

## II

*(Acts whose publication is not obligatory)*

## COUNCIL

## COUNCIL DIRECTIVE

of 2 April 1979

on the conservation of wild birds

(79/409/EEC)

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 <sup>(1)</sup>,

Having regard to the opinion of the European Parliament <sup>(2)</sup>,

Having regard to the opinion of the Economic and Social Committee <sup>(3)</sup>,

Whereas the Council declaration of 22 November 1973 on the programme of action of the European Communities on the environment <sup>(4)</sup> 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 <sup>(5)</sup>;

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 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;

<sup>(1)</sup> OJ No C 24, 1. 2. 1977, p. 3; OJ No C 201, 23. 8. 1977, p. 2.

<sup>(2)</sup> OJ No C 163, 11. 7. 1977, p. 28.

<sup>(3)</sup> OJ No C 152, 29. 6. 1977, p. 3.

<sup>(4)</sup> OJ No C 112, 20. 12. 1973, p. 40.

<sup>(5)</sup> OJ No C 139, 13. 6. 1977, p. 1.

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;

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.

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.

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 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.

#### *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.

2. The Committee shall draw up its rules of procedure.

#### *Article 17*

1. Where the procedure laid down in this Article is to be followed, matters shall be referred to the Committee by its chairman, either on his own initiative or at the request of the representative of a Member State.

2. The Commission representative shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit set by the chairman having regard to the urgency of the matter. It shall act by a majority of 41 votes, the votes of the Member States being weighted as provided in Article 148 (2) of the Treaty. The chairman shall not vote.

3. (a) The Commission shall adopt the measures envisaged where they are in accordance with the opinion of the Committee.
- (b) Where the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall without delay submit a proposal to the Council concerning the measures to be adopted. The Council shall act by a qualified majority.
- (c) If, within three months of the proposal being submitted to it, the Council has not acted, the proposed measures shall be adopted by the Commission.

*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.

Done at Luxembourg, 2 April 1979.

*For the Council*

*The President*

J. FRANÇOIS-PONCET

## BILAG I — ANHANG I — ANNEX I — ANNEXE I — ALLEGATO I — BIJLAGE I

	Dansk	Deutsch	English	Français	Italiano	Nederlands
1. <i>Gavia immer</i>	Islom	Eistaucher	Great northern diver	Plongeon imbrin	Strolaga maggiore	Ijsduiker
2. <i>Calonectris diomedea</i>	Kuhls skråpe	Gelbschnabelsturmtaucher	Cory's shearwater	Puffin cendré	Berta maggiore	Kuhls pijlstormvogel
3. <i>Hydrobates pelagicus</i>	Lille stormsvale	Sturmschwalbe	Storm petrel	Pétrel tempête	Uccello delle tempeste	Stormvogeltje
4. <i>Oceanodroma leucorhoa</i>	Stor stormsvale	Wellenläufer	Leach's petrel	Pétrel cul-blanc	Uccello delle tempeste codaforcuta	Vaal stormvogeltje
5. <i>Phalacrocorax carbo sinensis</i>	Skarv (kontinental race)	Kormoran (kontinentale Rasse)	Cormorant (continental race)	Grand cormoran (race continentale)	Cormorano (razza continentale)	Aalscholver (continentaal ras)
6. <i>Botaurus stellaris</i>	Rørdrum	Rohrdommel	Bittern	Butor étoilé	Tarabuso	Roerdomp
7. <i>Nycticorax nycticorax</i>	Nathejre	Nachtreiher	Night heron	Héron bihoreau	Nitticora	Kwak
8. <i>Ardeola ralloides</i>	Tophejre	Rallenreiher	Squacco heron	Héron crabier	Sgarza ciuffetto	Ralreiger
9. <i>Egretta garzetta</i>	Silkehejre	Seidenreiher	Little egret	Aigrette garzette	Garzetta	Kleine zilverreiger
10. <i>Egretta alba</i>	Sølvhejre	Silberreiher	Great white heron	Grande aigrette	Airone bianco maggiore	Grote zilverreiger
11. <i>Ardea purpurea</i>	Purpurhejre	Purpurreiher	Purple heron	Héron pourpré	Airone rosso	Purperreiger
12. <i>Ciconia nigra</i>	Sort stork	Schwarzstorch	Black stork	Cigogne noire	Cicogna nera	Zwarte ooievaar
13. <i>Ciconia ciconia</i>	Hvid stork	Weißstorch	White stork	Cigogne blanche	Cicogna bianca	Ooievaar
14. <i>Plegadis falcinellus</i>	Sort ibis	Sichler	Glossy ibis	Ibis falcinelle	Mignattaio	Zwarte ibis
15. <i>Platalea leucorodia</i>	Skestork	Löffler	Spoonbill	Spatule blanche	Spatola	Lepelaar
16. <i>Phoenicopterus ruber</i>	Flamingo	Flamingo	Greater flamingo	Flamant rose	Fenicottero	Flamingo
17. <i>Cygnus colombianus bewickii</i> ( <i>Cygnus bewickii</i> )	Pibesvane	Zwergschwan	Bewick's swan	Cygne de Bewick	Cigno minore	Kleine zwaan
18. <i>Cygnus cygnus</i>	Sangsvane	Singschwan	Whooper swan	Cygne sauvage	Cigno selvatico	Wilde zwaan
19. <i>Anser albifrons flavirostris</i>	Blisgås (grønlandsk race)	Bläßgans (Grönlandrasse)	White-fronted goose (Greenland race)	Oie rieuse (race de Groenland)	Oca lombardella (razza di Groenlandia)	Kolgans (Groenland-ras)
20. <i>Branta leucopsis</i>	Bramgås	Nonnengans	Barnacle goose	Bernache nonnette	Oca facciabianca	Brandgans
21. <i>Aythya nyroca</i>	Hvidøjet and	Moorente	White-eyed pochard	Canard nyocra	Moretta tabacata	Witoogeend
22. <i>Oxyura leucicephala</i>	Hvidhovedet and	Weißkopf-Ruderente	White-headed duck	Erisimature à tête blanche	Gobbo rugginoso	Witkoopeend

