



COMMISSION IMPLEMENTING REGULATION (EU) 2024/880

of 14 March 2024

amending Annexes V and XIV to Implementing Regulation (EU) 2021/404 as regards the entries for Canada 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 Alberta, which was confirmed on 21 February 2024 by laboratory analysis (RT-PCR).
- (6) The United States has notified the Commission of an outbreak of HPAI in poultry in the state of Massachusetts, which was confirmed on 7 March 2024 by laboratory analysis (RT-PCR).

⁽¹⁾ OJ L 84, 31.3.2016, p. 1, ELI: <http://data.europa.eu/eli/reg/2016/429/oj>.

⁽²⁾ Commission Delegated Regulation (EU) 2020/692 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 States 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 two outbreaks of HPAI in the provinces of British Columbia and Saskatchewan, which were confirmed on 8 November 2023 and 15 January 2024 by laboratory analysis (RT-PCR).
- (12) The United States has submitted updated information on the epidemiological situation in relation to seven outbreaks of HPAI in poultry establishments in the states of Colorado (1), Kansas (5) and Ohio (1), which were confirmed between 30 November 2023 and 22 January 2024.
- (13) Canada and the United States have also submitted information on the measures they have taken to prevent the further spread of HPAI. In particular, following the outbreaks of HPAI, Canada and the United States 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 establishments on its territory.
- (14) The Commission has evaluated the information submitted by Canada and the United States, 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 States, 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 States.
- (16) Taking into account the current epidemiological situation in Canada and the United States as regards HPAI, and in order to avoid unnecessary disruption in trade with those third countries, 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, 14 March 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 zone CA-2.214 is replaced by the following:

'CA Canada	CA-2.214	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		8.11.2023	4.3.2024'
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(ii) in the entry for Canada, the row for zone CA-2.230 is replaced by the following:

'CA Canada	CA-2.230	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		15.1.2024	4.3.2024'
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(iii) in the entry for Canada, the following row for zone CA-2.235 is added after the row for the zone CA-2.234:

'CA Canada	CA-2.235	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		21.2.2024'	
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(iv) in the entry for the United States, the row for zone US-2.546 is replaced by the following:

'US United States	US-2.546	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		30.11.2023	3.3.2024'
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(v) in the entry for the United States, the row for zone US-2.584 is replaced by the following:

'US United States	US-2.584	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		14.12.2023	7.3.2024'
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(vi) in the entry for the United States, the rows for the zones US-2.613 to US-2.616 are replaced by the following:

'US United States	US-2.613	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		10.1.2024	2.3.2024
	US-2.614		N, P1		10.1.2024	2.3.2024
	US-2.615		N, P1		11.1.2024	2.3.2024
	US-2.616		N, P1		16.1.2024	11.3.2024'

(vii) in the entry for the United States, the row for the zone US-2.619 is replaced by the following:

'US United States	US-2.619	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		22.1.2024	11.3.2024'
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(viii) in the entry for the United States, the following row for the zone US-2.631 is added after the row for the zone US-2.630:

'US United States	US-2.631	BPP, BPR, DOC, DOR, SP, SR, POU-LT20, HEP, HER, HE-LT20	N, P1		7.3.2024'	
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(b) Part 2 is amended as follows:

(i) in the entry for Canada, the following description of zone CA-2.235 is added after the row for the zone CA-2.234:

'Canada	CA-2.235	Alberta- Latitude 51.78, Longitude -113.87 The municipalities involved are: 3km PZ: Mayton 10 km SZ: Allingham, Mayton, Neapolis, Torrington, and Wimborne'
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(ii) in the entry for the United States, the following description of the zone US-2.631 is added after the description of the zone US-2.630:

'United States	US-2.631	State of Massachusetts Essex 02 Essex County: A circular zone of a 10 km radius starting with North point (GPS coordinates: 70.9451985°W 42.9445558°N)
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(2) in Annex XIV, in Part 1, Section B is amended as follows:

(a) in the entry for Canada, the rows for zone CA-2.214 are replaced by the following:

'CA Canada	CA-2.214	POU, RAT	N, P1		8.11.2023	4.3.2024
		GBM	P1		8.11.2023	4.3.2024'

(b) in the entry for Canada, the rows for zone CA-2.230 are replaced by the following:

'CA Canada	CA-2.230	POU, RAT	N, P1		15.1.2024	4.3.2024
		GBM	P1		15.1.2024	4.3.2024'

- (c) in the entry for Canada, the following rows for zone CA-2.235 are added after the rows for the zone CA-2.234:

'CA Canada	CA-2.235	POU, RAT	N, P1		21.2.2024	
		GBM	P1		21.2.2024'	

- (d) in the entry for the United States, the rows for zone US-2.546 are replaced by the following:

'US United States	US-2.546	POU, RAT	N, P1		30.11.2023	3.3.2024
		GBM	P1		30.11.2023	3.3.2024'

- (e) in the entry for the United States, the rows for zone US-2.584 are replaced by the following:

'US United States	US-2.584	POU, RAT	N, P1		14.12.2023	7.3.2024
		GBM	P1		14.12.2023	7.3.2024'

- (f) in the entry for the United States, the rows for zones US-2.613 to US-2.616 are replaced by the following:

'US United States	US-2.613	POU, RAT	N, P1		10.1.2024	2.3.2024
		GBM	P1		10.1.2024	2.3.2024
	US-2.614	POU, RAT	N, P1		10.1.2024	2.3.2024
		GBM	P1		10.1.2024	2.3.2024
	US-2.615	POU, RAT	N, P1		11.1.2024	2.3.2024
		GBM	P1		11.1.2024	2.3.2024
	US-2.616	POU, RAT	N, P1		16.1.2024	11.3.2024
		GBM	P1		16.1.2024	11.3.2024'

- (g) in the entry for the United States, the rows for zone US-2.619 are replaced by the following:

'US United States	US-2.619	POU, RAT	N, P1		22.1.2024	11.3.2024
		GBM	P1		22.1.2024	11.3.2024'

- (h) in the entry for the United States, the following rows for zone US-2.631 are added after the rows for the zone US-2.630:

'US United States	US-2.631	POU, RAT	N, P1		7.3.2024	
		GBM	P1		7.3.2024'	