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IV

(Other acts)

EUROPEAN ECONOMIC AREA

THE EEA JOINT COMMITTEE

DECISION OF THE EEA JOINT COMMITTEE

No 21/2008

of 14 March 2008

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 1/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Regulation (EC) No 757/2007 of 29 June 2007 concerning the permanent authorisation of certain additives in feedingstuffs ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 785/2007 of 4 July 2007 concerning the authorisation of 6-phytase EC 3.1.3.26 (Phyzyme XP 5000G Phyzyme XP 5000L) as a feed additive ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EC) No 786/2007 of 4 July 2007 concerning the authorisation of endo-1,4-beta-mannanase EC 3.2.1.78 (Hemicell) as a feed additive ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EC) No 828/2007 of 13 July 2007 concerning the permanent and provisional authorisation of certain additives in feedingstuffs ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Regulation (EC) No 850/2007 of 19 July 2007 amending Regulation (EC) No 378/2005 on detailed rules for the implementation of Regulation (EC) No 1831/2003 of the European Parliament and of the Council as regards the duties and tasks of the Community Reference Laboratory concerning applications for authorisations of feed additives ⁽⁶⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 154, 12.6.2008, p. 1.

⁽²⁾ OJ L 172, 30.6.2007, p. 43.

⁽³⁾ OJ L 175, 5.7.2007, p. 5.

⁽⁴⁾ OJ L 175, 5.7.2007, p. 8.

⁽⁵⁾ OJ L 184, 14.7.2007, p. 12.

⁽⁶⁾ OJ L 188, 20.7.2007, p. 3.

- (7) Commission Regulation (EC) No 1137/2007 of 1 October 2007 concerning the authorisation of *Bacillus subtilis* (O35) as a feed additive ⁽¹⁾ is to be incorporated into the Agreement.
- (8) Commission Regulation (EC) No 1138/2007 of 1 October 2007 concerning the authorisation of a new use of benzoic acid (VevoVital) as a feed additive ⁽²⁾ is to be incorporated into the Agreement.
- (9) Commission Regulation (EC) No 1139/2007 of 1 October 2007 concerning the authorisation of L-arginine as a feed additive ⁽³⁾ is to be incorporated into the Agreement.
- (10) Commission Regulation (EC) No 1140/2007 of 1 October 2007 concerning the provisional authorisation of a new use of an additive already authorised in feedingstuffs ⁽⁴⁾ is to be incorporated into the Agreement.
- (11) Commission Regulation (EC) No 1141/2007 of 1 October 2007 concerning the authorisation of 3-phytase (ROVABIO PHY AP and ROVABIO PHY LC) as a feed additive ⁽⁵⁾ is to be incorporated into the Agreement.
- (12) Commission Regulation (EC) No 1142/2007 of 1 October 2007 concerning the authorisation of a new use of 3-phytase (Natuphos) as a feed additive ⁽⁶⁾ is to be incorporated into the Agreement.
- (13) Commission Regulation (EC) No 1143/2007 of 1 October 2007 amending Regulation (EC) No 256/2002 as regards the authorisation of the feed additive preparation of *Bacillus cereus* var. *toyoi*, belonging to the group of microorganisms ⁽⁷⁾ is to be incorporated into the Agreement.
- (14) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

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

- 1) The following shall be added in point 1z (Commission Regulation (EC) No 256/2002):

‘, as amended by:

— **32007 R 1143:** Commission Regulation (EC) No 1143/2007 of 1 October 2007 (OJ L 256, 2.10.2007, p. 23).’

- 2) The following shall be added in point 1zzh (Commission Regulation (EC) No 378/2005):

‘, as amended by:

— **32007 R 0850:** Commission Regulation (EC) No 850/2007 of 19 July 2007 (OJ L 188, 20.7.2007, p. 3).’

⁽¹⁾ OJ L 256, 2.10.2007, p. 5.

⁽²⁾ OJ L 256, 2.10.2007, p. 8.

⁽³⁾ OJ L 256, 2.10.2007, p. 11.

