation pursuant to this paragraph shall verify at regular intervals that the conditions governing the granting of such authorisation continue to be fulfilled.

Article 7

1. Owing to their population level, geographical distribution and reproductive rate throughout the Community, the species listed in Annex II may be hunted under national legislation. Member States shall ensure that the hunting of these species does not jeopardise conservation efforts in their distribution area.

2. The species referred to in Annex II, Part A may be hunted in the geographical sea and land area where this Directive applies.

3. The species referred to in Annex II, Part B may be hunted only in the Member States in respect of which they are indicated.

4. Member States shall ensure that the practice of hunting, including falconry if practised, as carried on in accordance with the national measures in force, complies with the principles of wise use and ecologically balanced control of the species of birds concerned and that this practice is compatible as regards the population of these species, in particular migratory species, with the measures resulting from Article 2.

They shall see in particular that the species to which hunting laws apply are not hunted during the rearing season or during the various stages of reproduction.

In the case of migratory species, they shall see in particular that the species to which hunting regulations apply are not hunted during their period of reproduction or during their return to their rearing grounds.

Member States shall send the Commission all relevant information on the practical application of their hunting regulations.

Article 8

1. In respect of the hunting, capture or killing of birds under this Directive, Member States shall prohibit the use of all means, arrangements or methods used for the large-scale or non-selective capture or killing of birds or capable of causing the local disappearance of a species, in particular the use of those listed in Annex IV, point (a).

2. Moreover, Member States shall prohibit any hunting from the modes of transport and under the conditions mentioned in Annex IV, point (b).

Article 9

1. Member States may derogate from the provisions of Articles 5 to 8, where there is no other satisfactory solution, for the following reasons:
20. The derogations referred to in paragraph 1 must specify:

(a) the species which are subject to the derogations;

(b) the means, arrangements or methods authorised for capture or killing;

(c) the conditions of risk and the circumstances of time and place under which such derogations may be granted;

(d) the authority empowered to declare that the required conditions obtain and to decide what means, arrangements or methods may be used, within what limits and by whom;

(e) the controls which will be carried out.

3. Each year the Member States shall send a report to the Commission on the implementation of paragraphs 1 and 2.

4. On the basis of the information available to it, and in particular the information communicated to it pursuant to paragraph 3, the Commission shall at all times ensure that the consequences of the derogations referred to in paragraph 1 are not incompatible with this Directive. It shall take appropriate steps to this end.

Article 10

1. Member States shall encourage research and any work required as a basis for the protection, management and use of the population of all species of bird referred to in Article 1. Particular attention shall be paid to research and work on the subjects listed in Annex V.

2. Member States shall send the Commission any information required to enable it to take appropriate measures for the coordination of the research and work referred to in paragraph 1.

Article 11

Member States shall see that any introduction of species of bird which do not occur naturally in the wild state in the European territory of the Member States does not prejudice the local flora and fauna. In this connection they shall consult the Commission.
Article 12

1. Member States shall forward to the Commission every three years, starting from 7 April 1981, a report on the implementation of national provisions taken under this Directive.

2. The Commission shall prepare every three years a composite report based on the information referred to in paragraph 1. That part of the draft report covering the information supplied by a Member State shall be forwarded to the authorities of the Member State in question for verification. The final version of the report shall be forwarded to the Member States.

Article 13

Application of the measures taken pursuant to this Directive may not lead to deterioration in the present situation as regards the conservation of the species of birds referred to in Article 1.

Article 14

Member States may introduce stricter protective measures than those provided for under this Directive.

Article 15

Such amendments as are necessary for adapting Annexes I and V to technical and scientific progress shall be adopted. Those measures, designed to amend non-essential elements of this Directive, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 16(2).

Article 16

1. The Commission shall be assisted by the Committee for Adaptation to Technical and Scientific Progress.

2. Where reference is made to this paragraph, Article 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

Article 17

Member States shall communicate to the Commission the texts of the main provisions of national law which they adopt in the field governed by this Directive.

Article 18

Directive 79/409/EEC, as amended by the acts listed in Annex VI, Part A, is repealed, without prejudice to the obligations of the Member States relating to the time limits for transposition into national law of the Directives set out in Annex VI, Part B.

