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Contents

II *Non-legislative acts*

REGULATIONS

- ★ **Commission Implementing Regulation (EU) 2020/1665 of 4 November 2020 approving non-minor amendments to the specification for a name entered in the register of traditional specialities guaranteed ('Dwójniak staropolski tradycyjny' (TSG))** 1
- ★ **Commission Regulation (EU) 2020/1666 of 10 November 2020 amending Regulation (EC) No 2003/2003 of the European Parliament and of the Council relating to fertilisers for the purpose of including a new type of EC fertiliser in Annex I ⁽¹⁾** 3
- ★ **Commission Implementing Regulation (EU) 2020/1667 of 10 November 2020 amending Implementing Regulation (EU) 2020/977 as regards the period of application of the temporary measures in relation to controls on the production of organic products ⁽¹⁾** 5
- ★ **Commission Implementing Regulation (EU) 2020/1668 of 10 November 2020 specifying the details and functionalities of the information and communication system to be used for the purposes of Regulation (EU) 2019/515 of the European Parliament and of the Council on the mutual recognition of goods lawfully marketed in another Member State ⁽¹⁾** 7

DECISIONS

- ★ **Commission Implementing Decision (EU) 2020/1669 of 10 November 2020 on a pilot project to implement certain administrative cooperation provisions set out in Regulation (EU) 2018/1807 of the European Parliament and of the Council on a framework for the free flow of non-personal data in the European Union by means of the Internal Market Information System ⁽¹⁾** 10
- ★ **Commission Implementing Decision (EU) 2020/1670 of 10 November 2020 amending the Annex to Implementing Decision (EU) 2020/1606 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in the Netherlands (notified under document C(2020) 7912) ⁽¹⁾** 13

⁽¹⁾ Text with EEA relevance.

EN

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

The titles of all other acts are printed in bold type and preceded by an asterisk.

II

(Non-legislative acts)

REGULATIONS

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1665

of 4 November 2020

approving non-minor amendments to the specification for a name entered in the register of traditional specialities guaranteed ('Dwójniak staropolski tradycyjny' (TSG))

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 53(1) of Regulation (EU) No 1151/2012, the Commission has examined Poland's application for the approval of amendments to the specification for the traditional speciality guaranteed 'Dwójniak staropolski tradycyjny', registered under Commission Regulation (EC) No 729/2008 ⁽²⁾, as amended by Commission Implementing Regulation (EU) 2017/1898 ⁽³⁾.
- (2) Since the amendments in question are not minor within the meaning of Article 53(2) of Regulation (EU) No 1151/2012, the Commission published the amendment application in the *Official Journal of the European Union* ⁽⁴⁾ as required by Article 50(2)(b) of that Regulation.
- (3) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the amendments to the specification should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The amendments to the specification published in the *Official Journal of the European Union* regarding the name 'Dwójniak staropolski tradycyjny' (TSG) are hereby approved.

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ Commission Regulation (EC) No 729/2008 of 28 July 2008 entering certain designations in the register of traditional specialities guaranteed (Czwórniak (TSG), Dwójniak (TSG), Półtorak (TSG), Trójniak (TSG)) (OJ L 200, 29.7.2008, p. 6).

⁽³⁾ Commission Implementing Regulation (EU) 2017/1898 of 18 October 2017 entering certain names in the register of traditional specialities guaranteed (Półtorak staropolski tradycyjny (TSG), Dwójniak staropolski tradycyjny (TSG), Trójniak staropolski tradycyjny (TSG), Czwórniak staropolski tradycyjny (TSG), Kielbasa jałowcowa staropolska (TSG), Kielbasa myśliwska staropolska (TSG) and Olej rydzowy tradycyjny (TSG)) (OJ L 269, 19.10.2017, p. 3).

⁽⁴⁾ OJ C 216, 30.6.2020, p. 33.

Article 2

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

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

Done at Brussels, 4 November 2020.

*For the Commission,
On behalf of the President,
Janusz WOJCIECHOWSKI
Member of the Commission*

COMMISSION REGULATION (EU) 2020/1666**of 10 November 2020****amending Regulation (EC) No 2003/2003 of the European Parliament and of the Council relating to fertilisers for the purpose of including a new type of EC fertiliser in Annex I****(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 2003/2003 of the European Parliament and of the Council of 13 October 2003 relating to fertilisers ⁽¹⁾, and in particular Article 31(1) thereof,

Whereas:

- (1) A manufacturer of calcium chelate of iminodisuccinic acid ('Ca-IDHA') has submitted a request via the Polish authorities to the Commission to include Ca-IDHA as a new entry in Annex I to Regulation (EC) No 2003/2003. Ca-IDHA has been developed in response to requests from the horticultural sector to develop alternatives to existing sources of calcium, which may lead, under certain use conditions, to leaves damages after foliar applications.
- (2) Ca-IDHA fulfils the requirements laid down in Article 14 of Regulation (EC) No 2003/2003. It should therefore be included in the list of types of EC fertilisers in Annex I to that Regulation.
- (3) Regulation (EC) No 2003/2003 should therefore be amended accordingly.
- (4) The measure provided for in this Regulation is in accordance with the opinion of the Committee established by Article 32 of Regulation (EC) No 2003/2003,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 2003/2003 is amended in accordance with the Annex to this Regulation.

*Article 2*This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

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

Done at Brussels, 10 November 2020.