⁽⁴⁾ OJ L 256, 2.10.2007, p. 14.

⁽⁵⁾ OJ L 256, 2.10.2007, p. 17.

⁽⁶⁾ OJ L 256, 2.10.2007, p. 20.

⁽⁷⁾ OJ L 256, 2.10.2007, p. 23.

3) The following points shall be inserted after point 1zzzt (Commission Regulation (EC) No 634/2007):

'1zzzu. **32007 R 0757**: Commission Regulation (EC) No 757/2007 of 29 June 2007 concerning the permanent authorisation of certain additives in feedingstuffs (OJ L 172, 30.6.2007, p. 43).

1zzzv. **32007 R 0785**: Commission Regulation (EC) No 785/2007 of 4 July 2007 concerning the authorisation of 6-phytase EC 3.1.3.26 (Phyzyme XP 5000G Phyzyme XP 5000L) as a feed additive (OJ L 175, 5.7.2007, p. 5).

1zzzw. **32007 R 0786**: Commission Regulation (EC) No 786/2007 of 4 July 2007 concerning the authorisation of endo-1,4-beta-mannanase EC 3.2.1.78 (Hemicell) as a feed additive (OJ L 175, 5.7.2007, p. 8).

1zzzx. **32007 R 0828**: Commission Regulation (EC) No 828/2007 of 13 July 2007 concerning the permanent and provisional authorisation of certain additives in feedingstuffs (OJ L 184, 14.7.2007, p. 12).

1zzzy. **32007 R 1137**: Commission Regulation (EC) No 1137/2007 of 1 October 2007 concerning the authorisation of *Bacillus subtilis* (O35) as a feed additive (OJ L 256, 2.10.2007, p. 5).

1zzzz. **32007 R 1138**: Commission Regulation (EC) No 1138/2007 of 1 October 2007 concerning the authorisation of a new use of benzoic acid (VevoVital) as a feed additive (OJ L 256, 2.10.2007, p. 8).

1zzzza. **32007 R 1139**: Commission Regulation (EC) No 1139/2007 of 1 October 2007 concerning the authorisation of L-arginine as a feed additive (OJ L 256, 2.10.2007, p. 11).

1zzzzb. **32007 R 1140**: Commission Regulation (EC) No 1140/2007 of 1 October 2007 concerning the provisional authorisation of a new use of an additive already authorised in feedingstuffs (OJ L 256, 2.10.2007, p. 14).

1zzzzc. **32007 R 1141**: Commission Regulation (EC) No 1141/2007 of 1 October 2007 concerning the authorisation of 3-phytase (ROVABIO PHY AP and ROVABIO PHY LC) as a feed additive (OJ L 256, 2.10.2007, p. 17).

1zzzzd. **32007 R 1142**: Commission Regulation (EC) No 1142/2007 of 1 October 2007 concerning the authorisation of a new use of 3-phytase (Natuphos) as a feed additive (OJ L 256, 2.10.2007, p. 20).'

Article 2

The texts of Regulations (EC) No 757/2007, (EC) No 785/2007, (EC) No 786/2007, (EC) No 828/2007, (EC) No 850/2007, (EC) No 1137/2007, (EC) No 1138/2007, (EC) No 1139/2007, (EC) No 1140/2007, (EC) No 1141/2007, (EC) No 1142/2007 and (EC) No 1143/2007 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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 22/2008

of 14 March 2008

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 132/2007 of 26 October 2007 ⁽¹⁾.
- (2) Directive 2007/45/EC of the European Parliament and of the Council of 5 September 2007 laying down rules on nominal quantities for prepacked products, repealing Council Directives 75/106/EEC and 80/232/EEC, and amending Council Directive 76/211/EEC ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2007/45/EC repeals, with effect from 11 April 2009, Council Directives 75/106/EEC ⁽³⁾ and 80/232/EEC ⁽⁴⁾ which are incorporated into the Agreement and which are consequently to be repealed under the Agreement with effect from 11 April 2009,