	Dansk	Deutsch	English	Français	Italiano	Nederlands
23. <i>Pernis apivorus</i>	Hvepsevåge	Wespenbussard	Honey buzzard	Bondrée apivore	Falco pecchiaiolo	Wespendief
24. <i>Milvus migrans</i>	Sort glente	Schwarzmilan	Black kite	Milan noir	Nibbio bruno	Zwarte wouw
25. <i>Milvus milvus</i>	Rød glente	Rotmilan	Kite	Milan royal	Nibbio reale	Rode wouw
26. <i>Haliaeetus albicilla</i>	Havørn	Seeadler	White-tailed eagle	Pygargue à queue blanche	Aquila di mare	Zeearend
27. <i>Gypaetus barbatus</i>	Lammegrib	Bartgeier	Bearded vulture	Gypaète barbu	Avvoltoio degli agnelli	Lammergieter
28. <i>Neophron percnopterus</i>	Ådselgrib	Schmutzgeier	Egyptian vulture	Percnoptère d'Égypte	Capovaccaio	Aasgieter
29. <i>Gyps fulvus</i>	Gåsegrip	Gänsegeier	Griffon vulture	Vautour fauve	Grifone	Vale gier
30. <i>Aegypius monachus</i>	Munkegrib	Mönchsgeier	Black vulture	Vautour moine	Avvoltoio	Monniksgier
31. <i>Circus gallicus</i>	Slangeørn	Schlangenadler	Short-toed eagle	Circaète jean-le-blanc	Biancone	Slangenarend
32. <i>Circus aeruginosus</i>	Rørhøg	Rohrweihe	Marsh harrier	Busard des roseaux	Falco di palude	Bruine kiekendief
33. <i>Circus cyaneus</i>	Blå kærhøg	Kornweihe	Hen harrier	Busard saint-martin	Albanella reale	Blauwe kiekendief
34. <i>Circus pygargus</i>	Hedehøg	Wiesenweihe	Montagu's harrier	Busard cendré	Albanella minore	Grauwe kiekendief
35. <i>Aquila chrysaetus</i>	Kongeørn	Steinadler	Golden eagle	Aigle royal	Aquila reale	Steenarend
36. <i>Hieraetus pennatus</i>	Dværgeørn	Zwergadler	Booted eagle	Aigle botté	Aquila minore	Dwergarend
37. <i>Hieraetus fasciatus</i>	Høgeørn	Habichtsadler	Bonelli's eagle	Aigle de Bonelli	Aquila del Bonelli	Havikarend
38. <i>Pandion haliaetus</i>	Fiskeørn	Fischadler	Osprey	Balbuzard pêcheur	Falco pescatore	Visarend
39. <i>Falco eleonora</i>	Eleonorafalk	Eleonorenfalke	Eleonora's falcon	Faucon d'Éléonore	Falco della regina	Eleonora's valk
40. <i>Falco biarmicus</i>	Lannerfalk	Lanner	Lanner falcon	Faucon lanier	Lanario	Lannervalk
41. <i>Falco peregrinus</i>	Vandrefalk	Wanderfalke	Peregrine	Faucon pèlerin	Falco pellegrino	Slechtrvalk
42. <i>Porphyrio porphyrio</i>	Sultanhøne	Purpurhuhn	Purple gallinule	Poule sultane	Pollo sultano	Purperkoet
43. <i>Grus grus</i>	Trane	Kranich	Crane	Grue cendrée	Gru	Kraanvogel
44. <i>Tetrax tetrax (Otis tetrax)</i>	Dværgrappe	Zwergtrappe	Little bustard	Outarde canepetière	Gallina prataiola	Kleine trap
45. <i>Otis tarda</i>	Stortrappe	Großtrappe	Great bustard	Outarde barbue	Otarda	Grote trap
46. <i>Himantopus himantopus</i>	Stylteløber	Stelzenläufer	Black-winged stilt	Échasse blanche	Cavaliere d'Italia	Steltkluit
47. <i>Recurvirostra avosetta</i>	Klyde	Säbelschnäbler	Avocet	Avocette	Avocetta	Kluit
48. <i>Burhinus oedichnemus</i>	Triel	Triel	Stone curlew	Œdicnème criard	Occhione	Grief