*For the Commission
The President*

Ursula VON DER LEYEN

⁽¹⁾ OJ L 304, 21.11.2003, p. 1.

ANNEX

In Table D of Annex I to Regulation (EC) No 2003/2003, the following row 2.3 is inserted:

'2.3	calcium chelate of iminodisuccinic acid	Chemically obtained product containing calcium chelate of iminodisuccinic acid as essential ingredient, without addition of organic nutrients of animal or vegetable origin	9 % CaO Calcium expressed as CaO, chelated by iminodisuccinic acid (IDHA) water-soluble.		Calcium expressed as CaO, chelated by iminodisuccinic acid (IDHA) water-soluble'
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COMMISSION IMPLEMENTING REGULATION (EU) 2020/1667**of 10 November 2020****amending Implementing Regulation (EU) 2020/977 as regards the period of application of the temporary measures in relation to controls on the production of organic products****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91 ⁽¹⁾, and in particular Article 28(6), the third subparagraph of Article 30(2) and Article 38(c), (d) and (e) thereof,

Whereas:

- (1) The COVID-19 pandemic and the extensive movement restrictions put in place in the Member States and in third countries in the form of national measures constitute an exceptional and unprecedented challenge for Member States and operators in relation to performing controls as specified in Regulation (EC) No 834/2007 and Commission Regulations (EC) No 889/2008 ⁽²⁾ and (EC) No 1235/2008 ⁽³⁾.
- (2) In order to address the specific circumstances due to the ongoing crisis related to the COVID-19 pandemic, Commission Implementing Regulation (EU) 2020/977 ⁽⁴⁾ allows Member States to apply temporary measures that derogate from Regulations (EC) No 889/2008 and (EC) No 1235/2008 in relation to the control system on the production of organic products and certain procedures provided for in the Trade Control and Expert System (TRACES).
- (3) Member States have informed the Commission that, in view of the crisis linked to the COVID-19 pandemic, certain serious disruptions in the functioning of their control systems in the organic sector will persist beyond 30 September 2020. In order to address those disruptions, the period of application of Implementing Regulation (EU) 2020/977 should be prolonged.
- (4) As regards official controls and other official activities within the scope of Regulation (EU) 2017/625 of the European Parliament and of the Council ⁽⁵⁾, Commission Implementing Regulation (EU) 2020/466 ⁽⁶⁾ allows Member States to apply temporary measures to contain risks to human, animal and plant health and animal welfare in the specific situation linked to COVID-19 until 1 February 2021. The derogations provided in Implementing

⁽¹⁾ OJ L 189, 20.7.2007, p. 1.

⁽²⁾ Commission Regulation (EC) No 889/2008 of 5 September 2008 laying down detailed rules for the implementation of Council Regulation (EC) No 834/2007 on organic production and labelling of organic products with regard to organic production, labelling and control (OJ L 250, 18.9.2008, p. 1).

⁽³⁾ Commission Regulation (EC) No 1235/2008 of 8 December 2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries (OJ L 334, 12.12.2008, p. 25).

⁽⁴⁾ Commission Implementing Regulation (EU) 2020/977 of 7 July 2020 derogating from Regulations (EC) No 889/2008 and (EC) No 1235/2008 as regards controls on the production of organic products due to the COVID-19 pandemic (OJ L 217, 8.7.2020, p. 1).

⁽⁵⁾ 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) (OJ L 95, 7.4.2017, p. 1).

⁽⁶⁾ Commission Implementing Regulation (EU) 2020/466 of 30 March 2020 on temporary measures to contain risks to human, animal and plant health and animal welfare during certain serious disruptions of Member States' control systems due to coronavirus disease (COVID-19) (OJ L 98, 31.3.2020, p. 30).

Regulation (EU) 2020/977 should therefore also continue to apply until that date. However, the minimum percentages related to the number of samples, additional random control visits and unannounced inspections and visits, as set out in Article 1(3), (5) and (6) of Implementing Regulation (EU) 2020/977 are calculated on a yearly basis. Therefore, the end of application of those derogations should not be amended.

- (5) Implementing Regulation (EU) 2020/977 should therefore be amended accordingly.
- (6) There is a need not to disrupt the application of the provisions of Implementing Regulation (EU) 2020/977 that is extended by this Regulation. It is therefore appropriate to provide for a retroactive application of this Regulation from 1 October 2020.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Committee on Organic Production,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) 2020/977 is amended as follows:

- (1) in Article 1(7), the date '30 September 2020' is replaced by '1 February 2021';
- (2) Article 3 is amended as follows:
 - (a) in the second and fifth paragraphs, the date '30 September 2020' is replaced by '1 February 2021';
 - (b) in the third paragraph, the date '31 December 2020' is replaced by '1 February 2021'.

Article 2

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

It shall apply from 1 October 2020.

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

Done at Brussels, 10 November 2020.

