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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 9/2001

of 23 February 2001

**amending Annex II (Technical regulations, standards, testing and certification)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 104/2000 of the EEA Joint Committee of 30 November 2000 ⁽¹⁾.
- (2) Directive 2000/40/EC of the European Parliament and of the Council of 26 June 2000 on the approximation of the laws of the Member States relating to the front underrun protection of motor vehicles and amending Council Directive 70/156/EEC ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 1 (Council Directive 70/156/EEC) in Chapter I of Annex II to the Agreement:

— **32000 L 0040:** Directive 2000/40/EC of the European Parliament and of the Council of 26 June 2000 (OJ L 203, 10.8.2000, p. 9).'

⁽¹⁾ OJ L 45, 15.2.2001, p. 3.

⁽²⁾ OJ L 203, 10.8.2000, p. 9.

Article 2

The texts of Directive 2000/40/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 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 10/2001

of 23 February 2001

**amending Annex II (Technical regulations, standards, testing and certification)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 105/2000 of the EEA Joint Committee of 30 November 2000 ⁽¹⁾.
- (2) Directive 2000/25/EC of the European Parliament and of the Council of 22 May 2000 on action to be taken against the emission of gaseous and particulate pollutants by engines intended to power agricultural and forestry tractors and amending Council Directive 74/150/EEC ⁽²⁾ is to be incorporated into the Agreement.
- (3) The adaptations to Council Directive 74/150/EEC of 4 March 1974 on the approximation of the laws of the Member States relating to the type-approval of wheeled agricultural or forestry tractors ⁽³⁾ made by Chapter XI of Annex I to the Act concerning the conditions of the accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded ⁽⁴⁾ are to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Point 1 (Council Directive 74/150/EEC) in Chapter II of Annex II to the Agreement shall be amended as follows:

1. The following indents shall be added:

- **1 94 N:** Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments of the Treaties on which the European Union is founded (OJ C 241, 29.8.1994, p. 21 as adjusted by OJ L 1, 1.1.1995, p. 1),
- **32000 L 0025:** Directive 2000/25/EC of the European Parliament and of the Council of 22 May 2000 (OJ L 173, 12.7.2000, p. 1).'

2. Before the adaptation, the letter 'a)' shall be inserted.

⁽¹⁾ OJ L 45, 15.2.2001, p. 5.

⁽²⁾ OJ L 173, 12.7.2000, p. 1.

⁽³⁾ OJ L 84, 28.3.1974, p. 10.

⁽⁴⁾ OJ C 241, 29.8.1994, p. 21 as adjusted by OJ L 1, 1.1.1995, p. 1.

3. The following adaptation shall be added:

‘(b) In Annex I, the following shall be added to Appendix 4, point 1, section 1:

“IS for Iceland

FL for Liechtenstein

16 for Norway”.’

Article 2

The texts of Directive 2000/25/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 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 11/2001****of 28 February 2001****amending Annex II (Technical regulations, standards, testing and certification)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 7/94 of the EEA Joint Committee of 21 March 1994 ⁽¹⁾.
- (2) Directive 1999/103/EC of the European Parliament and of the Council of 24 January 2000 amending Council Directive 80/181/EEC on the approximation of the laws of the Member States relating to units of measurement ⁽²⁾, as corrected by OJ L 104, 29.4.2000, p. 89, and OJ L 311, 12.12.2000, p. 50, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 24 (Council Directive 80/181/EEC) in Chapter IX of Annex II to the Agreement:

- **399 L 0103:** Directive 1999/103/EC of the European Parliament and of the Council of 24 January 2000 amending Council Directive 80/181/EEC on the approximation of the laws of the Member States relating to units of measurement (OJ L 34, 9.2.2000, p. 17, as corrected by OJ L 104, 29.4.2000, p. 89 and OJ L 311, 12.12.2000, p. 50).'

Article 2

The texts of Directive 1999/103/EC, as corrected by OJ L 104, 29.4.2000, p. 89 and OJ L 311, 12.12.2000, p. 50, 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 1 March 2001, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 160, 28.6.1994, p. 1.