HAS DECIDED AS FOLLOWS:

Article 1

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

- 1) The following indent shall be added in point 15 (Council Directive 76/211/EEC):

 '— **32007 L 0045**: Directive 2007/45/EC of the European Parliament and of the Council (OJ L 247, 21.9.2007, p. 17).'
- 2) The following point shall be inserted after point 27b (Directive 2004/22/EC of the European Parliament and of the Council):

 '27c. **32007 L 0045**: Directive 2007/45/EC of the European Parliament and of the Council of 5 September 2007 laying down rules on nominal quantities for prepacked products, repealing Council Directives 75/106/EEC and 80/232/EEC, and amending Council Directive 76/211/EEC (OJ L 247, 21.9.2007, p. 17).'
- 3) The text of points 12 (Council Directive 75/106/EEC) and 25 (Council Directive 80/232/EEC) shall be deleted with effect from 11 April 2009.

Article 2

The texts of Directive 2007/45/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 100, 10.4.2008, p. 1.

⁽²⁾ OJ L 247, 21.9.2007, p. 17.

⁽³⁾ OJ L 42, 15.2.1975, p. 1.

⁽⁴⁾ OJ L 51, 25.2.1980, p. 1.

Article 3

This Decision shall enter into force on 15 March 2008, 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 23/2008

of 14 March 2008

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 6/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Directive 2007/55/EC of 17 September 2007 amending certain Annexes to Council Directives 76/895/EEC, 86/362/EEC, 86/363/EEC and 90/642/EEC as regards maximum residue levels for azinphos-methyl ⁽²⁾, is to be incorporated into the Agreement.
- (3) Commission Directive 2007/56/EC of 17 September 2007 amending certain Annexes to Council Directives 86/362/EEC, 86/363/EEC and 90/642/EEC as regards maximum residue levels for azoxystrobin, chlorothalonil, deltamethrin, hexachlorobenzene, ioxynil, oxamyl and quinoxifen ⁽³⁾, is to be incorporated into the Agreement.
- (4) Commission Directive 2007/57/EC of 17 September 2007 amending certain Annexes to Council Directives 76/895/EEC, 86/362/EEC, 86/363/EEC and 90/642/EEC as regards maximum residue levels for dithiocarbamates ⁽⁴⁾, is to be incorporated into the Agreement.
- (5) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

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

- 1) The following indents shall be added in point 13 (Council Directive 76/895/EEC):
 - ‘— **32007 L 0055**: Commission Directive 2007/55/EC of 17 September 2007 (OJ L 243, 18.9.2007, p. 41),
 - **32007 L 0057**: Commission Directive 2007/57/EC of 17 September 2007 (OJ L 243, 18.9.2007, p. 61).’
- 2) The following indents shall be added in points 38 (Council Directive 86/362/EEC), 39 (Council Directive 86/363/EEC) and 54 (Council Directive 90/642/EEC):
 - ‘— **32007 L 0055**: Commission Directive 2007/55/EC of 17 September 2007 (OJ L 243, 18.9.2007, p. 41),

⁽¹⁾ OJ L 154, 12.6.2008, p. 11.⁽²⁾ OJ L 243, 18.9.2007, p. 41.⁽³⁾ OJ L 243, 18.9.2007, p. 50.⁽⁴⁾ OJ L 243, 18.9.2007, p. 61.

- **32007 L 0056:** Commission Directive 2007/56/EC of 17 September 2007 (OJ L 243, 18.9.2007, p. 50),
- **32007 L 0057:** Commission Directive 2007/57/EC of 17 September 2007 (OJ L 243, 18.9.2007, p. 61).'

Article 2

The texts of Directives 2007/55/EC, 2007/56/EC and 2007/57/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 15 March 2008, 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 24/2008

of 14 March 2008

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 8/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Decision 2007/565/EC of 14 August 2007 concerning the non-inclusion in Annex I, IA or IB to Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market of certain substances to be examined under the 10-year work programme referred to in Article 16(2) thereof ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 12za (Commission Decision 2007/639/EC) of Chapter XV of Annex II to the Agreement:

'12zb. **32007 D 0565**: Commission Decision 2007/565/EC of 14 August 2007 concerning the non-inclusion in Annex I, IA or IB to Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market of certain substances to be examined under the 10-year work programme referred to in Article 16(2) thereof (OJ L 216, 21.8.2007, p. 17).'

