

COMMISSION IMPLEMENTING DECISION**of 25 November 2014****concerning certain protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in the United Kingdom***(notified under document C(2014) 9127)***(Only the English text is authentic)****(Text with EEA relevance)**

(2014/834/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market ⁽¹⁾, and in particular Article 9(4) thereof,Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary and zootechnical checks applicable in intra-Community trade in certain live animals and products with a view to the completion of the internal market ⁽²⁾, and in particular Article 10(4) thereof,

Whereas:

- (1) Avian influenza is an infectious viral disease in birds, including poultry. Infections with avian influenza viruses in domestic poultry cause two main forms of that disease that are distinguished by their virulence. The low pathogenic form generally only causes mild symptoms, while the highly pathogenic form results in very high mortality rates in most poultry species. That disease may have a severe impact on the profitability of poultry farming.
- (2) Avian influenza is mainly found in birds, but under certain circumstances infections can also occur in humans even though the risk is generally very low.
- (3) In the event of an outbreak of avian influenza, there is a risk that the disease agent might spread to other holdings where poultry or other captive birds are kept. As a result it may spread from one Member State to other Member States or to third countries through trade in live birds or their products.
- (4) Council Directive 2005/94/EC ⁽³⁾ sets out certain preventive measures relating to the surveillance and the early detection of avian influenza and the minimum control measures to be applied in the event of an outbreak of that disease in poultry or other captive birds. That Directive provides for the establishment of protection and surveillance zones in the event of an outbreak of highly pathogenic avian influenza.
- (5) Following the notification by the United Kingdom of an outbreak of highly pathogenic avian influenza of subtype H5 in a breeder duck holding in the East Riding of Yorkshire, England, on 16 November 2014, Commission Implementing Decision 2014/807/EU ⁽⁴⁾ was adopted.
- (6) Implementing Decision 2014/807/EU provides that the protection and surveillance zones established by the United Kingdom, in accordance with Directive 2005/94/EC, are to comprise at least the areas listed as protection and surveillance zones in the Annex to that Implementing Decision. Implementing Decision 2014/807/EU is to apply until 22 December 2014.
- (7) The interim protective measures put in place following the outbreak in the United Kingdom have now been reviewed within the framework of the Standing Committee on Plants, Animals, Food and Feed.

⁽¹⁾ OJ L 395, 30.12.1989, p. 13.

⁽²⁾ OJ L 224, 18.8.1990, p. 29.

⁽³⁾ Council Directive 2005/94/EC of 20 December 2005 on Community measures for the control of avian influenza and repealing Directive 92/40/EEC (OJ L 10, 14.1.2006, p. 16).

⁽⁴⁾ Commission Implementing Decision 2014/807/EU of 17 November 2014 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5 in the United Kingdom (OJ L 332, 19.11.2014, p. 41).

- (8) In order to prevent any unnecessary disturbance to trade within the Union and to avoid unjustified barriers to trade being imposed by third countries, it is necessary to define the protection and surveillance zones established in the United Kingdom at Union level in collaboration with that Member State and to fix the duration of that regionalisation.
- (9) For the sake of clarity, Implementing Decision 2014/807/EU should be repealed.
- (10) 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 United Kingdom shall ensure that the protection and surveillance zones established in accordance with Article 16(1) of Directive 2005/94/EC comprise at least the areas listed as protection and surveillance zones in Parts A and B of the Annex to this Decision.

Article 2

Implementing Decision 2014/807/EU is repealed.

Article 3

This Decision is addressed to the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 25 November 2014.

For the Commission
Vytenis ANDRIUKAITIS
Member of the Commission

ANNEX

PART A

Protection zone as referred to in Article 1:

ISO Country Code	Member State	Code (if available)	Name	Date until applicable in accordance with Article 29 of Directive 2005/94/EC
UK	United Kingdom	ADNS code	Area comprising:	12.12.2014
		00053	That part of the East Riding of Yorkshire contained within a circle of radius 3 kilometres, centred on grid reference TA0654959548. The grid reference is to the Ordnance Survey Landranger 1:100 000 series.	

PART B

Surveillance zone as referred to in Article 1:

ISO Country Code	Member State	Code (if available)	Name	Date until applicable in accordance with Article 31 of Directive 2005/94/EC
UK	United Kingdom	ADNS code	Area comprising:	21.12.2014
		00053	The area of the part of the East Riding of Yorkshire beyond the area described in the protection zone and within the circle of radius 10 kilometres, centred on grid reference TA0654959548. The grid reference is to the Ordnance Survey Landranger 1:100 000 series.	