⁽²⁾ OJ L 34, 9.2.2000, p. 17.

(*) 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, 28 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

DECISION OF THE EEA JOINT COMMITTEE

No 12/2001

of 23 February 2001

**amending Annex II (Technical regulations, standards, testing and certification)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 74/2000 of the EEA Joint Committee of 2 October 2000 ⁽¹⁾.
- (2) Directive 1999/2/EC of the European Parliament and of the Council of 22 February 1999 on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 1999/3/EC of the European Parliament and of the Council of 22 February 1999 on the establishment of a Community list of foods and food ingredients treated with ionising radiation ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 54w (Commission Directive 1999/21/EC) in Chapter XII of Annex II to the Agreement:

- '54x. **399 L 0002:** Directive 1999/2/EC of the European Parliament and of the Council of 22 February 1999 on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation (OJ L 66, 13.3.1999, p. 16).
- 54y. **399 L 0003:** Directive 1999/3/EC of the European Parliament and of the Council of 22 February 1999 on the establishment of a Community list of food and food ingredients treated with ionising radiation (OJ L 66, 13.3.1999, p. 24).'

Article 2

The texts of Directives 1999/2/EC and 1999/3/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 315, 14.12.2000, p. 11.

⁽²⁾ OJ L 66, 13.3.1999, p. 16.

⁽³⁾ OJ L 66, 13.3.1999, p. 24.

Article 3

This Decision shall enter into force on 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 13/2001

of 23 February 2001

**amending Annex II (Technical regulations, standards, testing and certification)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 64/1999 of the EEA Joint Committee of 28 May 1999 ⁽¹⁾.
- (2) Twenty-fifth Commission Directive 2000/11/EC of 10 March 2000 adapting to technical progress Annex II to Council Directive 76/768/EEC on the approximation of the laws of the Member States relating to cosmetic products ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2000/41/EC of 19 June 2000 postponing for a second time the date after which animal tests are prohibited for ingredients or combinations of ingredients of cosmetic products ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 1 (Council Directive 76/768/EEC) in Chapter XVI of Annex II to the Agreement:

- **32000 L 0011:** Twenty-fifth Commission Directive 2000/11/EC of 10 March 2000 (OJ L 65, 14.3.2000, p. 22).'

Article 2

The following point shall be inserted after point 10 (Commission Decision 96/335/EC) in Chapter XVI of Annex II to the Agreement:

- '11. **32000 L 0041:** Commission Directive 2000/41/EC of 19 June 2000 postponing for a second time the date after which animal tests are prohibited for ingredients or combinations of ingredients of cosmetic products (OJ L 145, 20.6.2000, p. 25).'

⁽¹⁾ OJ L 284, 9.11.2000, p. 47.

⁽²⁾ OJ L 65, 14.3.2000, p. 22.

⁽³⁾ OJ L 145, 20.6.2000, p. 25.

Article 3

The texts of Directives 2000/11/EC and 2000/41/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 4

This Decision shall enter into force on 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 14/2001****of 23 February 2001****amending Annex II (Technical regulations, standards, testing and certification)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 3/2001 of the EEA Joint Committee of 31 January 2001 ⁽¹⁾.
- (2) Commission Decision 2000/245/EC of 2 February 2000 on the procedure for attesting the conformity of construction products pursuant to Article 20(4) of Council Directive 89/106/EEC as regards flat glass, profiled glass and glass block products ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2000/273/EC of 27 March 2000 on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards seven products for European Technical Approvals without Guideline ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indents shall be added in point 1 (Council Directive 89/106/EEC) in Chapter XXI of Annex II to the Agreement:

- **32000 D 0245:** Commission Decision 2000/245/EC of 2 February 2000 (OJ L 77, 28.3.2000, p. 13),
- **32000 D 0273:** Commission Decision 2000/273/EC of 27 March 2000 (OJ L 86, 7.4.2000, p. 15).'

