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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 65/2003

of 20 June 2003

amending Annex I (Veterinary and phytosanitary matters) 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 31/2003 of 14 March 2003 ⁽¹⁾.
- (2) Council Decision 2000/766/EC of 4 December 2000 concerning certain protection measures with regard to transmissible spongiform encephalopathies and the feeding of animal protein ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2001/9/EC of 29 December 2000 concerning control measures required for the implementation of Council Decision 2000/766/EC concerning certain protection measures with regard to transmissible spongiform encephalopathies and the feeding of animal protein ⁽³⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 137, 5.6.2003, p. 30.

⁽²⁾ OJ L 306, 7.12.2000, p. 32.

⁽³⁾ OJ L 2, 5.1.2001, p. 32.

- (4) Commission Decision 2001/165/EC of 27 February 2001 amending as regards hydrolysed proteins Decision 2001/9/EC concerning control measures required for the implementation of Council Decision 2000/766/EC concerning certain protection measures with regard to transmissible spongiform encephalopathies and the feeding of animal protein ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Decision 2002/248/EC of 27 March 2002 amending Council Decision 2000/766/EC and Commission Decision 2001/9/EC with regard to transmissible spongiform encephalopathies and the feeding of animal proteins ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter I of Annex I to the Agreement shall be amended as follows:

1. The following point shall be inserted after point 10 (Council Directive 90/167/EEC) in Part 7.1:

‘11. **32000 D 0766:** Council Decision 2000/766/EC of 4 December 2000 concerning certain protection measures with regard to transmissible spongiform encephalopathies and the feeding of animal protein (OJ L 306, 7.12.2000, p. 32), as amended by:

— **32002 D 0248:** Commission Decision 2002/248/EC of 27 March 2002 (OJ L 84, 28.3.2002, p. 71).

This act applies also to Iceland for the areas covered by the specific acts to which reference is made in paragraph 2 of the introductory part.’

2. The following point shall be inserted after point 15 (Commission Decision 2000/159/EC, deleted) in Part 7.2:

‘16. **32001 D 0009:** Commission Decision 2001/9/EC of 29 December 2000 concerning control measures required for the implementation of Council Decision 2000/766/EC concerning certain protection measures with regard to transmissible spongiform encephalopathies and the feeding of animal protein (OJ L 2, 5.1.2001, p. 32), as amended by:

— **32001 D 0165:** Commission Decision 2001/165/EC of 27 February 2001 (OJ L 58, 28.2.2001, p. 43),

— **32002 D 0248:** Commission Decision 2002/248/EC of 27 March 2002 (OJ L 84, 28.3.2002, p. 71).

This acts applies also to Iceland for the areas covered by the specific acts to which reference is made in paragraph 2 of the introductory part.’

Article 2

The texts of Decisions 2000/766/EC, 2001/9/EC, 2001/165/EC and 2002/248/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽⁴⁾ OJ L 58, 28.2.2001, p. 43.

⁽⁵⁾ OJ L 84, 28.3.2002, p. 71.

Article 3

This Decision shall enter into force on 21 June 2003, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee ⁽¹⁾.

Article 4

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

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

⁽¹⁾ No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 66/2003****of 20 June 2003****amending Annex I (Veterinary and phytosanitary matters) 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 31/2003 of 14 March 2003 ⁽¹⁾.
- (2) Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 1248/2001 of 22 June 2001 amending Annexes III, X and XI to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards epidemio-surveillance and testing of transmissible spongiform encephalopathies ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EC) No 1326/2001 of 29 June 2001 laying down transitional measures to permit the changeover to Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies, and amending Annexes VII and XI to that Regulation ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EC) No 270/2002 of 14 February 2002 amending Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards specified risk material and epidemio-surveillance for transmissible spongiform encephalopathies and amending Regulation (EC) No 1326/2001 as regards animal feeding and the placing on the market of ovine and caprine animals and products thereof ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Regulation (EC) No 1494/2002 of 21 August 2002 amending Annexes III, VII and XI to Regulation (EC) No 999/2001 of the European Parliament and the Council as regards monitoring of bovine spongiform encephalopathy, eradication of transmissible spongiform encephalopathy, removal of specified risk materials and rules for importation of live animals and products of animal origin ⁽⁶⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 137, 5.6.2003, p. 30.

⁽²⁾ OJ L 147, 31.5.2001, p. 1.

⁽³⁾ OJ L 173, 27.6.2001, p. 12.

⁽⁴⁾ OJ L 177, 30.6.2001, p. 60.

⁽⁵⁾ OJ L 45, 15.2.2002, p. 4.

⁽⁶⁾ OJ L 225, 22.8.2002, p. 3.

