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II

(Acts whose publication is not obligatory)

EUROPEAN ECONOMIC AREA

THE EEA JOINT COMMITTEE

DECISION OF THE EEA JOINT COMMITTEE

No 86/2000

of 27 October 2000

amending Annex VI (social security) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex VI to the Agreement was amended by Decision No 65/2000 of the EEA Joint Committee of 2 August 2000⁽¹⁾.
- (2) Decision No 174 of the Administrative Commission of the European Communities on Social Security for Migrant Workers of 20 April 1999 concerning the interpretation of Article 22a of Regulation (EEC) No 1408/71⁽²⁾ is to be incorporated into the Agreement.
- (3) Decision No 175 of the Administrative Commission of the European Communities on Social Security for Migrant Workers of 23 June 1999 on interpretation of the concept of 'benefits in kind' in the event of sickness or maternity pursuant to Article 19(1) and (2), Article 22, Article 22a, Article 22b, Article 25(1), (3) and (4), Article 26, Article 28(1), Article 28a, Article 29, Article 31, Article 34a and Article 34b of Council Regulation (EEC) No 1408/71 and on calculation of the amounts to be refunded under Articles 93, 94 and 95 of Regulation (EEC) No 574/72 as well as the advances to be paid pursuant to Article 102(4) of the same Regulation⁽³⁾ is to be incorporated into the Agreement,

⁽¹⁾ OJ L 250, 5.10.2000, p. 46.

⁽²⁾ OJ L 47, 19.2.2000, p. 30.

⁽³⁾ OJ L 47, 19.2.2000, p. 32.

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 3.52 (Decision No 173) in Annex VI to the Agreement:

- ‘3.53. **32000 D 0141:** Decision No 174 of 20 April 1999 concerning the interpretation of Article 22a of Regulation (EEC) No 1408/71 (OJ L 47, 19.2.2000, p. 30).
- 3.54. **32000 D 0142:** Decision No 175 of 23 June 1999 on interpretation of the concept of “benefits in kind” in the event of sickness or maternity pursuant to Article 19(1) and (2), Article 22, Article 22a, Article 22b, Article 25(1), (3) and (4), Article 26, Article 28(1), Article 28a, Article 29, Article 31, Article 34a and Article 34b of Council Regulation (EEC) No 1408/71 and on calculation of the amounts to be refunded under Articles 93, 94 and 95 of Regulation (EEC) No 574/72 as well as the advances to be paid pursuant to Article 102(4) of the same Regulation (OJ L 47, 19.2.2000, p. 32).’

Article 2

The texts of Decisions No 174 and No 175 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 87/2000

of 27 October 2000

amending Annex VII (mutual recognition of professional qualifications) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex VII to the Agreement was amended by Decision No 190/1999 of the EEA Joint Committee of 17 December 1999⁽¹⁾.
- (2) Commission Directive 2000/5/EC of 25 February 2000 amending Annexes C and D to Council Directive 92/51/EEC on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 1a (Council Directive 92/51/EEC) in Annex VII to the Agreement:

- **32000 L 0005:** Commission Directive 2000/5/EC of 25 February 2000 amending Annexes C and D to Council Directive 92/51/EEC on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC (OJ L 54, 26.2.2000, p. 42).'

Article 2

The texts of Directive 2000/5/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ Not yet published in the Official Journal.

⁽²⁾ OJ L 54, 26.2.2000, p. 42.

(*) Constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE

No 88/2000

of 27 October 2000

amending Annex VII (mutual recognition of professional qualifications) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex VII to the Agreement was amended by Decision No 190/1999 of the EEA Joint Committee of 17 December 1999⁽¹⁾.
- (2) Directive 1999/42/EC of the European Parliament and of the Council of 7 June 1999 establishing a mechanism for the recognition of qualifications in respect of the professional activities covered by the Directives of liberalisation and transitional measures and supplementing the general systems for the recognition of qualifications⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 1999/42/EC repeals several acts which are incorporated in the Agreement and which are consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 1a (Council Directive 92/51/EEC) in Annex VII to the Agreement:

- '1b. **399 L 0042:** Directive 1999/42/EC of the European Parliament and of the Council of 7 June 1999 establishing a mechanism for the recognition of qualifications in respect of the professional activities covered by the Directives of liberalisation and transitional measures and supplementing the general systems for the recognition of qualifications (OJ L 201, 31.7.1999, p. 77).'