Article 2

The texts of Decisions 2000/245/EC and 2000/273/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 66, 8.3.2000, p. 45.

⁽²⁾ OJ L 77, 28.3.2000, p. 13.

⁽³⁾ OJ L 86, 7.4.2000, p. 15.

Article 3

This Decision shall enter into force on 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 15/2001

of 28 February 2001

amending Annex IX (Financial services) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 IX to the Agreement was amended by Decision No 5/2001 of the EEA Joint Committee of 31 January 2001 ⁽¹⁾.
- (2) Directive 2000/12/EC of the European Parliament and of the Council of 20 March 2000 relating to the taking up and pursuit of the business of credit institutions ⁽²⁾ consolidates several acts currently incorporated in Annex IX to the Agreement.
- (3) Directive 2000/12/EC is to be incorporated into the Agreement.
- (4) Directive 2000/12/EC repeals several acts presently incorporated in the Agreement, including acts with EEA adaptations.
- (5) The EEA adaptations to the acts repealed by Directive 2000/12/EC are to be maintained,

HAS DECIDED AS FOLLOWS:

Article 1

Annex IX to the Agreement shall be amended as follows:

1. The text of point 14 (Council Directive 73/183/EEC) shall be replaced by the following:

'32000 L 0012: Directive 2000/12/EC of the European Parliament and of the Council of 20 March 2000 relating to the taking up and pursuit of the business of credit institutions (OJ L 126, 26.5.2000, p. 1).

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

- (a) the following shall be added to Article 2(3):
 - in Iceland 'Byggingarsjóðir ríkisins';
 - in Liechtenstein, the 'Liechtensteinische Landesbank'.;

⁽¹⁾ OJ L 66, 8.3.2001, p. 47.

⁽²⁾ OJ L 126, 26.5.2000, p. 1.

(b) Article 5(4) shall read:

“A Contracting Party may decide that credit institutions already in existence on 1 January 1994, the own funds of which do not attain the levels prescribed for initial capital in paragraphs 1 and 2, may continue to carry on their activities. In that event, their own funds may not fall below the highest level reached with effect from 2 May 1992.”;

(c) as regards relations with third-country credit institutions described in Article 23 of the Directive, the following shall apply:

1. with a view to achieving a maximum degree of convergence in the application of a third-country regime for credit institutions, the Contracting Parties shall exchange information as described in Article 23(2) and (6) and consultations shall be held regarding matters referred to in Article 23(3), (4) and (5), within the framework of the EEA Joint Committee and according to specific procedures to be agreed on by the Contracting Parties;

2. authorisations granted by the competent authorities of a Contracting Party to credit institutions which are direct or indirect subsidiaries of parent undertakings governed by the laws of a third country shall have validity in accordance with the provisions of this Directive throughout the territory of all Contracting Parties. However,

(a) when a third country imposes quantitative restrictions on the establishment of credit institutions of an EFTA State, or imposes restrictions on such credit institutions that it does not impose on Community credit institutions, authorisations granted by competent authorities within the Community to credit institutions which are direct or indirect subsidiaries of parent undertakings governed by the laws of that third country shall have validity only in the Community, except where an EFTA State decides otherwise for its own jurisdiction;

(b) where the Community has decided that decisions regarding authorisations of credit institutions which are direct or indirect subsidiaries of parent undertakings governed by the laws of a third country shall be limited or suspended, authorisations granted by a competent authority of an EFTA State to such credit institutions shall have validity only in its jurisdiction, except where another Contracting Party decides otherwise for its own jurisdiction;

(c) the limitations or suspensions referred to in subparagraphs (a) and (b) may not apply to credit institutions or their subsidiaries already authorised in the territory of a Contracting Party;

3. whenever the Community negotiates with a third country on the basis of Article 23(4) and (5), in order to obtain national treatment and effective market access for its credit institutions, it shall endeavour to obtain equal treatment for the credit institutions of the EFTA States;

