

Council Directive of 2 April 1979 on the
conservation of wild birds (79/409/EEC) (repealed)

COUNCIL DIRECTIVE

of 2 April 1979

on the conservation of wild birds

(79/409/EEC) (repealed)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission⁽¹⁾,

Having regard to the opinion of the European Parliament⁽²⁾,

Having regard to the opinion of the Economic and Social Committee⁽³⁾,

Whereas the Council declaration of 22 November 1973 on the programme of action of the European Communities on the environment⁽⁴⁾ calls for specific action to protect birds, supplemented by the resolution of the Council of the European Communities and of the representatives of the Governments of the Member States meeting within the Council of 17 May 1977 on the continuation and implementation of a European Community policy and action programme on the environment⁽⁵⁾;

Whereas a large number of species of wild birds naturally occurring in the European territory of the Member States are declining in number, very rapidly in some cases; whereas this decline represents a serious threat to the conservation of the natural environment, particularly because of the biological balances threatened thereby;

Whereas the species of wild birds naturally occurring in the European territory of the Member States are mainly migratory species; whereas such species constitute a common heritage and whereas effective bird protection is typically a trans-frontier environment problem entailing common responsibilities;

Whereas the conditions of life for birds in Greenland are fundamentally different from those in the other regions of the European territory of the Member States on account of the general circumstances and in particular the climate, the low density of population and the exceptional size and geographical situation of the island;

Whereas therefore this Directive should not apply to Greenland;

Whereas the conservation of the species of wild birds naturally occurring in the European territory of the Member States is necessary to attain, within the operation of the common market, of the Community's objectives regarding the improvement of living conditions, a harmonious

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development of economic activities throughout the Community and a continuous and balanced expansion, but the necessary specific powers to act have not been provided for in the Treaty;

Whereas the measures to be taken must apply to the various factors which may affect the numbers of birds, namely the repercussions of man's activities and in particular the destruction and pollution of their habitats, capture and killing by man and the trade resulting from such practices; whereas the stringency of such measures should be adapted to the particular situation of the various species within the framework of a conservation policy;

Whereas conservation is aimed at the long-term protection and management of natural resources as an integral part of the heritage of the peoples of Europe; whereas it makes it possible to control natural resources and governs their use on the basis of the measures necessary for the maintenance and adjustment of the natural balances between species as far as is reasonably possible;

Whereas the preservation, maintenance or restoration of a sufficient diversity and area of habitats is essential to the conservation of all species of birds; whereas certain species of birds should be the subject of special conservation measures concerning their habitats in order to ensure their survival and reproduction in their area of distribution; whereas such measures must also take account of migratory species and be coordinated with a view to setting up a coherent whole;

Whereas, in order to prevent commercial interests from exerting a possible harmful pressure on exploitation levels it is necessary to impose a general ban on marketing and to restrict all derogation to those species whose biological status so permits, account being taken of the specific conditions obtaining in the different regions;

Whereas, because of their high population level, geographical distribution and reproductive rate in the Community as a whole, certain species may be hunted, which constitutes acceptable exploitation; where certain limits are established and respected, such hunting must be compatible with maintenance of the population of these species at a satisfactory level;

Whereas the various means, devices or methods of large-scale or non-selective capture or killing and hunting with certain forms of transport must be banned because of the excessive pressure which they exert or may exert on the numbers of the species concerned;

Whereas, because of the importance which may be attached to certain specific situations, provision should be made for the possibility of derogations on certain conditions and subject to monitoring by the Commission;

Whereas the conservation of birds and, in particular, migratory birds still presents problems which call for scientific research; whereas such research will also make it possible to assess the effectiveness of the measures taken;

Whereas care should be taken in consultation with the Commission to see that the introduction of any species of wild bird not naturally occurring in the European territory of the Member States does not cause harm to local flora and fauna;

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Whereas the Commission will every three years prepare and transmit to the Member States a composite report based on information submitted by the Member States on the application of national provisions introduced pursuant to this Directive;

Whereas it is necessary to adapt certain Annexes rapidly in the light of technical and scientific progress; whereas, to facilitate the implementation of the measures needed for this purpose, provision should be made for a procedure establishing close cooperation between the Member States and the Commission in a Committee for Adaptation to Technical and Scientific Progress,

HAS ADOPTED THIS DIRECTIVE:

Article 1

1 This Directive relates to the conservation of all species of naturally occurring birds in the wild state in the European territory of the Member States to which the Treaty applies. It covers the protection, management and control of these species and lays down rules for their exploitation.