Article 2

The texts of Decision 2007/565/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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 154, 12.6.2008, p. 15.

⁽²⁾ OJ L 216, 21.8.2007, 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 25/2008

of 14 March 2008

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 8/2008 of 1 February 2008 ⁽¹⁾.
- (2) Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC ⁽²⁾, as corrected by OJ L 136, 29.5.2007, p. 3, is to be incorporated into the Agreement.
- (3) Directive 2006/121/EC of the European Parliament and of the Council of 18 December 2006 amending Council Directive 67/548/EEC on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances in order to adapt it to Regulation (EC) No 1907/2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) and establishing a European Chemicals Agency ⁽³⁾, as corrected by OJ L 136, 29.5.2007, p. 281, 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 specified in the Annex to this Decision.

Article 2

The texts of Regulation (EC) No 1907/2006 as corrected by OJ L 136, 29.5.2007, p. 3 and Directive 2006/121/EC as corrected by OJ L 136, 29.5.2007, p. 281 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 15 March 2008, or on the day following the last notification to the EEA Joint Committee under Article 103(1) of the Agreement, whichever is the later (*).

⁽¹⁾ OJ L 154, 12.6.2008, p. 15.

⁽²⁾ OJ L 396, 30.12.2006, p. 1.

⁽³⁾ OJ L 396, 30.12.2006, p. 850.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

ANNEX

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

- 1) The following shall be inserted after point 12zb (Commission Decision 2007/565/EC):

‘12zc. **32006 R 1907**: Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ L 396, 30.12.2006, p. 1), as corrected by OJ L 136, 29.5.2007, p. 3.

The Provisions of the Regulation shall, for the purpose of this Agreement, be read with the following adaptations:

- (a) The EFTA States shall participate in the work of the European Chemicals Agency, hereinafter referred to as “the Agency”, as set up by European Parliament and Council Regulation (EC) No 1907/2006.
- (b) 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.
- (c) 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.
- (d) For products covered by Council Directive 91/414/EEC, the EFTA States will be free to limit access to their markets according to the requirements of their legislation existing at the date of entry into force of this Agreement. New EC rules will be dealt with according to the procedures laid down in Articles 97 to 104 of the Agreement.
- (e) Should any disagreement between the contracting parties arise as to the administration of these provisions, Part VII of the Agreement shall apply *mutatis mutandis*.
- (f) In Article 3, paragraph 10, the following shall be added at the end: “or into the territory of the EFTA States”.
- (g) Article 64 (8) shall be read with the following adaptation:

“When the Commission takes authorisation decisions, the EFTA States will simultaneously and within 30 days of the Community Decision, take corresponding decisions. The EEA Joint Committee shall be informed and shall periodically publish lists of such decisions in the EEA Supplement to the Official Journal.”

- (h) The following paragraph shall be added in Article 79:

“4. The EFTA States shall participate fully in the Management Board and shall within it have the same rights and obligations as EC Member States, except for the right to vote. The internal rules of procedure of the Board shall give full effect to the EFTA States’ participation.”

- (i) The following paragraph shall be added in Article 85:

“10. The EFTA States shall participate fully in the Member State Committee, in the Committee for Risk Assessment and the Committee for Socio-economic Analysis, and shall have the same rights and obligations as EC Member States, except for the right to vote. The internal rules of procedure of these committees shall give full effect to the EFTA States’ participation.”

- (j) The following paragraph shall be added in Article 86:

“5. EFTA States shall participate in the Forum for Exchange of Information on Enforcement. The internal rules of procedure of this Forum shall give full effect to the EFTA States’ participation.”