(d) Article 24(2) and 24(3) shall not apply;

(e) whenever a Contracting Party has decided to initiate negotiations as referred to in Article 25 of the Directive, it shall inform the EEA Joint Committee thereof. The Contracting Parties shall consult within the framework of the EEA Joint Committee on what course to take, whenever this is of mutual interest;

(f) Article 61 shall apply to Norway;

(g) Article 64(1) shall read:

“If, on 28 June 1994, a credit institution had already incurred an exposure or exposures exceeding either the large exposure limit or the aggregate large exposure limit laid down in Article 49, the competent authorities shall require the credit institution concerned to take steps to have that exposure or those exposures brought within the limits laid down in Article 49.”;

(h) Article 64(3) shall read:

“A credit institution may not take any measure which would cause the exposures referred to in paragraph 1 to exceed their level on 28 June 1994.”

2. In point 16a (Directive 97/5/EC of the European Parliament and of the Council), the first indent of adaptation (b) shall be replaced by the following:

‘— credit institutions as defined in the first subparagraph of Article 1 of Directive 2000/12/EC;’.

3. The texts of point 15 (first Council Directive 77/780/EEC), point 16 (second Council Directive 89/646/EEC), point 17 (Council Directive 89/299/EEC), point 18 (Council Directive 89/647/EEC), point 19 (Commission Directive 91/31/EEC), point 20 (Council Directive 92/30/EEC) and point 23a (Council Directive 92/121/EEC) shall be deleted.

Article 2

The texts of Directive 2000/12/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal European Communities*, shall be authentic.

Article 3

This Decision shall enter into force on 1 March 2001, 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, 28 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 16/2001

of 28 February 2001

**amending Annex II (Technical regulations, standards, testing and certification)
and Annex XI (Telecommunication services) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 II to the Agreement was amended by Decision No 146/1999 of the EEA Joint Committee of 5 November 1999 ⁽¹⁾.
- (2) Annex XI to the Agreement was amended by Decision No 108/2000 of the EEA Joint Committee of 30 November 2000 ⁽²⁾.
- (3) Directive 98/48/EC of the European Parliament and of the Council of 20 July 1998 amending Directive 98/34/EC laying down a procedure for the provision of information in the field of technical standards and regulations ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Point 1 (Directive 98/34/EC of the European Parliament and of the Council) in Chapter XIX of Annex II to the Agreement shall be amended as follows:

1. the following shall be inserted before the adaptations:

‘, as amended by:

— **398 L 0048:** Directive 98/48/EC of the European Parliament and of the Council of 20 July 1998 (OJ L 217, 5.8.1998, p. 18).’;

2. the words ‘Article 1(2)’ in adaptation (a) shall be replaced by ‘Article 1(3)’;
3. adaptation (d) shall be replaced by the following:

‘The following shall be added to Article 8(2):

The comments of the EFTA States shall be forwarded by the EFTA Surveillance Authority to the EC Commission in the form of a single coordinated communication and the comments of the Community shall be forwarded by the Commission to the EFTA Surveillance Authority. The Contracting Parties shall, when a six-month standstill is invoked according to the rules of their respective internal systems, and when a four-month standstill is invoked according to the internal system of the European Community or, in respect of the EFTA States, according to the following two paragraphs, inform each other thereof in a similar manner.

⁽¹⁾ OJ L 15, 18.1.2001, p. 40.

⁽²⁾ OJ L 45, 15.2.2001, p. 47.

⁽³⁾ OJ L 217, 5.8.1998, p. 18.

The competent authorities of the EFTA States shall postpone for four months the adoption of any draft rule on services, from the date of receipt of the text of the draft regulation by the EFTA Surveillance Authority, if another EFTA State delivers a detailed opinion, within three months, to the effect that the measure envisaged may create obstacles to the free movement of services or to the freedom of establishment of service operators within the markets of the EFTA States.