2 It shall apply to birds, their eggs, nests and habitats.

3 This Directive shall not apply to Greenland.

Article 2

Member States shall take the requisite measures to maintain the population of the species referred to in Article 1 at a level which corresponds in particular to ecological, scientific and cultural requirements, while taking account of economic and recreational requirements, or to adapt the population of these species to that level.

Article 3

1 In the light of the requirements referred to in Article 2, Member States shall take the requisite measures to preserve, maintain or re-establish a sufficient diversity and area of habitats for all the species of birds referred to in Article 1.

2 The preservation, maintenance and re-establishment of biotopes and habitats shall include primarily the following measures:

- a creation of protected areas;
- b upkeep and management in accordance with the ecological needs of habitats inside and outside the protected zones;
- c re-establishment of destroyed biotopes;
- d creation of biotopes.

Article 4

1 The species mentioned in Annex I shall be the subject of special conservation measures concerning their habitat in order to ensure their survival and reproduction in their area of distribution.

In this connection, account shall be taken of:

- a species in danger of extinction;
- b species vulnerable to specific changes in their habitat;
- c species considered rare because of small populations or restricted local distribution;
- d other species requiring particular attention for reasons of the specific nature of their habitat.

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Trends and variations in population levels shall be taken into account as a background for evaluations.

Member States shall classify in particular the most suitable territories in number and size as special protection areas for the conservation of these species, taking into account their protection requirements in the geographical sea and land area where this Directive applies.

2 Member States shall take similar measures for regularly occurring migratory species not listed in Annex I, bearing in mind their need for protection in the geographical sea and land area where this Directive applies, as regards their breeding, moulting and wintering areas and staging posts along their migration routes. To this end, Member States shall pay particular attention to the protection of wetlands and particularly to wetlands of international importance.

3 Member States shall send the Commission all relevant information so that it may take appropriate initiatives with a view to the coordination necessary to ensure that the areas provided for in paragraphs 1 and 2 above form a coherent whole which meets the protection requirements of these species in the geographical sea and land area where this Directive applies.

4 In respect of the protection areas referred to in paragraphs 1 and 2 above, Member States shall take appropriate steps to avoid pollution or deterioration of habitats or any disturbances affecting the birds, in so far as these would be significant having regard to the objectives of this Article. Outside these protection areas, Member States shall also strive to avoid pollution or deterioration of habitats.

Article 5

Without prejudice to Articles 7 and 9, Member States shall take the requisite measures to establish a general system of protection for all species of birds referred to in Article 1, prohibiting in particular:

- (a) deliberate killing or capture by any method;
- (b) deliberate destruction of, or damage to, their nests and eggs or removal of their nests;
- (c) taking their eggs in the wild and keeping these eggs even if empty;
- (d) deliberate disturbance of these birds particularly during the period of breeding and rearing, in so far as disturbance would be significant having regard to the objectives of this Directive;
- (e) keeping birds of species the hunting and capture of which is prohibited.

Article 6

1 Without prejudice to the provisions of paragraphs 2 and 3, Member States shall prohibit, for all the bird species referred to in Article 1, the sale, transport for sale, keeping for sale and the offering for sale of live or dead birds and of any readily recognizable parts or derivatives of such birds.

2 The activities referred to in paragraph 1 shall not be prohibited in respect of the species referred to in Annex III/1, provided that the birds have been legally killed or captured or otherwise legally acquired.

3 Member States may, for the species listed in Annex III/2, allow within their territory the activities referred to in paragraph 1, making provision for certain restrictions, provided the birds have been legally killed or captured or otherwise legally acquired.

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Member States wishing to grant such authorization shall first of all consult the Commission with a view to examining jointly with the latter whether the marketing of specimens of such species would result or could reasonably be expected to result in the population levels, geographical distribution or reproductive rate of the species being endangered throughout the Community. Should this examination prove that the intended authorization will, in the view of the Commission, result in any one of the aforementioned species being thus endangered or in the possibility of their being thus endangered, the Commission shall forward a reasoned recommendation to the Member State concerned stating its opposition to the marketing of the species in question. Should the Commission consider that no such risk exists, it will inform the Member State concerned accordingly.

