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⁽¹⁾ Text with EEA relevance.

EN

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⁽¹⁾ Text with EEA relevance.

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⁽¹⁾ Text with EEA relevance.

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2202

of 22 December 2020

amending Annex III to Regulation (EC) No 1251/2008 as regards the entries for the United Kingdom and the Crown Dependencies in the list of third countries, territories, zones or compartments authorised for the import into the European Union of consignments of aquaculture animals

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2006/88/EC of 24 October 2006 on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals ⁽¹⁾, and in particular Article 22 and Article 61(3) thereof,

Whereas:

- (1) Commission Regulation (EC) No 1251/2008 ⁽²⁾ establishes requirements for the import into the Union of aquaculture animals. More particularly, Annex III to that Regulation lists the third countries, territories, zones or compartments from which the import into the Union of consignments of aquaculture animals is authorised.
- (2) The United Kingdom has provided the necessary guarantees required by Regulation (EC) No 1251/2008 in order for the United Kingdom and the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in Annex III to that Regulation at the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be included in Annex III to Regulation (EC) No 1251/2008.
- (3) Annex III to Regulation (EC) No 1251/2008 should therefore be amended accordingly.
- (4) As the transitional period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

⁽¹⁾ OJ L 328, 24.11.2006, p. 14.

⁽²⁾ Commission Regulation (EC) No 1251/2008 of 12 December 2008 implementing Council Directive 2006/88/EC as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species (OJ L 337, 16.12.2008, p. 41).

HAS ADOPTED THIS REGULATION:

Article 1

Annex III to Regulation (EC) No 1251/2008 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annex III to Regulation (EC) No 1251/2008 is amended as follows:

- (1) the following entries for the United Kingdom and Guernsey are inserted after the entry for the Cook Islands:

'GB	United Kingdom (*)	X	X	X		Whole country
GG	Guernsey	X	X	X		Whole country

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

- (2) the following entries for the Isle of Man and Jersey are inserted after the entry for Israel:

'IM	Isle of Man	X				Whole country
JE	Jersey	X	X	X		Whole country'

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2203**of 22 December 2020****amending Annex I to Implementing Regulation (EU) 2018/659 as regards the entries for the United Kingdom and the Crown Dependencies in the list of third countries and parts of the territory of third countries from which the entry into the Union of consignments of equidae and of semen, ova and embryos of equidae is authorised****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(I) to Directive 90/425/EEC ⁽¹⁾, and in particular Article 17(3) thereof,

Having regard to Council Directive 2009/156/EC of 30 November 2009 on animal health conditions governing the movement and importation from third countries of equidae ⁽²⁾, and in particular Article 2(i), Article 12(1), (4) and (5), Article 13(2), Articles 15, 16, 17 and 19 thereof,

Having regard to Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) ⁽³⁾, and in particular Article 52 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2018/659 ⁽⁴⁾ establishes conditions for the entry into the Union of consignments of live equidae and of semen, ova and embryos of equidae. More particularly, Annex I to that Implementing Regulation establishes the list of third countries and parts of the territory of third countries from which the entry into the Union of consignments of equidae and of semen, ova and embryos of equidae is authorised.
- (2) The United Kingdom has provided the necessary guarantees required by Implementing Regulation (EU) 2018/659 in order for the United Kingdom and the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in Annex I to that Implementing Regulation after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be included in Annex I to Implementing Regulation (EU) 2018/659.

⁽¹⁾ OJ L 268, 14.9.1992, p. 54.

⁽²⁾ OJ L 192, 23.7.2010, p. 1.

⁽³⁾ OJ L 95, 7.4.2017, p. 1.

⁽⁴⁾ Commission Implementing Regulation (EU) 2018/659 of 12 April 2018 on the conditions for the entry into the Union of live equidae and of semen, ova and embryos of equidae (OJ L 110, 30.4.2018, p. 1).

- (3) As regards the health status of equidae in the United Kingdom and the Crown Dependencies, that third country and the Crown Dependencies should be assigned to sanitary group A, and all types of entry and the entry of all categories of equidae should be allowed.
- (4) Annex I to Implementing Regulation (EU) 2018/659 should therefore be amended accordingly.
- (5) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (6) 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

Annex I to Implementing Regulation (EU) 2018/659 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annex I to Implementing Regulation (EU) 2018/659 is amended as follows:

(1) the following entries are inserted after the entry for the Falkland Islands:

GB	United Kingdom (*)	GB-0	Whole country	A	X	X	X	X	X	X	X	X	X	X	
GG	Guernsey	GG-0	Whole country	A	X	X	X		X					X	

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

(2) the following entry is inserted after the entry for Israel:

IM	Isle of Man	IM-0	Whole country	A	X	X	X		X					X	
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(3) the following entry is inserted after the entry for Iceland:

JE	Jersey	JE-0	Whole country	A	X	X	X		X					X	
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COMMISSION IMPLEMENTING REGULATION (EU) 2020/2204**of 22 December 2020****amending Annexes I and II to Regulation (EU) No 206/2010 as regards the entries for the United Kingdom and the Crown Dependencies in the lists of third countries, territories or parts thereof authorised for the introduction into the Union of certain animals and fresh meat****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A (I) to Directive 90/425/EEC ⁽¹⁾, and in particular Article 17(3)(a) and the first subparagraph of Article 17(3)(c) thereof,

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽²⁾, and in particular the introductory phrase and points (1) and (4) of Article 8 and the introductory phrase and point (c) of Article 9 (4) thereof,

Having regard to Council Directive 2004/68/EC of 26 April 2004 laying down animal health rules for the importation into and transit through the Community of certain live ungulate animals, amending Directives 90/426/EEC and 92/65/EEC and repealing Directive 72/462/EEC ⁽³⁾, and in particular the first and second subparagraphs of Article 3(1) and the first subparagraph of Article 6(1) thereof,

Whereas:

- (1) Commission Regulation (EU) No 206/2010 ⁽⁴⁾ establishes lists of third countries, territories or parts thereof authorised for the introduction into the Union of certain animals and fresh meat and the veterinary certification requirements. It provides that consignments of ungulates, and fresh meat of those animals intended for human consumption, are only to be introduced into the Union from third countries that comply with the conditions laid down in that Regulation. More particularly, Part 1 of Annex I to Regulation (EU) No 206/2010 lists the third countries, territories and parts thereof authorised for the introduction into the Union of consignments of ungulates, other than equidae, while Part 1 of Annex II thereto lists the third countries, territories or parts thereof authorised for the introduction into the Union of consignments of fresh meat of ungulates, including equidae.
- (2) The United Kingdom has provided the necessary guarantees required by Regulation (EU) No 206/2010 in order for the United Kingdom and the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in Part 1 of Annex I to Regulation (EU) No 206/2010, and in Part 1 of Annex II thereto, after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be listed in Part 1 of Annex I to Regulation (EU) No 206/2010, and in Part 1 of Annex II thereto.

⁽¹⁾ OJ L 268, 14.9.1992, p. 54.

⁽²⁾ OJ L 18, 23.1.2003, p. 11.

⁽³⁾ OJ L 139, 30.4.2004, p. 320.

⁽⁴⁾ Commission Regulation (EU) No 206/2010 of 12 March 2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements (OJ L 73, 20.3.2010, p. 1).

- (3) In accordance with the import health requirements laid down in Article 13(2) of Commission Implementing Regulation (EU) 2015/1375 ⁽³⁾, a third country may only apply the derogations from *Trichinella* testing provided for in Article 3(2) and (3) of that Regulation if it has informed the Commission of the application of those derogations and if it has been listed for that purpose in, *inter alia*, the relevant Annexes to Regulation (EU) No 206/2010. On 4 December 2020, the United Kingdom informed the Commission of its intention to apply derogation from *Trichinella* testing for unweaned domestic swine less than five weeks of age. in accordance with Article 3(2) of Implementing Regulation (EU) 2015/1375. The United Kingdom should therefore be listed in Part 1 of Annex I to Regulation (EU) No 206/2010 as third country applying such a derogation to certain live pigs and their meat. The United Kingdom is the only third country so far that has asked for a derogation from *Trichinella* testing.
- (4) Annexes I and II to Regulation (EU) No 206/2010 should therefore be amended accordingly.
- (5) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (6) 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 I and II to Regulation (EU) No 206/2010 are amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

⁽³⁾ Commission Implementing Regulation (EU) 2015/1375 of 10 August 2015 laying down specific rules on official controls for *Trichinella* in meat (OJ L 212, 11.8.2015, p. 7).

ANNEX

Annexes I and II to Regulation (EU) No 206/2010 are amended as follows:

(1) in Annex I, Part 1 is amended as follows:

(a) the following entries for the United Kingdom and for Guernsey are inserted after the entry for Chile:

'GB-United Kingdom (*****)	GB-0	Whole country			
	GB-1	England and Wales	BOV-X, BOV-Y, OVI-X, OVI-Y, POR-X, POR-Y, RUM, SUI		III, IVa, V, IX, XI
	GB-2	Scotland	BOV-X, BOV-Y, OVI-X, OVI-Y, POR-X, POR-Y, RUM, SUI		II, III, IVa, V, IX, XI
GG-Guernsey	GG-0	Whole country	BOV-X, OVI-X, POR-X RUM		V, IX'

(b) the following entry for the Isle of Man is inserted after the entry for Greenland:

'IM-Isle of Man	IM-0	Whole country	BOV-X, BOV-Y, OVI-X, OVI-Y		II, III, IVa, V, IX'
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(c) the following entry for Jersey is inserted after the entry for Iceland:

'JE-Jersey	JE-0	Whole country	BOV-X, BOV-Y		IVa'
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(d) the specific condition 'XI' is replaced by the following:

“‘XI’: unweaned domestic swine less than five weeks of age are exempt from *Trichinella* testing.”;

(e) the following note concerning the entry for the United Kingdom is added:

‘(*****) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

(2) Annex II is amended as follows:

(a) Part 1 is amended as follows:

(i) the following entries are inserted after the entry for the Falkland Islands:

'GB- United Kingdom(***)	GB-0	Whole country	BOV, OVI, POR, EQU, RUF, RUW, SUF, SUW	K			
GG-Guernsey	GG-0	Whole country'					

(ii) the following entry is inserted after the entry for Israel:

'IM-Isle of Man	IM-0	Whole country	BOV, OVI, POR'				
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(iii) the following entry is inserted after the entry for Iceland:

'JE-Jersey	JE-0	Whole country'					
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(iv) the following note concerning the entry for the United Kingdom is added:

'(***) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.';

(b) in Part 2, in the supplementary guarantees, point 'K' is replaced by the following:

"'K": unweaned domestic swine less than five weeks of age are exempt from *Trichinella* testing.'.