References to the repealed Directive shall be construed as references to this Directive and shall be read in accordance with the correlation table in Annex VII.
Article 19

This Directive shall enter into force on the 20th day following its publication in the Official Journal of the European Union.

Article 20

This Directive is addressed to the Member States.
ANNEX I

GAVIIFORMES
Gaviidae
Gavia stellata
Gavia arctica
Gavia immer

PODICIPEDIFORMES
Podicipedidae
Podiceps auritus

PROCELLARIIFORMES
Procellariidae
Pterodroma madeira
Pterodroma feae
Bulweria bulwerii
Calonectris diomedea
Puffinus puffinus mauretanicus (Puffinus mauretanicus)
Puffinus yelkouan
Puffinus assimilis

Hydrobatidae
Pelagodroma marina
Hydrobates pelagicus
Oceanodroma leucorhoa
Oceanodroma castro

PELECANIFORMES
Pelecanidae
Pelecanus onocrotalus
Pelecanus crispus

Phalacrocoracidae
Phalacrocorax aristotelis desmarestii
Phalacrocorax pygmeus

CICONIIFORMES
Ardeidae
Botaurus stellaris
Ixobrychus minutus
Nycticorax nycticorax
Ardeola ralloides
Egretta garzetta
Egretta alba (Ardea alba)
Ardea purpurea
B

Ciconiidae
  Ciconia nigra
  Ciconia ciconia

Threskiornithidae
  Plegadis falcinellus
  Platalea leucorodia

PHOENICOPTERIFORMES
Phoenicopteridae
  Phoenicopterus ruber

ANSERIFORMES
Anatidae
  Cygnus bewickii (Cygnus columbianus bewickii)
  Cygnus cygnus
  Anser albifrons flavirostris
  Anser erythropus
  Branta leucopsis
  Branta ruficollis
  Tadorna ferruginea
  Marmaronetta angustirostris
  Aythya nyroca
  Polysticta stelleri
  Mergus albellus (Mergellus albellus)
  Oxyura leucocephala

FALCONIFORMES
Pandionidae
  Pandion haliaetus

Accipitridae
  Pernis apivorus
  Elanus caeruleus
  Milvus migrans
  Milvus milvus
  Haliaeetus albicilla
  Gypaetus barbatus
  Neophron percnopterus
  Gyps fulvus
  Aegypius monachus
  Circaetus gallicus
  Circus aeruginosus
  Circus cyaneus
Circus macrourus
Circus pygargus
Accipiter gentilis arrigonii
Accipiter nisus granti
Accipiter brevipes
Buteo rufinus
Aquila pomarina
Aquila clanga
Aquila heliaca
Aquila adalberti
Aquila chrysaetos
Hieraaetus pennatus
Hieraaetus fasciatus
Falconidae
Falco naumanni
Falco vespertinus
Falco columbarius
Falco eleonorae
Falco biarmicus
Falco cherrug
Falco rusticolus
Falco peregrinus
GALLIFORMES
Tetraonidae
Bonasa bonasia
Lagopus mutus pyrenaicus
Lagopus mutus helveticus
Tetrao tetrix tetrix
Tetrao urogallus
Phasianidae
Alectoris graeca
Alectoris barbara
Perdix perdix italica
Perdix perdix hispaniensis
GRUIFORMES
Turnicidae
Turnix sylvatica
Gruidae
Grus grus
Rallidae
   Porzana porzana
   Porzana parva
   Porzana pusilla
   Crex crex
   Porphyrio porphyrio
   Fulica cristata

Otididae
   Tetrax tetrax
   Chlamydotis undulata
   Otis tarda

CHARADRIIFORMES
Recurvirostridae
   Himantopus himantopus
   Recurvirostra avosetta

Burhinidae
   Burhinus oedicnemus

Glaireolidae
   Cursorius cursor
   Glareola pratincola

Charadriidae
   Charadrius alexandrinus
   Charadrius morinellus (Eudromias morinellus)
   Pluvialis apricaria
   Hoplopterus spinosus