For the Commission
The President
Ursula VON DER LEYEN

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1668**of 10 November 2020****specifying the details and functionalities of the information and communication system to be used for the purposes of Regulation (EU) 2019/515 of the European Parliament and of the Council on the mutual recognition of goods lawfully marketed in another Member State****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2019/515 of the European Parliament and of the Council of 19 March 2019 on the mutual recognition of goods lawfully marketed in another Member State and repealing Regulation (EC) No 764/2008 ⁽¹⁾, and in particular Article 11(2) thereof,

Whereas:

- (1) Pursuant to Article 11(1) of Regulation (EU) 2019/515, the information and communication system set out in Article 23 of Regulation (EC) No 765/2008 of the European Parliament and of the Council ⁽²⁾, known as the Information and Communication System for Market Surveillance (ICSMS), is to be used for the purposes of certain communications under Regulation (EU) 2019/515. Article 34 of Regulation (EU) 2019/1020 of the European Parliament and of the Council ⁽³⁾ is to replace Article 23 of Regulation (EC) No 765/2008, with effect from 16 July 2021.
- (2) It results from Regulation (EU) 2019/515 that ICSMS is to be used, among others, by competent authorities and by Product Contact Points. Member States should therefore insert in ICSMS the identity of those competent authorities and Product Contact Points.
- (3) To ensure that information needed by the Commission for the purposes of the evaluation and reporting referred to in Article 14 of Regulation (EU) 2019/515 is easily searchable and can be further processed in ICSMS, the competent authorities should, in addition to uploading the administrative decision or temporary suspension, be required to provide certain information about those decisions in a structured form.
- (4) In order to ensure that the data contained in ICSMS is accurate and up-to-date, the competent authorities should enter in ICSMS any modification of an administrative decision notified pursuant to Article 5(9) of Regulation (EU) 2019/515 or of a temporary suspension notified pursuant to Article 6(2) of Regulation (EU) 2019/515.
- (5) To ensure that personal data contained in the communications entered in ICSMS and personal data relating to natural persons designated as ICSMS users is erased as soon as it is no longer necessary for the purposes for which that data was inserted in the system, provisions regarding the periods of retention of such data should be set out.
- (6) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 of the European Parliament and of the Council ⁽⁴⁾ and delivered an opinion on 6 June 2020.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the committee established by Article 15(1) of Regulation (EU) 2019/515,

⁽¹⁾ OJ L 91, 29.3.2019, p. 1.

⁽²⁾ Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p. 30).

⁽³⁾ Regulation (EU) 2019/1020 of the European Parliament and of the Council of 20 June 2019 on market surveillance and compliance of products and amending Directive 2004/42/EC and Regulations (EC) No 765/2008 and (EU) No 305/2011 (OJ L 169, 25.6.2019, p. 1).

⁽⁴⁾ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).

HAS ADOPTED THIS REGULATION:

Article 1

Content of the Information and Communication System for Market Surveillance ('ICSMS')

For the purpose of Regulation (EU) 2019/515, ICSMS shall cover:

- (a) the notification of administrative decisions to the Commission and the other Member States as referred to in Article 5 (9) of Regulation (EU) 2019/515;
- (b) the notification of temporary suspensions to the Commission and the other Member States as referred to in Article 6(2) of Regulation (EU) 2019/515;
- (c) the notification of the Commission's opinions to all Member States as referred to in Article 8(6) of Regulation (EU) 2019/515;
- (d) the exchange of information between competent authorities and Product Contact Points of the various Member States as referred to in Articles 5(7), 10(1)(a) and 10(3) of Regulation (EU) 2019/515.

Article 2

Access to ICSMS

Member States shall identify and enter in ICSMS the identity of the competent authorities and of the Product Contact Points which have access to ICSMS in accordance with Regulation (EU) 2019/515.

Article 3

Notification of administrative decisions restricting or denying market access

When notifying an administrative decision pursuant to Article 5(9) of Regulation (EU) 2019/515, the competent authority, in addition to uploading an electronic copy of the administrative decision, shall enter the following information in ICSMS:

- (a) the national technical rule on the basis of which the assessment was carried out;
- (b) the name of the Member State in which the economic operator claims to be lawfully marketing the goods;
- (c) the applicable legitimate public interest grounds covered by the national technical rule.

The competent authority shall enter in ICSMS any annulment or withdrawal of the administrative decision notified pursuant to Article 5(9) of Regulation (EU) 2019/515.

Article 4

Notification of temporary suspensions

When notifying a temporary suspension pursuant to Article 6(2) of Regulation (EU) 2019/515, the competent authority, in addition to uploading an electronic copy of the temporary suspension, shall enter the following information in ICSMS:

- (a) the national technical rule on the basis of which the assessment will be carried out;
- (b) the name of the Member State in which the economic operator claims to be lawfully marketing the goods;
- (c) the legitimate public interest grounds for temporarily suspending market access as set out in Article 6(1) of Regulation (EU) 2019/515.

The competent authority shall enter in ICSMS any annulment or lifting of the temporary suspension notified pursuant to Article 6(2) of Regulation (EU) 2019/515.

*Article 5***Retention periods of personal data contained in the communications entered in ICSMS**

Personal data contained in the communications entered in ICSMS and kept in a form which permits the identification of data subjects shall be automatically deleted in ICSMS five years after:

- (a) the notification of a temporary suspension pursuant to Article 6(2) of Regulation (EU) 2019/515; or
- (b) the notification of an administrative decisions pursuant to Article 5(9) of Regulation (EU) 2019/515 if that administrative decision has not been submitted to SOLVIT; or
- (c) the last exchange of information pursuant to Articles 5(7), 10(1)(a) and 10(3) of Regulation (EU) 2019/515; or
- (d) the case submitted to SOLVIT has been solved.

The Commission shall ensure by technical means the deletion of personal data under the first paragraph.