- (7) Commission Decision 2002/1003/EC of 18 December 2002 laying down minimum requirements for a survey of prion protein genotypes of sheep breeds ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Regulation (EC) No 260/2003 of 12 February 2003 amending Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards the eradication of transmissible spongiform encephalopathies in ovine and caprine animals and rules for the trade in live ovine and caprine animals and bovine embryos ⁽⁸⁾ is to be incorporated into the Agreement.
- (9) Regulation (EC) No 1248/2001 repeals Commission Decision 98/272/EC ⁽⁹⁾, which is incorporated into the Agreement and which is consequently to be deleted from the Agreement.
- (10) Regulation (EC) No 1326/2001 repeals Commission Decisions 94/381/EC ⁽¹⁰⁾ and 94/474/EC ⁽¹¹⁾, which are incorporated into the Agreement and which are consequently to be deleted from the Agreement.
- (11) Regulation (EC) No 260/2003 repeals Commission Decision 92/290/EEC ⁽¹²⁾, which is incorporated into the Agreement and which is consequently to be deleted from the Agreement.
- (12) This Decision is not to apply to Liechtenstein and Iceland,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter I of Annex I to the Agreement shall be amended as follows:

1. The following indent shall be inserted in point 11 (Council Decision 2000/766/EC) in Part 7.1:

‘— **32001 R 1326:** Commission Regulation (EC) No 1326/2001 of 29 June 2001 (OJ L 177, 30.6.2001, p. 60).’
2. The following shall be inserted after point 11 (Council Decision 2000/766/EC) in Part 7.1:

‘TSE control (transmissible spongiform encephalopathies)

12. **32001 R 0999:** Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies (OJ L 147, 31.5.2001, p. 1), as amended by:
 - **32001 R 1248:** Commission Regulation (EC) No 1248/2001 of 22 June 2001 (OJ L 173, 27.6.2001, p. 12),
 - **32001 R 1326:** Commission Regulation (EC) No 1326/2001 of 29 June 2001 (OJ L 177, 30.6.2001, p. 60),

⁽⁷⁾ OJ L 349, 24.12.2002, p. 105.

⁽⁸⁾ OJ L 37, 13.2.2003, p. 7.

⁽⁹⁾ OJ L 122, 24.4.1998, p. 59.

⁽¹⁰⁾ OJ L 172, 7.7.1994, p. 23.

⁽¹¹⁾ OJ L 194, 29.7.1994, p. 96.

⁽¹²⁾ OJ L 152, 4.6.1992, p. 37.

- **32002 R 0270**: Commission Regulation (EC) No 270/2002 of 14 February 2002 (OJ L 45, 15.2.2002, p. 4),
- **32002 R 1494**: Commission Regulation (EC) No 1494/2002 of 21 August 2002 (OJ L 225, 22.8.2002, p. 3),
- **32003 R 0260**: Commission Regulation (EC) No 260/2003 of 12 February 2003 (OJ L 37, 13.2.2003, p. 7).

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

- A. In Annex III, Chapter A, Part I, point 2.3 the following shall be inserted after the word “Sweden”:

“and Norway”.

- B. In Annex III, Chapter A, Part II, point 2 the following shall be added:

“Norway	42 500”.
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- C. In Annex III, Chapter A, Part II, point 3 the following shall be added:

“Norway	6 000”.
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- D. In Annex X, Chapter A, point 3 shall the following be added:

“Norway: Veterinærinstituttet
Postboks 8156 Dep.
N-0033 Oslo
Norway”.

3. The following shall be inserted after point 16 (Commission Decision 2001/9/EC) in Part 7.2:

- ‘17. **32001 R 1326**: Commission Regulation (EC) No 1326/2001 of 29 June 2001 laying down transitional measures to permit the changeover to the Regulation of the European Parliament and of the Council (EC) No 999/2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies, and amending Annexes VII and XI to that Regulation (OJ L 177, 30.6.2001, p. 60), as amended by:

- **32002 R 0270**: Commission Regulation (EC) No 270/2002 of 14 February 2002 (OJ L 45, 15.2.2002, p. 4).’

- ‘18. **32002 D 1003**: Commission Decision 2002/1003/EC of 18 December 2002 laying down minimum requirements for a survey of prion protein genotypes of sheep breeds (OJ L 349, 24.12.2002, p. 105).’

4. The text of points 7 (Commission Decision 92/290/EEC), 26 (Commission Decision 94/381/EC), 27 (Commission Decision 94/474/EC), and 78 (Commission Decision 98/272/EC) in Part 1.2 shall be deleted.

Article 2

The texts of Regulations (EC) Nos 999/2001, 1248/2001, 1326/2001, 270/2002, 1494/2002 and 260/2003 and Decision 2002/1003/EC in the Norwegian language, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 67/2003****of 20 June 2003****amending Annex I (Veterinary and phytosanitary matters) 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 39/2003 of 16 May 2003 ⁽¹⁾.
- (2) Directive 2002/32/EC of the European Parliament and of the Council of 7 May 2002 on undesirable substances in animal feed ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2002/32/EC repeals, with effect from 1 August 2003, Council Directive 1999/29/EC ⁽³⁾, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter II of Annex I to the Agreement shall be amended as follows:

1. The following point shall be inserted after point 32 (Council Directive 1999/29/EC):

'33. **32002 L 0032:** Directive 2002/32/EC of the European Parliament and of the Council of 7 May 2002 on undesirable substances in animal feed (OJ L 140, 30.5.2002, p. 10).'
2. The text of point 32 (Council Directive 1999/29/EC) shall be deleted with effect from 1 August 2003.

Article 2

The texts of Directive 2002/32/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 193, 31.7.2003, p. 1.

⁽²⁾ OJ L 140, 30.5.2002, p. 10.

