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DECISIONS

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⁽¹⁾ Text with EEA relevance.

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2021/2172

of 8 December 2021

amending Annexes V and XIV to Implementing Regulation (EU) 2021/404 as regards the entries for the United Kingdom in the lists of third countries authorised for the entry into the Union of consignments of poultry, germinal products of poultry and 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 Article 230(1) thereof,

Whereas:

- (1) Regulation (EU) 2016/429 requires 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 with which 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⁾ establishes the lists of third countries, or territories, or zones or compartments 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.
- (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, germinal products of poultry, and of fresh meat from poultry and game birds.

⁽¹⁾ OJ L 84, 31.3.2016, p. 1.

⁽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).

⁽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).

- (5) The United Kingdom notified the Commission of outbreaks of highly pathogenic avian influenza in poultry. The outbreaks are located near Leeming Bar, Hambleton, North Yorkshire in England and near Thirsk, Hambleton, North Yorkshire in England and were confirmed on 24 November 2021 by laboratory analysis (RT-PCR).
- (6) The United Kingdom notified the Commission of an outbreak of highly pathogenic avian influenza in poultry. The outbreak is located near Barrow upon Soar, Charnwood, Leicestershire in England and was confirmed on 25 November 2021 by laboratory analysis (RT-PCR).
- (7) The United Kingdom notified the Commission of an outbreak of highly pathogenic avian influenza in poultry. The outbreak is located near Thirsk, Hambleton, North Yorkshire in England and was confirmed on 26 November 2021 by laboratory analysis (RT-PCR).
- (8) The veterinary authorities of the United Kingdom established a 10 km control zone around the affected establishments and implemented a stamping-out policy in order to control the presence of highly pathogenic avian influenza and limit the spread of that disease.
- (9) The United Kingdom has submitted information to the Commission on the epidemiological situation on its territory and the measures it has taken to prevent the further spread of highly pathogenic avian influenza. That information has been evaluated by the Commission. On the basis of that evaluation, the entry into the Union of consignments of poultry, germinal products of poultry, and fresh meat from poultry and game birds from the areas under restrictions established by the veterinary authorities of the United Kingdom due to the recent outbreaks of highly pathogenic avian influenza should no longer be authorised.
- (10) Annexes V and XIV to Implementing Regulation (EU) 2021/404 should be therefore amended accordingly.
- (11) Taking into account the current epidemiological situation in the United Kingdom as regards highly pathogenic avian influenza, the amendments to be made to Implementing Regulation (EU) 2021/404 by this Regulation should take effect as a matter of urgency.
- (12) 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

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, 8 December 2021.

For the Commission
The President
Ursula VON DER LEYEN

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, in the entry for the United Kingdom, the following rows for zones GB-2.31, GB-2.32, GB-2.33 and GB-2.34 are inserted after the row for zone GB-2.30:

GB United Kingdom	GB-2.31	Breeding poultry other than ratites and productive poultry other than ratites	BPP	N, P1		24.11.2021	
		Breeding ratites and productive ratites	BPR	N, P1		24.11.2021	
		Poultry intended for slaughter other than ratites	SP	N, P1		24.11.2021	
		Ratites intended for slaughter	SR	N, P1		24.11.2021	
		Day-old chicks other than ratites	DOC	N, P1		24.11.2021	
		Day-old chicks of ratites	DOR	N, P1		24.11.2021	
		Less than 20 heads of poultry other than ratites	POU-LT20	N, P1		24.11.2021	
		Hatching eggs of poultry other than ratites	HEP	N, P1		24.11.2021	
		Hatching eggs of ratites	HER	N, P1		24.11.2021	
		Less than 20 heads of poultry other than ratites	HE-LT20	N, P1		24.11.2021	
	GB-2.32	Breeding poultry other than ratites and productive poultry other than ratites	BPP	N, P1		24.11.2021	
		Breeding ratites and productive ratites	BPR	N, P1		24.11.2021	
		Poultry intended for slaughter other than ratites	SP	N, P1		24.11.2021	
		Ratites intended for slaughter	SR	N, P1		24.11.2021	
		Day-old chicks other than ratites	DOC	N, P1		24.11.2021	
		Day-old chicks of ratites	DOR	N, P1		24.11.2021	
		Less than 20 heads of poultry other than ratites	POU-LT20	N, P1		24.11.2021	
		Hatching eggs of poultry other than ratites	HEP	N, P1		24.11.2021	