The Commission's recommendation shall be published in the *Official Journal of the European Communities*.

Member States granting authorization pursuant to this paragraph shall verify at regular intervals that the conditions governing the granting of such authorization continue to be fulfilled.

4 The Commission shall carry out studies on the biological status of the species listed in Annex III/3 and on the effects of marketing on such status.

It shall submit, at the latest four months before the time limit referred to in Article 18 (1) of this Directive, a report and its proposals to the Committee referred to in Article 16, with a view to a decision on the entry of such species in Annex III/2.

Pending this decision, the Member States may apply existing national rules to such species without prejudice to paragraph 3 hereof.

Article 7

1 Owing to their population level, geographical distribution and reproductive rate throughout the Community, the species listed in Annex II may be hunted under national legislation. Member States shall ensure that the hunting of these species does not jeopardize conservation efforts in their distribution area.

2 The species referred to in Annex II/1 may be hunted in the geographical sea and land area where this Directive applies.

3 The species referred to in Annex II/2 may be hunted only in the Member States in respect of which they are indicated.

4 Member States shall ensure that the practice of hunting, including falconry if practised, as carried on in accordance with the national measures in force, complies with the principles of wise use and ecologically balanced control of the species of birds concerned and that this practice is compatible as regards the population of these species, in particular migratory species, with the measures resulting from Article 2. They shall see in particular that the species to which hunting laws apply are not hunted during the rearing season nor during the various stages of reproduction. In the case of migratory species, they shall see in particular that the species to which hunting regulations apply are not hunted during their period of reproduction or during their return to their rearing grounds. Member States shall send the Commission all relevant information on the practical application of their hunting regulations.

Article 8

1 In respect of the hunting, capture or killing of birds under this Directive, Member States shall prohibit the use of all means, arrangements or methods used for the large-scale

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or non-selective capture or killing of birds or capable of causing the local disappearance of a species, in particular the use of those listed in Annex IV (a).

2 Moreover, Member States shall prohibit any hunting from the modes of transport and under the conditions mentioned in Annex IV (b).

Article 9

1 Member States may derogate from the provisions of Articles 5, 6, 7 and 8, where there is no other satisfactory solution, for the following reasons:

- a — in the interests of public health and safety,
— in the interests of air safety,
— to prevent serious damage to crops, livestock, forests, fisheries and water,
— for the protection of flora and fauna;
- b for the purposes of research and teaching, of re-population, of re-introduction and for the breeding necessary for these purposes;
- c to permit, under strictly supervised conditions and on a selective basis, the capture, keeping or other judicious use of certain birds in small numbers.

2 The derogations must specify:

- the species which are subject to the derogations,
- the means, arrangements or methods authorized for capture or killing,
- the conditions of risk and the circumstances of time and place under which such derogations may be granted,
- the authority empowered to declare that the required conditions obtain and to decide what means, arrangements or methods may be used, within what limits and by whom,
- the controls which will be carried out.

3 Each year the Member States shall send a report to the Commission on the implementation of this Article.

4 On the basis of the information available to it, and in particular the information communicated to it pursuant to paragraph 3, the Commission shall at all times ensure that the consequences of these derogations are not incompatible with this Directive. It shall take appropriate steps to this end.

Article 10

1 Member States shall encourage research and any work required as a basis for the protection, management and use of the population of all species of bird referred to in Article 1.

2 Particular attention shall be paid to research and work on the subjects listed in Annex V. Member States shall send the Commission any information required to enable it to take appropriate measures for the coordination of the research and work referred to in this Article.

Article 11

Member States shall see that any introduction of species of bird which do not occur naturally in the wild state in the European territory of the Member States does not prejudice the local flora and fauna. In this connection they shall consult the Commission.

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Article 12

1 Member States shall forward to the Commission every three years, starting from the date of expiry of the time limit referred to in Article 18 (1), a report on the implementation of national provisions taken thereunder.

2 The Commission shall prepare every three years a composite report based on the information referred to in paragraph 1. That part of the draft report covering the information supplied by a Member State shall be forwarded to the authorities of the Member State in question for verification. The final version of the report shall be forwarded to the Member States.

Article 13

Application of the measures taken pursuant to this Directive may not lead to deterioration in the present situation as regards the conservation of species of birds referred to in Article 1.

Article 14

Member States may introduce stricter protective measures than those provided for under this Directive.

