

Commission Implementing Decision (EU) 2020/1725 of 17 November 2020 amending the Annex to Implementing Decision (EU) 2020/1664 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in Germany (notified under document C(2020) 8128) (Only the German text is authentic) (Text with EEA relevance)

COMMISSION IMPLEMENTING DECISION (EU) 2020/1725

of 17 November 2020

amending the Annex to Implementing Decision (EU) 2020/1664 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in Germany

*(notified under document C(2020) 8128)*

(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<sup>(1)</sup>, and in particular Article 9(3) thereof,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary checks applicable in intra-Union trade in certain live animals and products with a view to the completion of the internal market<sup>(2)</sup>, and in particular Article 10(3) thereof,

Whereas:

- (1) Commission Implementing Decision (EU) 2020/1664<sup>(3)</sup> was adopted following confirmation of the presence of highly pathogenic avian influenza (HPAI) of subtype H5N8 in migratory and non-migratory wild birds in Germany, as well as an outbreak of that virus in one holding where poultry or other captive birds are kept in the Nordfriesland district of Germany and the establishment of protection and surveillance zones by the competent authority of that Member State in accordance with Council Directive 2005/94/EC<sup>(4)</sup>.
- (2) Implementing Decision (EU) 2020/1664 provides that the protection and surveillance zones established by Germany 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.
- (3) Since the date of adoption of Implementing Decision (EU) 2020/1664, Germany has notified the Commission of additional outbreaks of HPAI of subtype H5N8 in holdings where poultry or other captive birds are kept in the Segeberg and Vorpommern-Rügen

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**Changes to legislation:** Commission Implementing Decision (EU) 2020/1725 is up to date with all changes known to be in force on or before 18 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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districts of that Member State, and it has taken the measures required in accordance with Directive 2005/94/EC, including the establishment of protection and surveillance zones around these new outbreaks.

- (4) 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 of that Member State, are at a sufficient distance to the holdings where the new outbreaks of HPAI of subtype H5N8 have been confirmed.
- (5) 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 at Union level, in collaboration with Germany, the new protection and surveillance zones established by the competent authority of that Member State in accordance with Directive 2005/94/EC. Therefore, the protection and surveillance zones listed for Germany in the Annex to Implementing Decision (EU) 2020/1664 should be amended.
- (6) Accordingly, pending the next meeting of the Standing Committee on Plants, Animals, Food and Feed, the Annex to Implementing Decision (EU) 2020/1664 should be amended to update regionalisation at Union level to take account of the new protection and surveillance zones established by Germany in accordance with Directive 2005/94/EC and the duration of the restrictions applicable therein.
- (7) Implementing Decision (EU) 2020/1664 should therefore be amended accordingly.
- (8) Given the urgency of the epidemiological situation in the Union as regards the spread of HPAI of subtype H5N8, it is important that the amendments to be made to the Annex to Implementing Decision (EU) 2020/1664 by this Decision take effect as soon as possible.
- (9) This Decision is to be reviewed at the next meeting of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

*Article 1*

The Annex to Implementing Decision (EU) 2020/1664 is replaced by the text set out in the Annex to this Decision.

*Article 2*

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels, 17 November 2020.

*For the Commission*

Stella KYRIAKIDES

*Member of the Commission*

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## ANNEX

## ANNEX PART A

Protection zone as referred to in Article 1:  
Member State: Germany

Area comprising:	Date until applicable in accordance with Article 29(1) of Directive 2005/94/EC
<b>SCHLESWIG-HOLSTEIN</b>	
<b>Landkreis Nordfriesland</b> — Hallig Oland	1.12.2020
<b>Landkreis Segeberg</b> — Gemeinde Latendorf — Gemeinde Heidmühlen – exklusive des Bereiches zwischen Stellbrooker Weg und Osterau nördlich des Stellbrooker Moors — Gemeinde Boostedt – Gebiet südlich der Ortschaft Boostedt (entlang Waldweg, Heidenbarg, Münsterberg, Heisterbarg, Zum Quellental, Tegelbar, Mühlenweg, Latendorfer Str.) sowie östlich und südlich des Bundeswehrgeländes — Gemeinde Rickling – Gebiet südlich der Rothenmühlenau und westlich der Straßen Alter Schönmoorer Weg und Kirschenweg bis zur Einmündung in die Schönmoorer Str., weiter südlich der Schönmoorer Str. bis zum Glinngraben und westlich des Glinngrabens — Gemeinde Großenaspe – Gebiet westlich der Straßen Halloh und Eekholt sowie östlich des Wildparks Eekholt — Forstgutsbezirk Buchholz	5.12.2020
<b>MECKLENBURG-VORPOMMERN</b>	
<b>Landkreis Vorpommern-Rügen</b> — Ostseeheilbad Zingst	9.12.2020
<b>Landkreis Vorpommern-Rügen</b>	7.12.2020