⁽³⁾ OJ L 115, 4.5.1999, p. 32.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 68/2003****of 20 June 2003****amending Annex I (Veterinary and phytosanitary matters) 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 39/2003 of 16 May 2003 ⁽¹⁾.
- (2) Council Regulation (EC) No 1756/2002 of 23 September 2002 amending Directive 70/524/EEC concerning additives in feedingstuffs as regards withdrawal of the authorisation of an additive and amending Commission Regulation (EC) No 2430/1999 ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 1876/2002 of 21 October 2002 concerning the provisional authorisation of a new use of an additive in feedingstuffs ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EC) No 2188/2002 of 9 December 2002 concerning the provisional authorisation of new uses of additives in feedingstuffs ⁽⁴⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter II of Annex I to the Agreement shall be amended as follows:

1. The following indent shall be added in point 1 (Council Directive 70/524/EEC):

‘— **32002 R 1756**: Council Regulation (EC) No 1756/2002 of 23 September 2002 (OJ L 265, 3.10.2002, p. 1).’

2. The following shall be added in point 1k (Commission Regulation (EC) No 2430/1999):

‘, as amended by:

— **32002 R 1756**: Council Regulation (EC) No 1756/2002 of 23 September 2002 (OJ L 265, 3.10.2002, p. 1).’

⁽¹⁾ OJ L 193, 31.7.2003, p. 1.

⁽²⁾ OJ L 265, 3.10.2002, p. 1.

⁽³⁾ OJ L 284, 22.10.2002, p. 7.

⁽⁴⁾ OJ L 333, 10.12.2002, p. 5.

3. The following points shall be inserted after point 33 (Directive 2002/32/EC of the European Parliament and of the Council):
- ‘34. **32002 R 1876**: Commission Regulation (EC) No 1876/2002 of 21 October 2002 concerning the provisional authorisation of a new use of an additive in feedingstuffs (OJ L 284, 22.10.2002, p. 7).
35. **32002 R 2188**: Commission Regulation (EC) No 2188/2002 of 9 December 2002 concerning the provisional authorisation of new uses of additives in feedingstuffs (OJ L 333, 10.12.2002, p. 5).’

Article 2

The texts of Regulations (EC) Nos 1756/2002, 1876/2002 and 2188/2002 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 69/2003****of 20 June 2003****amending Annex I (Veterinary and Phytosanitary Matters) 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 39/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Directive 2003/7/EC of 24 January 2003 amending the conditions for authorisation of canthaxanthin in feedingstuffs in accordance with Council Directive 70/524/EEC ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 162/2003 of 30 January 2003 concerning the authorisation of an additive in feedingstuffs ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 35 (Commission Regulation (EC) No 2188/2002) in Chapter II of Annex I to the Agreement:

- '36. **32003 L 0007:** Commission Directive 2003/7/EC of 24 January 2003 amending the conditions for authorisation of canthaxanthin in feedingstuffs in accordance with Council Directive 70/524/EEC (OJ L 22, 25.1.2003, p. 28).
37. **32003 R 0162:** Commission Regulation (EC) No 162/2003 of 30 January 2003 concerning the authorisation of an additive in feedingstuffs (OJ L 26, 31.1.2003, p. 3).'

Article 2

The texts of Directive 2003/7/EC and Regulation (EC) No 162/2003 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 193, 31.7.2003, p. 1.

⁽²⁾ OJ L 22, 25.1.2003, p. 28.

⁽³⁾ OJ L 26, 31.1.2003, p. 3.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 70/2003****of 20 June 2003****amending Annex I (Veterinary and phytosanitary matters) 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 40/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Decision 2002/984/EC of 16 December 2002 on the continuation of Community comparative trials and tests on seeds and propagating material of gramineae, *Triticum aestivum*, *Vitis vinifera*, *Brassica napus* and *Allium ascalonicum* under Council Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 92/33/EEC, 2002/54/EC, 2002/55/EC, 2002/56/EC and 2002/57/EC ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 21 (Commission Decision 2002/756/EC) in Part 2 of Chapter III of Annex I to the Agreement:

- '22. **32002 D 0984:** Commission Decision 2002/984/EC of 16 December 2002 on the continuation of Community comparative trials and tests on seeds and propagating material of gramineae, *Triticum aestivum*, *Vitis vinifera*, *Brassica napus* and *Allium ascalonicum* under Council Directives 66/401/EEC, 66/402/EEC, 68/193/EEC, 92/33/EEC, 2002/54/EC, 2002/55/EC, 2002/56/EC and 2002/57/EC (OJ L 341, 17.12.2002, p. 70).

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

References to other acts in the Decision shall be considered relevant to the extent and in the form that those acts are incorporated into the Agreement.'

Article 2

The texts of Decision 2002/984/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 193, 31.7.2003, p. 3.

⁽²⁾ OJ L 341, 17.12.2002, p. 70.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 71/2003****of 20 June 2003****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 of the EEA Joint Committee No 42/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Directive 2002/97/EC of 16 December 2002 amending the Annexes to Council Directives 86/362/EEC, 86/363/EEC and 90/642/EEC as regards the fixing of maximum levels for pesticide residues (2,4-D, triasulfuron and thifensulfuron methyl) in and on cereals, foodstuffs of animal origin and certain products of plant origin, including fruit and vegetables ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2002/100/EC of 20 December 2002 amending Council Directive 90/642/EEC in respect of maximum residue levels for azoxystrobin ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter XII of Annex II to the Agreement shall be amended as follows:

1. The following indent shall be added in points 38 (Council Directive 86/362/EEC), 39 (Council Directive 86/363/EEC) and 54 (Council Directive 90/642/EEC):

 '— **32002 L 0097**: Commission Directive 2002/97/EC of 16 December 2002 (OJ L 343, 18.12.2002, p. 23).'
2. The following indent shall be added in point 54 (Council Directive 90/642/EEC):

 '— **32002 L 0100**: Commission Directive 2002/100/EC of 20 December 2002 (OJ L 2, 7.1.2003, p. 33).'