- (k) The following paragraph shall be added in Article 89:

“Nationals of the EFTA States shall be eligible as members, or as alternates, of the Board of Appeal.”

- (l) The following paragraph shall be added in Article 96:

“12. The EFTA States shall, as from the entry into force of this Decision, participate in the financing of the Agency. For this purpose the procedures laid down in Article 82(1)(a) and Protocol 32 of the Agreement shall apply *mutatis mutandis*.”

- (m) The following shall be added in Article 102:

“The EFTA States shall grant privileges and immunities to the Agency equivalent to those contained in the Protocol on privileges and immunities of the European Communities.”

- (n) The following paragraph shall be added to Article 103:

“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.”

- (o) The following paragraph shall be added in Article 118:

“5. 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 Regulation (EC) No 1907/2006, apply to any documents of the Agency regarding the EFTA States as well.”

- (p) The following paragraph shall be added in Article 124:

“Liechtenstein shall not be obliged to establish a national helpdesk. Instead, Liechtenstein will publish a link to the helpdesk of the German Federal Institute for Occupational Safety and Health on the homepage of the competent Liechtenstein authority for chemicals, the Office for Environmental Protection.”

- 2) The following indent shall be added in point 1 (Council Directive 67/548/EEC):

‘— **32006 L 0121**: Directive 2006/121/EC of the European Parliament and of the Council of 18 December 2006 (OJ L 396, 30.12.2006, p. 850), as corrected by OJ L 136, 29.5.2007, p. 281.’

- 3) The following indent shall be added in point 12r (Directive 1999/45/EC of the European Parliament and of the Council):

‘— **32006 R 1907**: Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 (OJ L 396, 30.12.2006, p. 1), as corrected by OJ L 136, 29.5.2007, p. 3.’

- 4) The text of point 10 (Commission Directive 91/155/EEC) shall be deleted. The text of the 16th indent (Commission Directive 93/105/EEC) and 22nd indent (Commission Directive 2000/21/EC) of point 1 (Council Directive 67/548/EEC), points 12e (Council Regulation (EEC) No 793/93) and 12f (Commission Regulation (EC) No 1488/94) shall be deleted with effect from 1 June 2008. Point 12d (Commission Directive 93/67/EEC) shall be deleted with effect from 1 August 2008. Point 4 (Council Directive 76/769/EEC) shall be deleted with effect from 1 June 2009.
-

DECISION OF THE EEA JOINT COMMITTEE

No 26/2008

of 14 March 2008

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 18/2007 of 27 April 2007 ⁽¹⁾.
- (2) Commission Decision 2007/205/EC of 22 March 2007 establishing a common format for the first report of Member States on the implementation of Directive 2004/42/EC of the European Parliament and of the Council concerning the limitation of emissions of certain volatile organic compounds ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 9 (Directive 2004/42/EC of the European Parliament and of the Council) of Chapter XVII of Annex II to the Agreement:

- '9a. **32007 D 0205:** Commission Decision 2007/205/EC of 22 March 2007 establishing a common format for the first report of Member States on the implementation of Directive 2004/42/EC of the European Parliament and of the Council concerning the limitation of emissions of certain volatile organic compounds (OJ L 91, 31.3.2007, p. 48).'

Article 2

The texts of Decision 2007/205/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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 209, 9.8.2007, p. 32.

⁽²⁾ OJ L 91, 31.3.2007, p. 48.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 27/2008

of 14 March 2008

amending Annex IV (Energy) and 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 IV to the Agreement was amended by Decision of the EEA Joint Committee No 132/2007 of 26 October 2007 ⁽¹⁾.
- (2) Annex XXI to the Agreement was amended by Decision of the EEA Joint Committee No 18/2008 of 1 February 2008 ⁽²⁾.
- (3) Commission Regulation (EC) No 656/2007 of 14 June 2007 amending Regulation (EC) No 586/2001 on implementing Council Regulation (EC) No 1165/98 concerning short-term statistics as regards the definition of main industrial groupings (MIGS) ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Decision 2007/394/EC of 7 June 2007 amending Council Directive 90/377/EEC with regard to the methodology to be applied for the collection of gas and electricity prices charged to industrial end-users ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Council Directive 2006/108/EC of 20 November 2006 adapting Directives 90/377/EEC and 2001/77/EC in the field of energy, by reason of the accession of Bulgaria and Romania ⁽⁵⁾, which was incorporated into the Agreement by Decision of the EEA Joint Committee No 132/2007 ⁽⁶⁾, should also be added in Annex XXI of the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 7 (Council Directive 90/377/EEC) of Annex IV to the Agreement:

‘— **32007 D 0394**: Commission Decision 2007/394/EC of 7 June 2007 (OJ L 148, 9.6.2007, p. 11).’

⁽¹⁾ OJ L 100, 10.4.2008, p. 1.

⁽²⁾ OJ L 154, 12.6.2008, p. 36.

⁽³⁾ OJ L 155, 15.6.2007, p. 3.

⁽⁴⁾ OJ L 148, 9.6.2007, p. 11.

⁽⁵⁾ OJ L 363, 20.12.2006, p. 414.

⁽⁶⁾ OJ L 100, 10.4.2008, p. 1.

Article 2

Annex XXI to the Agreement shall be amended as follows:

1) The following shall be added in point 2a (Commission Regulation (EC) No 586/2001):

‘, as amended by:

— **32007 R 0656**: Commission Regulation (EC) No 656/2007 of 14 June 2007 (OJ L 155, 15.6.2007, p. 3).’

2) The following indents shall be added in point 26 (Council Directive 90/377/EEC):

‘— **32006 L 0108**: Council Directive 2006/108/EC of 20 November 2006 (OJ L 363, 20.12.2006, p. 414),

— **32007 D 0394**: Commission Decision 2007/394/EC of 7 June 2007 (OJ L 148, 9.6.2007, p. 11).’

Article 3

The texts of Regulation (EC) No 656/2007 and Decision 2007/394/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 4

This Decision shall enter into force on 15 March 2008, 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 28/2008
of 14 March 2008
amending Annex IV (Energy) 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 IV to the Agreement was amended by Decision of the EEA Joint Committee No 132/2007 of 26 October 2007 ⁽¹⁾.
- (2) Commission Decision 2006/770/EC of 9 November 2006 amending the Annex to Regulation (EC) No 1228/2003 on conditions for access to the network for cross-border exchanges in electricity ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 20 (Commission Regulation (EC) No 1228/2003) of Annex IV to the Agreement:

‘, as amended by:

- **32006 D 0770**: Commission Decision 2006/770/EC of 9 November 2006 (OJ L 312, 11.11.2006, p. 59).’

Article 2

The texts of Decision 2006/770/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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 100, 1.2.2008, p. 1.

⁽²⁾ OJ L 312, 11.11.2006, p. 59.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 29/2008

of 14 March 2008

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 13/2008 of 1 February 2008 ⁽¹⁾.
- (2) Directive 2006/126/EC of the European Parliament and of the Council of 20 December 2006 on driving licences (Recast) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2006/126/EC repeals Council Directive 91/439/EEC ⁽³⁾, which is incorporated into the Agreement, with effect from 19 January 2013, except for Article 2(4), which is repealed with effect from 19 January 2007.
- (4) Therefore, Directive 91/439/EEC is to be repealed under the Agreement with effect from 19 January 2013,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XIII to the Agreement shall be amended as follows:

- 1) The following point shall be inserted after point 24e (Regulation (EC) No 561/2006 of the European Parliament and of the Council):

‘24f. **32006 L 0126:** Directive 2006/126/EC of the European Parliament and of the Council of 20 December 2006 on driving licences (Recast) (OJ L 403, 30.12.2006, p. 18).

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

- (a) The second sentence of Article 1(1) shall be replaced by the following:

“The driving licences of the EFTA States shall contain the distinguishing sign of the State issuing the licence. The respective distinguishing signs are: IS (Iceland), FL (Liechtenstein), N (Norway).”;

- (b) Liechtenstein shall, in case of accession of new Member States to the EEA, have a transitional period of 5 years before the obligations under Article 1(1) in connection with Annex I, point 3, letter (e) apply;

⁽¹⁾ OJ L 154, 12.6.2008, p. 27.