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—	Gemeinde Ramin – Ortsteile Drammendorf, Götemitz, Kasselwitz, Kasselvitzer Katen, Rothenkirchen, Sellentin, Ramin
—	Gemeinde Samtens – Ortsteile Frankenthal, Muhltitz, Luttow
—	Gemeinde Gustow – Ortsteile Saalkow, Warksow
—	Gemeinde Poseritz – Ortsteile Datzow, Poseritz-Ausbau
—	Gemeinde Altefähr – Ortsteil Kransdorf

## PART B

Surveillance zone as referred to in Article 1:

**Member State: Germany**

Area comprising:	Date until applicable in accordance with Article 31 of Directive 2005/94/EC
<b>SCHLESWIG-HOLSTEIN</b>	
<b>Landkreis Nordfriesland</b>	10.12.2020
— Gemeinde Galmsbüll	
— Gemeinde Dagebüll	
— Gemeinde Ockholm	
— Hallig Gröde	
— Hallig Langeneß	
— Gemeinde Wyk auf Föhr	
— Gemeinde Wrixum	
— Gemeinde Oevenum	
<b>Landkreis Nordfriesland</b>	From 2.12.2020 until 10.12.2020
— Hallig Oland	
<b>Landkreis Segeberg</b>	14.12.2020
— Gemeinde Daldorf – südlich des Hohenberger Wegs und der Ricklinger Str. sowie westlich der BAB 21	
— Gemeinde Rickling – exklusive des Gebiets in Part A	
— Gemeinde Boostedt – exklusive des Gebiets in Part A	
— Gemeinde Groß Kummerfeld	
— Gemeinde Negernbötel – Gebiet westlich der BAB 21	
— Stadt Wahlstedt	
— Gemeinde Wittenborn – Gebiet westlich der Kieler Str. und nördlich der B 206	
— Gemeinde Bark	

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<ul style="list-style-type: none"> <li>— Gemeinde Todesfelde – Gebiet westlich der Verlängerung der Straße Hörn und nördlich des Bogens Poggensaal sowie nördlich der Todesfelder Straße (L 187)</li> <li>— Gemeinde Hartenholm</li> <li>— Gemeinde Hasenmoor</li> <li>— Gemeinde Bimöhlen</li> <li>— Gemeinde Großenaspe – exklusive des Gebiets in Part A</li> <li>— Gemeinde Wiemersdorf – Gebiet östlich der Bahnstrecke Bad Bramstedt-Neumünster bis zur Bahnhofstraße sowie östlich der Straße Am Teich, des Verbindungsfeldweges zwischen Am Teich und Ziegeleiweg, östlich des Ziegeleiwegs bis zur Wiemersdorfer Au, nördlich der Wiemersdorfer Au und östlich der Straße Harzhorn</li> <li>— Gemeinde Gönnebek</li> </ul>	
<p><b>Landkreis Segeberg</b></p> <ul style="list-style-type: none"> <li>— Gemeinde Latendorf</li> <li>— Gemeinde Heidmühlen – exklusive des Bereiches zwischen Stellbrooker Weg und Osterau nördlich des Stellbrooker Moors</li> <li>— Gemeinde Boostedt – Gebiet südlich der Ortschaft Boostedt (entlang Waldweg, Heidenbarg, Münsterberg, Heisterbarg, Zum Quellental, Tegelbar, Mühlenweg, Latendorfer Str.) sowie östlich und südlich des Bundeswehrgeländes</li> <li>— Gemeinde Rickling – Gebiet südlich der Rothenmühlenau und westlich der Straßen Alter Schönmoorer Weg und Kirschenweg bis zur Einmündung in die Schönmoorer Str., weiter südlich der Schönmoorer Str. bis zum Glinngraben und westlich des Glinngrabens</li> <li>— Gemeinde Großenaspe – Gebiet westlich der Straßen Halloh und Eekholt sowie östlich des Wildparks Eekholt</li> <li>— Forstgutsbezirk Buchholz</li> </ul>	From 6.12.2020 until 14.12.2020
<p><b>Kreisfreie Stadt Neumünster</b></p> <ul style="list-style-type: none"> <li>— von der Kreisgrenze zum Kreis Segeberg stadteinwärts auf</li> </ul>	14.12.2020