Scolopacidae
   Calidris alpina schinzii
   Philomachus pugnax
   Gallinago media
   Limosa lapponica
   Numenius tenuirostris
   Tringa glareola
   Xenus cinereus (Tringa cinerea)
   Phalaropus lobatus

Laridae
   Larus melanocephalus
   Larus genei
   Larus audouinii
   Larus minutus
Sternidae

*Gelochelidon nilotica* (*Sterna nilotica*)

*Sterna caspia*

*Sterna sandvicensis*

*Sterna dougallii*

*Sterna hirundo*

*Sterna paradisaea*

*Sterna albifrons*

*Chlidonias hybridus*

*Chlidonias niger*

Alcidae

*Uria aalge ibericus*

PTEROCLIFORMES

Pteroclididae

*Pterocles orientalis*

*Pterocles alchata*

COLUMBIFORMES

Columbidae

*Columba palumbus azorica*

*Columba trocaz*

*Columba bollii*

*Columba junoniae*

STRIGIFORMES

Strigidae

*Bubo babo*

*Nyctea scandiaca*

*Surnia ulula*

*Glaucidium passerinum*

*Strix nebulosa*

*Strix uralensis*

*Asio flammeus*

*Aegolius funereus*

CAPRIMULGIFORMES

Caprimulgidae

*Caprimulgus europaeus*

APODIFORMES

Apodidae

*Apus caffer*
CORACIIFORMES
Alcedinidae
   Alcedo atthis
Coraciidae
   Coracias garrulus

PICIFORMES
Picidae
   Picus canus
   Dryocopus martius
   Dendrocopos major canariensis
   Dendrocopos major thanneri
   Dendrocopos syriacus
   Dendrocopos medius
   Dendrocopos leucotos
   Picoides tridactylus

PASSERIFORMES
Alaudidae
   Chersophilus duponti
   Melanocorypha calandra
   Calandrella brachydactyla
   Galerida theklae
   Lullula arborea
Motacillidae
   Anthus campestris
Troglodytidae
   Troglodytes troglodytes fridariensis
Muscicapidae (Turdinae)
   Luscinia svecica
   Saxicola dacotiae
   Oenanthe leuca
   Oenanthe cypria
   Oenanthe pleschanka
Muscicapidae (Sylviinae)
   Acrocephalus melanopogon
   Acrocephalus paludicola
   Hippolais olivetorum
   Sylvia sarda
   Sylvia undata
   Sylvia melanostorax
Sylvia rueppelli
Sylvia nisoria

Muscicapidae (Muscicapinae)
  Ficedula parva
  Ficedula semitorquata
  Ficedula albicollis

Paridae
  Parus ater cypriotes

Sittidae
  Sitta krueperi
  Sitta whiteheadi

Certhiidae
  Certhia brachydactyla dorotheae

Laniidae
  Lanius collurio
  Lanius minor
  Lanius nubicus

Corvidae
  Pyrrhocorax pyrrhocorax

Fringillidae (Fringillinae)
  Fringilla coelebs ombriosa
  Fringilla teydea

Fringillidae (Carduelinae)
  Loxia scotica
  Bucanetes githagineus
  Pyrrhula murina (Pyrrhula pyrrhula murina)

Emberizidae (Emberizinae)
  Emberiza cineracea
  Emberiza hortulana
  Emberiza caesia
ANNEX II

PART A

ANSERIFORMES
Anatidae
   Anser fabalis
   Anser anser
   Branta canadensis
   Anas penelope
   Anas strepera
   Anas crecca
   Anas platyrhynchos
   Anas acuta
   Anas querquedula
   Aythya ferina
   Aythya fuligula

GALLIFORMES
Tetraonidae
   Lagopus lagopus scoticus et hibernicus
   Lagopus mutus
Phasianidae
   Alectoris graeca
   Alectoris rufa
   Perdix perdix
   Phasianus colchicus

GRUIFORMES
Rallidae
   Fulica atra

CHARADRIIFORMES
Scolopacidae
   Lymnocryptes minimus
   Gallinago gallinago
   Scolopax rusticola