Article 2

The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptations.

The text of Article 1(1) shall be replaced by the following:

- '1. This Directive shall apply in respect of establishment or provision of services in the European Economic Area by the following natural persons and companies or firms (hereinafter called "beneficiaries") who wish to pursue the activities listed in Annex A.

⁽¹⁾ Not yet published in the Official Journal.

⁽²⁾ OJ L 201, 31.7.1999, p. 77.

In respect of provision of services:

- nationals of EC Member States and EFTA States who are established within the European Economic Area,
- companies or firms formed under the law of an EC Member State or an EFTA State and having the seat prescribed by their statutes or their centre of administration, or their main establishment situated within the European Economic Area, provided that where only that seat is situated within the European Economic Area their activity shows a real and continuous link with the economy of an EC Member State or an EFTA State; such link shall not be one of nationality, whether of the members of the company or firm, or of the persons holding managerial or supervisory posts therein, or of the holders of the capital,
- subject to the condition that the service is carried out either personally by the person contracting to provide it or by one of his agencies or branches established in the European Economic Area.

In respect of establishment:

- nationals of EC Member States and EFTA States, and companies and firms formed under the law of an EC Member State or an EFTA State and having either the seat prescribed by their statutes, or their centre of administration, or their main establishment situated within the European Economic Area, who wish to establish themselves in order to pursue activities as self employed persons in an EC Member State or in an EFTA State, and
- nationals of EC Member States and EFTA States who are established in an EC Member State or an EFTA State, and companies and firms as above, provided that, where only the seat prescribed by their statutes is situated within the European Economic Area, their activity shows a real and continuous link with the economy of an EC Member State or an EFTA State; such link shall not be one of nationality, whether of the members of the company or firm, or of the persons holding managerial or supervisory posts therein, or of the holders of the capital, who wish to set up agencies, branches or subsidiaries in an EC Member State or an EFTA State.'

Article 3

The texts of, and the headings related to, the following points in Annex VII to the Agreement shall be deleted:

- point 20 (Council Directive 64/222/EEC),
- point 21 (Council Directive 64/223/EEC),
- point 22 (Council Directive 64/224/EEC),
- point 23 (Council Directive 68/363/EEC),
- point 24 (Council Directive 68/364/EEC),
- point 25 (Council Directive 70/522/EEC),
- point 26 (Council Directive 70/523/EEC),
- point 29 Council Directive 75/369/EEC),
- point 31 (Council Directive 64/427/EEC),
- point 32 (Council Directive 64/429/EEC),
- point 33 (Council Directive 64/428/EEC),

- point 34 (Council Directive 66/162/EEC),
- point 35 (Council Directive 68/365/EEC),
- point 36 (Council Directive 68/366/EEC),
- point 37 (Council Directive 69/82/EEC),
- point 38 (Council Directive 82/470/EEC),
- point 39 (Council Directive 63/607/EEC),
- point 40 (Council Directive 65/264/EEC),
- point 41 (Council Directive 68/369/EEC),
- point 42 (Council Directive 70/451/EEC),
- point 43 (Council Directive 67/43/EEC),
- point 44 (Council Directive 68/367/EEC),
- point 45 (Council Directive 68/368/EEC),
- point 46 (Council Directive 75/368/EEC),
- point 47 (Council Directive 82/489/EEC),
- point 48 (Council Directive 63/261/EEC),
- point 49 (Council Directive 63/262/EEC),
- point 50 (Council Directive 65/1/EEC),
- point 51 (Council Directive 67/530/EEC),
- point 52 (Council Directive 67/531/EEC),
- point 53 (Council Directive 67/532/EEC),
- point 54 (Council Directive 67/654/EEC),
- point 55 (Council Directive 68/192/EEC),
- point 56 (Council Directive 68/415/EEC),
- point 57 (Council Directive 71/18/EEC),
- point 72 (Commission Recommendation 65/77/EEC),
- point 73 (Commission Recommendation 65/76/EEC),
- point 74 (Commission Recommendation 69/174/EEC).