		Hatching eggs of ratites	HER	N, P1		24.11.2021	
		Less than 20 heads of poultry other than ratites	HE-LT20	N, P1		24.11.2021	
	GB-2.33	Breeding poultry other than ratites and productive poultry other than ratites	BPP	N, P1		25.11.2021	
		Breeding ratites and productive ratites	BPR	N, P1		25.11.2021	
		Poultry intended for slaughter other than ratites	SP	N, P1		25.11.2021	
		Ratites intended for slaughter	SR	N, P1		25.11.2021	
		Day-old chicks other than ratites	DOC	N, P1		25.11.2021	
		Day-old chicks of ratites	DOR	N, P1		25.11.2021	
		Less than 20 heads of poultry other than ratites	POU-LT20	N, P1		25.11.2021	
		Hatching eggs of poultry other than ratites	HEP	N, P1		25.11.2021	
		Hatching eggs of ratites	HER	N, P1		25.11.2021	
		Less than 20 heads of poultry other than ratites	HE-LT20	N, P1		25.11.2021	
	GB-2.34	Breeding poultry other than ratites and productive poultry other than ratites	BPP	N, P1		26.11.2021	
		Breeding ratites and productive ratites	BPR	N, P1		26.11.2021	
		Poultry intended for slaughter other than ratites	SP	N, P1		26.11.2021	
		Ratites intended for slaughter	SR	N, P1		26.11.2021	
		Day-old chicks other than ratites	DOC	N, P1		26.11.2021	
		Day-old chicks of ratites	DOR	N, P1		26.11.2021	
		Less than 20 heads of poultry other than ratites	POU-LT20	N, P1		26.11.2021	
		Hatching eggs of poultry other than ratites	HEP	N, P1		26.11.2021	
		Hatching eggs of ratites	HER	N, P1		26.11.2021	
		Less than 20 heads of poultry other than ratites	HE-LT20	N, P1		26.11.2021';	

- (b) in Part 2, in the entry for the United Kingdom, the following descriptions of the zones GB-2.31, GB-2.32, GB-2.33 and GB-2.34 are inserted after the description of the zone GB-2.30:

United Kingdom	GB-2.31	Near Leeming Bar, Hambleton, North Yorkshire, England: The area contained within a circle of a radius of 10km, centred on WGS84 dec, coordinates N54.32 and W1.50
	GB-2.32	Near Thirsk, Hambleton, North Yorkshire, England: The area contained within a circle of a radius of 10km, centred on WGS84 dec, coordinates N54.22 and W1.44
	GB-2.33	Near Barrow upon Soar, Charnwood, Leicestershire, England: The area contained within a circle of a radius of 10km, centred on WGS84 dec, coordinates N52.77 and W1.12
	GB-2.34	Near Thirsk, Hambleton, North Yorkshire, England: The area contained within a circle of a radius of 10km, centred on WGS84 dec, coordinates N54.23 and W1.42';

- (2) in Annex XIV, in Part 1, in the entry for the United Kingdom, the following rows for zones GB-2.31, GB-2.32, GB-2.33 and GB-2.34 are inserted after the row for zone GB-2.30:

GB United Kingdom	GB-2.31	Fresh meat of poultry other than ratites	POU	N, P1		24.11.2021	
		Fresh meat of ratites	RAT	N, P1		24.11.2021	
		Fresh meat of game birds	GBM	N, P1		24.11.2021	
	GB-2.32	Fresh meat of poultry other than ratites	POU	N, P1		24.11.2021	
		Fresh meat of ratites	RAT	N, P1		24.11.2021	
		Fresh meat of game birds	GBM	N, P1		24.11.2021	
	GB-2.33	Fresh meat of poultry other than ratites	POU	N, P1		25.11.2021	
		Fresh meat of ratites	RAT	N, P1		25.11.2021	
		Fresh meat of game birds	GBM	N, P1		25.11.2021	
	GB-2.34	Fresh meat of poultry other than ratites	POU	N, P1		26.11.2021	
		Fresh meat of ratites	RAT	N, P1		26.11.2021	
		Fresh meat of game birds	GBM	N, P1		26.11.2021'.	