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2205**of 22 December 2020****amending Annex I to Regulation (EC) No 798/2008 as regards the entries for the United Kingdom and the Crown Dependency of Guernsey in the list of third countries, territories, zones or compartments from which consignments of poultry and poultry products may be introduced into or transit through the Union****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽¹⁾, and in particular the introductory phrase and points (1) and (4) of Article 8 and the introductory phrase and point (c) of Article 9(4) thereof,

Having regard to Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs ⁽²⁾, and in particular Articles 23(1), 24(2) and 25(2) thereof,

Whereas:

- (1) Commission Regulation (EC) No 798/2008 ⁽³⁾ lays down a list of third countries, territories, zones or compartments from which poultry and poultry products ('the commodities') may be imported into and transit through the Union and the respective veterinary certification requirements. It provides that the commodities are only to be imported into and transit through the Union from the third countries, territories, zones or compartments listed in columns 1 and 3 of the table in Part 1 of Annex I thereto.
- (2) Regulation (EC) No 798/2008 also lays down the conditions for a third country, territory, zone or compartment, from which commodities are imported into the Union, to be considered as free from highly pathogenic avian influenza (HPAI).
- (3) The United Kingdom has provided the necessary guarantees required by Regulation (EC) No 798/2008 in order for the United Kingdom and the Crown Dependency of Guernsey to be listed in Part 1 of Annex I to that Regulation after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependency of Guernsey should be included in Part 1 of Annex I to Regulation (EC) No 798/2008.
- (4) However, since November 2020, the United Kingdom has confirmed a number of HPAI outbreaks of subtype H5N8 on its territory, certain of which will not have been resolved by 1 January 2021. Therefore, the territory of the United Kingdom cannot be considered as being free from that disease.

⁽¹⁾ OJ L 18, 23.1.2003, p. 11.

⁽²⁾ OJ L 343, 22.12.2009, p. 74.

⁽³⁾ Commission Regulation (EC) No 798/2008 of 8 August 2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements (OJ L 226, 23.8.2008, p. 1).

- (5) The United Kingdom has submitted information on the epidemiological situation on its territory and the measures it has taken to prevent the further spread of HPAI. That information has been evaluated by the Commission. On the basis of that evaluation, as well as of the guarantees provided by the United Kingdom, it is appropriate to place restrictions on the introduction into the Union of consignments of poultry and poultry products from the areas affected by HPAI, which the veterinary authorities of the United Kingdom have placed under restrictions due to the outbreaks.
- (6) Annex I to Regulation (EC) No 798/2008 should therefore be amended accordingly.
- (7) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (8) 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

Part 1 of Annex I to Regulation (EC) No 798/2008 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

In Part 1 of Annex I to Regulation (EC) No 798/2008, the following entries are inserted after the entry for China:

GB – United Kingdom (*)	GB-0	Whole country	SPF							
			EP, E							
	GB-1	The whole country of the United Kingdom, excluding area GB-2	BPP, BPR, DOC, DOR, HEP, HER, SRP, SRA, LT20		N			A		
			WGM							
			POU, RAT		N					
	GB-2	The territory of the United Kingdom corresponding to:								
	GB-2.1	North Yorkshire County: The area contained within a circle of a radius of 10 km, centred on WGS84 dec. coordinates N54.30 and W1.47	BPP, BPR, DOC, DOR, HEP, HER, SRP, SRA, LT20		N P2	1.1.2021		A		
			WGM		P2	1.1.2021				
			POU, RAT		N P2	1.1.2021				
	GB-2.2	North Yorkshire County: The area contained within a circle of a radius of 10 km, centred on WGS84 dec. coordinates N54.29 and W1.45	BPP, BPR, DOC, DOR, HEP, HER, SRP, SRA, LT20		N P2	1.1.2021		A		
			WGM		P2	1.1.2021				
			POU, RAT		N P2	1.1.2021				
	GB-2.3	Norfolk County: The area contained within a circle of a radius of 10 km, centred on WGS84 dec. coordinates N52.49 and E0.95	BPP, BPR, DOC, DOR, HEP, HER, SRP, SRA, LT20		N P2	1.1.2021		A		
			WGM		P2	1.1.2021				
			POU, RAT		N P2	1.1.2021				
	GB-2.4	Norfolk County: The area contained within a circle of a radius of 10 km, centred on WGS84 dec. coordinates N52.72 and E0.15	BPP, BPR, DOC, DOR, HEP, HER, SRP, SRA, LT20		N P2	1.1.2021		A		
			WGM		P2	1.1.2021				
			POU, RAT		N	1.1.2021				

					P2					
GG – Guernsey	GG-0	Whole territory	BPP, LT20		N			A		

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.’.

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2206**of 22 December 2020****amending Annex I to Regulation (EC) No 119/2009 as regards the entry for the United Kingdom in the list of third countries or parts thereof authorised for the introduction into the Union of consignments of meat of wild leporidae, of certain wild land mammals and of farmed rabbits****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽¹⁾, and in particular the introductory phrase of Article 8, the first subparagraph of point (1) and point (4) of Article 8 and the introductory phrase and point (c) of Article 9(4) thereof,

Whereas:

- (1) Commission Regulation (EC) No 119/2009 ⁽²⁾ lays down the public and animal health conditions and certification requirements for the introduction into the Union of consignments of certain meat of wild leporidae, of wild land mammals and of farmed rabbits. More particularly, Part 1 of Annex I to Regulation (EC) No 119/2009 lists the third countries and parts thereof authorised for the introduction into the Union of such consignments.
- (2) The United Kingdom has provided the necessary guarantees required by Regulation (EC) No 119/2009 in order for the United Kingdom to be listed in Part 1 of Annex I to that Regulation after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country should be listed in Part 1 of Annex I to Regulation (EC) No 119/2009.
- (3) Annex I to Regulation (EC) No 119/2009 should therefore be amended accordingly.
- (4) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (5) 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

Part 1 of Annex I to Regulation (EC) No 119/2009 is amended in accordance with the Annex to this Regulation.

⁽¹⁾ OJ L 18, 23.1.2003, p. 11.

⁽²⁾ Commission Regulation (EC) No 119/2009 of 9 February 2009 laying down a list of third countries or parts thereof, for imports into, or transit through, the Community of meat of wild leporidae, of certain wild land mammals and of farmed rabbits and the veterinary certification requirements (OJ L 39, 10.2.2009, p. 12).

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Part 1 of Annex I to Regulation (EC) No 119/2009 is amended as follows:

(1) the following entry for the United Kingdom is inserted after the entry for Russia:

United Kingdom(*)	GB	WL		RM		WM	'
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(2) the following note concerning the entry for the United Kingdom is added at the end of the list of third countries and parts thereof and additional guarantees:

‘(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.’

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2207**of 22 December 2020****amending Annex I to Regulation (EU) No 605/2010 as regards the entries for the United Kingdom and the Crown Dependencies in the list of third countries or parts thereof authorised for the introduction into the Union of raw milk, dairy products, colostrum and colostrum-based products intended for human consumption****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽¹⁾, and in particular the introductory phrase of Article 8, the first subparagraph of point (1) and point (4) of Article 8 and Article 9(4) thereof,

Whereas:

- (1) Commission Regulation (EU) No 605/2010 ⁽²⁾ lays down the public and animal health conditions and certification requirements for the introduction into the Union of consignments of raw milk, dairy products, colostrum and colostrum-based products intended for human consumption, and the list of third countries or parts thereof from which the introduction into the Union of such consignments is authorised. More particularly, Annex I to Regulation (EU) No 605/2010 lists the third countries and parts thereof from which the introduction into the Union of consignments of raw milk, dairy products, colostrum and colostrum-based products intended for human consumption is authorised.
- (2) The United Kingdom has provided the necessary guarantees required by Regulation (EU) No 605/2010 in order for the United Kingdom and the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in Annex I to that Regulation after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol.
- (3) Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be included in Annex I to Regulation (EU) No 605/2010.
- (4) Annex I to Regulation (EU) No 605/2010 should therefore be amended accordingly.
- (5) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

⁽¹⁾ OJ L 18, 23.1.2003, p. 11.

⁽²⁾ Commission Regulation (EU) No 605/2010 of 2 July 2010 laying down animal and public health and veterinary certification conditions for the introduction into the European Union of raw milk and dairy products intended for human consumption (OJ L 175, 10.7.2010, p. 1).

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EU) No 605/2010 is amended in accordance with the text set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annex I to Regulation (EU) No 605/2010 is amended as follows:

- (1) the following entries for the United Kingdom and Guernsey are inserted after the entry for Ethiopia:

'GB	United Kingdom (*)	+	+	+
GG	Guernsey	+	+	+

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.'