	Dansk	Deutsch	English	Français	Italiano	Nederlands
49. <i>Glareola pratincola</i>	Braksvale	Brachschwalbe	Pratincole	Glaréole à collier	Pernice di mare	Vorkstaartplevier
50. <i>Charadrius morinellus</i> ( <i>Endromias morinellus</i> )	Pomeransfugl	Mornellregenpfeifer	Dotterel	Pluvier guignard	Piviere tortolino	Morinelplevier
51. <i>Pluvialis apricaria</i>	Hjejele	Goldregenpfeifer	Golden plover	Pluvier doré	Piviere dorato	Goudplevier
52. <i>Gallinago media</i>	Tredækker	Doppelschnepfe	Great snipe	Bécassine double	Crocolone	Poelsnip
53. <i>Tringa glareola</i>	Tinksméd	Bruchwasserläufer	Wood-sandpiper	Chevalier sylvain	Piro-piro boschereccio	Bosruiter
54. <i>Phalaropus lobatus</i>	Odinshane	Odinshühnchen	Red-necked phalarope	Phalarope à bec étroit	Falarope becco sottile	Grauwe franjepoot
55. <i>Larus genei</i>	Tyndnæbbet måge	Dünnschnabelmöwe	Slender-billed gull	Goéland railleur	Gabbiano roseo	Dunbekmeeuw
56. <i>Larus audouinii</i>	Adouinsmåge	Korallenmöwe	Audouin's gull	Goéland d'Audouin	Gabbiano corso	Audouins meeuw
57. <i>Gelochelidon nilotica</i>	Sandterne	Lachseeschwalbe	Gull-billed tern	Sterne hansel	Sterna zampanere	Lachstern
58. <i>Sterna sandvicensis</i>	Splitterne	Brandseeschwalbe	Sandwich tern	Sterne caugek	Beccapesci	Grote stern
59. <i>Sterna dougallii</i>	Dougallsterne	Rosenseeschwalbe	Roseate tern	Sterne de Dougall	Sterna del Dougall	Dougalls stern
60. <i>Sterna hirundo</i>	Fjordterne	Flußseeschwalbe	Common tern	Sterne Pierregarin	Sterna comune	Visdief
61. <i>Sterna paradisaea</i>	Havterne	Küstenseeschwalbe	Arctic tern	Sterne arctique	Sterna codalunga	Noordse stern
62. <i>Sterna albifrons</i>	Dværgterne	Zwergseeschwalbe	Little tern	Sterne naine	Fratricello	Dwergstern
63. <i>Chelidonias niger</i>	Sortterne	Trauerseeschwalbe	Black tern	Guifette noire	Mignattino	Zwarte stern
64. <i>Pterocles alchata</i>	Spidshalet sandhøne	Spießflughuhn	Pin-tailed sandgrouse	Ganga cata	Grandule	Witbuikzandhoen
65. <i>Bubo bubo</i>	Stor hornugle	Uhu	Eagle owl	Hibou grand-duc	Gufo reale	Oehoe
66. <i>Nyctea scandiaca</i>	Sneugle	Schnee-Eule	Snowy owl	Chouette harfang	Gufo delle nevi	Sneeuwuil
67. <i>Asio flammeus</i>	Moschornugle	Sumpfohreule	Short-eared owl	Hibou brachyote	Gufo di palude	Velduil
68. <i>Alcedo atthis</i>	Isfugl	Eisvogel	Kingfisher	Martin pêcheur d'Europe	Martin pescatore	Ijsvogel
69. <i>Dryocopus martius</i>	Sortspætte	Schwarzspecht	Black woodpecker	Pic noir	Picchio nero	Zwarte specht
70. <i>Dendrocopos leucotus</i>	Hvidrygget spætte	Weißrückenspecht	White-backed woodpecker	Pie à dos blanc	Picchio dorsobianco	Wirrugspecht
71. <i>Luscinia svecica</i>	Blåhals	Blaukehlchen	Blue-throat	Gorge-bleue à miroir	Petrazurro	Blauwborst
72. <i>Sylvia undata</i>	Provincesanger	Provencegrasmücke	Dartford warbler	Fauvette pitchou	Magnanina	Provence-grasmus
73. <i>Sylvia nisoria</i>	Høgesanger	Sperbergrasmücke	Barred warbler	Fauvette épervière	Bigia padovana	Gestreepte grasmus
74. <i>Sitta whiteheadi</i>	Korsikansk spætmejsje	Korsenkleiber	Corsican nuthatch	Sittelle corse	Picchio muratore corso	Zwartkopboomklever