Article 4

The texts of Directive 1999/42/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 5

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 6

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 89/2000

of 27 October 2000

amending Annex VII (mutual recognition of professional qualifications) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex VII to the Agreement was amended by Decision No 190/1999 of the EEA Joint Committee of 17 December 1999⁽¹⁾.
- (2) Commission Directives 98/21/EC of 8 April 1998⁽²⁾, 98/63/EC of 3 September 1998⁽³⁾ and 1999/46/EC of 21 May 1999⁽⁴⁾, amending Council Directive 93/16/EEC to facilitate the free movement of doctors and the mutual recognition of their diplomas, certificates and other evidence of formal qualifications are to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indents shall be added in point 4 (Council Directive 93/16/EEC) in Annex VII to the Agreement:

- **398 L 0021:** Commission Directive 98/21/EC of 8 April 1998 (OJ L 119, 22.4.1998, p. 15),
- **398 L 0063:** Commission Directive 98/63/EC of 3 September 1998 (OJ L 253, 15.9.1998, p. 24),
- **399 L 0046:** Commission Directive 1999/46/EC of 21 May 1999 (OJ L 139, 2.6.1999, p. 25).'

Article 2

The texts of Directives 98/21/EC, 98/63/EC and 1999/46/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

⁽¹⁾ Not yet published in the Official Journal.

⁽²⁾ OJ L 119, 22.4.1998, p. 15.

⁽³⁾ OJ L 253, 15.9.1998, p. 24.

⁽⁴⁾ OJ L 139, 2.6.1999, p. 25.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 90/2000

of 27 October 2000

amending Annex XI (telecommunication services) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XI to the Agreement was amended by Decision No 67/2000 of the EEA Joint Committee of 2 August 2000⁽¹⁾.
- (2) Decision No 1215/2000/EC of the European Parliament and of the Council of 16 May 2000 extending Decision No 710/97/EC on a coordinated authorisation approach in the field of satellite personal communications services in the Community⁽²⁾, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 5ca (Decision No 710/97/EC of the European Parliament and of the Council) of Annex XI to the Agreement before the adaptations:

‘, as amended by:

- **32000 D 1215**; Decision No 1215/2000/EC of the European Parliament and of the Council of 16 May 2000 (OJ L 139, 10.6.2000, p. 1).’

Article 2

The texts of Decision No 1215/2000/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee^(*).

⁽¹⁾ OJ L 250, 5.10.2000, p. 50.

⁽²⁾ OJ L 139, 10.6.2000, p. 1.

^(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE

No 91/2000

of 27 October 2000

amending Annex XI (telecommunication services) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XI to the Agreement was amended by Decision No 67/2000 of the EEA Joint Committee of 2 August 2000⁽¹⁾.
- (2) Directive 2000/31/EC of the European Parliament and of the Council of 8 June 2000 on certain legal aspects of information society services, in particular electronic commerce, in the internal market (Directive on electronic commerce)⁽²⁾, is to be incorporated into the Agreement.
- (3) Directive 2000/31/EC needs to be adjusted for the purpose of the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 5g (Directive 1999/93/EC of the European Parliament and of the Council) in Annex XI to the Agreement:

- ‘5h. **32000 L 0031:** Directive 2000/31/EC of the European Parliament and of the Council of 8 June 2000 on certain legal aspects of information society services, in particular electronic commerce, in the internal market (Directive on electronic commerce) (OJ L 178, 17.7.2000, p. 1).

The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptation:

In situations referred to in Article 5(1)(g), as regards the EFTA States the VAT identification number shall be the number allocated to the service provider pursuant to their national legislation.’

Article 2

The texts of Directive 2000/31/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

⁽¹⁾ OJ L 250, 5.10.2000, p. 50,

⁽²⁾ OJ L 178, 17.7.2000, p. 1.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 92/2000

of 27 October 2000

amending Annex XI (telecommunication services) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XI to the Agreement was amended by Decision No 67/2000 of the EEA Joint Committee of 2 August 2000⁽¹⁾.
- (2) Commission Recommendation 2000/417/EC of 25 May 2000 on unbundled access to the local loop: enabling the competitive provision of a full range of electronic communications services including broadband multimedia and high-speed Internet⁽²⁾, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 26h (Commission recommendation 98/322/EC) of Annex XI to the Agreement:

- '26i. **32000 X 0417**: Commission recommendation 2000/417/EC of 25 May 2000 on unbundled access to the local loop: enabling the competitive provision of a full range of electronic communications services including broadband multimedia and high-speed Internet (OJ L 156, 29.6.2000, p. 44).'