- (2) the following entry for the Isle of Man is inserted after the entry for Israel:

'IM	Isle of Man	+	+	+
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- (3) the following entry for Jersey is inserted after the entry for Iceland:

'JE	Jersey	+	+	+
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COMMISSION IMPLEMENTING REGULATION (EU) 2020/2208**of 22 December 2020****including the United Kingdom as a third country authorised for the imports into the Union of consignments of hay and straw****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) ⁽¹⁾, and in particular Article 128(1) thereof,

Whereas:

- (1) Certain plant products, including hay and straw, pose a risk of spreading infectious or contagious diseases to animals.
- (2) Article 128(2) of Regulation (EU) 2017/625 provides for the elements that should be included in the measures necessary to contain such risks.
- (3) Article 9 of Commission Regulation (EC) No 136/2004 ⁽²⁾ requires veterinary checks for the plant products listed in Annex IV to that Regulation, including straw and hay. Annex V to that Regulation lists the countries from which Member States are authorised to import hay and straw and specifies the conditions for such imports.
- (4) The CN codes for hay and straw are provided for in Chapter 12 of Annex I to Commission Implementing Regulation (EU) 2019/2007 ⁽³⁾.
- (5) Whilst Commission Implementing Regulation (EU) 2019/2130 ⁽⁴⁾ repealed Regulation (EC) No 136/2004, at the same time, it provided that Article 9 and Annexes IV and V of Regulation (EC) No 136/2004 remain applicable until 21 April 2021.
- (6) Implementing Regulation (EU) 2019/2130 applies to hay and straw entering the Union. That Implementing Regulation provides detailed rules for documentary checks, identity checks and physical checks to be performed on hay and straw at border control posts.

⁽¹⁾ OJ L 95, 7.4.2017, p. 1.

⁽²⁾ Commission Regulation (EC) No 136/2004 of 22 January 2004 laying down procedures for veterinary checks at Community border inspection posts on products imported from third countries (OJ L 21, 28.1.2004, p. 11).

⁽³⁾ Commission Implementing Regulation (EU) 2019/2007 of 18 November 2019 laying down rules for the application of Regulation (EU) 2017/625 of the European Parliament and of the Council as regards the lists of animals, products of animal origin, germinal products, animal by-products and derived products and hay and straw subject to official controls at border control posts and amending Decision 2007/275/EC (OJ L 312, 3.12.2019, p. 1).

⁽⁴⁾ Commission Implementing Regulation (EU) 2019/2130 of 25 November 2019 establishing detailed rules on the operations to be carried out during and after documentary checks, identity checks and physical checks on animals and goods subject to official controls at border control posts (OJ L 321, 12.12.2019, p. 128).

- (7) In view of the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement) on 31 December 2020, the United Kingdom requested to be able to continue its exports of hay and straw to the Union.
- (8) Furthermore, hay and straw are commodities through which risks to animal health may be transmitted. However, the present animal health status of the United Kingdom does not pose any concerns in relation to exports of hay and straw to the Union. Therefore, it is appropriate to subject hay and straw originating from the United Kingdom to documentary checks, identity checks and physical checks at the border control post of first arrival into the Union.
- (9) The United Kingdom has provided the necessary guarantees that would have fulfilled Regulation (EC) No 136/2004 for a third country to be listed in Annex V of that Regulation and to be included into the list of third countries from which Member States are authorised to import hay and straw. Taking into account the potential risk to animal health as well as the guarantees provided by the United Kingdom, that third country should be included as a third country from which Member States are authorised to import hay and straw, without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol.
- (10) Council Directive 97/78/EC ⁽⁵⁾, which provided the legal base for Regulation (EC) No 136/2004, was repealed by Article 146(1) of Regulation (EU) 2017/625 and could therefore not serve as a legal base for including the United Kingdom in Annex V to Regulation (EC) No 136/2004.
- (11) Since the list of third countries from where Member States may import hay and straw in Annex V to Regulation (EC) No 136/2004 is still applicable until 21 April 2021, the Commission has not yet adopted any delegated act in accordance with Article 126(1) of Regulation (EU) 2017/625 to lay down that hay and straw only enter the Union from a third country or a region of a third country which appears on a list drawn up by the Commission for that purpose. As a consequence, the United Kingdom cannot be included into such list in accordance with Article 127(1) of Regulation (EU) 2017/625. Therefore, the United Kingdom should be included as a third country from which Member States are authorised to import hay and straw subject to the detailed rules on the operations to be carried out on goods subject to official controls at border control posts in accordance with Implementing Regulation (EU) 2019/2130.
- (12) Pending the replacement of the list in Annex V to Regulation (EC) No 136/2004 by a measure adopted in accordance with Regulation (EC) 2017/625, it is appropriate to allow imports into the Union of hay and straw coming and originating from the United Kingdom. This would allow trade with the United Kingdom to continue, while taking into account the current animal health status of the United Kingdom.
- (13) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (14) 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

Imports into the Union of hay (CN code ex 1214 90, as referred to in Chapter 12 of Annex I to Implementing Regulation (EU) 2019/2007) and straw (CN code ex 1213 00 00, as referred to in Chapter 12 of Annex I to Implementing Regulation (EU) 2019/2007) coming from and originating in Great Britain and the Crown Dependencies shall be authorised.

⁽⁵⁾ Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries (OJ L 24, 30.1.1998, p. 9).

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2209**of 22 December 2020****amending Annexes I, II and III to Implementing Regulation (EU) 2019/626 as regards the entries of the United Kingdom and the Crown Dependencies in the list of third countries or regions thereof authorised for the entry into the European Union of certain animals and goods intended for human consumption****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2017/625 of the European Parliament and of the Council of 15 March 2017 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products, amending Regulations (EC) No 999/2001, (EC) No 396/2005, (EC) No 1069/2009, (EC) No 1107/2009, (EU) No 1151/2012, (EU) No 652/2014, (EU) 2016/429 and (EU) 2016/2031 of the European Parliament and of the Council, Council Regulations (EC) No 1/2005 and (EC) No 1099/2009 and Council Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2008/119/EC and 2008/120/EC, and repealing Regulations (EC) No 854/2004 and (EC) No 882/2004 of the European Parliament and of the Council, Council Directives 89/608/EEC, 89/662/EEC, 90/425/EEC, 91/496/EEC, 96/23/EC, 96/93/EC and 97/78/EC and Council Decision 92/438/EEC (Official Controls Regulation) ⁽¹⁾, and in particular Article 127(2) thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2019/625 ⁽²⁾ supplements Regulation (EU) 2017/625 as regards the conditions for the entry into the Union of consignments of certain animals and goods intended for human consumption from third countries or regions thereof in order to ensure that they comply with the applicable requirements established in the rules on food safety referred to in Article 1(2)(a) of Regulation (EU) 2017/625 or with requirements recognised to be at least equivalent. Those conditions include the identification of the animals and goods intended for human consumption which can enter the Union only from third countries or regions listed in accordance with Article 126(2)(a) of Regulation (EU) 2017/625.
- (2) Commission Implementing Regulation (EU) 2019/626 ⁽³⁾ establishes lists of third countries or regions thereof authorised for the entry into the Union from a food safety perspective, in particular of live, chilled, frozen or processed bivalve molluscs, echinoderms, tunicates and marine gastropods for human consumption, of other fishery products and of frogs' legs and snails prepared in accordance with Regulation (EC) No 853/2004 of the European Parliament and of the Council ⁽⁴⁾.
- (3) The United Kingdom has provided the necessary guarantees required by Delegated Regulation (EU) 2019/625 in order for the United Kingdom and for the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in Annexes I, II and III to Implementing Regulation (EU) 2019/626 after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the

⁽¹⁾ OJ L 95, 7.4.2017, p. 1.

⁽²⁾ Commission Delegated Regulation (EU) 2019/625 of 4 March 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council with regard to requirements for the entry into the Union of consignments of certain animals and goods intended for human consumption (OJ L 131, 17.5.2019, p. 18).

⁽³⁾ Commission Implementing Regulation (EU) 2019/626 of 5 March 2019 concerning lists of third countries or regions thereof authorised for the entry into the European Union of certain animals and goods intended for human consumption, amending Implementing Regulation (EU) 2016/759 as regards these lists (OJ L 131, 17.5.2019, p. 31).

⁽⁴⁾ Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin (OJ L 139, 30.4.2004, p. 55).

application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be included in Annexes I, II and III to Implementing Regulation (EU) 2019/626.

