

Commission Delegated Regulation (EU) 2020/687 of 17 December 2019
supplementing Regulation (EU) 2016/429 of the European
Parliament and the Council, as regards rules for the prevention
and control of certain listed diseases (Text with EEA relevance)

PART III

AQUATIC ANIMALS

CHAPTER II

***Disease control measures for category A diseases
of aquaculture animals in the restricted zone***

Section 1

General disease control measures in the restricted zone

Article 85

Establishment of a restricted zone

1 In the event of the official confirmation of an outbreak of a category A disease in an establishment, food and feed business, animal by-products establishment or any other location of relevance, including means of transport, the competent authority shall immediately establish a restricted zone around the affected establishment or location, including:

- a a protection zone around the establishment or location where the category A disease is confirmed;
- b a surveillance zone around the protection zone; and
- c if necessary, on the basis of the criteria set out in Article 64(1) of Regulation (EU) 2016/429, further restricted zones around or adjacent to the protection and surveillance zones.

2 The extent of the zones shall be set on a case-to-case basis, taking into account factors influencing the risk of spreading the disease. To that end, the the competent authority shall consider the following data and criteria:

- a data from the epidemiological enquiry in accordance with Article 57 in Regulation (EU) 2016/429;
- b relevant hydrodynamic data;
- c criteria listed in Article 64(1) of Regulation (EU) 2016/429; and
- d criteria provided for in Annex XIV to this Regulation.

3 The competent authority shall adapt the boundaries of the initial restricted zone, including the boundaries of the protection, surveillance and the further restricted zones, in the case of the overlapping of two or more restricted zones due to further outbreaks of the category A disease.

Changes to legislation: There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2020/687, Section 1. (See end of Document for details)

4 By way of derogation from paragraph 1, the competent authority may due to specific geographical, hydrodynamic and epidemiological circumstances, and after carrying out a risk assessment taking into account the disease profile:

- a not establish the restricted zone as provided for in paragraph 1 around the infected establishment or location;
- b establish a restricted zone consisting of a protection zone without any adjacent surveillance zone; and
- c not establish a restricted zone when a category A disease is confirmed in food and feed businesses, purification centre, dispatch centre, border control posts, animal by-products establishments or any other location of relevance, including means of transport.

5 The competent authority may derogate, to the extent necessary and after carrying out a risk assessment taking into account geographical, hydrodynamic, epidemiological circumstances and the disease profile, from the provisions of this Chapter:

- a in the further restricted zones; and
- b in the case that the competent authority decides to establish the restricted zone when an outbreak of a category A disease occurs in establishments or any other locations of relevance referred to in paragraph 4(c).

Article 86

Measures to be applied in the restricted zone

1 The competent authority shall without delay compile and keep an up-to-date inventory of all establishments keeping aquaculture animals of listed species located in the restricted zone, including the species, categories and the estimated number of animals in each establishment.

2 In the establishments located within the restricted zone, the competent authority may, on the basis of epidemiological information or other relevant evidence and after carrying out a risk assessment, implement preventive killing or, slaughtering for human consumption or, in the case of molluscs, removal from water, of aquaculture animals of listed species pursuant to Article 78(1)(a) and (2).

3 Any collection of samples, in establishments in the restricted zone keeping aquaculture animals of listed species, for purposes other than to confirm or rule out the presence of the relevant category A disease, shall be authorised by the competent authority.

Changes to legislation:

There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2020/687, Section 1.