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der Altonaer Straße bis zum Holsatenring, ostwärts entlang Holsatenring und Sachsenring bis zur Kreuzung Haart, an der Kreuzung Haart / Sachsenring südostwärts Richtung Segeberg bis zur Straße „Am Geilenbek“, von dort die Straße „Am Geilenbek“ entlang bis zur Kreisgrenze des Kreises Plön, dann entlang der Stadtgrenze bis zur Kreisgrenze des Kreises Segeberg Höhe Kummerfelder Straße	
<b>Landkreis Plön</b>	14.12.2020
— Gemeinde Bönebüttel – von der Stadtgrenze Neumünster südlich der Bundesstraße B430 bis zur Straße Sickfurt, dann südlich der Straße Börringbaumer Weg bis zum Wiesenweg	
— Gemeinde Rendswühren – südlich der Straße Wiesenweg und Neuenrader Weg bis zur B430, dann südlich der B430 bis zur Straße Gönnebeker Weg, dann südwestlich der Straße Gönnebeker Weg und der Straße Böhren bis zur Kreisgrenze des Kreises Segeberg	
<b>MECKLENBURG-VORPOMMERN</b>	
<b>Landkreis Vorpommern-Rügen</b>	18.12.2020
— Gemeinde Ostseebad Prerow	
— Gemeinde Wieck a. Darß	
— Gemeinde Pruchten	
— Stadt Barth einschließlich der Ortsteile Tannenheim, Planitz, Glöwitz, Fahrenkamp	
— Gemeinde Fuhlendorf – Ortsteile Bodstedt, Fuhlendorf	
— Gemeinde Kenz-Küstrow, Ortsteile: Dabitz und Küstrow	
<b>Landkreis Vorpommern-Rügen</b>	From 10.12.2020 until 18.12.2020
— Ostseeheilbad Zingst	
<b>Landkreis Vorpommern-Rügen</b>	16.12.2020
— Gemeinde Dreschvitz	
— Gemeinde Ummanz – Ortsteile Lüßvitz, Moordorf, Unrow	
— Gemeinde Sehlen – Ortsteil Sehlen	
— Gemeinde Garz – Ortsteile Buhse, Bietegast, Garz, Dumsewitz, Gützlaßshagen, Heidenfelde,	

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—	Karnitz, Klein Stubben, Kniepow, Koldevitz, Kowall, Poltenbusch, Rosengarten, Swine, Wendorf Gemeinde Poseritz – Ortsteile Poseritz, Glutzow-Siedlung, Glutzow-Hof, Groß Stubben, Klein Grabow, Luppach, Mellnitz, Mellnitz Hof, Mellnitz Siedlung, Neparmitz, Neparmitz Ausbau, Puddemin, Renz, Swantow, Üselitz, Venzvitz, Wulfsberg, Zeiten	
—	Gemeinde Gustow – Ortsteile Benz, Gustow, Drigge, Nesebanz, Prosnitz, Sissow	
—	Gemeinde Altefähr – Ortsteile Altefähr, Barnkevitz, Grahlhof, Jarkvitz, Klein Bandelvitz, Scharpitz, Poppelvitz, Groß Bandelvitz, Papenhagen	
—	Gemeinde Rambin – Ortsteile Bessin, Breesen, Grabitz, Kasselvitz-Ausbau, Giesendorf, Gurvitz, Neuendorfer Katzen	
—	Gemeinde Samtens – Ortsteile Berglase, Samtens, Dumrade, Tolkmitz, Natzevitz, Stönkvitz, Zirkow-Hof, Negast, Sehrow	
—	Gemeinde Putbus – Ortsteile Dumgenevitz, Krimvitz, Strachtitz	
—	Hansestadt Stralsund	
—	Gemeinde Sundhagen – Ortsteile Niederhof, Neuhof	
<b>Landkreis Vorpommern-Rügen</b>		From 8.12.2020 until 16.12.2020
—	Gemeinde Rambin – Ortsteile Drammendorf, Götemitz, Kasselvitz, Kasselvitzer Katzen, Rothenkirchen, Sellentin, Rambin	
—	Gemeinde Samtens – Ortsteile Frankenthal, Muhlitz, Luttow	
—	Gemeinde Gustow – Ortsteile Saalkow, Warksow	
—	Gemeinde Poseritz – Ortsteile Datzow, Poseritz-Ausbau	
—	Gemeinde Altefähr – Ortsteil Kransdorf	

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- (1) [OJ L 395, 30.12.1989, p. 13.](#)
- (2) [OJ L 224, 18.8.1990, p. 29.](#)
- (3) Commission Implementing Decision (EU) 2020/1664 of 9 November 2020 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in Germany ([OJ L 374, 10.11.2020, p. 11](#)).
- (4) 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](#)).

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**Changes and effects yet to be applied to :**

- Decision implicit repeal by [EUDN 2020/1809](#) Decision