⁽¹⁾ OJ L 193, 31.7.2003, p. 8.

⁽²⁾ OJ L 343, 18.12.2002, p. 23.

⁽³⁾ OJ L 2, 7.1.2003, p. 33.

Article 2

The texts of Directives 2002/97/EC and 2002/100/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 72/2003****of 20 June 2003****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 of the EEA Joint Committee No 42/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Regulation (EC) No 645/2000 of 28 March 2000 setting out detailed implementing rules necessary for the proper functioning of certain provisions of Article 7 of Council Directive 86/362/EEC and of Article 4 of Council Directive 90/642/EEC concerning the arrangements for monitoring the maximum levels of pesticide residues in and on cereals and products of plant origin, including fruit and vegetables, respectively ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 54zzc (Commission Directive 2002/69/EC) in Chapter XII of Annex II to the Agreement:

'54zzd. **32000 R 0645:** Commission Regulation (EC) No 645/2000 of 28 March 2000 setting out detailed implementing rules necessary for the proper functioning of certain provisions of Article 7 of Council Directive 86/362/EEC and of Article 4 of Council Directive 90/642/EEC concerning the arrangements for monitoring the maximum levels of pesticide residues in and on cereals and products of plant origin, including fruit and vegetables, respectively (OJ L 78, 29.3.2000, p. 7).'

Article 2

The texts of Regulation (EC) No 645/2000 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 193, 31.7.2003, p. 8.

⁽²⁾ OJ L 78, 29.3.2000, p. 7.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 73/2003****of 20 June 2003****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 of the EEA Joint Committee No 42/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Decision 2002/840/EC of 23 October 2002 adopting the list of approved facilities in third countries for the irradiation of foods ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2002/79/EC of 2 October 2002 amending the Annexes to Council Directives 76/895/EEC, 86/362/EEC, 86/363/EEC and 90/642/EEC as regards the fixing of maximum levels for certain pesticide residues in and on cereals, foodstuffs of animal origin and certain products of plant origin, including fruit and vegetables ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2002/82/EC of 15 October 2002 amending Directive 96/77/EC laying down specific purity criteria on food additives other than colours and sweeteners ⁽⁴⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter XII of Annex II to the Agreement shall be amended as follows:

1. the following indent shall be added in points 13 (Council Directive 76/895/EEC), 38 (Council Directive 86/362/EEC), 39 (Council Directive 86/363/EEC) and 54 (Council Directive 90/642/EEC):

 '— **32002 L 0079**: Commission Directive 2002/79/EC of 2 October 2002 (OJ L 291, 28.10.2002, p. 1)';
2. the following indent shall be added in point 54zf (Commission Directive 96/77/EC):

 '— **32002 L 0082**: Commission Directive 2002/82/EC of 15 October 2002 (OJ L 292, 28.10.2002, p. 1).';

⁽¹⁾ OJ L 193, 31.7.2003, p. 8.

⁽²⁾ OJ L 287, 25.10.2002, p. 40.

⁽³⁾ OJ L 291, 28.10.2002, p. 1.

⁽⁴⁾ OJ L 292, 28.10.2002, p. 1.

3. the following point shall be inserted after point 54zzd (Commission Regulation (EC) No 645/2000):
- ‘54zze. **32002 D 0840**: Commission Decision 2002/840/EC of 23 October 2002 adopting the list of approved facilities in third countries for the irradiation of foods (OJ L 287, 25.10.2002, p. 40).’

Article 2

The texts of Decision 2002/840/EC and Directives 2002/79/EC and 2002/82/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 74/2003****of 20 June 2003****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 of the EEA Joint Committee No 43/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1937/2002 of 30 October 2002 amending Annexes II and III to Council Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 14 (Council Regulation (EEC) 2377/90) of Chapter XIII of Annex II to the Agreement:

‘— **32002 R 1937**: Commission Regulation (EC) No 1937/2002 of 30 October 2002 (OJ L 297, 31.10.2002, p. 3).’

Article 2

The texts of Regulation (EC) No 1937/2002 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

⁽¹⁾ OJ L 193, 31.7.2003, p. 10.

⁽²⁾ OJ L 297, 31.10.2002, p. 3.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 75/2003****of 20 June 2003****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 of the EEA Joint Committee No 32/2003 of 14 March 2003 ⁽¹⁾.
- (2) Directive 2002/61/EC of the European Parliament and of the Council of 19 July 2002 amending for the 19th time Council Directive 76/769/EEC relating to restrictions on the marketing and use of certain dangerous substances and preparations (azocolourants) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Recommendation 2002/755/EC of 16 September 2002 on the results of the risk evaluation and risk reduction strategy for the substance diphenyl ether, octabromo derivative ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter XV of Annex II to the Agreement shall be amended as follows:

1. the following indent shall be added in point 4 (Council Directive 76/769/EEC):

 '— **32002 L 0061**: Directive 2002/61/EC of the European Parliament and of the Council of 19 July 2002 (OJ L 243, 11.9.2002, p. 15).';
2. under the heading 'Acts of which the contracting parties shall take note', the following point shall be inserted after point 21 (Commission Recommendation 2001/838/EC):

 '22. **32002 H 0755**: Commission Recommendation 2002/755/EC of 16 September 2002 on the results of the risk evaluation and risk reduction strategy for the substance diphenyl ether, octabromo derivative (OJ L 249, 17.9.2002, p. 27).'