Article 15

Such amendments as are necessary for adapting Annexes I and V to this Directive to technical and scientific progress and the amendments referred to in the second paragraph of Article 6 (4) shall be adopted in accordance with the procedure laid down in Article 17.

Article 16

1 For the purposes of the amendments referred to in Article 15 of this Directive, a Committee for the Adaptation to Technical and Scientific Progress (hereinafter called 'the Committee'), consisting of representatives of the Member States and chaired by a representative of the Commission, is hereby set up.

F¹2

Textual Amendments

F1 Deleted by [Council Regulation \(EC\) No 807/2003 of 14 April 2003 adapting to Decision 1999/468/EC the provisions relating to committees which assist the Commission in the exercise of its implementing powers laid down in Council instruments adopted in accordance with the consultation procedure \(unanimity\).](#)

[^{F2} Article 17

1 The Commission shall be assisted by the Committee for the Adaptation to Technical and Scientific Progress.

2 Where reference is made to this Article, Articles 5 and 7 of Decision 1999/468/EC⁽⁶⁾ shall apply.

The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months.

3 The committee shall adopt its rules of procedure.]

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Textual Amendments

- F2** Substituted by Council Regulation (EC) No 807/2003 of 14 April 2003 adapting to Decision 1999/468/EC the provisions relating to committees which assist the Commission in the exercise of its implementing powers laid down in Council instruments adopted in accordance with the consultation procedure (unanimity).

Article 18

1 Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive within two years of its notification. They shall forthwith inform the Commission thereof.

2 Member States shall communicate to the Commission the texts of the main provisions of national law which they adopt in the field governed by this Directive.

Article 19

This Directive is addressed to the Member States.

[^{F3}ПРИЛОЖЕНИЕ I - ANEXO I - PŘÍLOHA I - BILAG I - ANHANG I - I LISA
 - ΠΑΡΑΡΤΗΜΑ Ι - ANNEX I - ANNEXE I - ALLEGATO I - I PIELIKUMS
 - I PRIEDAS - I. MELLÉKLET - ANNESS I - BIJLAGE I - ZAŁĄCZNIK I
 - ANEXO I - ANEXA I - PRÍLOHA I - PRILOGA I - LITTLE I - BILAGA I

Textual Amendments

F3 Substituted by [Council Directive 2006/105/EC of 20 November 2006 adapting Directives 73/239/EEC, 74/557/EEC and 2002/83/EC in the field of environment, by reason of the accession of Bulgaria and Romania.](#)

(a) GAVIIFORMES

Gaviidae

Gavia stellata

Gavia arctica

Gavia immer

PODICIPEDIFORMES

Podicipedidae

Podiceps auritus

PROCELLARIIFORMES

Procellariidae

Pterodroma madeira

Pterodroma feae

Bulweria bulwerii

Calonectris diomedea

Puffinus puffinus mauretanicus (*Puffinus mauretanicus*)

Puffinus yelkouan

Puffinus assimilis

Hydrobatidae

Pelagodroma marina

Hydrobates pelagicus

Oceanodroma leucorhoa

Oceanodroma castro

PELECANIFORMES

Pelecanidae

Pelecanus onocrotalus

Pelecanus crispus

Phalacrocoracidae

Phalacrocorax aristotelis desmarestii

Phalacrocorax pygmeus

CICONIIFORMES

Ardeidae

Botaurus stellaris

Ixobrychus minutus

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Nycticorax nycticorax
Ardeola ralloides
Egretta garzetta
Egretta alba (Ardea alba)
Ardea purpurea

Ciconiidae

Ciconia nigra
Ciconia ciconia

Threskiornithidae

Plegadis falcinellus
Platalea leucorodia

PHOENICOPTERIFORMES

Phoenicopteridae

Phoenicopus ruber

ANSERIFORMES

Anatidae

Cygnus bewickii (Cygnus columbianus bewickii)
Cygnus cygnus
Anser albifrons flavirostris
Anser erythropus
Branta leucopsis
Branta ruficollis
Tadorna ferruginea
Marmaronetta angustirostris
Aythya nyroca
Polysticta stelleri
Mergus albellus (Mergellus albellus)
Oxyura leucocephala

FALCONIFORMES

Pandionidae

Pandion haliaetus

Accipitridae

Pernis apivorus
Elanus caeruleus
Milvus migrans
Milvus milvus
Haliaeetus albicilla
Gypaetus barbatus
Neophron percnopterus
Gyps fulvus
Aegypius monachus
Circaetus gallicus
Circus aeruginosus