- (4) Annexes I, II and III to Implementing Regulation (EU) 2019/626 should therefore be amended accordingly.
- (5) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (6) 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 I, II and III to Implementing Regulation (EU) 2019/626 are amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annexes I, II and III to Implementing Regulation (EU) 2019/626 are amended as follows:

(1) Annex I is amended as follows:

(a) the following entries are inserted after the entry for Chile:

'GB	United Kingdom *	
GG	Guernsey	

* In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

(b) the following entries are inserted after the entry for Greenland:

'IM	Isle of Man	
JE	Jersey'	

(2) Annex II is amended as follows:

(a) the following entry is inserted after the entry for Gabon:

'GB	United Kingdom *	
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(b) the following entry is inserted after the entry for Georgia:

'GG	Guernsey'	
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(c) the following entry is inserted after the entry for Israel:

'IM	Isle of Man'	
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(d) the following entry is inserted after the entry for Iran:

'JE	Jersey'	
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(3) Annex III is amended as follows:

(a) the following entry is inserted after the entry for Gabon:

'GB	United Kingdom *	
-----	------------------	--

(b) the following entry is inserted after the entry for Georgia:

'GG	Guernsey'	
-----	-----------	--

(c) the following entry is inserted after the entry for Israel:

'IM	Isle of Man'	
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(d) the following entry is inserted after the entry for Iran:

'JE	Jersey'	
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COMMISSION IMPLEMENTING REGULATION (EU) 2020/2210**of 22 December 2020****amending Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) No 2019/2072 as regards the requirements concerning the protected zone of Northern Ireland and the prohibitions and requirements for the introduction into the Union of plants, plant products and other objects from the United Kingdom****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2016/2031 of the European Parliament and of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC ⁽¹⁾, and in particular Articles 32(3), 40(2), 41(2), 53(2), 54(2), 72(2) and 74(2) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2019/2072 ⁽²⁾ establishes uniform conditions as regards protective measures against pests of plants. Annexes III, VI, VII, IX, X, XI and XII to that Implementing Regulation set out *inter alia* the list of protected zones and the respective protected zone quarantine pests; the list of plants, plant products and other objects whose introduction into the Union territory is prohibited, together with the third countries, groups of third countries or specific areas of third countries to which the prohibition applies; the list of plants, plant products and other objects originating from third countries, and the corresponding special requirements for their introduction into the Union territory; the list of plants, plant products and other objects, originating from third countries or within the Union territory, whose introduction into certain protected zones is prohibited; the list of plants, plant products and other objects to be introduced into, or moved within protected zones and the corresponding special requirements for protected zones; the list of plants, plant products and other objects, as well as the respective third countries of origin or dispatch, for which phytosanitary certificates are required; and the list of plants, plant products and other objects for which a phytosanitary certificate is required for their introduction into a protected zone from certain third countries of origin or dispatch.
- (2) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, Regulation (EU) 2016/2031, as well as the Commission acts based on it, applies to and in the United Kingdom in respect of Northern Ireland after the end of the transition period provided for in the Withdrawal Agreement.
- (3) The United Kingdom and parts of the territory of that third country are listed in Annexes III, IX and X to Implementing Regulation (EU) 2019/2072 as protected zones. References to the United Kingdom in those Annexes should therefore be replaced by references to Northern Ireland in all cases where Northern Ireland is part of those protected zones.
- (4) In addition, the United Kingdom has provided the necessary guarantees required by Regulation (EU) 2016/2031 in order for the United Kingdom to be listed with other European third countries in Annexes VI and VII, in Part A of Annex XI and Annex XII to Regulation (EU) 2019/2072, without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol.

⁽¹⁾ OJ L 317, 23.11.2016, p. 4.

⁽²⁾ Commission Implementing Regulation (EU) 2019/2072 of 28 November 2019 establishing uniform conditions for the implementation of Regulation (EU) 2016/2031 of the European Parliament and the Council, as regards protective measures against pests of plants, and repealing Commission Regulation (EC) No 690/2008 and amending Commission Implementing Regulation (EU) 2018/2019 (OJ L 319, 10.12.2019, p. 1).

- (5) The territory of Northern Ireland in the United Kingdom was recognised as temporary protected zone in respect to *Xanthomonas arboricola* pv.*pruni* (Smith) Vauterin *et al.*, *Liriomyza huidobrensis* (Blanchard), *Liriomyza trifolii* (Burgess) and *Thaumetopoea proceSSIONea* L. until 30 April 2020. The United Kingdom has submitted information that Northern Ireland appears to continue to be free from those protected zone quarantine pests. The recognition of that temporary protected zone should therefore be extended until 30 April 2023.
- (6) Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) 2019/2072 should therefore be amended accordingly.
- (7) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (8) 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 III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) 2019/2072 are amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annexes III, VI, VII, IX, X, XI and XII to Implementing Regulation (EU) 2019/2072 are amended as follows:

(1) Annex III is replaced by the following:

‘ANNEX III

List of protected zones and the respective protected zone quarantine pests and their respective codes

The protected zones listed in the third column of the following table respectively cover one of the following:

- (a) the whole territory of the Member State (*) listed;
- (b) the territory of the Member State listed with the exceptions specified within brackets;
- (c) only the part of the territory of the Member State which is specified within brackets.

Protected zone quarantine pests	EPPO code	Protected zones
(a) Bacteria		
1. <i>Erwinia amylovora</i> (Burrill) Winslow <i>et al.</i>	ERWIAM	<ul style="list-style-type: none"> (a) Estonia; (b) Spain (except the autonomous communities of Andalucía, Aragón, Castilla la Mancha, Castilla y León, Extremadura, the autonomous community of Madrid, Murcia, Navarra and La Rioja, the province of Guipuzcoa in the Basque Country, the comarcas of Garrigues, Noguera, Pla d'Urgell, Segrià and Urgell in the province of Lleida in Comunitat autònoma de Catalunya; and the municipalities of Alborache and Turís in the province of Valencia and the Comarcas de L'Alt Vinalopó and El Vinalopó Mitjà in the province of Alicante in Comunitat Valenciana); (c) France (Corsica); (d) Italy (Abruzzo, Basilicata, Calabria, Campania, Lazio, Liguria, Marche (except the communes of Colli al Metauro, Fano, Pesaro and San Costanzo in the province of Pesaro e Urbino), Molise, Piedmont (except the communes of Busca, Centallo, Scarnafigi, Tarantasca and Villafalletto in the province of Cuneo), Sardinia, Sicily (except the municipalities of Cesarò in the province of Messina, Maniace, Bronte, Adrano in the province of Catania and Centuripe, Regalbuto and Troina in the province of Enna), Tuscany, Umbria, Valle d'Aosta);

			<p>(e) Latvia;</p> <p>(f) Finland</p> <p>(g) until 30 April 2020: Ireland (except Galway city);</p> <p>(h) until 30 April 2020: Italy (Apúlia, Lombardy (except the provinces of Milan, Mantua, Sondrio and Varese, and the communes of Bovisio Masciago, Cesano Maderno, Desio, Limbiate, Nova Milanese and Varedo in Monza Brianza Province), Veneto (except the provinces of Rovigo and Venice, the communes Barbona, Boara Pisani, Castelbaldo, Masi, Piacenza d'Adige, S. Urbano and Vescovana in the province of Padova and the the communes of Albaredo d'Adige, Angiari, Arcole, Belfiore, Bevilacqua, Bonavigo, Boschi S. Anna, Bovolone, Buttapietra, Caldiero, Casaleone, Castagnaro, Castel d'Azzano, Cerea, Cologna Veneta, Concamarise, Erbè, Gazzo Veronese, Isola della Scala, Isola Rizza, Legnago, Minerbe, Mozzecane, Nogara, Nogarole Rocca, Oppeano, Palù, Povegliano Veronese, Pressana, Ronco all'Adige, Roverchiara, Roveredo di Guà, San Bonifacio, Sanguinetto, San Pietro di Morubbio, San Giovanni Lupatoto, Salizzole, San Martino Buon Albergo, Sommacampagna, Sorgà, Terrazzo, Trevenzuolo, Valeggio sul Mincio, Veronella, Villa Bartolomea, Villafranca di Verona, Vigasio, Zevio, Zimella in the province of Verona));</p> <p>(i) until 30 April 2020: Lithuania (except the municipality of Kėdainiai in the region of Kaunas);</p> <p>(j) until 30 April 2020: Slovenia (except the regions of Gorenjska, Koroška, Maribor and Notranjska, and the communes of Dol pri Ljubljani, Lendava, Litija, Moravče, Renče-Vogrsko, Velika Polana and Žužemberk, and the settlements Fužina, Gabrovčec, Glogovica, Gorenja vas, Gradiček, Grintovec, Ivančna Gorica, Krka, Krška vas, Male Lese, Malo Črnelo, Malo Globoko, Marinča vas, Mleščevo, Mrzlo Polje, Muljava, Podbukovje, Potok pri Muljavi, Šentvid pri Stični, Škrjanče, Trebnja Gorica, Velike Lese, Veliko Črnelo, Veliko Globoko, Vir pri Stični, Vrhpolje pri Šentvidu, Zagradec and Znojile pri Krki in the commune Ivančna Gorica);</p> <p>(k) until 30 April 2020: Slovakia (except the county of Dunajská Streda, Hronovce and Hronské Kľačany in the Levice County, Dvory nad Žitavou in the Nové Zámky County, Málinec in the Poltár County, Hrhov in the Rožňava County, Veľké Ripňany in the Topoľčany County, Kazimír, Lubyňa, Malý Horeš, Svätušie and Zátin in the Trebišov County).</p>
2.	<i>Xanthomonas arboricola</i> pv. <i>pruni</i> (Smith) Vauterin et al.	XANTPR	until 30 April 2023: United Kingdom (Northern Ireland)

(b) Fungi and oomycetes

1.	<i>Colletotrichum gossypii</i> Southw	GLOMGO	Greece
2.	<i>Cryphonectria parasitica</i> (Murrill) Barr.	ENDOPA	(a) Czechia; (b) Ireland; (c) Sweden; (d) United Kingdom (Northern Ireland).
3.	<i>Entoleuca mammata</i> (Wahlenb.) Rogers and Ju	HYPOMA	(a) Ireland; (b) United Kingdom (Northern Ireland).
4.	<i>Gremmeniella abietina</i> (Lagerberg) Morelet	GREMAB	Ireland

(c) Insects and mites

1.	<i>Bemisia tabaci</i> Genn. (European populations)	BEMITA	(a) Ireland; (b) Sweden; (c) United Kingdom (Northern Ireland).
2.	<i>Cephalcia lariciphila</i> Wachtl	CEPCAL	(a) Ireland; (b) United Kingdom (Northern Ireland).
3.	<i>Dendroctonus micans</i> Kugelan	DENCMI	(a) Ireland; (b) Greece; (c) United Kingdom (Northern Ireland).
4.	<i>Dryocosmus kuriphilus</i> Yasumatsu	DRYCKU	(a) Ireland; (b) United Kingdom (Northern Ireland).
5.	<i>Gilpinia hercyniae</i> Hartig	GILPPO	(a) Ireland; (b) Greece; (c) United Kingdom (Northern Ireland).
6.	<i>Goniapterus scutellatus</i> Gyllenhal	GONPSC	(a) Greece; (b) Portugal (Azores, except the Terceira island).
7.	<i>Ips amitinus</i> Eichhoff	IPXAM	(a) Ireland; (b) Greece; (c) United Kingdom (Northern Ireland).
8.	<i>Ips cembrae</i> Heer	IPXCE	(a) Ireland; (b) Greece; (c) United Kingdom (Northern Ireland).
9.	<i>Ips duplicatus</i> Sahlberg	IPXDUD	(a) Ireland; (b) Greece; (c) United Kingdom (Northern Ireland).