⁽¹⁾ OJ L 137, 5.6.2003, p. 32.

⁽²⁾ OJ L 243, 11.9.2002, p. 15.

⁽³⁾ OJ L 249, 17.9.2002, p. 27.

Article 2

The texts of Directive 2002/61/EC and Recommendation 2002/755/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 76/2003****of 20 June 2003****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 of the EEA Joint Committee No 32/2003 of 14 March 2003 ⁽¹⁾.
- (2) Directive 2002/45/EC of the European Parliament and of the Council of 25 June 2002 amending for the 20th time Council Directive 76/769/EEC relating to restrictions on the marketing and use of certain dangerous substances and preparations (short-chain chlorinated paraffins) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Recommendation 2002/575/EC of 4 July 2002 on the results of the risk-evaluation and the risk-reduction strategies for the substances: o-anisidine, 1,4-dioxane ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Recommendation 2002/576/EC of 4 July 2002 on the results of the risk evaluation for the substances: ethyl acetoacetate, 4-Chloro-o-cresol, Dimethyldioctadecylammonium chloride ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Directive 2002/62/EC of 9 July 2002 adapting to technical progress for the ninth time Annex I to Council Directive 76/769/EEC on the approximation of the laws, regulations and administrative provisions of the Member States relating to restrictions on the marketing and use of certain dangerous substances and preparations (organostannic compounds) ⁽⁵⁾, as corrected in OJ L 203, 1.8.2002, p. 64, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter XV of Annex II to the Agreement shall be amended as follows:

1. the following indents shall be added in point 4 (Council Directive 76/769/EEC):

— **32002 L 0045:** Directive 2002/45/EC of the European Parliament and of the Council of 25 June 2002 (OJ L 177, 6.7.2002, p. 21),

⁽¹⁾ OJ L 137, 5.6.2003, p. 32.

⁽²⁾ OJ L 177, 6.7.2002, p. 21.

⁽³⁾ OJ L 181, 11.7.2002, p. 29.

⁽⁴⁾ OJ L 181, 11.7.2002, p. 35.

⁽⁵⁾ OJ L 183, 12.7.2002, p. 58.

- **32002 L 0062**: Commission Directive 2002/62/EC of 9 July 2002 (OJ L 183, 12.7.2002, p. 58), as corrected in OJ L 203, 1.8.2002, p. 64.;
2. under the heading ‘acts of which the contracting parties shall take note’, the following points shall be inserted after point 22 (Commission Recommendation 2002/755/EC):
- ‘23. **32002 H 0575**: Commission Recommendation 2002/575/EC of 4 July 2002 on the results of the risk evaluation and the risk reduction strategies for the substances: o-anisidine, 1,4-dioxane (OJ L 181, 11.7.2002, p. 29).
24. **32002 H 0576**: Commission Recommendation 2002/576/EC of 4 July 2002 on the results of the risk evaluation for the substances: ethyl acetoacetate, 4-Chloro-o-cresol, Dimethyldioctadecylammonium chloride (OJ L 181, 11.7.2002, p. 35).’

Article 2

The texts of Directives 2002/45/EC and 2002/62/EC, as corrected in OJ L 203, 1.8.2002, p. 64, and Recommendations 2002/575/EC and 2002/576/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 77/2003****of 20 June 2003****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 of the EEA Joint Committee No 32/2003 of 14 March 2003 ⁽¹⁾.
- (2) Commission Directive 2002/81/EC of 10 October 2002 amending Council Directive 91/414/EEC to include flumioxazine as active substance ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 12a (Council Directive 91/414/EEC) of Chapter XV of Annex II to the Agreement:

‘— **32002 L 0081**: Commission Directive 2002/81/EC of 10 October 2002 (OJ L 276, 12.10.2002, p. 28).’

Article 2

The texts of Directive 2002/81/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

*For the EEA Joint Committee**The President*

P. WESTERLUND

⁽¹⁾ OJ L 137, 5.6.2003, p. 32.

⁽²⁾ OJ L 276, 12.10.2002, p. 28.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 78/2003****of 20 June 2003****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 of the EEA Joint Committee No 8/2003 of 31 January 2003 ⁽¹⁾.
- (2) Commission Directive 2003/1/EC of 6 January 2003 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,

HAS DECIDED AS FOLLOWS:

Article 1

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

‘— **32003 L 0001**: Commission Directive 2003/1/EC of 6 January 2003 (OJ L 5, 10.1.2003, p. 14).’

Article 2

The texts of Directive 2003/1/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

⁽¹⁾ OJ L 94, 10.4.2003, p. 57.

⁽²⁾ OJ L 5, 10.1.2003, p. 14.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 79/2003****of 20 June 2003****amending 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 XI to the Agreement was amended by Decision of the EEA Joint Committee No 168/2002 of 6 December 2002 ⁽¹⁾.
- (2) Decision No 676/2002/EC of the European Parliament and of the Council of 7 March 2002 on a regulatory framework for radio spectrum policy in the European Community (Radio Spectrum Decision) ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 5ce (Regulation (EC) No 2887/2000 of the European Parliament and of the Council) of Annex XI to the Agreement:

- '5cf. **32002 D 0676:** Decision No 676/2002/EC of the European Parliament and of the Council of 7 March 2002 on a regulatory framework for radio spectrum policy in the European Community (Radio Spectrum Decision) (OJ L 108, 24.4.2002, p. 1).