*Article 6***Retention period of personal data of ICSMS users**

Personal data relating to a natural person designated by a competent authority or Product Contact Point as ICSMS user shall be deleted at the latest one month after the Commission is informed that the natural person ceased to be an ICSMS user.

The Commission shall ensure by technical means the deletion of personal data under the first paragraph.

*Article 7***Entry into force and application**

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

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

Done at Brussels, 10 November 2020.

For the Commission
The President
Ursula VON DER LEYEN

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2020/1669

of 10 November 2020

on a pilot project to implement certain administrative cooperation provisions set out in Regulation (EU) 2018/1807 of the European Parliament and of the Council on a framework for the free flow of non-personal data in the European Union by means of the Internal Market Information System

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1024/2012 of the European Parliament and of the Council of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC ⁽¹⁾, and in particular Article 4(1) thereof,

Whereas:

- (1) The Internal Market Information System ('IMI') established by Regulation (EU) No 1024/2012 is an online software application developed by the Commission, in cooperation with the Member States, to help Member States comply with their duties of administrative cooperation, including information exchange requirements in Union acts. It does this by providing a centralised communication mechanism to facilitate the cross-border exchange of information and mutual assistance.
- (2) Article 4(1) of Regulation (EU) No 1024/2012 enables the Commission to carry out pilot projects to assess whether IMI would be an effective tool to implement provisions on administrative cooperation laid down in Union acts not listed in the Annex to that Regulation.
- (3) Regulation (EU) 2018/1807 of the European Parliament and of the Council ⁽²⁾ provides for free movement of data other than personal data within the Union. In addition, it lays down the conditions on access to data for competent authorities, on requesting assistance, and on cooperation between competent authorities of Member States with a view to providing access to data processed and stored in another Member State. Under Article 5(2) of Regulation (EU) 2018/1807, a competent authority may request assistance from a competent authority in another Member State, in accordance with the procedure set out in Article 7 of that Regulation, when the requesting competent authority does not obtain access to data and if no specific cooperation mechanism exists under Union law or international agreements for the exchange of data between competent authorities in different Member States.
- (4) Pursuant to the second subparagraph of Article 5(4) of Regulation (EU) 2018/1807, Member States may, in urgent circumstances and under certain conditions, impose interim measures to re-localise data. If such an interim measure imposes re-localisation of data for more than 180 days following re-localisation, it is to be communicated to the Commission. In addition, the Commission is to exchange information with Member States on relevant experience gained.
- (5) IMI could be an effective tool for implementing the provisions on administrative cooperation laid down in Article 5(2) and (4) and Article 7(2) to (5) of Regulation (EU) 2018/1807. Those provisions should therefore be subject to a pilot project pursuant to Article 4 of Regulation (EU) No 1024/2012.

⁽¹⁾ OJ L 316, 14.11.2012, p. 1.

⁽²⁾ Regulation (EU) 2018/1807 of the European Parliament and of the Council of 14 November 2018 on a framework for the free flow of non-personal data in the European Union (OJ L 303, 28.11.2018, p. 59).

- (6) Administrative cooperation under Regulation (EU) 2018/1807 may involve the single points of contact designated in accordance with Article 7(1) of that Regulation, the competent authorities referred to in Article 3(6) of that Regulation, and any entities responsible for communicating measures under Article 5(4) of that Regulation. In accordance with point (f) of the second paragraph of Article 5 of Regulation (EU) No 1024/2012, they should therefore be considered as competent authorities for the purposes of the pilot project.
- (7) IMI should provide the technical functionality enabling the competent authorities, single points of contact, entities responsible for communicating measures under Article 5(4) of Regulation (EU) 2018/1807, and the Commission to fulfil their administrative cooperation and communication obligations under that Regulation.
- (8) Under Article 7(4) of Regulation (EU) 2018/1807, a competent authority that receives a request for access to data is obliged either to communicate the data requested or to inform the requesting authority that it does not consider the conditions for requesting assistance to have been met. To operationalise the exchange of data, the Member State to which the request was addressed should provide the requesting Member State with the details necessary to access the requested data, or with details of how and when the data transfer will be effected. The Member State to which the request was addressed may also supply the requested data immediately in response to the request, if this is considered the most efficient way to proceed.
- (9) A request for assistance, as well as the interim measures notified to the Commission via IMI, may include the exchange of data sets containing both personal and non-personal data. Under Article 2(2) of Regulation (EU) 2018/1807, Regulation (EU) 2016/679 of the European Parliament and of the Council ⁽³⁾ applies to the processing of personal data in a data set in which it is inextricably linked with non-personal data. This is ensured by Article 14 of Regulation (EU) No 1024/2012, which sets out rules on personal data processing in IMI.
- (10) Pursuant to Article 4(2) of Regulation (EU) No 1024/2012, the Commission is to submit an evaluation of the outcome of the pilot project to the European Parliament and the Council. It is appropriate to specify the date by which the evaluation is to be submitted. In the interests of consistency, the date specified should be the same as the date by which the report required under Article 8 of Regulation (EU) 2018/1807 is to be submitted.
- (11) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 24 of Regulation (EU) No 1024/2012,

HAS ADOPTED THIS DECISION:

Article 1

The pilot project

A pilot project shall be carried out in order to assess whether the Internal Market Information System ('IMI') would be an effective tool to implement the provisions on administrative cooperation laid down in Article 5(2) and (4) and Article 7(2) to (5) of Regulation (EU) 2018/1807.