⁽²⁾ OJ L 403, 30.12.2006, p. 18.

⁽³⁾ OJ L 237, 24.8.1991, p. 1.

- (c) In point 3 of Annex I, the introductory sentence in letter (c) regarding page 1 of the licence shall be replaced by the following:

“the distinguishing sign of the EFTA State issuing the licence encircled by the ellipse referred to in Article 37 of the U.N. Convention on road traffic of 8 November 1968 (with the same background as the driving licence); the distinguishing signs shall be as follows:”;

- (d) In point 3 of Annex I, the following shall be added in letter (c) regarding page 1 of the licence:

“IS: Iceland

FL: Liechtenstein

N: Norway;”

- (e) In point 3 of Annex I, the words “European Communities model” in letter (e) regarding page 1 of the licence shall be replaced by “EEA model”;

- (f) In point 3 of Annex I, the following shall be added to letter (e) regarding page 1 of the licence:

“Ökuskírteini

Fører kort/Førarkort;”

- (g) In point 3 of Annex I, letter (f) regarding page 1 of the licence shall not apply;

- (h) In point 3 of Annex I, the words “or Icelandic or Norwegian” shall be added in letter (b) regarding page 2 of the licence after the word “Swedish”.

- 2) The following indent shall be added in point 24a (Council Directive 91/439/EEC):

‘— **32006 L 0126**: Directive 2006/126/EC of the European Parliament and of the Council of 20 December 2006 (Recast) (OJ L 403, 30.12.2006, p. 18).’

- 3) The text of point 24a (Council Directive 91/439/EEC) shall be deleted with effect from 19 January 2013.

Article 2

The texts of Directive 2006/126/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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 30/2008

of 14 March 2008

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 13/2008 of 1 February 2008 ⁽¹⁾.
- (2) Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky ⁽²⁾, Regulation (EC) No 550/2004 of the European Parliament and of the Council of 10 March 2004 on the provision of air navigation services in the single European sky ⁽³⁾, Regulation (EC) No 551/2004 of the European Parliament and of the Council of 10 March 2004 on the organisation and use of the airspace in the single European sky ⁽⁴⁾, and Regulation (EC) No 552/2004 of the European Parliament and of the Council of 10 March 2004 on the interoperability of the European Air Traffic Management network ⁽⁵⁾ were incorporated into the Agreement by Decision of the EEA Joint Committee No 67/2006 ⁽⁶⁾ of 2 June 2006, with country-specific adaptations.
- (3) Commission Regulation (EC) No 1265/2007 of 26 October 2007 laying down requirements on air-ground voice channel spacing for the single European sky ⁽⁷⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 66wd (Commission Regulation (EC) No 1794/2006) of Annex XIII to the Agreement:

'66we. **32007 R 1265:** Commission Regulation (EC) No 1265/2007 of 26 October 2007 laying down requirements on air-ground voice channel spacing for the single European sky (OJ L 283, 27.10.2007, p. 25).'

Article 2

The texts of Regulation (EC) No 1265/2007 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 154, 12.6.2008, p. 27.

⁽²⁾ OJ L 96, 31.3.2004, p. 1.

⁽³⁾ OJ L 96, 31.3.2004, p. 10.

⁽⁴⁾ OJ L 96, 31.3.2004, p. 20.

⁽⁵⁾ OJ L 96, 31.3.2004, p. 26.

⁽⁶⁾ OJ L 245, 7.9.2006, p. 18.

⁽⁷⁾ OJ L 283, 27.10.2007, p. 25.