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

The following paragraphs shall be added to Article 6:

"4. Without prejudice to paragraphs 5 and 6, paragraphs 1 to 4 shall not apply to the EFTA States.

5. As regards the EFTA States, the EFTA States shall carry out the tasks of the Commission mentioned in paragraph 1 and inform the Standing Committee of any difficulties created, *de jure* or *de facto*, by third countries or international organisations for the implementation of this Decision, which shall draw up a report.

6. This Article shall be without prejudice to the EFTA States' rights and obligations under relevant international agreements."

⁽¹⁾ OJ L 38, 13.2.2003, p. 30.

⁽²⁾ OJ L 108, 24.4.2002, p. 1.

Article 2

The texts of Decision No 676/2002/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 80/2003****of 20 June 2003****amending 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 XI to the Agreement was amended by Decision of the EEA Joint Committee No 168/2002 of 6 December 2002 ⁽¹⁾.
- (2) Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2002/58/EC repeals, with effect from 31 October 2003, Directive 97/66/EC of the European Parliament and of the Council of 15 December 1997 ⁽³⁾, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XI to the Agreement shall be amended as follows:

1. The following point shall be inserted after point 5h (Directive 2000/31/EC of the European Parliament and of the Council):

 '5ha. **32002 L 0058:** Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) (OJ L 201, 31.7.2002, p. 37).

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

- (a) in Article 1(3), the words "the Treaty establishing the European Community" shall be replaced with the words "EEA Agreement";
- (b) in Article 15(1), the words "general principles of Community law, including those referred to in Article 6(1) and (2) of the Treaty on European Union" shall be replaced with the words "general principles of EEA law".

⁽¹⁾ OJ L 38, 13.2.2003, p. 30.

⁽²⁾ OJ L 201, 31.07.2002, p. 37.

⁽³⁾ OJ L 24, 30.01.1998, p. 1.

Procedures for the association of Liechtenstein, Iceland and Norway in accordance with Article 101 of the Agreement:

The person appointed by each EFTA State to participate as observer in the meetings of the working party on the protection of individuals with regard to the processing of personal data may, under the same terms and conditions as set out in point 5e (Directive 95/46/EC of the European Parliament and of the Council), also participate in the meetings when the working party on the protection of individuals with regard to the processing of personal data carries out the tasks laid down in Article 30 of Directive 95/46/EC of the European Parliament and of the Council with regard to matters covered by this Directive, namely the protection of fundamental rights and freedoms and of legitimate interests in the electronic communications sector.'

2. The text of point 5f (Directive 97/66/EC of the European Parliament and of the Council) shall be deleted with effect from 31 October 2003.

Article 2

The texts of Directive 2002/58/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 81/2003****of 20 June 2003****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 of the EEA Joint Committee No 53/2003 of 16 May 2003 ⁽¹⁾.
- (2) Regulation (EC) No 1406/2002 of the European Parliament and of the Council of 27 June 2002 establishing a European Maritime Safety Agency ⁽²⁾ has as its objective to ensure a high, uniform and effective level of maritime safety and the prevention of pollution by ships within the Community.
- (3) The activities of the European Maritime Safety Agency may affect the level of maritime safety and prevention of pollution by ships within the European Economic Area.
- (4) Regulation (EC) No 1406/2002 is therefore to be incorporated into the Agreement in order to allow for the full participation of the EFTA States in the European Maritime Safety Agency,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XIII to the Agreement shall be amended as specified in the Annex to this Decision.

Article 2

The texts of Regulation (EC) No 1406/2002 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 193, 31.7.2003, p. 30.

⁽²⁾ OJ L 208, 5.8.2002, p. 1.

(*) Constitutional requirements indicated.

Article 3

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

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

ANNEX

TO DECISION OF THE EEA JOINT COMMITTEE No 81/2003

The following shall be inserted after point 56n (Regulation (EC) No 2099/2002 of the European Parliament and of the Council) in Annex XIII (Transport) to the Agreement:

- '56o. **32002 R 1406:** Regulation (EC) No 1406/2002 of the European Parliament and of the Council of 27 June 2002 establishing a European Maritime Safety Agency (OJ L 208, 5.8.2002, p. 1).

The text of the Regulation shall, for the purposes of the present Agreement, be read with the following adaptations:

- (a) Unless otherwise stipulated below, and notwithstanding the provisions of Protocol 1 to the Agreement, the term "Member State(s)" contained in the Regulation shall be understood to include, in addition to its meaning in the Regulation, the EFTA States. Paragraph 11 of Protocol 1 shall apply.
- (b) The following paragraph shall be added to Article 2:
 "As regards the EFTA States, the Agency shall, as and when appropriate, assist the EFTA Surveillance Authority or the Standing Committee, as the case may be, in the performance of their respective tasks."
- (c) The following paragraph shall be added to Article 3:
 "4. When the visit has been carried out in an EFTA State, the Agency shall also send the report to the EFTA Surveillance Authority."
- (d) The following shall be added to paragraph 1 of Article 4:
 "Regulation (EC) No 1049/2001 of the European Parliament and the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents shall, for the application of this Regulation, apply to any documents of the Agency regarding the EFTA States as well."
- (e) The following paragraph shall be added to Article 6:
 "4. By way of derogation from Article 12(2)(a) of the Conditions of employment of other servants of the European Communities, nationals of the EFTA States enjoying their full rights as citizens may be engaged under contract by the Executive Director of the Agency."
- (f) The following paragraph shall be added to Article 7:
 "EFTA States shall apply to the Agency and to its staff the Protocol of privileges and immunities of the European Communities and applicable rules adopted pursuant to the Protocol."
- (g) In Article 10(2)(b) the words "Council and the Commission" shall read "Council, Commission and the EFTA Surveillance Authority".
- (h) The following paragraph shall be added to Article 11:
 "5. The EFTA States shall participate fully in the Administrative Board and shall within it have the same rights and obligations as EU Member States, except for the right to vote."
- (i) The following paragraph shall be added to Article 18:
 "7. The EFTA States shall participate in the financial contribution from the Community referred to in the first indent of paragraph 1. For this purpose, the procedures laid down in Article 82(1)(a) and Protocol 32 to the Agreement shall apply *mutatis mutandis*."
- (j) The following sentence shall be inserted at the end Article 22(3):
 "The Commission shall simultaneously forward the evaluation findings and recommendations also to the Standing Committee for distribution to the EFTA States."