## BILAG III/1 — ANHANG III/1 — ANNEXE III/1 — ALLEGATO III/1 — BIJLAGE III/1

	Dansk	Deutsch	English	Français	Italiano	Nederlands
<b>ANSERIFORMES</b>						
1. <i>Anser fabalis</i>	Sædgås	Saatgans	Bean goose	Oie des moissons	Oca granaiola	Rietgans
2. <i>Anser anser</i>	Grågås	Graugans	Greylag goose	Oie cendrée	Oca selvatica	Grauwe gans
3. <i>Branta canadensis</i>	Kanadagås	Kanadagans	Canada goose	Bernache du Canada	Oca del Canada	Canadese gans
4. <i>Anas penelope</i>	Pibeand	Pfeifente	Wigeon	Canard siffleur	Fischione	Smient
5. <i>Anas strepera</i>	Knarand	Schnatterente	Gadwall	Canard chipeau	Canapiglia	Krakeend
6. <i>Anas crecca</i>	Krikand	Krickente	Teal	Sarcelle d'hiver	Alzavola	Wintertaling
7. <i>Anas platyrhynchos</i>	Gråand	Stockente	Mallard	Canard colvert	Germano reale	Wilde eend
8. <i>Anas acuta</i>	Spidsand	Spießente	Pintail	Canard pilet	Codone	Pijlstaart
9. <i>Anas querquedula</i>	Atlingand	Knäkenete	Garganey	Sarcelle d'été	Marzaiola	Zomertaling
10. <i>Anas clypeata</i>	Skeand	Löffelente	Shoveler	Canard souchet	Mestolone	Slobeend
11. <i>Aythya ferina</i>	Taffeland	Tafelente	Pochard	Fuligule milouin	Moriglione	Tafeleend
12. <i>Aythya fuligula</i>	Troldand	Reiherente	Tufted duck	Fuligule morillon	Moretta	Kuifeend
<b>GALLIFORMES</b>						
13. <i>Lagopus lagopus scoticus et hibernicus</i>	Grouse	Schottisches Moorschneehuhn	Red grouse	Lagopède des saules	Pernice bianca di Scozia	Moerassneeuwhoen
14. <i>Lagopus mutus</i>	Fjeldrype	Alpenschneehuhn	Ptarmigan	Lagopède des Alpes	Pernice bianca	Alpensneeuwhoen
15. <i>Alectoris graeca</i>	Stenhøne	Steinhuhn	Rock partridge	Perdrix bartavelle	Coturnice	Europese steenpatrijs
16. <i>Alectoris rufa</i>	Rødhøne	Rothuhn	Red-legged partridge	Perdrix rouge	Pernice rossa	Rode patrijs
17. <i>Perdix perdix</i>	Agerhøne	Rebhuhn	Partridge	Perdrix grise	Starna	Patrijs
18. <i>Phasianus colchicus</i>	Fasan	Fasan	Pheasant	Faisan de chasse	Fagiano	Fazant
<b>GRUIFORMES</b>						
19. <i>Fulica atra</i>	Blishøne	Bläßhuhn	Coot	Foulque macroule	Folaga	Meerkoet