10.	<i>Ips sexdentatus</i> Börner	IPSEXSE	(a) Ireland; (b) Cyprus; (c) United Kingdom (Northern Ireland).
11.	<i>Ips typographus</i> Heer	IPSXTY	(a) Ireland; (b) United Kingdom (Northern Ireland).
12.	<i>Leptinotarsa decemlineata</i> Say	LPTNDE	(a) Ireland; (b) Spain (Ibiza and Menorca); (c) Cyprus; (d) Malta; (e) Portugal (Azores and Madeira); (f) Finland (districts of Åland, Häme, Kymi, Pirkanmaa, Satakunta, Turku, Uusimaa); (g) Sweden (counties of Blekinge, Gotland, Halland, Kalmar and Skåne); (h) United Kingdom (Northern Ireland).
13.	<i>Liriomyza bryoniae</i> (Kaltenbach)	LIRIBO	(a) Ireland; (b) United Kingdom (Northern Ireland).
14.	<i>Liriomyza huidobrensis</i> (Blanchard)	LIRIHU	(a) Ireland; (b) until 30 April 2023: United Kingdom (Northern Ireland).
15.	<i>Liriomyza trifolii</i> (Burgess)	LIRITR	(a) Ireland; (b) until 30 April 2023: United Kingdom (Northern Ireland).
16.	<i>Paysandisia archon</i> (Burmeister)	PAYSAR	(a) Ireland; (b) Malta; (c) United Kingdom (Northern Ireland).
17.	<i>Rhynchophorus ferrugineus</i> (Olivier)	RHYCFE	(a) Ireland; (b) Portugal (Azores); (c) United Kingdom (Northern Ireland).
18.	<i>Sternonchetus mangiferae</i> Fabricius	CRYPMA	(a) Spain (Granada and Malaga); (b) Portugal (Alentejo, Algarve and Madeira).
19.	<i>Thaumetopoea pityocampa</i> Denis & Schiffermüller	THAUPI	United Kingdom (Northern Ireland).
20.	<i>Thaumetopoea processionea</i> L.	THAUPR	(a) Ireland; (b) until 30 April 2023: United Kingdom (Northern Ireland).
21.	<i>Viteus vitifoliae</i> (Fitch)	VITEVI	Cyprus.

(d) Virus, viroids and phytoplasmas

1.	Beet necrotic yellow vein virus	BNYVV0	(a) Ireland; (b) France (Brittany); (c) Portugal (Azores); (d) Finland; (e) United Kingdom (Northern Ireland).
2.	<i>Candidatus Phytoplasma ulmi</i>	PHYFUL	United Kingdom (Northern Ireland)
3.	Citrus tristeza virus (EU isolates)	CTV000	Malta

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to Member States include the United Kingdom in respect of Northern Ireland.'

(2) Annex VI is amended as follows:

(a) in point (1), in the fourth column, the text is replaced by the following:

'Third countries other than Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo- Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

(b) in point (2), in the fourth column, the text is replaced by the following:

'Third countries other than Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo- Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

- (c) in point (8), in the fourth column, the text is replaced by the following:

‘Third countries other than Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (d) in point (9), in the fourth column, the text is replaced by the following:

‘Third countries other than Albania, Algeria, Andorra, Armenia, Australia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canada, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, New Zealand, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine, the United Kingdom (*) and United States other than Hawaii.

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (e) in point (14), in the fourth column, the text is replaced by the following:

‘Third countries other than Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (f) in point (18), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

(3) Annex VII is amended as follows:

(a) in point (5), in the fourth column, the text is replaced by the following:

'Third countries other than: Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

(b) in point (6), in the fourth column, the text is replaced by the following:

'Third countries other than: Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

(c) in point (9), in the fourth column, the text is replaced by the following:

'Third countries other than: Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

(d) in point (10), in the fourth column, the text is replaced by the following:

'Third countries other than: Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

- (e) in point (11), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Algeria, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Egypt, Faeroe Islands, Georgia, Iceland, Israel, Jordan, Lebanon, Libya, Liechtenstein, Moldova, Monaco, Montenegro, Morocco, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Syria, Tunisia, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (f) in point (30), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (g) in point (32), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (h) in point (55), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (i) in point (80), in the fourth column, the text is replaced by the following:

‘Third countries, other than:

- Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Kazakhstan, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia, San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*),
- Canada, China, Japan, Republic of Korea, Mexico, Taiwan and United States, where *Bursaphelenchus xylophilus* (Steiner et Bühner) Nickle *et al.* is known to occur.

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (j) in point (81), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, San Marino, Serbia, Switzerland, Ukraine and the United Kingdom (*),

and other than Canada, China, Japan, Republic of Korea, Mexico, Taiwan and USA, where *Bursaphelenchus xylophilus* (Steiner et Bühner) Nickle *et al.* is known to occur.

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (k) in point (82), in the fourth column, the text is replaced by the following:

‘Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’;

- (4) in Annex IX, in points 1 and 2, in the right hand column (‘Protected zones’), the words ‘(k) United Kingdom (Isle of Man; Channel Islands)’ are deleted;

- (5) Annex X is amended as follows:

- (a) in the introductory paragraph above the table, point (a) is replaced by the following:

‘(a) the whole territory of the Member State (*) listed;

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to Member State include the United Kingdom in respect of Northern Ireland.’;

- (b) in points 3 and 9, in the right hand column (‘Protected zones’), the words ‘(k) United Kingdom (Isle of Man; Channel Islands)’ are deleted;

- (c) in points 11 to 14, 16, 20, 21, 24, 25, 26, 29, 30, 31, 40, 41, 42, 45, 47, 49, 51 and 52, in the right hand column ('Protected zones'), the words '(Northern Ireland)' are added after 'United Kingdom';
 - (d) in points 17, 18, 23, 39 and 46, in the right hand column ('Protected zones'), the words 'United Kingdom (Northern Ireland, Isle of Man and Jersey)' are replaced by 'United Kingdom (Northern Ireland)';
 - (e) in points 27, 28, 43, 44, 48 and 50, in the right hand column ('Protected zones'), the words 'United Kingdom (Northern Ireland and Isle of Man)' are replaced by 'United Kingdom (Northern Ireland)';
 - (f) in point 22, in the right hand column ('Protected zones'), the words in brackets after 'United Kingdom' are replaced by 'Northern Ireland';
- (6) in Annex XI, Part A is amended as follows:
- (a) in point 3, in the third column of the entry '*Prunus* L.', the text is replaced by the following:
 'Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).'

 (*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.';
 - (b) in point 6, in the third column of the entry '*Aster* spp, *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. and *Trachelium* L.', the text is replaced by the following:
 'Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).'

 (*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.';
 - (c) in point 11, in the third column of the entry '*Conifers* (Pinales)', the text is replaced by the following:
 'Third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).'

 (*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.';

- (d) in point 12, in the third column of the entry '*Conifers (Pinales)*', the text is replaced by the following:

'Kazakhstan, Russia and Turkey and other third countries other than: Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, San Marino, Serbia, Switzerland, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.'

- (7) in Annex XII, in point 6, in the third column of the entry '*Conifers (Pinales)*', excluding wood which is bark-free originating in European third countries', the text is replaced by the following:

'Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia, Switzerland, Turkey, Ukraine and the United Kingdom (*).

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.'

COMMISSION IMPLEMENTING REGULATION (EU) 2020/2211
of 22 December 2020
amending Annex VI to Implementing Regulation (EU) 2019/2072 as regards the United Kingdom

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2016/2031 of the European Parliament and of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC ⁽¹⁾, and in particular Article 40(3) thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2019/2072 ⁽²⁾ provides for protective measures against pests of plants, applicable in the Union territory.
- (2) Union law, including Implementing Regulation (EU) 2019/2072, is applicable to and in the United Kingdom during a transition period that ends on 31 December 2020, in accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community ('Withdrawal Agreement'), and in particular Articles 126 and Article 127(1) thereof.
- (3) In accordance with Implementing Regulation (EU) 2019/2072, tubers of species of *Solanum* L., and their hybrids, other than those specified in entries 15 and 16 of Annex VI to that Regulation (the 'specified plants'), may be introduced into the Union from the third countries listed in the fourth column of entry 17 of that Annex.
- (4) In view of the end of the transition period provided for in the Withdrawal Agreement, the United Kingdom has submitted a request to the Commission for its recognition as being free from the specified pest, from 1 January 2021.
- (5) Council Directive 93/85/EEC ⁽³⁾ provides for measures to be taken within the Member States, amongst others, against the pest *Clavibacter sepedonicus* (Spieckermann and Kottho) Nouioui *et al.*, which is one of the causes for the potato ring rot disease.
- (6) In accordance with Article 2 of Directive 93/85/EEC, the United Kingdom has carried out annual surveys, the results of which prove that its territory has been free from the specified pest in the last three years. The results of those surveys have been notified in 2020 to the Commission and the other Member States.
- (7) Moreover, no interceptions of the specified pest have been recorded during the movement of the specified plants within the United Kingdom, or from that country to the Union.
- (8) The United Kingdom has informed the Commission that its respective legislation, which has transposed Directive 93/85/EEC, will not change and will continue to apply from 1 January 2021.
- (9) The United Kingdom should therefore be included in the fourth column of entry 17 of Annex VI to Implementing Regulation (EU) 2019/2072, without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol.

