Commission Implementing Decision (EU) 2019/1095 of 25 June 2019 amending Annex II to Decision 2007/777/EC as regards the entries for Bosnia and Herzegovina and Russia in the list of third countries or parts thereof from which the introduction into the Union of meat products and treated stomachs, bladders and intestines is authorised (notified under document C(2019) 4285) (Text with EEA relevance)

COMMISSION IMPLEMENTING DECISION (EU) 2019/1095

of 25 June 2019

amending Annex II to Decision 2007/777/EC as regards the entries for Bosnia and Herzegovina and Russia in the list of third countries or parts thereof from which the introduction into the Union of meat products and treated stomachs, bladders and intestines is authorised

(notified under document C(2019) 4285)

(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) of Article 8, point (4) of Article 8, and Article 9(4)(c) thereof,

Whereas:

(1) Commission Decision 2007/777/EC[(2)] lays down, amongst other issues, the animal and public health conditions for the introduction into the Union of consignments of certain meat products and of treated stomachs, bladders and intestines which have undergone one of the treatments set out in Part 4 of Annex II thereto (‘the commodities’).

(2) Part 2 of Annex II to Decision 2007/777/EC sets out a list of third countries or parts thereof from which the introduction into the Union of the commodities is authorised, provided that the commodities have undergone one of the treatments referred to therein. 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 they are intended to eliminate.

(3) Bosnia and Herzegovina has requested to be listed in Part 2 of Annex II to Decision 2007/777/EC as third country from which the introduction into the Union of commodities which have been obtained from poultry and farmed feathered game (except ratites) is authorised.

(4) Commission Regulation (EC) No 798/2008[(3)] lays down, amongst other issues, a list of third countries, territories, zones or compartments from which consignments of poultry and certain poultry commodities may be imported into and transit through the Union.

Changes to legislation: *Commission Implementing Decision (EU) 2019/1095 is up to date with all changes known to be in force on or before 28 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Regulation (EC) No 798/2008, as recently amended by Commission Implementing Regulation (EU) 2019/298[(4)], authorises the import into and transit through the Union of meat of poultry from Bosnia and Herzegovina, on the basis of the favourable outcome of a Commission audit to evaluate the animal health controls in place for meat of poultry intended for the Union. That audit evaluated also the animal health controls in place for meat products from poultry and farmed feathered game (except ratites), with a favourable outcome. Therefore, Decision 2007/777/EC should also authorise the introduction into the Union of commodities obtained from poultry and farmed feathered game (except ratites) which have undergone a non-specific treatment 'A' and Bosnia and Herzegovina should be listed in Part 2 of Annex II to Decision 2007/777/EC for that purpose. In addition, the current entry for that third country in that Annex needs to be adapted to cover this new authorisation. The entry for Bosnia and Herzegovina in that Annex should therefore be amended accordingly.

(5) Decision 2007/777/EC currently authorises the introduction into the Union of commodities obtained from poultry and farmed feathered game (except ratites) from Russia, subject to those commodities having undergone a non-specific treatment 'A' and Russia is duly listed in Part 2 of Annex II to Decision 2007/777/EC for that purpose.

(6) On 17 November 2016, Russia confirmed the presence of HPAI of subtype H5N8 on its territory. Since November 2016, Russia has confirmed several outbreaks of HPAI in poultry holdings on its territory. Due to those outbreaks since November, 2016 Russia cannot be considered as free from that disease. Therefore, in order to prevent the introduction of the HPAI virus into the Union, the introduction into the Union of commodities obtained from poultry and farmed feathered game (except ratites) from Russia should be authorised, but subject to such commodities having undergone the specific treatment 'D', as set out in Part 4 of Annex II to Decision 2007/777/EC. The entry for Russia in Part 2 of Annex II to Decision 2007/777/EC should therefore be amended accordingly.

(7) 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 is addressed to the Member States.

***Changes to legislation:** Commission Implementing Decision (EU) 2019/1095 is up to date with all changes known to be in force on or before 28 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Done at Brussels, 25 June 2019.

For the Commission

Vytenis ANDRIUKAITIS

Member of the Commission