Article 2

The texts of Commission recommendation 2000/417/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee^(*).

⁽¹⁾ OJ L 250, 5.10.2000, p. 50.

⁽²⁾ OJ L 156, 29.6.2000, p. 44.

^(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE**No 93/2000****of 10 November 2000****amending Annex XIII (transport) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XIII to the Agreement was amended by Decision No 120/1999 of the EEA Joint Committee of 24 September 1999⁽¹⁾.
- (2) Commission Regulation (EC) No 1532/2000 of 13 July 2000 amending Regulation (EC) No 805/1999 laying down certain measures for implementing Council Regulation (EC) No 718/1999 on a Community-fleet capacity policy to promote inland waterway transport⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 45b (Commission Regulation (EC) No 805/1999) of Annex XIII to the Agreement:

‘, as amended by:

- **32000 R 1532:** Commission Regulation (EC) No 1532/2000 of 13 July 2000 (OJ L 175, 14.7.2000, p. 74).’

Article 2

The texts of Commission Regulation (EC) No 1532/2000 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 11 November 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee^(*).

⁽¹⁾ OJ L 325, 21.12.2000, p. 36.

⁽²⁾ OJ L 175, 14.7.2000, p. 74.

^(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 10 November 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE**No 94/2000****of 27 October 2000****amending Annex XIII (transport) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XIII to the Agreement was amended by Decision No 69/2000 of the EEA Joint Committee of 2 August 2000⁽¹⁾,
- (2) Directive 1999/95/EC of the European Parliament and of the Council of 13 December 1999 concerning the enforcement of provisions in respect of seafarers' hours of work on board ships calling at Community ports⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 56g (Council Directive 97/70/EC) in Annex XIII to the Agreement:

- '56h. **399 L 0095:** Directive 1999/95/EC of the European Parliament and of the Council of 13 December 1999 concerning the enforcement of provisions in respect of seafarers' hours of work on board ships calling at Community ports (OJ L 14, 20.1.2000, p. 29).'

Article 2

The texts of Directive 1999/95/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee^(*).

⁽¹⁾ OJ L 250, 5.10.2000, p. 52.

⁽²⁾ OJ L 14, 20.1.2000, p. 29.

^(*) Constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE

No 95/2000

of 10 November 2000

amending Annex XVIII (health and safety at work, labour law, and equal treatment for men and women) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XVIII to the Agreement was amended by Decision No 97/1999 of the EEA Joint Committee of 16 July 1999⁽¹⁾.
- (2) Council Directive 1999/38/EC of 29 April 1999 amending for the second time Directive 90/394/EEC on the protection of workers from the risks related to exposure to carcinogens at work and extending it to mutagens⁽²⁾, is to be incorporated into the Agreement.
- (3) Directive 1999/38/EC repeals, with effect from 29 April 2003, Directive 78/610/EEC of 29 June 1978 on the approximation of the laws, regulations and administrative provisions of the Member States on the protection of health of workers exposed to vinyl chloride monomer, which is incorporated in the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 14 (Council Directive 90/394/EEC) of Annex XVIII to the Agreement:

- **399 L 0038:** Council Directive 1999/38/EC of 29 April 1999 (OJ L 138, 1.6.1999, p. 66), as corrected by OJ L 37, 12.2.2000, p. 35.'

Article 2

The text of point 2 (Council Directive 78/610/EEC) of Annex XVIII to the Agreement shall be deleted with effect from 29 April 2003.

Article 3

The texts of Directive 1999/38/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

⁽¹⁾ OJ L 296, 23.11.2000, p. 75.

⁽²⁾ OJ L 138, 1.6.1999, p. 66. Corrigendum (OJ L 37, 12.2.2000, p. 35).

Article 4

This Decision shall enter into force on 11 November 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee(*).