⁽¹⁾ OJ L 317, 23.11.2016, p. 4.

⁽²⁾ Commission Implementing Regulation (EU) 2019/2072 of 28 November 2019 establishing uniform conditions for the implementation of Regulation (EU) 2016/2031 of the European Parliament and the Council, as regards protective measures against pests of plants, and repealing Commission Regulation (EC) No 690/2008 and amending Commission Implementing Regulation (EU) 2018/2019 (OJ L 319, 10.12.2019, p. 1).

⁽³⁾ Council Directive 93/85/EEC of 4 October 1993 on the control of potato ring rot (OJ L 259, 18.10.1993, p. 1).

- (10) In order to ensure that the United Kingdom remains free from the specified pest, it should submit to the Commission, by 28 February of each year, survey results confirming that *Clavibacter sepedonicus* (Spieckermann and Kottho) Nouioui *et al.* has not been present on its territory during the preceding year.
- (11) Implementing Regulation (EU) No 2019/2072 should therefore be amended accordingly.
- (12) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Regulation should apply from 1 January 2021.
- (13) 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

Annex VI to Implementing Regulation (EU) 2019/2072 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2021.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 December 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

In the fourth column of entry 17 of Annex VI to Implementing Regulation (EU) 2019/2072, the text is replaced by the following:

‘Third countries other than:

(a) Algeria, Egypt, Israel, Libya, Morocco, Syria, Switzerland, Tunisia and Turkey;

or

(b) those which fulfil the following:

(i) they are one of following:

Albania, Andorra, Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Canary Islands, Faeroe Islands, Georgia, Iceland, Liechtenstein, Moldova, Monaco, Montenegro, North Macedonia, Norway, Russia (only the following parts: Central Federal District (Tsentralny federalny okrug), Northwestern Federal District (Severo-Zapadny federalny okrug), Southern Federal District (Yuzhny federalny okrug), North Caucasian Federal District (Severo-Kavkazsky federalny okrug) and Volga Federal District (Privolzhsky federalny okrug)), San Marino, Serbia and Ukraine; and

(ii) they fulfil one of the following:

- they are recognised as being free from *Clavibacter sepedonicus* (Spieckermann and Kottho) Nouioui *et al.*, in accordance with the procedure referred to in Article 107 of Regulation (EU) No 2016/2031, or
- their legislation is recognised as equivalent to the Union rules concerning protection against *Clavibacter sepedonicus* (Spieckermann and Kottho) Nouioui *et al.* in accordance with the procedure referred to in Article 107 of Regulation (EU) No 2016/2031;

or

(c) the United Kingdom (*), provided the following condition is fulfilled: the submission by the United Kingdom to the Commission, by 28 February of each year, of survey results confirming that *Clavibacter sepedonicus* (Spieckermann and Kottho) Nouioui *et al.* has not been present on its territory during the preceding year.

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.’

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2020/2212

of 22 December 2020

amending the Annex to Decision 2007/453/EC as regards the BSE status of the United Kingdom and the Crown Dependency of Jersey

(notified under document C(2020) 9453)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ⁽¹⁾, and in particular the third subparagraph of Article 5(2) thereof,

Whereas:

- (1) Regulation (EC) No 999/2001 provides that Member States, third countries or regions thereof are to be classified according to their bovine spongiform encephalopathy (BSE) status into one of three categories: negligible BSE risk, controlled BSE risk and undetermined BSE risk.
- (2) The third subparagraph of Article 5(2) of Regulation (EC) No 999/2001 provides that if the World Organisation for Animal Health (OIE) has placed an applicant country in one of the three BSE categories, a re-assessment of the BSE categorisation at Union level may be decided.
- (3) Commission Decision 2007/453/EC ⁽²⁾ lists the BSE status of countries or regions according to their BSE risk in Parts A, B or C of the Annex to that Decision. The countries and regions listed in Part A of that Annex are regarded as having a negligible BSE risk, those listed in Part B thereof are regarded as having a controlled BSE risk, while Part C of that Annex provides that countries or regions not listed in Part A or B are to be regarded as having an undetermined BSE risk.
- (4) Northern Ireland and Scotland currently fall within Part A of the Annex to Decision 2007/453/EC as regions with a negligible BSE risk, while the United Kingdom with the exception of Northern Ireland and Scotland currently falls within Part B of that Annex as a country with a controlled BSE risk.
- (5) On 28 May 2019, during its General Session, the OIE World Assembly of Delegates adopted Resolution No 19 on the Recognition of the Bovine Spongiform Encephalopathy Risk Status of Members ⁽³⁾, in view of an entry into force on 31 May 2019. That Resolution recognised Scotland as having a controlled BSE risk. After reassessment of the situation at Union level, stemming from that OIE Resolution, the Commission has considered that the new OIE BSE status of Scotland should be reflected in Decision 2007/453/EC.

⁽¹⁾ OJ L 147, 31.5.2001, p. 1.

⁽²⁾ Commission Decision 2007/453/EC of 29 June 2007 establishing the BSE status of Member States or third countries or regions thereof according to their BSE risk (OJ L 172, 30.6.2007, p. 84).

⁽³⁾ http://www.oie.int/fileadmin/Home/eng/Animal_Health_in_the_World/docs/pdf/Resolutions/2019/A_R19_BSE_risk.pdf.

- (6) On 29 May 2020, the OIE World Assembly of Delegates adopted Resolution No 11 ⁽⁴⁾ recognising Jersey as having a negligible BSE risk, in accordance with the Terrestrial Animal Health Code of the OIE. After reassessment of the situation at Union level, stemming from that OIE Resolution, the Commission has considered that the new OIE BSE status of Jersey should be reflected in Decision 2007/453/EC.
- (7) The United Kingdom submitted an application to the Commission for its BSE status and that of the Crown Dependency of Jersey. This application was accompanied by the relevant information for the United Kingdom and the Crown Dependency of Jersey on the criteria and potential risk factors referred to in Article 5(2) of Regulation (EC) No 999/2001 and set out in Chapters A and B of Annex II to that Regulation. Taking into account the information provided by the United Kingdom, that third country should be included in Part B of the Annex to Decision 2007/453/EC, while the Crown Dependency of Jersey should be included in Part A of that Annex.
- (8) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, Regulation (EC) No 999/2001, as well as the Commission acts based on it, applies to and in the United Kingdom in respect of Northern Ireland after the end of the transition period provided for in the Withdrawal Agreement. For that reason, at the end of the transition period only Northern Ireland should be listed as a region of a Member State in Part A of the Annex to Decision 2007/453/EC.
- (9) The Annex to Decision 2007/453/EC should therefore be amended accordingly.
- (10) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (11) 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 Annex to Decision 2007/453/EC is replaced by the text set out in the Annex to this Decision.

Article 2

This Decision shall apply from 1 January 2021.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

⁽⁴⁾ https://www.oie.int/fileadmin/Home/eng/About_us/docs/pdf/Session/2020/A_RESO_2020.pdf

ANNEX

‘ANNEX

LIST OF COUNTRIES OR REGIONS

A. Countries or regions with a negligible BSE risk*Member States*

- Belgium
- Bulgaria
- Czechia
- Denmark
- Germany
- Estonia
- Spain
- Croatia
- Italy
- Cyprus
- Latvia
- Lithuania
- Luxembourg
- Hungary
- Malta
- Netherlands
- Austria
- Poland
- Portugal
- Romania
- Slovenia
- Slovakia
- Finland
- Sweden

Regions of Member States ()*

- Northern Ireland

European Free Trade Association countries

- Iceland
- Liechtenstein
- Norway
- Switzerland

Third countries

- Argentina
- Australia
- Brazil
- Chile

- Colombia
- Costa Rica
- India
- Israel
- Japan
- Jersey
- Namibia
- New Zealand
- Panama
- Paraguay
- Peru
- Serbia (**)
- Singapore
- United States
- Uruguay

B. Countries or regions with a controlled BSE risk

Member States

- Ireland
- Greece
- France

Third countries

- Canada
- Mexico
- Nicaragua
- South Korea
- Taiwan
- United Kingdom with the exception of Northern Ireland

C. Countries or regions with an undetermined BSE risk

- Countries or regions not listed in Parts A or B.

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to Member States include the United Kingdom in respect of Northern Ireland.

(**) As referred to in Article 135 of the Stabilisation and Association Agreement between the European Communities and their Member States of the one part, and the Republic of Serbia, of the other part (OJ L 278, 18.10.2013, p. 16).'