With regard to draft rules on services, detailed opinions from EFTA States may not affect any cultural policy measures, in particular in the audiovisual sphere, which EFTA States might adopt in accordance with EEA law, taking account of their linguistic diversity, their specific national and regional characteristics and their cultural heritages.;

4. adaptation (e) shall be replaced by the following:

‘Article 9 shall be replaced by the following:

1. The competent authorities of the EC Member States and the EFTA States shall postpone the adoption of draft technical regulations notified for three months from the date of receipt of the text of the draft regulation:
 - by the EC Commission in case of drafts notified by Member States of the Community,
 - by the EFTA Surveillance Authority for drafts notified by the EFTA States.
2. The standstill periods of paragraph 1 and Article 8(2) shall not apply in those cases where,
 - for urgent reasons relating to the protection of public health or safety, the protection of health and life of animals or plants, and for rules on services, also for public policy, notably the protection of minors, the competent authorities are obliged to prepare technical regulations in a very short space of time in order to enact and introduce them immediately without any consultations being possible, or where,
 - for urgent reasons occasioned by serious circumstances relating to the protection of the security and integrity of the financial system, notably the protection of depositors, investors and insured persons, the competent authorities are obliged to enact and implement rules on financial services immediately.

The reasons which warrant the urgency of the measures taken shall be given. The justification for urgent measures shall be detailed and clearly explained with particular emphasis on the unpredictability and the seriousness of the danger confronting the concerned authorities as well as the absolute necessity for immediate action to remedy it.;

5. adaptation (g)(9) shall be replaced by the following:

‘information that a four-month or a six-month standstill has been called;’.

Article 2

The following shall be inserted in Annex XI to the Agreement after point 5h (Directive 2000/31/EC of the European Parliament and of the Council):

‘Information society services

- 5i. **398 L 0034:** Directive 98/34/EC of the European Parliament and of the Council of 22 June 1998 laying down a procedure for the provision of information in the field of technical standards and regulations (OJ L 204, 21.7.1998, p. 37), as amended by:

- **398 L 0048:** Directive 98/48/EC of the European Parliament and of the Council of 20 July 1998 (OJ L 217, 5.8.1998, p. 18).

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

- (a) the second subparagraph of Article 1(3) is replaced by the following:

“The term ‘technical specification’ also covers production methods and processes used in respect of products intended for human and animal consumption, and in medicinal products as defined in Article 1 of Directive 65/65/EEC (point 1 of Chapter XIII of Annex II to the Agreement), as well as production methods and processes relating to other products, where these have an effect on their characteristics.”;

- (b) the following shall be added to the end of the first subparagraph of Article 8(1):

“A full text of the draft technical regulation notified shall be made available in the original language as well as in a full translation into one of the official languages of the European Community.”;

- (c) the following shall be added to the fourth subparagraph of Article 8(1):

“The Community, on the one side, and the EFTA Surveillance Authority or the EFTA States through the EFTA Surveillance Authority, on the other side, may ask for further information on a draft technical regulation notified.”;

- (d) the following shall be added to Article 8(2):

“The comments of the EFTA States shall be forwarded by the EFTA Surveillance Authority to the EC Commission in the form of a single coordinated communication and the comments of the Community shall be forwarded by the Commission to the EFTA Surveillance Authority. The Contracting Parties shall, when a six-month standstill is invoked according to the rules of their respective internal systems, and when a four-month standstill is invoked according to the internal system of the European Community or, in respect of the EFTA States, according to the following two paragraphs, inform each other thereof in a similar manner.

The competent authorities of the EFTA States shall postpone for four months the adoption of any draft rule on services, from the date of receipt of the text of the draft regulation by the EFTA Surveillance Authority, if another EFTA State delivers a detailed opinion, within three months, to the effect that the measure envisaged may create obstacles to the free movement of services or to the freedom of establishment of service operators within the markets of the EFTA States.