	Dansk	Deutsch	English	Français	Italiano	Nederlands
<b>CHARADRIIFORMES</b>						
20. <i>Lymnocyptes minimus</i>	Enkeltbekkasin	Zwergschnepfe	Jack snipe	Bécassine sourde	Frullino	Bokje
21. <i>Gallinago gallinago</i>	Dobbeltbekkasin	Bekassine	Snipe	Bécassine des marais	Beccaccino	Watersnip
22. <i>Scolopax rusticola</i>	Skovsneppe	Waldschnepfe	Woodcock	Bécasse des bois	Beccaccia	Houtsnip
<b>COLUMBIFORMES</b>						
23. <i>Columba livia</i>	Klippedue	Felsentaube	Rock dove	Pigeon biset	Piccione selvatico	Rotsduif
24. <i>Columba palumbus</i>	Ringdue	Ringeltaube	Wood pigeon	Pigeon ramier	Colombaccio	Houtduif

BILAG II/2 — ANHANG II/2 — ANNEX II/2 — ALLEGATO II/2 — BIJLAGE II/2

	Dansk	Deutsch	English	Français	Italiano	Nederlands
25. <i>Cygnus olor</i>	Knopsvane	Höckerschwan	Mute swan	Cygne muet	Cigno reale	Knobbelzwaan
26. <i>Anser brachyrhynchus</i>	Kortnæbbet gås	Kurzschnabelgans	Pink-footed goose	Oie à bec court	Oca zamperose	Kleine rietgans
27. <i>Anser albifrons</i>	Blisgås	Bläßgans	White-fronted goose	Oie rieuse	Oca lombardella	Kolgans
28. <i>Branta bernicla</i>	Knortegås	Ringelgans	Brent goose	Bernache cravant	Oca colombaccio	Rotgans
29. <i>Netta rufina</i>	Rødhovedet and	Kolbenente	Red-crested pochard	Nette rousse	Fistione turco	Krooneend
30. <i>Aythya marila</i>	Bjergand	Bergente	Scaup	Fuligule milouinin	Moretta grigia	Toppereend
31. <i>Somateria mollissima</i>	Ederfugl	Eiderente	Eider	Eider à duvet	Edredone	Eidereend
32. <i>Clangula hyemalis</i>	Havlit	Eisente	Long-tailed duck	Harelde de Miquelon	Moretta codona	Ijseend
33. <i>Melanitta nigra</i>	Sortand	Trauerente	Common scoter	Macreuse noire	Orchetto marino	Zwarte zeeëend
34. <i>Melanitta fusca</i>	Fløjsand	Samtente	Velvet scoter	Macreuse brune	Orco marino	Grote zeeëend
35. <i>Bucephala clangula</i>	Hvinand	Schellente	Golden-eye	Garrot à l'œil d'or	Quattrocchi	Brilduiker
36. <i>Mergus serrator</i>	Toppet skallesluger	Mittelsäger	Red-breasted merganser	Harle huppé	Smergo minore	Middelste zaagbek
37. <i>Mergus merganser</i>	Stor skallesluger	Gänsesäger	Goosander	Harle bièvre	Smergo maggiore	Grote zaagbek
38. <i>Bonasia bonasia</i> ( <i>Tetrastes bonasia</i> )	Hjerpe	Haselhuhn	Hazel hen	Gélinotte des bois	Francolino di monte	Hazelhoen
39. <i>Tetrao tetrix</i> ( <i>Lyrurus tetrix</i> )	Urfugl	Birkhuhn ♂	Black grouse	Tétras lyre ♂	Fagiano di monte	Korhoen
40. <i>Tetrao urogallus</i>	Tjur	Auerhuhn ♂	Capercaillie	Grand tétras ♂	Gallo cedrone	Auerhoen
41. <i>Alectotis barbara</i>	Berberhøne	Felsenhuhn	Barbary partridge	Perdrix de Barbarie	Pernice di Sardegna	Barbarijse patrijs
42. <i>Coturnix coturnix</i>	Vagtel	Wachtel	Quail	Caille des blés	Quaglia	Kwartel
43. <i>Meleagris gallopavo</i>	Vildkalkun	Wildtruthuhn	Wild turkey	Dindon/Dinde sauvage	Tacchino selvatico	Wilde kalkoen
44. <i>Rallus aquaticus</i>	Vandrikse	Wasserralle	Water rail	Râle d'eau	Porciglione	Wateral
45. <i>Gallinula chloropus</i>	Grønbenet rørhøne	Teichhuhn	Moorhen	Poule d'eau	Gallinella d'acqua	Waterhoen
46. <i>Haematopus ostralegus</i>	Strandskade	Austernfischer	Oystercatcher	Huîtrier pie	Beccaccia di mare	Scholekster
47. <i>Pluvialis apricaria</i>	Hjejele	Goldregenpfeifer	Golden plover	Pluvier doré	Piviere dorato	Goudplevier
48. <i>Pluvialis squatarola</i>	Strandhjejele	Kiebitzregenpfeifer	Grey plover	Pluvier argenté	Pivieressa	Zilverplevier