**EUROPEAN ECONOMIC AREA
THE EEA JOINT COMMITTEE**

At the moment of the adoption of the Decision of the EEA Joint Committee No 81/2003, the following Joint Statement should be adopted as well:

**Joint Statement for entry into the agreed minutes of the EEA Joint Committee Decision incorporating
Regulation (EC) No 1406/2002 into the Agreement**

'Following the adoption of the present EEA Joint Committee Decision and pending its entry into force, the Agency Administrative Board may decide to invite EFTA States' representatives to attend its meetings as observers.'

DECISION OF THE EEA JOINT COMMITTEE**No 82/2003****of 20 June 2003****amending Annex XIV (Competition) 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 XIV to the Agreement was amended by Decision of the EEA Joint Committee No 137/2002 of 27 September 2002 ⁽¹⁾.
- (2) Commission Regulation (EC) No 358/2003 of 27 February 2003 on the application of Article 81(3) of the Treaty to certain categories of agreements, decisions and concerted practices in the insurance sector ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 15a (Commission Regulation (EEC) No 3932/92) in Annex XIV to the Agreement:

- '15b. **32003 R 0358:** Commission Regulation (EC) No 358/2003 of 27 February 2003 on the application of Article 81(3) of the Treaty to certain categories of agreements, decisions and concerted practices in the insurance sector (OJ L 53, 28.2.2003, p. 8).

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

- (a) In Article 10, introductory paragraph, the phrase "pursuant to Article 7 of Regulation (EEC) No 1534/91," shall read "either on its own initiative or at the request of the other surveillance authority or a State falling within its competence or of a natural or legal person claiming a legitimate interest";
- (b) the following paragraph shall be added at the end of Article 10: "The competent surveillance authority may in such cases issue a decision in accordance with Articles 6 and 8 of Regulation No 17, or the corresponding provisions envisaged in Protocol 21 to the EEA Agreement, without any notification from the undertakings being required".'

Article 2

The texts of Regulation (EC) No 358/2003 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 336, 12.12.2002, p. 40.

⁽²⁾ OJ L 53, 28.2.2003, p. 8.

Article 3

This Decision shall enter into force on 21 June 2003, 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 April 2003.

Article 4

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

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 83/2003****of 20 June 2003****amending Annex XV (State aid) 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 XV to the Agreement was amended by Decision of the EEA Joint Committee No 170/2002 of 6 December 2002 ⁽¹⁾.
- (2) Commission Regulation (EC) No 2204/2002 of 12 December 2002 on the application of Articles 87 and 88 of the EC Treaty to State aid for employment ⁽²⁾, as corrected by OJ L 349, 24.12.2002, p. 126, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be inserted after point 1f (Commission Regulation (EC) No 70/2001) in Annex XV to the Agreement:

'Aid to employment

- 1g. **32002 R 2204:** Commission Regulation (EC) No 2204/2002 of 12 December 2002 on the application of Articles 87 and 88 of the EC Treaty to State aid for employment (OJ L 337, 13.12.2002, p. 3), as corrected by OJ L 349, 24.12.2002, p. 126.

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

- (a) the term "Articles 87 and 88 of the EC Treaty" shall read "Articles 61 and 62 of the EEA Agreement";
- (b) the term "Article 87(1) of the Treaty" shall read "Article 61(1) of the EEA Agreement";
- (c) the term "Article 87(2)(b) of the Treaty" shall read "Article 61(2)(b) of the EEA Agreement";
- (d) the term "Article 87(3) of the Treaty" shall read "Article 61(3) of the EEA Agreement";
- (e) the term "Article 88(3)" shall read "Article 1(3) of Protocol 3 to the Surveillance and Court Agreement";

⁽¹⁾ OJ L 38, 13.2.2003, p. 34.

⁽²⁾ OJ L 337, 13.12.2002, p. 3.

- (f) the term “Article 87(3)(a) of the Treaty” shall read “Article 61(3)(a) of the EEA Agreement”;
- (g) the term “Article 87(3)(c) of the Treaty” shall read “Article 61(3)(c) of the EEA Agreement”;
- (h) the term “Member State” shall read “EC Member State or EFTA State”. The term “Member States” shall read “EC Member States or EFTA States”;
- (i) the term “Commission” shall read “competent surveillance authority as defined in Article 62 of the EEA Agreement”;
- (j) Article 1(2), first paragraph, shall be replaced by the following: “This Regulation shall apply to aid in all sectors covered by Articles 61 to 64 of the EEA Agreement, including the activities linked to the production, processing or marketing of products listed in the Appendix to this Annex and covered by the scope of the Agreement”;
- (k) in Articles 3 and 11, the words “compatible with the common market” shall read “compatible with the functioning of the EEA Agreement”;
- (l) in Annex I, the information should be provided to registry@eftasurv.int;
- (m) in Annex II, the reports should be provided to registry@eftasurv.int.’

