COMMISSION IMPLEMENTING DECISION (EU) 2015/315

of 25 February 2015

concerning certain protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in Germany

(notified under document C(2015) 1004)

(Only the German text is authentic)

(Text with EEA relevance)

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) Germany notified the Commission of two outbreaks of highly pathogenic avian influenza of subtype H5N8 in non-commercial holdings in Mecklenburg-Western Pomerania where poultry are kept and it immediately took the measures required pursuant to Directive 2005/94/EC, including the establishment of protection and surveillance zones, which should be defined in Parts A and B of the Annex to this Decision.

(6) The Commission has examined those measures in collaboration with Germany, and it is satisfied that the borders of the protection and surveillance zones, established by the competent authority in that Member State, are at a sufficient distance to the actual holdings where the outbreaks were confirmed.

(7) 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 rapidly describe the protection and surveillance zones established in relation to highly pathogenic avian influenza in Germany at Union level.

([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 (OJ L 10, 14.1.2006, p. 16).

(8) Accordingly, the protection and surveillance zones in Germany, where the animal health control measures as laid down in Directive 2005/94/EC are applied, should be defined in this Decision and the duration of that regionalisation fixed.

(9) 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

Germany 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 in Parts A and B of the Annex to this Decision.

Article 2

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 25 February 2015.

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
DE	**Germany**	**Postal code**	**Area comprising:**	**16.2.2015**
		Mecklenburg-Western Pomerania		
		17389	In the town of Anklam: — the town area of Anklam — the part Gellendin	
		17390	In the municipality of Murchin the part Relzow	

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
DE	**Germany**	**Postal code**	**Area comprising:**	**25.2.2015**
		Mecklenburg-Western Pomerania		
		17389	In the town of Anklam the parts: — Pelsin — Stretense	
		17390	In the municipality of Groß Polzin the parts: — Groß Polzin — Klein Polzin — Konsages — Quilow	
		17390	In the municipality of Klein Bünzow the parts: — Groß Bünzow — Klein Bünzow — Klitschendorf — Ramitzow — Salchow	

ISO Country Code	Member State	Code (if available)	Name	Date until applicable in accordance with Article 31 of Directive 2005/94/EC
		17390	In the municipality of Murchin the parts: — Johanneshof — Libnow — Murchin — Pinnow	
		17390	In the municipality of Rubkow the parts: — Bömitz — Daugzin — Krenzow — Rubkow — Zarrentin	
		17390	In the municipality of Ziethen the parts: — Jargelin — Menzlin — Ziethen	
		17391	In the municipality of Medow the part Nerdin	
		17391	Municipality of Postlow	
		17391	In the municipality of Stolpe the parts: — Neuhof — Stolpe an der Peene	
		17392	Municipality of Blesewitz	
		17392	Municipality of Butzow	
		17392	In the municipality of Neuenkirchen the parts: — Müggenburg — Neuenkirchen	
		17392	In the municipality of Sarnow the part Panschow	
		17398	Municipality of Bargischow	
		17398	In the municipality of Bugewitz the parts: — Bugewitz — Kamp — Lucienhof — Rosenhagen	

ISO Country Code	Member State	Code (if available)	Name	Date until applicable in accordance with Article 31 of Directive 2005/94/EC
		17398	In the municipality of Ducherow the part Busow	
		17398	Municipality of Neu-Kosenow	
		17398	Municipality of Rossin	
		17406	In the municipality of Usedom the parts: — Kölpin — Zecherin	
		17440	In the municipality Buggenhagen the parts: — Klotzow — Wangelkow	