	Dansk	Deutsch	English	Français	Italiano	Nederlands
49. <i>Vanellus vanellus</i>	Vibe	Kiebitz	Lapwing	Vanneau huppé	Pavoncella	Kievit
50. <i>Calidris canutus</i>	Islandsk ryle	Knutt	Knot	Bécasseau maubèche	Piovanello maggiore	Kanoetstrandloper
51. <i>Philomachus pugnax</i>	Brushane	Kampfläufer	Ruff ♂ Reeve ♀	Chevalier combattant	Combattente	Kemphaan
52. <i>Limosa limosa</i>	Stor kobbersneppe	Uferschnepfe	Black-tailed godwit	Barge à queue noir	Pittima reale	Grutto
53. <i>Limosa lapponica</i>	Lille kobbersneppe	Pfuhlschnepfe	Bar-tailed godwit	Barge rousse	Pittima minore	Rosse grutto
54. <i>Numenius phaeopus</i>	Lille regnspeve	Regenbrachvogel	Whimbrel	Courlis corlieu	Chiurlo piccolo	Regenwulp
55. <i>Numenius arquata</i>	Stor regnspeve	Großer Brachvogel	Curlew	Courlis cendré	Chiurlo	Wulp
56. <i>Tringa erythropus</i>	Sortklire	Dunkler Wasserläufer	Spotted redshank	Chevalier arlequin	Totano moro	Zwarte ruiter
57. <i>Tringa totanus</i>	Rødben	Rotschenkel	Redshank	Chevalier gambette	Pettegola	Tureluur
58. <i>Tringa nebularia</i>	Hvidklire	Grünschenkel	Greenshank	Chevalier aboyeur	Pantana	Groenpootruiter
59. <i>Larus ridibundus</i>	Hættemåge	Lachmöwe	Black-headed gull	Mouette rieuse	Gabbiano comune	Kokmeeuw
60. <i>Larus canus</i>	Stormmåge	Sturmmöwe	Common gull	Goéland cendré	Gavina	Stormmeeuw
61. <i>Larus fuscus</i>	Slidemåge	Heringsmöwe	Lesser black-backed gull	Goéland brun	Gabbiano zafferano	Kleine mantelmeeuw
62. <i>Larus argentatus</i>	Sølvmåge	Silbermöwe	Herring gull	Goéland argenté	Gabbiano reale	Zilvermeeuw
63. <i>Larus marinus</i>	Svartbag	Mantelmöwe	Greater black-backed gull	Goéland marin	Mugnaiaccio	Mantelmeeuw
64. <i>Columba oenas</i>	Huldue	Hohltaube	Stock dove	Pigeon columbien	Colombella	Holenduif
65. <i>Streptopelia decaocto</i>	Tyrkerdue	Türkentaube	Collared turtle dove	Tourterelle turque	Tortora dal collare orientale	Turkse tortel
66. <i>Streptopelia turtur</i>	Turteldue	Turteltaube	Turtle dove	Tourterelle des bois	Tortora	Tortelduif
67. <i>Alauda arvensis</i>	Sanglærke	Feldlerche	Skylark	Alouette des champs	Lodola	Veldleeuwerik
68. <i>Turdus merula</i>	Solsort	Amsel	Blackbird	Merle noir	Merlo	Merel
69. <i>Turdus pilaris</i>	Sjagger	Wacholderdrossel	Fieldfare	Grive litorne	Cesena	Kramsvogel
70. <i>Turdus philomelos</i>	Sangdrossel	Singdrossel	Song-thrush	Grive musicienne	Tordo	Zanglijster
71. <i>Turdus iliacus</i>	Vindrossel	Rotdrossel	Redwing	Grive mauvis	Tordo sassello	Koperwiek
72. <i>Turdus viscivorus</i>	Misteldrossel	Misteldrossel	Mistle-thrush	Grive draine	Tordela	Grote lijster