Article 2

The texts of Regulation (EC) No 2204/2002 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 84/2003****of 20 June 2003****amending Annex XIX (Consumer protection) 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 XIX to the Agreement was amended by Decision of the EEA Joint Committee No 47/2003 of 16 May 2003 ⁽¹⁾.
- (2) Commission Recommendation 2001/193/EC of 1 March 2001 on pre-contractual information to be given to consumers by lenders offering home loans ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 19 (Commission Recommendation 2001/310/EC) of Annex XIX to the Agreement:

'20. **32001 H 0193:** Commission Recommendation 2001/193/EC of 1 March 2001 on pre-contractual information to be given to consumers by lenders offering home loans (OJ L 69, 10.3.2001, p. 25).'

Article 2

The texts of Recommendation 2001/193/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 21 June 2003, 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 Union*.

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

⁽¹⁾ OJ L 193, 31.7.2003, p. 18.

⁽²⁾ OJ L 69, 10.3.2001, p. 25.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 85/2003****of 20 June 2003****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 amended 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 of the EEA Joint Committee No 64/2003 of 16 May 2003 ⁽¹⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Decision No 291/2003/EC of the European Parliament and of the Council of 6 February 2003 establishing the European Year of Education through Sport 2004 ⁽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 2003,

HAS DECIDED AS FOLLOWS:

Article 1

Article 4 (Education, training and youth) of Protocol 31 to the Agreement shall be amended as follows:

1. The following point shall be inserted after point 2f (Preparatory actions for cooperation in the fields of education and of youth policy):

 '2g. The EFTA States shall, with effect from 1 January 2003, participate in the following action:

 — **32003 D 0291:** Decision No 291/2003/EC of the European Parliament and of the Council of 6 February 2003 establishing the European Year of Education through Sport 2004 (OJ L 43, 18.2.2003, p. 1).'
2. In point 3, the words '2e and 2f' shall be replaced by the words '2e, 2f and 2g'.

⁽¹⁾ OJ L 193, 31.7.2003, p. 54.

⁽²⁾ OJ L 43, 18.2.2003, p. 1.

Article 2

This Decision shall enter into force on the first day following the last notification to the EEA Joint Committee under Article 103(1) of the Agreement (*).

It shall apply from 1 January 2003.

Article 3

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

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 86/2003****of 20 June 2003****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 amended 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 of the EEA Joint Committee No 100/2000 of 10 November 2000 ⁽¹⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Decision No 2045/2002/EC of the European Parliament and of the Council of 21 October 2002 amending Decision No 1720/1999/EC 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) ⁽²⁾.
- (3) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Decision No 2046/2002/EC of the European Parliament and of the Council of 21 October 2002 amending Decision No 1719/1999/EC 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) ⁽³⁾.
- (4) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2003,

HAS DECIDED AS FOLLOWS:

Article 1

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

1. The following shall be added in the second indent (Decision No 1719/1999/EC of the European Parliament and of the Council):

‘, as amended by:

— **32002 D 2046**: Decision No 2046/2002/EC of the European Parliament and of the Council of 21 October 2002 (OJ L 316, 20.11.2002, p. 4).’

⁽¹⁾ OJ L 7, 11.1.2001, p. 32.

⁽²⁾ OJ L 316, 20.11.2002, p. 1.

⁽³⁾ OJ L 316, 20.11.2002, p. 4.

2. The following shall be added in the third indent (Decision No 1720/1999/EC of the European Parliament and of the Council):

‘, as amended by:

- **32002 D 2045**: Decision No 2045/2002/EC of the European Parliament and of the Council of 21 October 2002 (OJ L 316, 20.11.2002, p. 1).’

Article 2

Point I (Projects of common interest) in Appendix 3 to Protocol 31 to the Agreement shall be amended as follows:

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

‘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, as amended.’

2. The following shall be added in section A (In General):

‘— Implementation of networks which facilitate the cooperation between judicial authorities (this applies only for Iceland and Norway).’

3. Section B (Specific networks supporting EMU and Community policies and activities) shall be amended as follows:

- (a) the sixth indent shall be replaced by the following:

‘— Telematic networks in the areas of education and culture, information, communication and 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.’

- (b) the eighth indent shall be replaced by the following:

‘— Telematic networks in the areas of tourism, environment, consumer protection and public health protection for the support of information exchange between the Contracting Parties to the present Agreement.’

- (c) the following shall be added:

‘— Telematic networks contributing to the objectives of the e-Europe initiative and related action plan, in particular the chapter on government online, aimed at benefiting citizens and enterprises.

— Telematic networks concerning immigration policy, notably through the implementation of improved electronic data exchange with the national administrations in order to facilitate information and consultation procedures (this applies only for Iceland and Norway).’

Article 3

This Decision shall enter into force on 21 June 2003, 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 2003.

Article 4

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

Done at Brussels, 20 June 2003.

For the EEA Joint Committee

The President

P. WESTERLUND

(*) No constitutional requirements indicated.