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2021/2173

of 8 December 2021

amending Implementing Decision (EU) 2019/919 as regards harmonised standards for sewage treatment systems, electrically operated bilge pumps, builder's plate and maximum load capacity of small crafts

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council ⁽¹⁾, and in particular Article 10(6) thereof,

Whereas:

- (1) In accordance with Article 14 of Directive 2013/53/EU of the European Parliament and of the Council ⁽²⁾, products which are in conformity with harmonised standards or parts thereof the references of which have been published in the *Official Journal of the European Union*, are presumed to be in conformity with the requirements covered by those standards or parts thereof set out in Article 4(1) of Directive 2013/53/EU and Annex I to that Directive.
- (2) By Implementing Decision C(2015) 8736 ⁽³⁾, the Commission made a request to the European Committee for Standardisation (CEN) and the European Committee for Electrotechnical Standardisation (Cenelec) for the drafting and revision of harmonised standards in support of Directive 2013/53/EU addressing the stricter essential requirements set out in Article 4(1) of Directive 2013/53/EU and in Annex I to that Directive, in comparison with the repealed Directive 94/25/EC of the European Parliament and of the Council ⁽⁴⁾.
- (3) By Implementing Decision C(2015) 8736 CEN and Cenelec were also requested to revise standards the references of which were published by Commission communication 2015/C 087/01 ⁽⁵⁾.

⁽¹⁾ OJ L 316, 14.11.2012, p. 12.

⁽²⁾ Directive 2013/53/EU of the European Parliament and of the Council of 20 November 2013 on recreational craft and personal watercraft and repealing Directive 94/25/EC (OJ L 354, 28.12.2013, p. 90).

⁽³⁾ Commission Implementing Decision C(2015) 8736 of 15 December 2015 on a standardisation request to the European Committee for Standardisation and the European Committee for Electrotechnical Standardisation as regards recreational craft and personal watercraft in support of Directive 2013/53/EU of the European Parliament and of the Council of 20 November 2013 on recreational craft and personal watercraft and repealing Directive 94/25/EC.

⁽⁴⁾ Directive 94/25/EC of the European Parliament and of the Council of 16 June 1994 on the approximation of the laws, regulations and administrative provisions of the Member States relating to recreational craft (OJ L 164, 30.6.1994, p. 15).

⁽⁵⁾ Commission communication in the framework of the implementation of Directive 94/25/EC of the European Parliament and of the Council of 16 June 1994 on the approximation of the laws, regulations and administrative provisions of the Member States relating to recreational craft (Publication of titles and references of harmonised standards under Union harmonisation legislation) (OJ C 87, 13.3.2015, p. 1).