Article 5

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 10 November 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 96/2000****of 27 October 2000****amending Annex XVIII (health and safety at work, labour law, and equal treatment for men and women) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XVIII to the Agreement was amended by Decision No 97/1999 of the EEA Joint Committee of 16 July 1999⁽¹⁾.
- (2) Directive 1999/92/EC of the European Parliament and of the Council of 16 December 1999 on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (15th individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC)⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 16h (Council Directive 98/24/EC) in Annex XVIII to the Agreement:

- '16i. **399 L 0092:** Directive 1999/92/EC of the European Parliament and of the Council of 16 December 1999 on minimum requirements for improving the safety and health protection of workers potentially at risk from explosive atmospheres (15th individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC) (OJ L 23, 28.1.2000, p. 57).'

Article 2

The texts of Directive 1999/92/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee^(*).

⁽¹⁾ OJ L 296, 23.11.2000, p. 75.

⁽²⁾ OJ L 23, 28.1.2000, p. 57.

^(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE

No 97/2000

of 27 October 2000

amending Annex XVIII (health and safety at work, labour law, and equal treatment for men and women) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XVIII to the Agreement was amended by Decision No 43/2000 of the EEA Joint Committee of 19 May 2000⁽¹⁾.
- (2) Council Directive 1999/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST)⁽²⁾, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 32a (Council Directive 1999/70/EC) in Annex XVIII to the Agreement:

- '32b. **399 L 0063:** Council Directive 1999/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST) (OJ L 167, 2.7.1999, p. 33), as corrected by OJ L 244, 16.9.1999, p. 64.'

Article 2

The texts of Directive 1999/63/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee^(*).

⁽¹⁾ OJ L 147, 13.7.2000, p. 54.

⁽²⁾ OJ L 167, 2.7.1999, p. 33. Corrigendum (OJ L 244, 16.9.1999, p. 64).

^(*) Constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE**No 98/2000****of 27 October 2000****amending Annex XXI (statistics) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XXI to the Agreement was amended by Decision No 80/2000 of the EEA Joint Committee of 2 October 2000⁽¹⁾.
- (2) Commission Regulation (EC) No 1618/1999 of 23 July 1999 concerning the criteria for the evaluation of quality of structural business statistics⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 1c (Commission Regulation (EC) No 2707/98) of Annex XXI to the Agreement:

- '1d. **399 R 1618:** Commission Regulation (EC) No 1618/1999 of 23 July 1999 concerning the criteria for the evaluation of quality of structural business statistics (OJ L 192, 24.7.1999, p. 11).'

Article 2

The texts of Regulation (EC) No 1618/1999 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee(*).

⁽¹⁾ OJ L 315, 14.12.2000.

⁽²⁾ OJ L 192, 24.7.1999, p. 11.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

DECISION OF THE EEA JOINT COMMITTEE**No 99/2000****of 27 October 2000****amending Protocol 30 to the EEA Agreement, on specific provisions on the organisation of cooperation in the field of statistics**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Protocol 30 to the Agreement was amended by Decision No 4/94 of the EEA Joint Committee of 8 February 1994⁽¹⁾.
- (2) The EEA statistical programme is to be based on the Community statistical programme 1998 to 2002 (Council Decision 1999/126/EC)⁽²⁾ and is to include those programme elements which are necessary for describing and monitoring all relevant economic, social and environmental aspects of the European Economic Area.
- (3) The EEA statistical programme is to take account of the provisions of Council Regulation (EC) No 322/97 on Community statistics⁽³⁾.
- (4) Protocol 30 to the Agreement is therefore to be amended in order to allow for such extended cooperation to take place from 1 January 1998,

HAS DECIDED AS FOLLOWS:

Article 1

Protocol 30 to the Agreement shall be amended as set out in Articles 2 and 3 hereof.

Article 2

Paragraphs 1 to 9 of Protocol 30 to the Agreement shall be replaced by the following:

'1. A conference of representatives of national statistical organisations of the Contracting Parties, the Statistical Office of the European Communities (Eurostat) and the Office of the Statistical Adviser of the EFTA States (OSA EFTA) shall guide statistical cooperation and develop programmes and procedures for statistical cooperation in close coordination with those of the Community and monitor their implementation. This conference and the Statistical Programme Committee shall organise their tasks for the purposes of this Protocol in combined meetings as SPC/EEA Conference pursuant to specific rules of procedure to be established by the SPC/EEA Conference.

⁽¹⁾ OJ L 85, 30.3.1994, p. 66.