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Circus cyaneus
Circus macrourus
Circus pygargus
Accipiter gentilis arrigonii
Accipiter nisus granti
Accipiter brevipes
Buteo rufinus
Aquila pomarina
Aquila clanga
Aquila heliaca
Aquila adalberti
Aquila chrysaetos
Hieraaetus pennatus
Hieraaetus fasciatus

Falconidae

Falco naumanni
Falco vespertinus
Falco columbarius
Falco eleonora
Falco biarmicus
Falco cherrug
Falco rusticolus
Falco peregrinus

GALLIFORMES

Tetraonidae

Bonasa bonasia
Lagopus mutus pyrenaicus
Lagopus mutus helveticus
Tetrao tetrix tetrix
Tetrao urogallus

Phasianidae

Alectoris graeca
Alectoris barbara
Perdix perdix italica
Perdix perdix hispaniensis

GRUIFORMES

Turnicidae

Turnix sylvatica

Gruidae

Grus grus

Rallidae

Porzana porzana
Porzana parva

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Porzana pusilla
Crex crex
Porphyrio porphyrio
Fulica cristata

Otididae

Tetrax tetrax
Chlamydotis undulata
Otis tarda

CHARADRIIFORMES

Recurvirostridae

Himantopus himantopus
Recurvirostra avosetta

Burhinidae

Burhinus oedicephalus

Glareolidae

Cursorius cursor
Glareola pratincola

Charadriidae

Charadrius alexandrinus
Charadrius morinellus (Eudromias morinellus)
Pluvialis apricaria
Hoplopterus spinosus

Scolopacidae

Calidris alpina schinzii
Philomachus pugnax
Gallinago media
Limosa lapponica
Numenius tenuirostris
Tringa glareola
Xenus cinereus (Tringa cinerea)
Phalaropus lobatus

Laridae

Larus melanocephalus
Larus genei
Larus audouinii
Larus minutus

Sternidae

Gelochelidon nilotica (Sterna nilotica)
Sterna caspia
Sterna sandvicensis
Sterna dougallii
Sterna hirundo

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Sterna paradisaea
Sterna albifrons
Chlidonias hybridus
Chlidonias niger

Alcidae

Uria aalge ibericus

PTEROCLIFORMES

Pteroclididae

Pterocles orientalis

Pterocles alchata

COLUMBIFORMES

Columbidae

Columba palumbus azorica

Columba trocaz

Columba bollii

Columba junoniae

STRIGIFORMES

Strigidae

Bubo bubo

Nyctea scandiaca

Surnia ulula

Glaucidium passerinum

Strix nebulosa

Strix uralensis

Asio flammeus

Aegolius funereus

CAPRIMULGIFORMES

Caprimulgidae

Caprimulgus europaeus

APODIFORMES

Apodidae

Apus caffer

CORACIIFORMES

Alcedinidae

Alcedo atthis

Coraciidae

Coracias garrulus

PICIFORMES

Picidae

Picus canus

Dryocopus martius

Dendrocopos major canariensis

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Dendrocopos major thanneri

Dendrocopos syriacus

Dendrocopos medius

Dendrocopos leucotos

Picoides tridactylus

PASSERIFORMES

Alaudidae

Chersophilus duponti

Melanocorypha calandra

Calandrella brachydactyla

Galerida theklae

Lullula arborea

Motacillidae

Anthus campestris

Troglodytidae

Troglodytes troglodytes fridariensis

Muscicapidae (Turdinae)

Luscinia svecica

Saxicola dacotiae

Oenanthe leucura

Oenanthe cypriaca

Oenanthe pleschanka

Muscicapidae (Sylviinae)

Acrocephalus melanopogon

Acrocephalus paludicola

Hippolais olivetorum

Sylvia sarda

Sylvia undata

Sylvia melanothorax

Sylvia rueppelli

Sylvia nisoria

Muscicapidae (Muscicapinae)

Ficedula parva

Ficedula semitorquata

Ficedula albicollis

Paridae

Parus ater cypriotes

Sittidae

Sitta krueperi

Sitta whiteheadi

Certhiidae

Certhia brachydactyla dorotheae

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Laniidae

Lanius collurio

Lanius minor

Lanius nubicus

Corvidae

Pyrrhocorax pyrrhocorax

Fringillidae (Fringillinae)