COMMISSION IMPLEMENTING DECISION (EU) 2020/2213**of 22 December 2020****amending Annex II to Decision 2007/777/EC as regards the entries for the United Kingdom and the Crown Dependencies in the list of third countries or parts thereof authorised for imports into the Union of consignments of certain meat products and treated stomachs, bladders and intestines for human consumption***(notified under document C(2020) 9547)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption ⁽¹⁾, and in particular the introductory phrase, the first subparagraph of point (1) and point (4) of Article 8 and the introductory phrase and point (c) of Article 9(4) thereof,

Whereas:

- (1) Commission Decision 2007/777/EC ⁽²⁾ lays down, *inter alia*, the conditions for imports into the Union of consignments of certain meat products and of treated stomachs, bladders and intestines which have undergone one of the treatments laid down in Part 4 of Annex II to that Decision ('the commodities'), including a list of third countries or parts thereof from which imports into the Union of the commodities are authorised. More particularly, Part 2 of Annex II to Decision 2007/777/EC sets out the list of third countries or parts thereof from which imports into the Union of the commodities are authorised, provided that they have undergone the relevant treatment referred to in that Part of Annex II. Those treatments are aimed at eliminating certain animal health risks linked to the specific commodities. Part 4 of that Annex sets out a non-specific treatment 'A' and specific treatments 'B' to 'F' listed in descending order of severity of the animal health risk linked to the specific commodity.
- (2) The United Kingdom has provided the necessary guarantees required by Decision 2007/777/EC in order for the United Kingdom and the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in Part 2 of Annex II to that Decision after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be included in Part 2 of Annex II to Decision 2007/777/EC.
- (3) However, since November 2020, the United Kingdom has confirmed a number of outbreaks of highly pathogenic avian influenza (HPAI) of subtype H5N8 on its territory, certain of which will not have been resolved by 1 January 2021. Therefore, the whole of the territory of the United Kingdom cannot be considered as being free from the disease and in order to prevent the introduction of the HPAI virus into the Union, meat products and treated stomachs, bladders and intestines obtained from poultry, farmed feathered game (except ratites), farmed ratites and wild game birds from the area of the United Kingdom affected by HPAI and which the veterinary authorities of the United Kingdom has placed under restriction due to those outbreaks should undergo at least 'treatment D' as listed in Part 4 of Annex II to Decision 2007/777/EC.
- (4) Annex II to Decision 2007/777/EC should therefore be amended accordingly.

⁽¹⁾ OJ L 18, 23.1.2003, p. 11.

⁽²⁾ Commission Decision 2007/777/EC of 29 November 2007 laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries and repealing Decision 2005/432/EC (OJ L 312, 30.11.2007, p. 49).

- (5) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (6) 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

Annex II to Decision 2007/777/EC is amended in accordance with the Annex to this Decision.

Article 2

This Decision shall apply from 1 January 2021.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

Annex II to Decision 2007/777/EC is amended as follows:

(1) in Part I, the following entry is inserted after the entry for China:

United Kingdom (*)	GB	01/2021	Whole country
	GB-1	01/2021	Whole country of the United Kingdom, excluding the area GB-2
	GB-2	01/2021	The territories of the United Kingdom described under GB-2 in column 3 of the table in Part 1 of Annex I to Commission Regulation (EC) No 798/2008, subject to the dates referred to in columns 6A and 6B of that table.

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

(2) Part 2 is amended as follows:

(a) the following entries are inserted after the entry for Ethiopia:

GB	United Kingdom (*) GB	A	A	A	A	XXX	XXX	A	A	A	A	A	XXX	A
	United Kingdom (*) GB-1	XXX	XXX	XXX	XXX	A	A	XXX	XXX	XXX	XXX	XXX	A	XXX
	United Kingdom (*) GB-2	XXX	XXX	XXX	XXX	D	D	XXX	XXX	XXX	XXX	XXX	D	XXX
GG	Guernsey	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX

(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex, references to the United Kingdom do not include Northern Ireland.;

(b) the following entry is inserted after the entry for Israel:

TM	Isle of Man	XXX	A	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX
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(c) the following entry is inserted after the entry for Iceland:

JE	Jersey	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX
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COMMISSION IMPLEMENTING DECISION (EU) 2020/2214**of 22 December 2020****amending Annex I to Implementing Decision 2012/137/EU as regards the entry for the United Kingdom in the list of third countries or parts thereof authorised for the import into the Union of semen of domestic animals of the porcine species^d***(notified under document C(2020) 9551)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 90/429/EEC of 26 June 1990 laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the porcine species ⁽¹⁾, and in particular Article 7(1), Article 9(2) and (3) and Article 10(2) thereof,

Whereas:

- (1) Commission Implementing Decision 2012/137/EU ⁽²⁾ lays down the conditions for the import into the Union of consignments of semen of domestic animals of the porcine species. More particularly, Annex I to that Implementing Decision lists the third countries or parts thereof from which Member States are to authorise imports of semen of domestic animals of the porcine species.
- (2) The United Kingdom has provided the necessary guarantees required by Implementing Decision 2012/137/EU in order for the United Kingdom to be listed in Annex I to that Implementing Decision after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country should be included in Annex I to Implementing Decision 2012/137/EU.
- (3) Annex I to Implementing Decision 2012/137/EU should therefore be amended accordingly.
- (4) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (5) 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

Annex I to Implementing Decision 2012/137/EU is amended in accordance with the Annex to this Decision.

⁽¹⁾ OJ L 224, 18.8.1990, p. 62.

⁽²⁾ Commission Implementing Decision 2012/137/EU of 1 March 2012 on imports into the Union of semen of domestic animals of the porcine species (OJ L 64, 3.3.2012, p. 29).

Article 2

This Decision shall apply from 1 January 2021.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

In Annex I to Implementing Decision 2012/137/EU, the following entry is inserted after the entry for Switzerland:

'GB	United Kingdom (*)	
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(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.'

COMMISSION IMPLEMENTING DECISION (EU) 2020/2215**of 22 December 2020****amending Annex I to Implementing Decision 2011/630/EU as regards the entries for the United Kingdom and certain of the Crown Dependencies in the list of third countries or parts thereof authorised for imports into the Union of semen of domestic animals of the bovine species***(notified under document C(2020) 9552)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 88/407/EEC of 14 June 1988 laying down the animal health requirements applicable to intra-Community trade in and imports of semen of domestic animals of the bovine species ⁽¹⁾, and in particular Article 8(1) thereof,

Whereas:

- (1) Commission Implementing Decision 2011/630/EU ⁽²⁾ establishes the conditions for imports into the Union of semen of domestic animals of the bovine species. More particularly, Annex I to that Decision lists the third countries or parts thereof from which Member States are to authorise imports of semen of domestic animals of the bovine species.
- (2) The United Kingdom has provided the necessary guarantees required by Implementing Decision 2011/630/EU in order for the United Kingdom and the Crown Dependency of Jersey to be listed in Annex I to that Decision after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependency of Jersey should be included in Annex I to Implementing Decision 2011/630/EU.
- (3) Annex I to Implementing Decision 2011/630/EU should therefore be amended accordingly.
- (4) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (5) 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

Annex I to Implementing Decision 2011/630/EU is amended in accordance with the Annex to this Decision.

Article 2

This Decision shall apply from 1 January 2021.

⁽¹⁾ OJ L 194, 22.7.1988, p. 10.⁽²⁾ Commission Implementing Decision 2011/630/EU of 20 September 2011 on imports into the Union of semen of domestic animals of the bovine species (OJ L 247, 24.9.2011, p. 32).

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

Annex I to Implementing Decision 2011/630/EU is amended as follows:

(1) the following entry is inserted after the entry for Chile:

'GB	United Kingdom (*)		
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(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

(2) the following entry is inserted after the entry for Iceland:

'JE	Jersey'		
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COMMISSION IMPLEMENTING DECISION (EU) 2020/2216**of 22 December 2020****amending Annex I to Decision 2006/168/EC as regards the entry for the United Kingdom and certain of the Crown Dependencies in the list of third countries authorised for imports into the Union of bovine embryos****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 89/556/EEC of 25 September 1989 on animal health conditions governing intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species ⁽¹⁾, and in particular Article 7(1) and Article 9(1)(b) thereof,

Whereas:

- (1) Commission Decision 2006/168/EC ⁽²⁾ establishes the conditions for imports into the Union of consignments of bovine embryos. More particularly, Annex I to that Decision lists third countries from which Member States are to authorise imports of bovine embryos.
- (2) The United Kingdom has provided the necessary guarantees required by Decision 2006/168/EC in order for the United Kingdom and the Crown Dependency of Jersey to be listed in Annex I to that Decision after the end of the transitional period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependency should be included in Annex I to Decision 2006/168/EC.
- (3) Annex I to Decision 2006/168/EC should therefore be amended accordingly.
- (4) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (5) 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

Annex I to Decision 2006/168/EC is amended in accordance with the Annex to this Decision.

Article 2

This Decision shall apply from 1 January 2021.

⁽¹⁾ OJ L 302, 19.10.1989, p. 1.⁽²⁾ Commission Decision 2006/168/EC of 4 January 2006 establishing the animal health and veterinary certification requirements for imports into the Community of bovine embryos and repealing Decision 2005/217/EC (OJ L 57, 28.2.2006, p. 19).