Article 2

Competent authorities

For the purposes of the pilot project, competent authorities referred to in Article 3(6) of Regulation (EU) 2018/1807, single points of contact referred to in Article 7(1) of that Regulation and entities responsible for communicating measures under Article 5(4) of that Regulation shall be considered as competent authorities within the meaning of point (f) of the second paragraph of Article 5 of Regulation (EU) No 1024/2012.

⁽³⁾ Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

*Article 3***Administrative cooperation**

1. For the purposes of Article 5(2) and Article 7(2) to (5) of Regulation (EU) 2018/1807, IMI shall provide the technical functionality for, in particular, the following:
 - (a) submitting, pursuant to those Articles, a request for assistance, for which justification shall be provided, including any accompanying information and written explanation;
 - (b) transmitting the request to the relevant competent authority in the Member State to which the request is to be sent;
 - (c) providing a response communicating the data requested by providing one of the following:
 - (i) the details necessary to access and download the data;
 - (ii) the details of how and when the data transfer will be effected;
 - (iii) the data requested;
 - (d) informing the requesting authority that the conditions for requesting assistance have not been met.
2. For the purposes of the second subparagraph of Article 5(4) of Regulation (EU) 2018/1807, IMI shall provide the technical functionality for, in particular, the following:
 - (a) notifying an interim measure to the Commission;
 - (b) communicating the necessary measures taken by the Commission, where appropriate;
 - (c) communicating information on the experience gained and exchanging any relevant information with the single points of contacts in Member States.

*Article 4***Retention of personal data**

Where information exchanged through IMI contains a data set comprising both personal and non-personal data, the personal data shall be processed in IMI in accordance with Article 14 of Regulation (EU) No 1024/2012.

*Article 5***Evaluation**

The Commission shall submit the evaluation of the outcome of the pilot project as required by Article 4(2) of Regulation (EU) No 1024/2012 to the European Parliament and the Council by 29 November 2022.

Article 6

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

Done at Brussels, 10 November 2020.

For the Commission
The President
Ursula VON DER LEYEN

COMMISSION IMPLEMENTING DECISION (EU) 2020/1670**of 10 November 2020****amending the Annex to Implementing Decision (EU) 2020/1606 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in the Netherlands***(notified under document C(2020) 7912)***(Only the Dutch text is authentic)****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Directive 89/662/EEC of 11 December 1989 concerning veterinary checks in intra-Community trade with a view to the completion of the internal market ⁽¹⁾, and in particular Article 9(3) thereof,

Having regard to Council Directive 90/425/EEC of 26 June 1990 concerning veterinary checks applicable in intra-Union trade in certain live animals and products with a view to the completion of the internal market ⁽²⁾, and in particular Article 10(3) thereof,

Whereas:

- (1) Commission Implementing Decision (EU) 2020/1606 ⁽³⁾ was adopted following an outbreak of highly pathogenic avian influenza (HPAI) of subtype H5N8 in one holding where poultry are kept in the Netherlands and the establishment of protection and surveillance zones by the competent authority of that Member State in accordance with Council Directive 2005/94/EC ⁽⁴⁾.
- (2) Implementing Decision (EU) 2020/1606 provides that the protection and surveillance zones established by the Netherlands in accordance with Directive 2005/94/EC are to comprise at least the areas listed as protection and surveillance zones in the Annex to that Implementing Decision.
- (3) Since the date of adoption of Implementing Decision (EU) 2020/1606, the Netherlands has notified the Commission of an additional outbreak of HPAI of subtype H5N8 in a holding where poultry are kept in the province of Gelderland, and has taken the necessary measures required in accordance with Directive 2005/94/EC, including the establishment of protection and surveillance zones around this new outbreak.
- (4) The Commission has examined those measures in collaboration with the Netherlands, and it is satisfied that the borders of the protection and surveillance zones, established by the competent authority in that Member State, are at a sufficient distance to any holding where an outbreak of HPAI of subtype H5N8 has been confirmed.
- (5) In order to prevent any unnecessary disturbance to trade within the Union and to avoid unjustified barriers to trade being imposed by third countries, it is necessary to rapidly describe at Union level, in collaboration with the Netherlands the new protection and surveillance zones established in that Member State in accordance with Directive 2005/94/EC. Therefore, the protection and surveillance zones listed for the Netherlands in the Annex to Implementing Decision (EU) 2020/1606 should be amended.
- (6) Accordingly, pending the next meeting of the Standing Committee on Plants, Animals, Food and Feed, the Annex to Implementing Decision (EU) 2020/1606 should be amended to update regionalisation at Union level to amend the protection and surveillance zones established in accordance with Directive 2005/94/EC by the Netherlands and the duration of the restrictions applicable therein.

⁽¹⁾ OJ L 395, 30.12.1989, p. 13.

⁽²⁾ OJ L 224, 18.8.1990, p. 29.

⁽³⁾ Commission Implementing Decision (EU) 2020/1606 of 30 October 2020 concerning certain interim protective measures in relation to highly pathogenic avian influenza of subtype H5N8 in the Netherlands (OJ L 363, 3.11.2020, p. 9).

⁽⁴⁾ Council Directive 2005/94/EC of 20 December 2005 on Community measures for the control of avian influenza and repealing Directive 92/40/EEC (OJ L 10, 14.1.2006, p. 16).