⁽²⁾ OJ L 42, 16.2.1999, p. 1.

⁽³⁾ OJ L 52, 22.2.1997, p. 1.

2. The Community statistical programme 1998 to 2002 as established by the Council Decision to which reference is made in paragraph 7 shall constitute the framework for the EEA statistical actions to be carried out between 1 January 1998 and 31 December 2002. All main fields and statistical themes of the Community statistical programme 1998 to 2002 shall be considered to be relevant for the EEA statistical cooperation and shall be open for full participation by the EFTA States.

From 1 January 1998, a specific EEA annual statistical programme shall be developed every year as a subset of, and in parallel with, the annual work programme elaborated by the Commission in accordance with the Council Decision referred to in paragraph 7. Each EEA annual statistical programme shall be submitted for examination and approval to the SPC/EEA Conference. It shall indicate in particular those actions within the themes of the programme being EEA relevant and having priority for the EEA cooperation during the programme period.

3. The EFTA States shall, as from the start of the cooperation in connection with the programmes and actions referred to in paragraph 2, participate fully without the right to vote in the EC committees and other bodies which assist the EC Commission in the management or development of these programmes and actions.

4. Statistical information from EFTA States shall be transmitted from the EFTA States to Eurostat for storage, processing and dissemination. To this end, OSA EFTA shall work in close cooperation with the EFTA States and Eurostat in order to ensure that data from the EFTA States is transmitted properly and disseminated to the various user groups through the normal dissemination channels as part of the EEA statistics.

The handling of statistics from the EFTA States shall be governed by the Council Regulation referred to in paragraph 7.

5. From 1 January 1998, the EFTA States shall contribute financially in accordance with Article 82(1)(a) of the Agreement and the Financial Regulations thereto to an amount representing 75 % of the amount shown in budget line B5-6 0 0 "Policy on statistical information concerned with non-member countries" entered in the Community budget.

The EFTA States shall defray the additional costs incurred by Eurostat for storing, processing and disseminating data from their countries in accordance with the relevant Memorandum of Understanding between the EFTA Secretariat and Eurostat concerning the EFTA contribution related to this paragraph.

The EFTA States shall contribute financially to the Community's overhead costs other than those incurred for storing, disseminating or processing data in accordance with Article 82(1)(b) of the Agreement.

6. At the request of the EEA Joint Committee, and at all events in the year 2000 and in the year 2003, the SPC/EEA Conference to which reference is made in paragraph 1 shall examine the progress made in the framework for EEA statistical actions. It shall in particular assess whether the objectives, priorities and actions planned during the period between 1 January 1998 and 31 December 2002 have been achieved and shall submit a report for approval by the EEA Joint Committee.

7. The following Community acts are the object of this Protocol:

- **397 R 0322:** Council Regulation (EC) No 322/97 of 17 February 1997 on Community Statistics (OJ L 52, 22.2.1997, p. 1),
- **399 D 0126:** Council Decision 1999/126/EC of 22 December 1998 on the Community statistical programme 1998 to 2002 (OJ L 42, 16.2.1999, p. 1).'

Article 3

The Appendix in Protocol 30 to the Agreement shall be deleted.

Article 4

The list of committees agreed upon by the Contracting Parties to the Agreement and contained in the agreed minute ad Protocol 30 of the negotiations for an agreement between the European Economic Community, the European Coal and Steel Community and their Member States and the EFTA States on the European Economic Area shall be without prejudice to participation by the EFTA States in any other EC committee or body in accordance with paragraph 3 of Protocol 30 as amended by this Decision.

Article 5

This Decision shall enter into force on 28 October 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee(*).

It shall apply from 1 January 1998.

Article 6

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 27 October 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 100/2000****of 10 November 2000****amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Articles 86 and 98 thereof,

Whereas:

- (1) Protocol 31 to the Agreement was amended by Decision No 98/97 of the EEA Joint Committee of 12 December 1997⁽¹⁾.
- (2) Council Decision 95/468/EC of 6 November 1995 on a Community contribution for telematic interchange of data between administrations in the Community (IDA)⁽²⁾, was incorporated into Protocol 31 to the Agreement by Decision No 98/97 of the EEA Joint Committee.
- (3) The European Court of Justice annulled Decision 95/468/EC on 28 May 1998.
- (4) The effects of the measures taken by the Commission on the basis of Decision 95/468/EC before annulment by the European Court of Justice are maintained.
- (5) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include a series of guidelines, including the identification of projects of common interest, for trans-European networks for the electronic interchange of data between administrations (IDA), (Decision No 1719/1999/EC of the European Parliament and of the Council⁽³⁾) and a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic interchange of data between administrations (IDA) (Decision No 1720/1999/EC of the European Parliament and of the Council⁽⁴⁾).
- (6) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place from the entry into force of the respective Community acts,

HAS DECIDED AS FOLLOWS:

Article 1

Article 17(4) of Protocol 31 to the Agreement shall be amended as follows:

1. The introductory sentence shall be replaced by the following:

'The following Community acts are the object of this Article:'.

⁽¹⁾ OJ L 193, 9.7.1998, p. 55.

⁽²⁾ OJ L 269, 11.11.1995, p. 23.

⁽³⁾ OJ L 203, 3.8.1999, p. 1.

⁽⁴⁾ OJ L 203, 3.8.1999, p. 9.

2. The following indents shall be added:

- **399 D 1719:** Decision No 1719/1999/EC of the European Parliament and of the Council of 12 July 1999 on a series of guidelines, including the identification of projects of common interest, for trans-European networks for the electronic interchange of data between administrations (IDA) (OJ L 203, 3.8.1999, p. 1),
- **399 D 1720:** Decision No 1720/1999/EC of the European Parliament and of the Council of 12 July 1999 adopting a series of actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic interchange of data between administrations (IDA) (OJ L 203, 3.8.1999, p. 9).'

Article 2

The following shall be added at the end of Appendix 3 to Protocol 31 to the Agreement:

1. PROJECTS OF COMMON INTEREST

The EFTA States shall participate in the following projects of common interest in the sphere of trans-European networks for the interchange of data between administrations, resulting from Article 3(1) of Decision No 1719/1999/EC of the European Parliament and of the Council:

A. IN GENERAL

- Implementation of those networks required for the functioning of the European agencies and bodies and in support of the legal framework arising from the creation of the European agencies.
- Implementation of networks in the fields of policies related to the free movement of persons, in so far as they are required to support the action of the Contracting Parties to the present Agreement under that Agreement.
- Implementation of those networks which, within the framework of the present Agreement and in unforeseen circumstances, are urgently required to support the action of the Contracting Parties to the present Agreement, *inter alia*, in protecting the life and health of humans, animals and plants, the rights of European consumers, the living conditions of persons in the European Economic Area, or the fundamental interests of the Contracting Parties.

B. SPECIFIC NETWORKS SUPPORTING EMU AND COMMUNITY POLICIES AND ACTIVITIES

- Telematic networks concerning Community funding, notably to create an interface to existing Commission databases in order to facilitate the access of European organisations, and particularly SMEs, to Community sources of funding.
- Telematic networks in the area of statistics, notably regarding the collection and dissemination of statistical information.
- Telematic networks in the area of publication of official documents.
- Telematic networks in the industry sector, notably concerning the exchange of information between administrations in charge of industrial affairs, and between such administrations and industry federations, for the exchange of data regarding automobile type-approved data interchange between administrations, as well as services to simplify and improve the process of administrative form filling.

- Telematic networks concerning competition policy, notably through the implementation of improved electronic data exchange with the national administrations in order to facilitate information and consultation procedures.
- Telematic networks in the areas of culture, information, communication, and in the audiovisual sector, notably for the exchange of information concerning content issues on open networks and to promote the development and free circulation of new audiovisual and information services.
- Telematic networks in the transport sector, notably for the support of the exchange of data concerning drivers, vehicles and transport operators.
- Telematic networks in the areas of tourism, environment, consumer protection and consumer health protection for the support of the exchange of information between the Contracting Parties to the present Agreement.

C. INTERINSTITUTIONAL NETWORKS

- Telematic networks in support of the interinstitutional exchange of information, notably:
 - in facilitation of multilingualism in interinstitutional information exchanges, means of translation workflow management and translation support tools, the sharing/exchanging of multilingual resources, and the organisation of common access to terminology databases, and
 - for document sharing between European agencies and bodies and the European institutions.