- (4) On the basis of the request set out in Implementing Decision C(2015) 8736, CEN revised the following harmonised standards: EN ISO 8849:2018 on electrically operated direct-current bilge pumps, the reference of which has been published by Commission Implementing Decision (EU) 2019/919 ⁽⁶⁾ and EN ISO 14946:2001/AC:2005 on maximum load capacity, the reference of which has been published by Commission communication 2018/C 209/05 ⁽⁷⁾. This resulted in the adoption of the following harmonised standards: EN ISO 8849:2021 and EN ISO 14946:2021.
- (5) On the basis of the request set out in Implementing Decision C(2015) 8736, CEN also drafted new harmonised standards EN ISO 8099-2:2021 on sewage treatment systems and EN ISO 14945:2021 on builder's plate.
- (6) The Commission together with CEN has assessed whether those standards as drafted or revised by CEN comply with the request set out in Implementing Decision C(2015) 8736.
- (7) The standard EN ISO 8099-2:2021 sets out requirements for the design, construction and installation of sewage treatment systems on small craft.
- (8) The standard EN ISO 8849:2021 sets out requirements for electrically operated bilge pumps intended for use in removing bilge water.
- (9) The standard EN ISO 14945:2021 sets out requirements for uniform display of information exhibited on the builder's plate of small craft.
- (10) The standard EN ISO 14946:2021 specifies the items included in the maximum load of small craft, without exceeding the limits set by other standards for stability, freeboard, flotation and man overboard prevention. It further sets requirements for seating and occupancy areas of crew members.
- (11) The standards EN ISO 8099-2:2021, EN ISO 8849:2021, EN ISO 14945:2021 and EN ISO 14946:2021 satisfy the requirements which they aim to cover and which are set out in Article 4(1) of Directive 2013/53/EU, as well as in Part A of Annex I to that Directive. It is therefore appropriate to publish the references of those standards in the *Official Journal of the European Union*.
- (12) Standard EN ISO 8849:2021 is to replace standard EN ISO 8849:2018. Standard EN ISO 14946:2021 is to replace standard EN ISO 14946:2001/AC:2005.
- (13) It is therefore necessary to withdraw the references of standards EN ISO 8849:2018 and EN ISO 14946:2001/AC:2005 from the *Official Journal of the European Union*.
- (14) In order to give manufacturers sufficient time to adapt their products to the revised versions of harmonised standards EN ISO 8849:2018 and EN ISO 14946:2001/AC:2005, it is necessary to defer the withdrawal of the references of those standards.
- (15) Annex I to Implementing Decision (EU) 2019/919 lists the references of harmonised standards drafted in support of Directive 2013/53/EU. The references of harmonised standards EN ISO 8099-2:2021, EN ISO 8849:2021, EN ISO 14945:2021 and EN ISO 14946:2021 should be included in that Annex. The reference of harmonised standard EN ISO 8849:2018 should be deleted from that Annex.

⁽⁶⁾ Commission Implementing Decision (EU) 2019/919 of 4 June 2019 on the harmonised standards for recreational craft and personal watercraft drafted in support of Directive 2013/53/EU of the European Parliament and of the Council (OJ L 146, 5.6.2019, p. 106).

⁽⁷⁾ Commission communication in the framework of the implementation of Directive 2013/53/EU of the European Parliament and of the Council of 20 November 2013 on recreational craft and personal watercraft and repealing Directive 94/25/EC (Publication of titles and references of harmonised standards under Union harmonisation legislation) (OJ C 209, 15.6.2018, p. 137).

- (16) Annex II to Implementing Decision (EU) 2019/919 lists the references of harmonised standards drafted in support of Directive 2013/53/EU that are withdrawn from the *Official Journal of the European Union*. The reference of harmonised standard EN ISO 14946:2001/AC:2005 should be included in that Annex.
- (17) Implementing Decision (EU) 2019/919 should therefore be amended accordingly.
- (18) Compliance with a harmonised standard confers a presumption of conformity with the corresponding essential requirements set out in Union harmonisation legislation from the date of publication of the reference of such standard in the *Official Journal of the European Union*. This Decision should therefore enter into force on the date of its publication,

HAS ADOPTED THIS DECISION:

Article 1

Implementing Decision (EU) 2019/919 is amended as follows:

- (1) Annex I is amended in accordance with Annex I to this Decision;
- (2) Annex II is amended in accordance with Annex II to this Decision.

Article 2

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*.

Point (1) of Annex I shall apply from 9 June 2022.

Done at Brussels, 8 December 2021.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX I

Annex I to Implementing Decision (EU) 2019/919 is amended as follows:

- (1) entry No 8 is deleted;
- (2) the following entries are added:

No	Reference of the standard
'40.	EN ISO 8099-2:2021 Small craft – Waste systems – Part 2: Sewage treatment systems
41.	EN ISO 8849:2021 Small craft – Electrically operated bilge pumps
42.	EN ISO 14945:2021 Small craft – Builder's plate
43.	EN ISO 14946:2021 Small craft – Maximum load capacity'.

ANNEX II

In Annex II to Implementing Decision (EU) 2019/919, the following entry is added:

No	Reference of the standard	Date of withdrawal
'36.	EN ISO 14946:2001 Small craft – Maximum load capacity EN ISO 14946:2001/AC:2005	9 June 2022'.

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