Fringilla coelebs ombriosa

Fringilla teydea

Fringillidae (Carduelinae)

Loxia scotica

Bucanetes githagineus

Pyrrhula murina (Pyrrhula pyrrhula murina)

Emberizidae (Emberizinae)

Emberiza cineracea

Emberiza hortulana

Emberiza caesia

ПРИЛОЖЕНИЕ II/1 - ANEXO II/1 - PŘÍLOHA II/1 - BILAG II/1 - ANHANG
II/1 - II/1 LISA - ΠΑΡΑΡΤΗΜΑ II/1 - ANNEX II/1 - ANNEXE II/1 -
ALLEGATO II/1 - II/1. PIELIKUMS - II/1 PRIEDAS - II/1. MELLÉKLET
- ANNESS II/1 - BIJLAGE II/1 - ZAŁĄCZNIK II/1 - ANEXO II/1 ANEXA
II/1 - PRÍLOHA II/1 - PRILOGA II/1 - LITTLE II/1 - BILAGA II/1

ANSERIFORMES

Anatidae

Anser fabalis

Anser anser

Branta canadensis

Anas penelope

Anas strepera

Anas crecca

Anas platyrhynchos

Anas acuta

Anas querquedula

Anas clypeata

Aythya ferina

Aythya fuligula

GALLIFORMES

Tetraonidae

Lagopus lagopus scoticus et hibernicus

Lagopus mutus

Phasianidae

Alectoris graeca

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Alectoris rufa
Perdix perdix
Phasianus colchicus

GRUIFORMES

Rallidae

Fulica atra

CHARADRIIFORMES

Scolopacidae

Lymnocyptes minimus
Gallinago gallinago
Scolopax rusticola

COLUMBIFORMES

Columbidae

Columba livia
Columba palumbus

ПРИЛОЖЕНИЕ II/2 - ANEXO II/2 - PŘÍLOHA II/2 - BILAG II/2 - ANHANG
 II/2 - II/2 LISA - ΠΑΡΑΡΤΗΜΑ II/2 - ANNEX II/2 - ANNEXE II/2 -
 ALLEGATO II/2 - II/2. PIELIKUMS - II/2 PRIEDAS - II/2. MELLÉKLET
 - ANNESS II/2 - BIJLAGE II/2 - ZAŁĄCZNIK II/2 - ANEXO II/2 -
 ANEXA II/2 - PRÍLOHA II/2 - PRILOGA II/2 - LITTLE II/2 - BILAGA II/2

ANSERIFORMES

Anatidae

Cygnus olor
Anser brachyrhynchus
Anser albifrons
Branta bernicla
Netta rufina
Aythya marila
Somateria mollissima
Clangula hyemalis
Melanitta nigra
Melanitta fusca
Bucephala clangula
Mergus serrator
Mergus merganser

GALLIFORMES

Meleagridae

Meleagris gallopavo

Tetraonidae

Bonasa bonasia
Lagopus lagopus lagopus
Tetrao tetrix

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Tetrao urogallus

Phasianidae

Francolinus francolinus

Alectoris barbara

Alectoris chukar

Coturnix coturnix

GRUIFORMES

Rallidae

Rallus aquaticus

Gallinula chloropus

CHARADRIIFORMES

Haematopodidae

Haematopus ostralegus

Charadriidae

Pluvialis apricaria

Pluvialis squatarola

Vanellus vanellus

Scolopacidae

Calidris canutus

Philomachus pugnax

Limosa limosa

Limosa lapponica

Numenius phaeopus

Numenius arquata

Tringa erythropus

Tringa totanus

Tringa nebularia

Laridae

Larus ridibundus

Larus canus

Larus fuscus

Larus argentatus

Larus cachinnans

Larus marinus

COLUMBIFORMES

Columbidae

Columba oenas

Streptopelia decaocto

Streptopelia turtur

PASSERIFORMES

Alaudidae

Alauda arvensis

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ALLEGATO III/1 - III/1. PIELIKUMS - III/1 PRIEDAS - III/1. MELLÉKLET -
ANNEX III/1 - BIJLAGE III/1 - ZAŁĄCZNIK III/1 - ANEXO III/1 - ANEXA
III /1 - PRÍLOHA III/1 - PRILOGA III/1 - LITTLE III/1 - BILAGA III/1