- (7) Implementing Decision (EU) 2020/1606 should therefore be amended accordingly.
- (8) Given the urgency of the epidemiological situation in the Union as regards the spread of HPAI of subtype H5N8, it is important that the amendments made to the Annex to Implementing Decision (EU) 2020/1606 by this Decision take effect as soon as possible.
- (9) This Decision is to be reviewed at the next meeting of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Implementing Decision (EU) 2020/1606 is replaced by the text set out in the Annex to this Decision.

Article 2

This Decision is addressed to the Kingdom of the Netherlands.

Done at Brussels, 10 November 2020.

For the Commission
Stella KYRIAKIDES
Member of the Commission

ANNEX

‘ANNEX

PART A

Protection zone as referred to in Article 1:

Member State: The Netherlands

Area comprising:	Date until applicable in accordance with Article 29(1) of Directive 2005/94/EC
Province: Gelderland	
- From the crossing with N322 and Zandstraat, follow Zandstraat in eastern direction until tram line. - Follow tramline in south-eastern direction until Molenstraat. - Follow Molenstraat in north-eastern direction until Meidoornstraat. - Follow Meidoornstraat in eastern direction until Korenbloemstraat. - Follow Korenbloemstraat in eastern direction until Florastraat. - Follow Florastraat in southern direction until Vogelzang. - Follow Vogelzang in eastern direction until Kamstraat. - Follow Kamstraat in southern direction until Van Heemstraweg. - Follow van Heemstraweg in north-eastern direction until North-South (N329). - Follow North-South (N329) in southern direction until Neersteindsestraat. - Follow Neersteindsestraat in south-eastern direction until Altforstestraat. - Follow Altforstestraat in south-west direction until Middenweg. - Follow Middenweg in south-eastern direction until Mekkersteeg. - Follow Mekkersteeg in southern direction until Zuidweg. - Follow Zuidweg in western direction until Veerweg. - Follow Veerweg in northern direction until Raadhuisdijk. - Follow Raadhuisdijk in western direction until Veerweg. - Follow Veerweg in northern direction until Raadhuisdijk. - Follow Raadhuisdijk in western direction turning into Berghuizen until Nieuweweg. - Follow Nieuweweg in western direction until Wamelseweg. - Follow Wamelseweg in northern direction turning into Zijvond until Liesbroekstraat. - Follow Liesbroekstraat in eastern direction until Nieuweweg. - Follow Nieuweweg in northern direction until Liesterstraat. - Follow Liesterstraat in eastern direction until Maas en Waalweg (N322). - Follow Maas en Waalweg in northern direction until crossing with Zandstraat.	20.11.2020
- From Waalbandijk follow “de Waal” in eastern direction until Waalbandijk at nr 155. - Follow Waalbandijk at nr 155 in southern direction, turning into Heersweg until Kerkstraat. - Follow Kerkstraat in southern direction until Van Heemstraweg. - Follow Van Heemstraweg in eastern direction until Scharenburg. - Follow Scharenburg in southern direction until Molenweg. - Follow Molenweg in southern direction until Broerstraat. - Follow Broerstraat in western direction until Neersteindsestraat. - Follow Neersteindsestraat in eastern direction, turning into Bikkeldan until Singel. - Follow Singel in southern direction until Middenweg. - Follow Middenweg in eastern direction until Mekkersteeg. - Follow Mekkersteeg in southern direction until Zuidweg. - Follow Zuidweg in western direction until Noord Zuid N329. - Follow Noord Zuid N329 in southern direction until “de Maas” (river). - Follow “de Maas” in western direction until Veerweg. - Follow Veerweg in northern direction until Raadhuisdijk. - Follow Raadhuisdijk in western direction until Kapelstraat.	28.11.2020

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| 17. Follow Kapelstraat in northern direction, turning into Den Hoedweg until Dijkgraaf De Leeuweg.
18. Follow Dijkgraaf De Leeuweg in western direction until Wolderweg.
19. Follow Wolderweg in northern direction until Nieuweweg.
20. Follow Nieuweweg in eastern direction until Liesterstraat.
21. Follow Liesterstraat in eastern direction until Zijveld.
22. Follow Zijveld in northern direction until Zandstraat.
23. Follow Zandstraat in eastern direction until Dijkstraat.
24. Follow Dijkstraat in northern direction until Waalbandijk. | |
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PART B

Surveillance zone as referred to in Article 1:

Member State: The Netherlands

Area comprising:	Date until applicable in accordance with Article 31 of Directive 2005/94/EC
Province: Gelderland	
1. From the crossing Beldertseweg with Amsterdam-Rijnkanaal, follow Beldertseweg (N835) in eastern direction until Ommerenwal. 2. Follow Ommerenwal in eastern direction turning into Voorburgtseweg turning into Ooievaar turning into Dokter Guepinlaan turning into Voorstraat turning into Dokter van Noorstraat until Oudsmidsestraat. 3. Follow Oudsmidsestraat in eastern direction until Dorpsstraat. 4. Follow Dorpsstraat in northern direction until Papestraat. 5. Follow Papestraat in eastern direction turning into Remstraat turning into Hogeweg until Cuneraweg. 6. Follow Cuneraweg in northern direction until Nederrijn (river). 7. Follow Nederrijn in south-eastern direction until Veerweg. 8. Follow Veerweg in southern direction until aan Rijnbandijk. 9. Follow Rijnbandijk in eastern direction until Dorpsstraat. 10. Follow Dorpsstraat in southern direction until Burg Lodderstaat. 11. Follow Burg Lodderstaat in eastern direction until Dalwagenseweg. 12. Follow Dalwagenseweg in southern direction turning into Dodewaardsestraat until Matensestraat. 13. Follow Matensestraat in eastern direction until Dalwagen. 14. Follow Dalwagen in southern direction until Pluimburgsestraat. 15. Follow Pluimburgsestraat in eastern direction, turning into Waalbandijk, crossing river "de Waal" until Waalbandijk. 16. Follow Waalbandijk in eastern direction allong "pad langs ganzenkuil" until Deest. 17. Follow Deest in southern direction until Heemstraweg. 18. Follow Van Heemstraweg in eastern direction until Geerstraat. 19. Follow Geerstraat in southern direction until Koningstraat. 20. Follow Koningstraat in eastern direction until Betenlaan. 21. Follow Betenlaan in southern direction until Broeksche Leigraaf Winsen (water). 22. Follow Broeksche Leigraaf Winsen in eastern direction until A50. 23. Follow A50 in southern direction until Graafsebaan. 24. Follow Graafsebaan in Northern direction until Julianasingel. 25. Follow Julianasingel in western direction until Dr Saal v. Zwanenbergsingel. 26. Follow Dr Saal v. Zwanenbergsingel in northern direction until railway-track Nijmegen-'s-Hertogenbosch. 27. Follow railway-track Nijmegen-'s-Hertogenbosch in western direction until Klompstraat. 28. Follow Klompstraat in northern direction turning into Kepkensdonk turning into Weisestraat until Gewandeweg. 29. Follow Gewandeweg in western direction until Kesselsegraaf.	29.11.2020

30. Follow Kesselsegraaf in northern direction until De Lithse Ham. 31. From Lithse Ham crossing the rivers “Maas” and “Waal” at Heerewaarden until Waalbandijk. 32. Follow Waalbandijk in northern direction turning into Molenstraat until Dreef. 33. Follow Dreef volgen in northern direction until Pippertsestraat. 34. Follow Pippertsestraat in northern direction turning into Zijvelingsestraat until Vuadapad. 35. Follow Vuadapad in eastern direction until Groenestraat. 36. Follow Groenestraat in northern direction until “de Linge” (river). 37. Follow Linge in north-eastern direction until Beldertseweg (N835). 38. Follow Beldertseweg in northern direction until crossing with the “Amsterdam-Rijnkanaal”.	
1. From the crossing with N322 and Zandstraat, follow Zandstraat in eastern direction until tram line. 2. Follow tramline in south-eastern direction until Molenstraat. 3. Follow Molenstraat in north-eastern direction until Meidoornstraat. 4. Follow Meidoornstraat in eastern direction until Korenbloemstraat. 5. Follow Korenbloemstraat in eastern direction until Florastraat 6. Follow Florastraat in southern direction until Vogelzang. 7. Follow Vogelzang in eastern direction until Kamstraat. 8. Follow Kamstraat in southern direction until Van Heemstraweg. 9. Follow van Heemstraweg in north-eastern direction until North-South (N329). 10. Follow North-South (N329) in southern direction until Neersteindsestraat. 11. Follow Neersteindsestraat in south-eastern direction until Altforstestraat. 12. Follow Altforstestraat in south-west direction until Middenweg. 13. Follow Middenweg in south-eastern direction until Mekkersteeg. 14. Follow Mekkersteeg in southern direction until Zuidweg. 15. Follow Zuidweg in western direction until Veerweg. 16. Follow Veerweg in northern direction until Raadhuisdijk. 17. Follow Raadhuisdijk in western direction until Veerweg. 18. Follow Veerweg in northern direction until Raadhuisdijk. 19. Follow Raadhuisdijk in western direction turning into Berghuizen until Nieuweweg. 20. Follow Nieuweweg in western direction until Wamelseweg. 21. Follow Wamelseweg in northern direction turning into Zijvond until Liesbroekstraat. 22. Follow Liesbroekstraat in eastern direction until Nieuweweg. 23. Follow Nieuweweg in northern direction until Liesterstraat. 24. Follow Liesterstraat in eastern direction until Maas en Waalweg (N322). 25. Follow Maas en Waalweg in northern direction until crossing with Zandstraat.	From 21.11.2020 until 29.11.2020
1. From Marsdijk at the Bicycle ferry cross the “Nederrijn” towards Veerweg. 2. Follow Veerweg in northern direction until Herenstraat. 3. Follow Herenstraat in eastern direction turning into Grebbeweg until Grebbedijk. 4. Follow Grebbedijk in eastern direction turning into “Nederrijn” until Wolfswaard. 5. Follow Wolfswaard in southern direction until Randwijkse Rijndijk. 6. Follow Randwijkse Rijndijk in eastern direction until Lakemondsestraat. 7. Follow Lakemondsestraat in southern direction until De Hel. 8. Follow De Hel in southern direction turning into Tolsestraat until zandweg at nr 6. 9. Follow Zandweg in southern direction until Gesperdensestraat. 10. Follow Gesperdensestraat in eastern direction until Wuustweg. 11. Follow Wuustweg in southern direction until Boelenhamsestraat. 12. Follow Boelenhamsestraat in western direction until railway track. 13. Follow the railway track in eastern direction until Leigraafseweg. 14. Follow Leigraafseweg in southern direction until A15. 15. Follow A15 in eastern direction until Andeltsche Leigraaf. 16. Follow Andeltsche Leigraaf in southern direction until Engelandstraat. 17. Follow Engelandstraat in western direction until Steeg. 18. Follow De Steeg in southern direction turning into Molenhofstaat until Groenestraat.	7.12.2020