With regard to draft rules on services, detailed opinions from EFTA States may not affect any cultural policy measures, in particular in the audiovisual sphere, which EFTA States might adopt in accordance with EEA law, taking account of their linguistic diversity, their specific national and regional characteristics and their cultural heritages.”;

- (e) Article 9 shall be replaced by the following:

“1. The competent authorities of the EC Member States and the EFTA States shall postpone the adoption of draft technical regulations notified for three months from the date of receipt of the text of the draft regulation

— by the EC Commission in case of drafts notified by Member States of the Community

— by the EFTA Surveillance Authority for drafts notified by the EFTA States.

2. The standstill periods of paragraph 1 and adaptation (d), paragraph 1, shall not apply in those cases where,

- for urgent reasons relating to the protection of public health or safety, the protection of health and life of animals or plants, and for rules on services, also for public policy, notably the protection of minors, the competent authorities are obliged to prepare technical regulations in a very short space of time in order to enact and introduce them immediately without any consultations being possible, or where,
- for urgent reasons occasioned by serious circumstances relating to the protection of the security and integrity of the financial system, notably the protection of depositors, investors and insured persons, the competent authorities are obliged to enact and implement rules on financial services immediately.

The reasons which warrant the urgency of the measures taken shall be given. The justification for urgent measures shall be detailed and clearly explained with particular emphasis on the unpredictability and the seriousness of the danger confronting the concerned authorities as well as the absolute necessity for immediate action to remedy it.”;

- (f) the following shall be added to Annex II:

“ICELAND

STRI

Staðlaráð Íslands

LIECHTENSTEIN

TPMN

Liechtensteinische Technische Prüf-, Mess- und Normenstelle

NORWAY

NSF

Norges Standardiseringsforbund

NEK

Norsk Elektroteknisk Komite

PT

Post- og teletilsynet”;

- (g) for the application of the Directive, the following communications by electronic means are considered necessary:

1. notification slips. They may be communicated before or together with the transmission of the full text;
2. acknowledgement of receipt of draft text containing, *inter alia*, the relevant expiry date of the standstill determined according to the rules of each system;
3. messages requesting supplementary information;
4. answers to request for supplementary information;
5. comments;
6. requests for ad hoc meetings;

7. answers to requests for ad hoc meetings;
 8. requests for final texts;
 9. information that a four-month or a six-month standstill has been called;
- the following communications may, for the time being, be transmitted by normal mail, however electronic means are preferable:
10. the full text of the draft notified;
 11. basic legal texts or regulatory provisions;
 12. the final text;
- (h) administrative arrangements concerning the communications shall be jointly agreed by the Contracting Parties.'

Article 3

The texts of Directive 98/48/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 4

This Decision shall enter into force on 1 March 2001, 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, 28 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 17/2001

of 28 February 2001

**amending Annexes X (Audiovisual services) and XI (Telecommunication services)
to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 X to the Agreement was amended by Decision No 32/2000 of the EEA Joint Committee of 31 March 2000 ⁽¹⁾.
- (2) Annex XI to the Agreement was amended by Decision No 108/2000 of the EEA Joint Committee of 30 November 2000 ⁽²⁾.
- (3) Directive 98/84/EC of the European Parliament and of the Council of 20 November 1998 on the legal protection of services based on, or consisting of, conditional access ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 1a (Directive 95/47/EC of the European Parliament and of the Council) in Annex X to the Agreement:

- '1b. **398 L 0084:** Directive 98/84/EC of the European Parliament and of the Council of 20 November 1998 on the legal protection of services based on, or consisting of, conditional access (OJ L 320, 28.11.1998, p. 54).'

Article 2

The following point shall be inserted after point 5i (Directive 98/34/EC of the European Parliament and of the Council) in Annex XI to the Agreement:

- '5j. **398 L 0084:** Directive 98/84/EC of the European Parliament and of the Council of 20 November 1998 on the legal protection of services based on, or consisting of, conditional access (OJ L 320, 28.11.1998, p. 54).'

⁽¹⁾ OJ L 141, 15.6.2000, p. 57.

⁽²⁾ OJ L 45, 15.2.2001, p. 47.