	Belgique/ België	Danmark	Deutschland	France	Ireland	Italia	Luxembourg	Nederland	United Kingdom
25. <i>Cynus olor</i>			+						
26. <i>Anser brachyrhynchus</i>	+	+			+				+
27. <i>Anser albifrons</i>	+	+	+	+	+			+	+
28. <i>Branta bernicla</i>		+	+						
29. <i>Netta rufina</i>				+					
30. <i>Aythya marila</i>	+	+	+	+	+			+	+
31. <i>Somateria mollissima</i>		+		+	+				
32. <i>Clangula hyemalis</i>		+		+	+				+
33. <i>Melanitta nigra</i>		+	+	+	+				+
34. <i>Melanitta fusca</i>		+	+	+	+				+
35. <i>Bucephala clangula</i>		+		+	+				+
36. <i>Mergus serrator</i>		+			+				
37. <i>Mergus merganser</i>		+			+				
38. <i>Bonasia bonasia</i> ( <i>Tetrastes bonasia</i> )				+					
39. <i>Tetrao tetrix</i> ( <i>Lyrurus tetrix</i> )	+		+♂	+♂		+			+
40. <i>Tetrao urogallus</i>			+♂	+♂		+			+
41. <i>Alectoris barbara</i>						+			
42. <i>Coturnix coturnix</i>				+		+			
43. <i>Melcagris gallopavo</i>			+						
44. <i>Rallus aquaticus</i>				+		+			
45. <i>Gallinula chloropus</i>	+			+		+			+
46. <i>Haematopus ostralegus</i>		+		+					
47. <i>Pluvialis apricaria</i>	+	+		+	+	+		+	+
48. <i>Pluvialis squatarola</i>		+		+					+
49. <i>Vanellus vanellus</i>	+	+		+	+	+			
50. <i>Calidris canutus</i>		+		+					
51. <i>Philomachus pugnax</i>				+		+			
52. <i>Limosa limosa</i>		+		+		+			
53. <i>Limosa lapponica</i>		+		+		+			+
54. <i>Numenius phaeopus</i>		+		+					+
55. <i>Numenius arquata</i>		+		+	+	+			+
56. <i>Tringa erythropus</i>		+		+					
57. <i>Tringa totanus</i>		+		+		+			+
58. <i>Tringa nebularia</i>		+		+					
59. <i>Larus ridibundus</i>		+	+						
60. <i>Larus canus</i>		+	+						
61. <i>Larus fuscus</i>		+	+						
62. <i>Larus argentatus</i>		+	+						

	Belgique/ België	Danmark	Deutschland	France	Ireland	Italia	Luxembourg	Nederland	United Kingdom
63. Larus marinus		+	+						
64. Columba oenas				+					
65. Streptopelia decaocto		+	+	+					
66. Streptopelia turtur				+		+			
67. Alauda arvensis				+		+			
68. Turdus merula				+		+			
69. Turdus pilaris				+		+			
70. Turdus philomelos				+		+			
71. Turdus iliacus				+		+			
72. Turdus viscivorus				+					

+ = Medlemsstater, som i overensstemmelse med artikel 7, stk. 3, kan give tilladelse til jagt på de anførte arter.

+ = Mitgliedstaaten, die nach Artikel 7 Absatz 3 die Bejagung der aufgeführten Arten zulassen können.

+ = Member States which under Article 7 (3) may authorize hunting of the species listed.

+ = États membres pouvant autoriser, conformément à l'article 7 paragraphe 3, la chasse des espèces énumérées.

+ = Stati membri che possono autorizzare, conformemente all'articolo 7, paragrafo 3, la caccia delle specie elencate.

+ = Lid-Staten die overeenkomstig artikel 7, lid 3, toestemming mogen geven tot het jagen op de genoemde soorten.