19. Follow Groenestraat in eastern direction until Horstweg.
20. Follow Horstweg in southern direction until Waalbandijk.
21. Follow Waalbandijk in eastern direction, crossing "de Waal" until Uiterwaard.
22. Cross Uiterwaard until Dijk.
23. Follow Dijk in southern direction until Molenstraat.
24. Follow Molenstraat in western direction until Leegstraat.
25. Follow Leegstraat in southern direction until Van Heemstraweg.
26. Follow Van Heemstraweg in eastern direction until Plakstraat.
27. Follow Plakstraat in southern direction until Koningstraat.
28. Follow Koningstraat in eastern direction until A50.
29. Follow A50 in southern direction until Ficarystraat.
30. Follow Ficarystraat in eastern direction until Wazelsedijk.
31. Follow Wezelsedijk in southern direction until Hoogvonderweg.
32. Follow Hoogvonderweg in western direction, tuning into Wezelseveldweg until Broekstraat.
33. Follow Broekstraat in eastern direction until Puitsestraat.
34. Follow Puitsestraat in southern direction, turning into Van Balverenlaan.
35. Follow Balverenlaan in southern direction turning into Ruffelsdijk until N845.
36. Follow N845 in southern direction until A326
37. Follow A326 in western direction until A50.
38. Follow A50 in southern direction until Bergemseweg.
39. Follow Berghemseweg in western direction until railway track.
40. Follow the railway track in western direction until Hertogin Johannasingel.
41. Follow Hertogin Johannasingel in northern direction until Gewandeweg.
42. Follow Gewandeweg in western direction until Huizenbeemdweg.
43. Follow Huizenbeemdweg in northern direction until Lutterstraat.
44. Follow Lutterstraat in northern direction until Tiendweg.
45. Follow Tiendweg in western direction until Weisestraat.
46. Follow Weisestraat in northern direction until Valkseweg.
47. Follow Valkseweg in western direction until Lithseweg.
48. Follow Lithseweg crossing "de Maas" until Maasdijk.
49. Follow Maasdijk in northern direction crossing "de Waal" until Waalbandijk.
50. Follow Waalbandijk in northern direction until Jonkheer P.A. Reuchlinlaan.
51. Follow Jonkheer P.A. Reuchlinlaan in northern direction until Provincialeweg.
52. Follow Provincialeweg in northern direction until Rivierenlandlaan.
53. Follow Rivierenlandlaan in northern direction until Industrieweg.
54. Follow Industrieweg in northern direction, turning into Beldertseweg until Ommerenweg.
55. Follow Ommerenweg in eastern direction until Voorburgseweg.
56. Follow Voorburgseweg in eastern direction, turning into Dokter Guepinlaan until Kerststraat.
57. Follow Kerststraat in northern direction until Groenestraat.
58. Follow Groenestraat in eastern direction until Hogebrinksestraat.
59. Follow Hogebrinksestraat in southern direction until Beemsestraat.
60. Follow Beemsestraat in northern direction, turning into Rijndijk until Waaijweg.
61. Follow Waaijweg in eastern direction until Drosseweg.
62. Follow Drosseweg in northern direction until Marsdijk.
63. Follow Marsdijk in eastern direction until the Bicycle ferry.

1. From Waalbandijk follow "de Waal" in eastern direction until Waalbandijk at nr 155.
2. Follow Waalbandijk at nr 155 in southern direction, turning into Heersweg until Kerkstraat.
3. Follow Kerkstraat in southern direction until Van Heemstraweg.
4. Follow Van Heemstraweg in eastern direction until Scharenburg.
5. Follow Scharenburg in southern direction until Molenweg.
6. Follow Molenweg in southern direction until Broerstraat.
7. Follow Broerstraat in western direction until Neersteindsestraat.
8. Follow Neersteindsestraat in eastern direction, turning into Bikkeldan until Singel.
9. Follow Singel in southern direction until Middenweg.
10. Follow Middenweg in eastern direction until Mekkersteeg.
11. Follow Mekkersteeg in southern direction until Zuidweg.

From 29.11.2020 until 7.12.2020'

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| <ol style="list-style-type: none">12. Follow Zuidweg in western direction until Noord Zuid N329.13. Follow Noord Zuid N329 in southern direction until “de Maas” (river).14. Follow “de Maas” in western direction until Veerweg.15. Follow Veerweg in northern direction until Raadhuisdijk.16. Follow Raadhuisdijk in western direction until Kapelstraat.17. Follow Kapelstraat in northern direction, turning into Den Hoedweg until Dijkgraaf De Leeuweg.18. Follow Dijkgraaf De Leeuweg in western direction until Wolderweg.19. Follow Wolderweg in northern direction until Nieuweweg.20. Follow Nieuweweg in eastern direction until Liesterstraat.21. Follow Liesterstraat in eastern direction until Zijveld.22. Follow Zijveld in northern direction until Zandstraat.23. Follow Zandstraat in eastern direction until Dijkstraat.24. Follow Dijkstraat in northern direction until Waalbandijk. | |
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