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

Annex I to Decision 2006/168/EC is amended as follows:

(1) the following entry is inserted after the entry for Switzerland:

'GB	United Kingdom (*)	ANNEX II	ANNEX III	ANNEX IV
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(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

(2) the following entry is inserted after the entry for Israel:

'JE	Jersey	ANNEX II	ANNEX III	ANNEX IV
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COMMISSION IMPLEMENTING DECISION (EU) 2020/2217**of 22 December 2020****amending Annexes I and III to Decision 2010/472/EU as regards the entry for the United Kingdom in the lists of third countries or parts thereof authorised for imports into the Union of semen, ova and embryos of animals of the ovine and caprine species***(notified under document C(2020) 9554)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(I) to Directive 90/425/EEC ⁽¹⁾, and in particular Article 17(3)(a), and the introductory phrase and point (b) of Article 19 thereof,

Whereas:

- (1) Commission Decision 2010/472/EU ⁽²⁾ establishes the conditions for imports into the Union of consignments of semen, ova and embryos of animals of the ovine and caprine species. More particularly, Annex I to that Decision lists the third countries or parts thereof from which Member States are to authorise imports of consignments of semen of animals of the ovine and caprine species, while Annex III thereof lists the third countries or parts thereof from which Member States are to authorise imports of consignments of ova and embryos of those animals.
- (2) The United Kingdom has provided the necessary guarantees required by Decision 2010/472/EU in order for the United Kingdom to be listed in Annexes I and III to that Decision after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country should be included in the Annexes to Decision 2010/472/EU.
- (3) Annexes I and III to Decision 2010/472/EU should therefore be amended accordingly.
- (4) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (5) 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

Annexes I and III to Decision 2010/472/EU are amended in accordance with the Annex to this Decision.

⁽¹⁾ OJ L 268, 14.9.1992, p. 54.⁽²⁾ Commission Decision 2010/472/EU of 26 August 2010 on imports of semen, ova and embryos of animals of the ovine and caprine species into the Union (OJ L 228, 31.8.2010, p. 74).

Article 2

This Decision shall apply from 1 January 2021.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

Annexes I and III to Decision 2010/472/EU are amended as follows:

(1) in Annex I, the following entry is inserted after the entry for Chile:

'GB	United Kingdom (*)		
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(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.'

(2) in Annex III, the following entry is inserted after the entry for Chile:

'GB	United Kingdom (*)		
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(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.'

COMMISSION IMPLEMENTING DECISION (EU) 2020/2218**of 22 December 2020****amending the Annex to Decision 2011/163/EU as regards the approval of residue monitoring plans submitted by the United Kingdom and the Crown Dependencies***(notified under document C(2020) 9556)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 96/23/EC of 29 April 1996 on measures to monitor certain substances and residues thereof in live animals and animal products and repealing Directives 85/358/EEC and 86/469/EEC and Decisions 89/187/EEC and 91/664/EEC ⁽¹⁾, and in particular the fourth subparagraph of Article 29(1) thereof,

Whereas:

- (1) The first subparagraph of Article 29(1) of Directive 96/23/EC requires that third countries from which Member States are authorised to import animals and animal products covered by that Directive submit residue monitoring plans providing required guarantees ('the plans'). The plans should cover at least the groups of residues and substances listed in Annex I to that Directive.
- (2) Commission Decision 2011/163/EU ⁽²⁾ approves the plans submitted by certain third countries concerning the animals and animal products, listed in the Annex to that Decision.
- (3) The United Kingdom has provided the necessary guarantees required by Decision 2011/163/EU in order for the United Kingdom and the Crown Dependencies of Guernsey, the Isle of Man and Jersey to be listed in the Annex to that Decision after the end of the transition period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol. Taking into account the guarantees provided by the United Kingdom, that third country and the Crown Dependencies should be included in the Annex to Decision 2011/163/EU.
- (4) The Annex to Decision 2011/163/EU should therefore be amended accordingly.
- (5) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (6) 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 Annex to Decision 2011/163/EU is amended in accordance with the Annex to this Decision.

⁽¹⁾ OJ L 125, 23.5.1996, p. 10.

⁽²⁾ Commission Decision 2011/163/EU of 16 March 2011 on the approval of plans submitted by third countries in accordance with Article 29 of Council Directive 96/23/EC (OJ L 70, 17.3.2011, p. 40).

Article 2

This Decision shall apply from 1 January 2021.

Article 3

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

The Annex to Decision 2011/163/EU is amended as follows:

- (1) the following entries are inserted between the entries for the Faeroe Islands and Ghana:

'GB	United Kingdom *	X	X	X	X	X	X	X	X	X	X	X	X
GG	Guernsey	X						X					

* In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Annex references to the United Kingdom do not include Northern Ireland.;

- (2) the following entry is inserted between the entries for Israel and India:

'IM	Isle of Man	X	X	X			X	X					X'
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- (3) the following entry is inserted between the entries for Iran and Jamaica:

'JE	Jersey	X						X'					
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COMMISSION IMPLEMENTING DECISION (EU) 2020/2219**of 22 December 2020****concerning the equivalence of vegetable propagating and planting material, other than seed, and fruit plant propagating material and fruit plants intended for fruit production produced in the United Kingdom***(notified under document C(2020) 9590)***(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 2008/72/EC of 15 July 2008 on the marketing of vegetable propagating and planting material, other than seed ⁽¹⁾, and in particular Article 16(1) thereof,

Having regard to Council Directive 2008/90/EC of 29 September 2008 on the marketing of fruit plant propagating material and fruit plants intended for fruit production ⁽²⁾, and in particular Article 12(1) thereof,

Whereas:

- (1) Directive 2008/72/EC sets out provisions on the marketing within the Union of vegetable propagating material other than seed.
- (2) Directive 2008/90/EC sets out provisions on the marketing within the Union of fruit plant propagating material and fruit plants intended for fruit production.
- (3) The United Kingdom has transposed and effectively implemented those Directives.
- (4) Union law, including Directives 2008/72/EC and 2008/90/EC, is applicable to and in the United Kingdom during a transition period that ends on 31 December 2020 in accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Withdrawal Agreement), and in particular Articles 126 and Article 127(1).
- (5) In view of the end of the transition period provided for in the Withdrawal Agreement, the United Kingdom submitted to the Commission a request for the recognition of equivalence of vegetable propagating and planting material other than seed, as well as for the recognition of equivalence of fruit plant propagating material and fruit plants intended for fruit production produced in the United Kingdom with the respective material produced in the Union and complying with Directives 2008/72/EC and 2008/90/EC.
- (6) The United Kingdom has informed the Commission that its legislation transposing those Directives, will not change and will continue to apply from 1 January 2021.
- (7) The Commission has examined the relevant legislation of the United Kingdom and has concluded that vegetable propagating and planting material, other than seed, produced in the United Kingdom and complying with the aforementioned United Kingdom legislation is equivalent to vegetable propagating and planting material produced in the Union and complying with Directive 2008/72/EC, as it affords the same guarantees as regards obligations on the supplier, identity, characteristics, plant health, growing medium, packaging, inspection arrangements, marking and sealing, as the respective material produced in the Union.

⁽¹⁾ OJ L 205, 1.8.2008, p. 28.

⁽²⁾ OJ L 267, 8.10.2008, p. 8.

- (8) It should be therefore decided that vegetable propagating and planting material other than seed produced in the United Kingdom is equivalent in those respects to vegetable propagating and planting material produced in the Union and complying with Directive 2008/72/EC, provided that vegetable propagating and planting material produced in the United Kingdom continues to comply with that Directive and its implementing acts after the end of the transition period provided for in the Withdrawal Agreement.
- (9) The Commission has examined the relevant legislation of the United Kingdom and has concluded that fruit plant propagating material and fruit plants intended for fruit production produced in the United Kingdom are equivalent to fruit plant propagating material and fruit plants intended for fruit production produced in the Union and complying with Directive 2008/90/EC, as they afford the same guarantees as regards obligations on the supplier, identity, characteristics, plant health, growing medium, packaging, inspection arrangements, marking and sealing, as the respective material produced in the Union in compliance with that Directive.
- (10) It should be therefore decided that fruit plant propagating material and fruit plants intended for fruit production produced in the United Kingdom is equivalent to fruit plant propagating material and fruit plants intended for fruit production produced in the Union in compliance with Directive 2008/90/EC provided that fruit plant propagating material and fruit plants intended for fruit production, produced in the United Kingdom continue to comply with that Directive and its implementing acts after the end of the transition period provided for in the Withdrawal Agreement.
- (11) This decision is without prejudice to the application of Union law to and in the United Kingdom in respect of Northern Ireland in accordance with Article 5(4) of the Protocol on Ireland/Northern Ireland to the Withdrawal Agreement in conjunction with Annex 2 to that Protocol.
- (12) As the transition period provided for in the Withdrawal Agreement ends on 31 December 2020, this Decision should apply from 1 January 2021.
- (13) 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

Equivalence of vegetable propagating and planting material

Vegetable propagating and planting material, other than seed, produced in the United Kingdom ^(*) is equivalent to vegetable propagating and planting material, other than seed, produced in the Union and complying with Directive 2008/72/EC in respect of affording the same guarantees as regards obligations on the supplier, identity, characteristics, plant health, growing medium, packaging, inspection arrangements, marking and sealing, provided that the said material produced in the United Kingdom continues to comply with that Directive and its implementing acts after the end of the transition period provided for in the Withdrawal Agreement.

Article 2

Equivalence of fruit plant propagating material and fruit plants intended for fruit production

Fruit plant propagating material and fruit plants intended for fruit production produced in the United Kingdom are equivalent to fruit plant propagating material and fruit plants intended for fruit production produced in the Union and complying with Directive 2008/90/EC in respect of affording the same guarantees as regards obligations on the supplier,

^(*) In accordance with the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, and in particular Article 5(4) of the Protocol on Ireland/Northern Ireland in conjunction with Annex 2 to that Protocol, for the purposes of this Article, references to the United Kingdom do not include Northern Ireland.

identity, characteristics, plant health, growing medium, packaging, inspection arrangements, marking and sealing, provided that the said material produced in the United Kingdom continues to comply with that Directive and its implementing acts after the end of the transition period provided for in the Withdrawal Agreement.

Article 3

Date of application

This Decision shall apply from 1 January 2021.

Article 4

Addressees

This Decision is addressed to the Member States.

Done at Brussels, 22 December 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

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