⁽³⁾ OJ L 320, 28.11.1998, p. 54.

Article 3

The texts of Directive 98/84/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 4

This Decision shall enter into force on 1 March 2001, 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, 28 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 18/2001

of 23 February 2001

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 111/2000 of the EEA Joint Committee of 22 December 2000 ⁽¹⁾.
- (2) Commission Directive 2000/56/EC of 14 September 2000 amending Council Directive 91/439/EEC on driving licences ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 24a (Council Directive 91/439/EEC) of Annex XIII to the Agreement before the adaptations:

‘— **32000 L 0056:** Commission Directive 2000/56/EC of 14 September 2000 (OJ L 237, 21.9.2000, p. 45).’

Article 2

The texts of Directive 2000/56/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 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

⁽¹⁾ OJ L 52, 22.2.2001, p. 36.

⁽²⁾ OJ L 237, 21.9.2000, p. 45.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 19/2001****of 23 February 2001****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 amended 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 97/2000 of the EEA Joint Committee of 27 October 2000 ⁽¹⁾.
- (2) Commission Directive 2000/39/EC of 8 June 2000 establishing a first list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC on the protection of the health and safety of workers from the risks related to chemical agents at work ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2000/39/EC repeals, with effect from 31 December 2001, Commission Directive 96/94/EC of 18 December 1996 establishing a second list of indicative limit values in implementation of Council Directive 80/1107/EEC on the protection of workers from the risks related to exposure to chemical, physical and biological agents at work ⁽³⁾, which is incorporated in the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 16i (Directive 1999/92/EC of the European Parliament and of the Council) in Annex XVIII to the Agreement:

- '16j. **32000 L 0039:** Commission Directive 2000/39/EC of 8 June 2000 establishing a first list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC on the protection of the health and safety of workers from the risks related to chemical agents at work (OJ L 142, 16.6.2000, p. 47).'

Article 2

The text of point 3b (Commission Directive 96/94/EC) of Annex XVIII to the Agreement shall be deleted with effect from 31 December 2001.

⁽¹⁾ OJ L 7, 11.1.2001, p. 25.

⁽²⁾ OJ L 142, 16.6.2000, p. 47.

⁽³⁾ OJ L 338, 28.12.1996, p. 86.

Article 3

The texts of Directive 2000/39/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 4

This Decision shall enter into force on 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 20/2001

of 23 February 2001

amending Annex XX (Environment) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 XX to the Agreement was amended by Decision No 61/2000 of the EEA Joint Committee of 28 June 2000 ⁽¹⁾.
- (2) Commission Decision 98/94/EC of 7 January 1998 establishing the ecological criteria for the award of the Community eco-label to tissue-paper products ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2000/413/EC of 15 June 2000 modifying Decision 98/94/EC establishing the ecological criteria for the award of the Community eco-label to tissue-paper products ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 2er (Commission Decision 1999/698/EC) of Annex XX to the Agreement:

'2es. **398 D 0094:** Commission Decision 98/94/EC of 7 January 1998 establishing the ecological criteria for the award of the Community eco-label to tissue-paper products (OJ L 19, 24.1.1998, p. 77), as amended by:

— **32000 D 0413:** Commission Decision 2000/413/EC of 15 June 2000 (OJ L 155, 28.6.2000, p. 63).'

Article 2

The texts of Decisions 98/94/EC and 2000/413/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 237, 21.9.2000, p. 77.

⁽²⁾ OJ L 19, 24.1.1998, p. 77.

⁽³⁾ OJ L 155, 28.6.2000, p. 63.