## BILAG III/1 — ANHANG III/1 — ANNEXE III/1 — ALLEGATO III/1 — BIJLAGE III/1

	Dansk	Deutsch	English	Français	Italiano	Nederlands
1. <i>Anas platyrhynchos</i>	Gråand	Stockente	Mallard	Canard colvert	Germano reale	Wilde eend
2. <i>Lagopus lagopus scoticus</i> et <i>hibernicus</i>	Grouse	Schottisches Moorschneehuhn	Red grouse	Lagopède des saules	Pernice bianca di Scozia	Moerassneeuwhoen
3. <i>Alectoris rufa</i>	Rødhøne	Rothuhn	Red-legged partridge	Perdrix rouge	Pernice rossa	Rode patrijs
4. <i>Alectoris barbara</i>	Berberhøne	Felsenhuhn	Barbary partridge	Perdrix de Barbarie	Pernice di Sardegna	Barbarijse patrijs
5. <i>Perdix perdix</i>	Agerhøne	Rebhuhn	Partridge	Perdrix grise	Starna	Patrijs
6. <i>Phasianus colchicus</i>	Fasan	Fasan	Pheasant	Faisan de chasse	Fagiano	Fazant
7. <i>Columba palumbus</i>	Ringdue	Ringeltaube	Wood pigeon	Pigeon ramier	Colombaccio	Houtduif

## BILAG III/2 — ANHANG III/2 — ANNEXE III/2 — ALLEGATO III/2 — BIJLAGE III/2

	Dansk	Deutsch	English	Français	Italiano	Nederlands
8. <i>Anser anser</i>	Grågås	Graugans	Greylag goose	Oie cendrée	Oca selvatica	Grauwe gans
9. <i>Anas penelope</i>	Pibeand	Pfeifente	Wigeon	Canard siffleur	Fischione	Smient
10. <i>Anas crecca</i>	Krikand	Krickente	Teal	Sarcelle d'hiver	Alzavola	Wintertaling
11. <i>Anas acuta</i>	Spidsand	Spießente	Pintail	Canard pilet	Codone	Pijlstaart
12. <i>Aythya ferina</i>	Taffeland	Tafelente	Pochard	Fuligule milouin	Moriglione	Tafeleend
13. <i>Aythya fuligula</i>	Troldand	Reiherente	Tufted duck	Fuligule morillon	Moretta	Kuifeend
14. <i>Somateria mollissima</i>	Ederfugl	Eiderente	Eider	Eider à duvet	Edredone	Eidereend
15. <i>Lagopus mutus</i>	Fjeldrype	Alpensneehuhn	Ptarmigan	Lagopède des Alpes	Pernice bianca	Alpensneeuwhoen
16. <i>Tetrao urogallus</i>	Tjur	Auerhuhn	Capercaillie	Grand tétras	Gallo cedrone	Auerhoen
17. <i>Fulica atra</i>	Blishøne	Bläshuhn	Coot	Foulque macroule	Folaga	Meerkoet



## BILAG III/3 — ANHANG III/3 — ANNEX III/3 — ALLEGATO III/3 — BIJLAGE III/3

	Dansk	Deutsch	English	Français	Italiano	Nederlands
18. <i>Anser albifrons</i>	Bliisgås	Bläßgans	White-fronted goose	Oie rieuse	Oca lombardella	Kolgans
19. <i>Anas clypeata</i>	Skeand	Löffelente	Shoveler	Canard souchet	Mestolone	Slobeend
20. <i>Aythya marila</i>	Bjergand	Bergente	Scaup	Fuligule milouinin	Moretta grigia	Toppereend
21. <i>Melanitta nigra</i>	Sortand	Trauerente	Common scoter	Macreuse noire	Orchetto marino	Zwarte zeeëend
22. <i>Tetrao tetrix</i> ( <i>Lyrurus tetrix</i> )	Urfugl	Birkhuhn	Black grouse	Tétras lyre	Fagiano di monte	Korhoen
23. <i>Pluvialis apricaria</i>	Hjejle	Goldregenpfeifer	Golden plover	Pluvier doré	Piviere dorato	Goudplevier
24. <i>Lymnocyptes minimus</i>	Enkeltbekkasin	Zwergschnepfe	Jack snipe	Bécassine sourde	Frullino	Bokje
25. <i>Gallinago gallinago</i>	Dobbeltbekkasin	Bekassine	Snipe	Bécassinne de marais	Beccaccino	Watersnip
26. <i>Scolopax rusticola</i>	Skovsneppe	Waldschnepfe	Woodcock	Bécasse des bois	Beccaccia	Houtsnip

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*ANNEX IV*

- (a) — Snares, 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.

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*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.
  - (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.
-