

COMMISSION DECISION

of 15 February 2007

amending Decision 2002/300/EC as regards the areas excluded from the list of approved zones with regard to *Bonamia ostreae*

(notified under document number C(2007) 419)

(Text with EEA relevance)

(2007/104/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 91/67/EEC of 28 January 1991 concerning the animal health conditions governing the placing on the market of aquaculture animals and products ⁽¹⁾, and in particular Article 5(3) thereof,

Whereas:

- (1) Commission Decision 2002/300/EC of 18 April 2002 establishing the list of approved zones with regard to *Bonamia ostreae* and/or *Marteilia refringens* ⁽²⁾ lists in the Annex to that Decision the areas in the Community considered to be free of the mollusc diseases *Bonamia ostreae* and/or *Marteilia refringens*.
- (2) United Kingdom informed the Commission by letter received in July 2006 that *Bonamia ostreae* has been detected in Loch Sunart. That area was previously considered to be free of *Bonamia ostreae* but can therefore no longer be regarded as free of that disease.
- (3) Ireland informed the Commission by letter received in November 2006 that *Bonamia ostreae* has been detected in Lough Swilly. That area was previously considered to

be free of *Bonamia ostreae* but can therefore no longer be regarded as free of that disease.

- (4) Decision 2002/300/EC should therefore be amended accordingly.
- (5) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on the Food Chain and Animal Health,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Decision 2002/300/EC is replaced by the text in the Annex to this Decision.

Article 2

This Decision is addressed to the Member States.

Done at Brussels, 15 February 2007.

For the Commission
Markos KYPRIANOU
Member of the Commission

⁽¹⁾ OJ L 46, 19.2.1991, p. 1. Directive as last amended by Regulation (EC) No 806/2003 (OJ L 122, 16.5.2003, p. 1).

⁽²⁾ OJ L 103, 19.4.2002, p. 24. Decision as last amended by Decision 2006/559/EC (OJ L 219, 10.8.2006, p. 28).

ANNEX

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ZONES APPROVED FOR ONE OR MORE OF THE MOLLUSC DISEASES *BONAMIA OSTREAE* AND *MARTEILIA REFRINGENS***1.A. Zones in Ireland approved with regard to *B. Ostreae***

- The whole coastline of Ireland, except the following eight areas:
 - Cork Harbour
 - Galway Bay
 - Ballinakill Harbour
 - Clew Bay
 - Achill Sound
 - Loughmore, Blacksod Bay
 - Lough Foyle
 - Lough Swilly

1.B. Zones in Ireland approved with regard to *M. Refringens*

- The whole coastline of Ireland

2.A. Zones in the United Kingdom, the Channel Islands and the Isle of Man approved with regard to *B. Ostreae*

- The whole coastline of Great Britain, except the following five areas:
 - the south coast of Cornwall from the Lizard to Start Point
 - the area around the Solent estuary from Portland Bill to Selsey Bill
 - the area along the coast in Essex from Shoeburyness to Landguard point
 - the area along the coast in south-west Wales from Wooltack Point to St Govan's Head, including Milford Haven and the tidal waters of the East and West Cleddau river
 - the area containing the waters of Loch Sunart east of a line drawn south-south-east from the northernmost tip of Maclean's Nose to Auliston Point
- The whole coastline of Northern Ireland, except the following area:
 - Lough Foyle
- The whole coastline of Guernsey and Herm
- The zone of the States of Jersey: the zone consists of the intertidal and immediate coastal area between the mean high-water mark on the Island of Jersey and an imaginary line drawn three nautical miles from the mean low-water mark of the Island of Jersey. The zone is situated in the Normano-Breton Gulf, on the south side of the English Channel
- The whole coastline of the Isle of Man

2.B. **Zones in the United Kingdom, the Channel Islands and the Isle of Man approved with regard to *M. Refringens***

- The whole coastline of Great Britain
- The whole coastline of Northern Ireland
- The whole coastline of Guernsey and Herm
- The zone of the States of Jersey: the zone consists of the intertidal and immediate coastal area between the mean high-water mark on the Island of Jersey and an imaginary line drawn three nautical miles from the mean low-water mark of the Island of Jersey. The zone is situated in the Normano-Breton Gulf, on the south side of the English Channel
- The whole coastline of the Isle of Man

3. **Zones in Denmark approved with regard to *B. Ostreae* and *M. Refringens***

- Limfjorden from Thyborøn in the west to Hals in the east.
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