ANSERIFORMES

Anatidae

Anas platyrhynchos

GALLIFORMES

Tetraonidae

Lagopus lagopus lagopus, scoticus et hibernicus

Phasianidae

Alectoris rufa

Alectoris barbara

Perdix perdix

Phasianus colchicus

COLUMBIFORMES

Columbidae

Columba palumbus

ПРИЛОЖЕНИЕ III/2 - ANEXO III/2 - PŘÍLOHA III/2 - BILAG III/2 - ANHANG
III/2 - III/2 LISA - ΠΑΡΑΡΤΗΜΑ III/2 - ANNEX III/2 - ANNEXE III/2 -
ALLEGATO III/2 - III/2. PIELIKUMS - III/2 PRIEDAS - III/2. MELLÉKLET -
ANNEX III/2 - BIJLAGE III/2 - ZAŁĄCZNIK III/2 - ANEXA III/2 - ANEXA
III/2 - PRÍLOHA III/2 - PRILOGA III/2 - LITTLE III/2 - BILAGA III/2

ANSERIFORMES

Anatidae

Anser albifrons albifrons

Anser anser

Anas penelope

Anas crecca

Anas acuta

Anas clypeata

Aythya ferina

Aythya fuligula

Aythya marila

Somateria mollissima

Melanitta nigra

GALLIFORMES

Tetraonidae

Lagopus mutus

Tetrao tetrix britannicus

Tetrao urogallus

GRUIFORMES

Rallidae

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Fulica atra
CHARADRIIFORMES

Charadriidae

Pluvialis apricaria

Scolopacidae

Lymnocyptes minimus

Gallinago gallinago

Scolopax rusticola.]

ANNEX IV

- (a) — Snares^{[F4][F5]}(with the exception of Finland and Sweden for the capture of *Lagopus lagopus lagopus* and *Lagopus mutus* north of latitude 58°N)], limes, hooks, live birds which are blind or mutilated used as decoys, tape recorders, electrocuting devices.
- Artificial light sources, mirrors, devices for illuminating targets, sighting devices for night shooting comprising an electronic image magnifier or image converter.
- Explosives.
- Nets, traps, poisoned or anaesthetic bait.
- Semi-automatic or automatic weapons with a magazine capable of holding more than two rounds of ammunition.
- (b) — Aircraft, motor vehicles.
- Boats driven at a speed exceeding five kilometres per hour. On the open sea, Member States may, for safety reasons, authorize the use of motor-boats with a maximum speed of 18 kilometres per hour. Member States shall inform the Commission of any authorizations granted.

Textual Amendments

- F4** Inserted by [Act concerning the conditions of accession of the Kingdom of Norway, the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded \(94/C 241/08\)](#).
- F5** Substituted by [Decision of the Council of the European Union of 1 January 1995 adjusting the instruments concerning the accession of new Member States to the European Union \(95/1/EC, Euratom, ECSC\)](#).

ANNEX V

- (a) National lists of species in danger of extinction or particularly endangered species, taking into account their geographical distribution.
- (b) Listing and ecological description of areas particularly important to migratory species on their migratory routes and as wintering and nesting grounds.
- (c) Listing of data on the population levels of migratory species as shown by ringing.
- (d) Assessing the influence of methods of taking wild birds on population levels.
- (e) Developing or refining ecological methods for preventing the type of damage caused by birds.

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- (f) Determining the role of certain species as indicators of pollution.
- (g) Studying the adverse effect of chemical pollution on population levels of bird species.

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- (1) OJ No C 24, 1. 2. 1977, p. 3; OJ No C 201, 23. 8. 1977, p. 2.
- (2) OJ No C 163, 11. 7. 1977, p. 28.
- (3) OJ No C 152, 29. 6. 1977, p. 3.
- (4) OJ No C 112, 20. 12. 1973, p. 40.
- (5) OJ No C 139, 13. 6. 1977, p. 1.
- (6) [^{F2}OJ L 184, 17.7.1999, p. 23.]

Textual Amendments

- F2** Substituted by Council Regulation (EC) No 807/2003 of 14 April 2003 adapting to Decision 1999/468/EC the provisions relating to committees which assist the Commission in the exercise of its implementing powers laid down in Council instruments adopted in accordance with the consultation procedure (unanimity).