COLUMBIFORMES
Columbidae
   Columba livia
   Columba palumbus
PART B

ANSERIFORMES
Anatidae
  *Cygnus olor*
  *Anser brachyrhynchus*
  *Anser albifrons*
  *Branta bernicla*
  *Netta rufina*
  *Aythya marila*
  *Somateria mollissima*
  *Clangula hyemalis*
  *Melanitta nigra*
  *Melanitta fusca*
  *Bucephala clangula*
  *Mergus serrator*
  *Mergus merganser*

GALLIFORMES
Meleagridae
  *Meleagris gallopavo*

Tetraonidae
  *Bonasa bonasia*
  *Lagopus lagopus lagopus*
  *Tetrao tetrix*
  *Tetrao urogallus*

Phasianidae
  *Francolinus francolinus*
  *Alectoris barbara*
  *Alectoris chukar*
  *Coturnix coturnix*

GRUIFORMES
Rallidae
  *Rallus aquaticus*
  *Gallinula chloropus*

CHARADRIIFORMES
Haematopodidae
  *Haematopus ostralegus*
Charadriidae
  Pluvialis apricaria
  Pluvialis squatarola
  Vanellus vanellus

Scolopacidae
  Calidris canutus
  Philomachus pugnax
  Limosa limosa
  Limosa lapponica
  Numenius phaeopus
  Numenius arquata
  Tringa erythropus
  Tringa totanus
  Tringa nebularia

Laridae
  Larus ridibundus
  Larus canus
  Larus fuscus
  Larus argentatus
  Larus cachinnans
  Larus marinus

COLUMBIFORMES
Columbidae
  Columba oenas
  Streptopelia decaocto
  Streptopelia turtur

PASSERIFORMES
Alaudidae
  Alauda arvensis

Muscicapidae
  Turdus merula
  Turdus pilaris
  Turdus philomelos
  Turdus iliacus
  Turdus viscivorus

Sturnidae
  Sturnus vulgaris
Corvidae

*Garrulus glandarius*

*Pica pica*

*Corvus monedula*

*Corvus frugilegus*

*Corvus corone*
| Species                        | BE | BG | CZ | DK | DE | EE | IE | EL | ES | FR | HR | IT | CY | LV | LT | LU | HU | MT | NL | AT | PL | PT | RO | SI | SK | FI | SE | UK |
|-------------------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| Cygnus olor                  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Anser brachyrhynchus         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Anser albifrons              | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Branta bernicla              | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Netta rufina                 |    |    | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Aythya marila                | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Somateria mollissima         | +  | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Clangula hyemalis            | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Melanitta nigra              | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Melanitta fusca              | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Bucephala clangula           | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Mergus serrator              | +  | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Mergus merganser             | +  | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Bonasa bonasia               |    |    | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Lagopus lagopus lagopus       |    |    | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Tetrao tetrix                | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Tetrao urogallus             | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Francolinus francolinus      |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Alectoris barbara            | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Alectoris chukar             | +  | +  | +  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |
| Coturnix coturnix            | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Meleagris gallopavo          | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Rallus aquaticus             |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |

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2009.04.17 — EN — 01.07.2013 — 001.001 — 22
<p>| Species                  | BE | BG | CZ | DK | DE | EE | IE | EL | ES | FR | HR | IT | CY | LV | LT | LU | HU | MT | NL | AT | PL | PT | RO | SI | SK | FI | SE | UK |
|--------------------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
| Gallinula chloropus      | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Haematopus ostralegus    | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Pluvialis apricaria      | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Pluvialis squatarola     | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Vanellus vanellus        | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Calidris canus           | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Philomachus pugnax       | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Limosa limosa            | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Limosa lapponica         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Numenius phaeopus        | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Numenius arquata         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Tringa erythropus        | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Tringa totanus           | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Tringa nebularia         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Larus ridibundus         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Larus canus              | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Larus fuscus             | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Larus argentatus         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Larus cachinnans         | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Larus marinus            | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Columba oenas             | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Streptopelia decaocto    | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |
| Streptopelia turtur      | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  | +  |</p>
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AT = Österreich, BE = Belgique/België, BG = България, CY = Κύπρος, CZ = Česká republika, DE = Deutschland, DK = Danmark, EE = Eesti, ES = España, FI = Suomi/Finland, FR = France, EL = Ελλάδα, HR = Hrvatska, HU = Magyarország, IE = Ireland, IT = Italia, LT = Lietuva, LU = Luxembour, LV = Latvia, MT = Malta, NL = Nederland, PL = Polska, PT = Portugal, RO = România, SE = Sverige, SI = Slovenija, SK = Slovensko, UK = United Kingdom
+
+ = Member States which under Article 7(3) may authorise hunting of the species listed.
ANNEX III