Article 3

This Decision shall enter into force on 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 21/2001****of 23 February 2001****amending Annex XX (Environment) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 XX to the Agreement was amended by Decision No 61/2000 of the EEA Joint Committee of 28 June 2000 ⁽¹⁾.
- (2) Commission Decision 2000/479/EC of 17 July 2000 on the implementation of a European pollutant emission register (EPER) according to Article 15 of Council Directive 96/61/EC concerning integrated pollution prevention and control (IPPC) ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 2g (Council Directive 96/61/EC) of Annex XX to the Agreement:

- '2ga. **32000 D 0479:** Commission Decision 2000/479/EC of 17 July 2000 on the implementation of a European pollutant emission register (EPER) according to Article 15 of Council Directive 96/61/EC concerning integrated pollution prevention and control (IPPC) (OJ L 192, 28.7.2000, p. 36).'

Article 2

The texts of Decision 2000/479/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 24 February 2001, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 237, 21.9.2000, p. 77.

⁽²⁾ OJ L 192, 28.7.2000, p. 36.

(*) 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, 23 February 2001.

For the EEA Joint Committee

The President

P.WESTERLUND

DECISION OF THE EEA JOINT COMMITTEE

No 22/2001

of 23 February 2001

amending Annex XXI (Statistics) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 98/2000 of the EEA Joint Committee of 27 October 2000 ⁽¹⁾.
- (2) Commission Regulation (EC) No 452/2000 of 28 February 2000 implementing Council Regulation (EC) No 530/1999 concerning structural statistics on earnings and on labour costs as regards quality evaluation on labour costs statistics ⁽²⁾ is to be incorporated into the Agreement.
- (3) Regulation (EC) No 530/1999 does not apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 18d (Council Regulation (EC) No 530/1999) of Annex XXI to the Agreement:

'18da. **32000 R 0452:** Commission Regulation (EC) No 452/2000 of 28 February 2000 implementing Council Regulation (EC) No 530/1999 concerning structural statistics on earnings and on labour costs as regards quality evaluation on labour costs statistics (OJ L 55, 29.2.2000, p. 53).

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

This Regulation shall not apply to Liechtenstein.'

Article 2

The texts of Regulation (EC) No 452/2000 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Communities*, shall be authentic.

⁽¹⁾ OJ L 7, 11.1.2001, p. 27.

⁽²⁾ OJ L 55, 29.2.2000, p. 53.

Article 3

This Decision shall enter into force on 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 23/2001

of 23 February 2001

amending Annex XXI (Statistics) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 98/2000 of the EEA Joint Committee of 27 October 2000 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1500/2000 of 10 July 2000 implementing Council Regulation (EC) No 2223/96 with respect to general government expenditure and revenue ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 19d (Council Regulation (EC) No 2223/96) of Annex XXI to the Agreement:

— **32000 R 1500:** Commission Regulation (EC) No 1500/2000 of 10 July 2000 (OJ L 172, 12.7.2000, p. 3).'

Article 2

The texts of Regulation (EC) No 1500/2000 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 24 February 2001, 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND

⁽¹⁾ OJ L 7, 11.1.2001, p. 27.

⁽²⁾ OJ L 172, 12.7.2000, p. 3.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 24/2001

of 23 February 2001

amending Annex XXI (Statistics) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended 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 98/2000 of the EEA Joint Committee of 27 October 2000 ⁽¹⁾.
- (2) Commission Regulation (EC) No 264/2000 of 3 February 2000 on the implementation of Council Regulation (EC) No 2223/96 with respect to short-term public finance statistics ⁽²⁾ is to be incorporated into the Agreement.
- (3) Regulation (EC) No 2223/96 does not apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 19d (Council Regulation (EC) No 2223/96) of Annex XXI to the Agreement:

- '19da. **32000 R 0264:** Commission Regulation (EC) No 264/2000 of 3 February 2000 on the implementation of Council Regulation (EC) No 2223/96 with respect to short-term public finance statistics (OJ L 29, 4.2.2000, p. 4).

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

This Regulation shall not apply to Liechtenstein.'

Article 2

The texts of Regulation (EC) No 264/2000 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 24 February 2001, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 7, 11.1.2001, p. 27.

⁽²⁾ OJ L 29, 4.2.2000, p. 4.

(*) 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, 23 February 2001.

For the EEA Joint Committee

The President

P. WESTERLUND