D. GLOBALISATION OF IDA NETWORKS

- Extension of IDA networks to the EEA, EFTA, CEECs and other associated countries, as well as to G7 countries and international organisations, in particular regarding the social security, healthcare, pharmaceutical and environmental networks.

II. HORIZONTAL ACTIONS AND MEASURES

The EFTA States shall participate in the following horizontal actions and measures in order to ensure interoperability of and access to trans-European networks for the electronic interchange of data between administrations (IDA) and resulting from Article 3(1) of Decision No 1720/1999/EC of the European Parliament and of the Council:

- generic services,
- common tools and techniques,
- information content interoperability,
- reference legal and security practices,
- quality assurance and control,
- interoperability with national and regional initiatives,
- spread of best practice.'

Article 3

This Decision shall enter into force on 15 December 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee(*).

It shall apply from 3 August 1999.

Article 4

This Decision shall be published in the EEA section of, and in the EEA Supplement to, *the Official Journal of the European Communities*.

Done at Brussels, 10 November 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 101/2000

of 10 November 2000

amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Articles 86 and 98 thereof,

Whereas:

- (1) Protocol 31 to the Agreement was amended by Decision No 17/2000 of the EEA Joint Committee of 28 January 2000 ⁽¹⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include a multiannual programme for the promotion of renewable energy sources in the Community (Altener) (1998 to 2002) (Decision No 646/2000/EC of the European Parliament and of the Council) ⁽²⁾.
- (3) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2000,

HAS DECIDED AS FOLLOWS:

Article 1

Article 14 of Protocol 31 to the Agreement shall be amended as follows:

1. The following new paragraph shall be inserted after paragraph 2b:

 '2c. As from 1 January 2000, the EFTA States shall participate in the Community programme referred to in paragraph 5(e) and in actions pursuant thereto.'
2. The following shall be added in paragraph 5:

 '(e) **32000 D 0646:** Decision No 646/2000/EC of the European Parliament and of the Council of 28 February 2000 adopting a multiannual programme for the promotion of renewable energy sources in the Community (Altener) (1998 to 2002) (OJ L 79, 30.3.2000, p. 1).'
3. The words 'paragraph 5(a), (b), (c) and (d)' in paragraph 3 and paragraph 4 shall be replaced by 'paragraph 5(a), (b), (c), (d) and (e)'.

⁽¹⁾ Not yet published in the Official Journal.

⁽²⁾ OJ L 79, 30.3.2000, p. 1.

Article 2

This Decision shall enter into force on 15 December 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee(*).

It shall apply from 1 January 2000.

Article 3

This Decision shall be published in the EEA section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 10 November 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 102/2000****of 10 November 2000****amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Articles 86 and 98 thereof,

Whereas:

- (1) Protocol 31 to the Agreement was amended by Decision No 17/2000 of the EEA Joint Committee of 28 January 2000 ⁽¹⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include a multiannual programme for the promotion of energy efficiency (SAVE) (1998 to 2002) (Decision No 647/2000/EC of the European Parliament and of the Council) ⁽²⁾.
- (3) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2000,

HAS DECIDED AS FOLLOWS:

Article 1

Article 14 of Protocol 31 to the Agreement shall be amended as follows:

1. The following new paragraph shall be inserted after paragraph 2c:

 '2d. As from 1 January 2000, the EFTA States shall participate in the Community programme referred to in paragraph 5(f) and in actions pursuant thereto.'
2. The following shall be added in paragraph 5:

 '(f) **32000 D 0647**: Decision No 647/2000/EC of the European Parliament and of the Council of 28 February 2000 adopting a multiannual programme for the promotion of energy efficiency (SAVE) (1998 to 2002) (OJ L 79, 30.3.2000, p. 6).'
3. The words 'paragraph 5(a), (b), (c), (d) and (e)' in paragraph 3 and paragraph 4 shall be replaced by 'paragraph 5(a), (b), (c), (d), (e) and (f)'.

⁽¹⁾ Not yet published in the Official Journal.

⁽²⁾ OJ L 79, 30.3.2000, p. 6.

Article 2

This Decision shall enter into force on 15 December 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee(*).

It shall apply from 1 January 2000.

Article 3

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 10 November 2000.

For the EEA Joint Committee

The President

G. S. GUNNARSSON

(*) Constitutional requirements indicated.