PART A

ANSERIFORMES
Anatidae
  *Anas platyrhynchos*

GALLIFORMES
Tetraonidae
  *Lagopus lagopus lagopus, scoticus et hibernicus*

Phasianidae
  *Alectoris rufa*
  *Alectoris barbara*
  *Perdix perdix*
  *Phasianus colchicus*

COLUMBIFORMES
Columbidae
  *Columba palumbus*

PART B

ANSERIFORMES
Anatidae
  *Anser albiçrons albiçrons*
  *Anser anser*
  *Anas penelope*
  *Anas crecca*
  *Anas acuta*
  *Anas clypeata*
  *Aythya ferina*
  *Aythya fuligula*
  *Aythya marila*
  *Somateria mollissima*
  *Melanitta nigra*

GALLIFORMES
Tetraonidae
  *Lagopus mutus*
  *Tetrao tetrix britannicus*
  *Tetrao urogallus*
GRUIFORMES
Rallidae
   *Fulica atra*
CHARADRIIFORMES
Charadriidae
   *Pluvialis apricaria*
Scolopacidae
   *Lymnocryptes minimus*
   *Gallinago gallinago*
   *Scolopax rusticola*
ANNEX IV

(a) — Snares (with the exception of Finland and Sweden for the capture of Lagopus lagopus lagopus and Lagopus mutus north of latitude 58° N), limes, hooks, live birds which are blind or mutilated used as decoys, tape recorders, electrocuting devices,

— artificial light sources, mirrors, devices for illuminating targets, sighting devices for night shooting comprising an electronic image magnifier or image converter,

— explosives,

— nets, traps, poisoned or anaesthetic bait,

— semi-automatic or automatic weapons with a magazine capable of holding more than two rounds of ammunition;

(b) — aircraft, motor vehicles,

— boats driven at a speed exceeding five kilometres per hour. On the open sea, Member States may, for safety reasons, authorise the use of motorboats with a maximum speed of 18 kilometres per hour. Member States shall inform the Commission of any authorisations granted.
(a) National lists of species in danger of extinction or particularly endangered species, taking into account their geographical distribution.

(b) Listing and ecological description of areas particularly important to migratory species on their migratory routes and as wintering and nesting grounds.

(c) Listing of data on the population levels of migratory species as shown by ringing.

(d) Assessing the influence of methods of taking wild birds on population levels.

(e) Developing or refining ecological methods for preventing the type of damage caused by birds.

(f) Determining the role of certain species as indicators of pollution.

(g) Studying the adverse effect of chemical pollution on population levels of bird species.
ANNEX VI

PART A

REPEALED DIRECTIVE WITH LIST OF ITS SUCCESSIVE AMENDMENTS
(referred to in Article 18)

(OJ L 103, 25.4.1979, p. 1)

1979 Act of Accession, Annex I, point XIII.1.F
(OJ L 291, 19.11.1979, p. 111)

(OJ L 319, 7.11.1981, p. 3)

(OJ L 233, 30.8.1985, p. 33)

1985 Act of Accession, Annex I, points X.1.(h) and X.6
(OJ L 302, 15.11.1985, p. 218)

(OJ L 100, 16.4.1986, p. 22)

Commission Directive 91/244/EEC
(OJ L 115, 8.5.1991, p. 41)

(OJ L 164, 30.6.1994, p. 9)

1994 Act of Accession, Annex I, point VIII.E.1

Commission Directive 97/49/EC

(OJ L 122, 16.5.2003, p. 36) only Annex III, point 29

2003 Act of Accession, Annex II, point 16.C.1


### LIST OF TIME LIMITS FOR TRANSPOSITION INTO NATIONAL LAW
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### ANNEX VII

#### CORRELATION TABLE

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