Article 3

This Decision shall enter into force on 15 March 2008, 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 31/2008

of 14 March 2008

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 13/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1400/2007 of 28 November 2007 amending Regulation (EC) No 474/2006 establishing the Community list of air carriers which are subject to an operating ban within the Community ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XIII to the Agreement shall be amended as follows:

The following indent shall be added in point 66zab (Commission Regulation (EC) No 474/2006):

‘— **32007 R 1400:** Commission Regulation (EC) No 1400/2007 of 28 November 2007 (OJ L 311, 29.11.2007, p. 12).’

Article 2

The texts of Regulation (EC) No 1400/2007 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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 154, 12.6.2008, p. 27.

⁽²⁾ OJ L 311, 29.11.2007, p. 12.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 32/2008

of 14 March 2008

amending Annex XVI (Procurement) 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 XVI to the Agreement was amended by Decision of the EEA Joint Committee No 132/2007 of 26 October 2007 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1422/2007 of 4 December 2007 amending Directives 2004/17/EC and 2004/18/EC of the European Parliament and of the Council in respect of their application thresholds for the procedures for the award of contracts ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XVI to the Agreement shall be amended as follows:

- 1) The following indent shall be added in point 2 (Directive 2004/18/EC of the European Parliament and of the Council):

‘— **32007 R 1422:** Commission Regulation (EC) No 1422/2007 of 4 December 2007 (OJ L 317, 5.12.2007, p. 34).’

- 2) The following indent shall be added in point 4 (Directive 2004/17/EC of the European Parliament and of the Council):

‘— **32007 R 1422:** Commission Regulation (EC) No 1422/2007 of 4 December 2007 (OJ L 317, 5.12.2007, p. 34).’

Article 2

The texts of Regulation (EC) No 1422/2007 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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 100, 10.4.2008, p. 1.

⁽²⁾ OJ L 317, 5.12.2007, p. 34.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 33/2008

of 14 March 2008

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 of the EEA Joint Committee No 132/2007 of 26 October 2007 ⁽¹⁾.
- (2) Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (recast) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2006/54/EC repeals, with effect from 15 August 2009, Council Directives 75/117/EEC ⁽³⁾, 76/207/EEC ⁽⁴⁾, 86/378/EEC ⁽⁵⁾ and 97/80/EC ⁽⁶⁾, which are incorporated into the Agreement and which are consequently to be repealed under the Agreement with effect from 15 August 2009,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XVIII to the Agreement shall be amended as follows:

- 1) The following point shall be inserted after point 21a (Council Directive 97/80/EC):

'21b. **32006 L 0054:** Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (recast) (OJ L 204, 26.7.2006, p. 23).

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

- (a) The text of Article 3 shall be replaced by the following:

"With a view to ensuring full equality in practice between men and women in working life, the principle of equal treatment shall not prevent any Member State from maintaining or adopting measures providing for specific advantages in order to make it easier for the underrepresented sex to pursue a vocational activity or to prevent or compensate for disadvantages in professional careers".

- (b) The following paragraph shall be added in Article 12:

"5. For Iceland and Norway the date of 17 May 1990 in the first sentence of paragraph 1 shall be replaced by 1 January 1994 and for Liechtenstein it shall be replaced by 1 May 1995."

⁽¹⁾ OJ L 100, 10.4.2008, p. 1.

⁽²⁾ OJ L 204, 26.7.2006, p. 23.

⁽³⁾ OJ L 45, 19.2.1975, p. 19.

⁽⁴⁾ OJ L 39, 14.2.1976, p. 40.

⁽⁵⁾ OJ L 225, 12.8.1986, p. 40.

⁽⁶⁾ OJ L 14, 20.1.1998, p. 6.

- (c) In Article 19(4)(a), the words “Article 141 of the Treaty” shall be replaced by the words “Article 69 of the EEA Agreement”.
2. The text of points 17 (Council Directive 75/117/EEC), 18 (Council Directive 76/207/EEC), 20 (Council Directive 86/378/EEC) and 21a (Council Directive 97/80/EC) shall be deleted with effect from 15 August 2009.

Article 2

The texts of Directive 2006/54/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 15 March 2008, 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 34/2008

of 14 March 2008

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 of the EEA Joint Committee No 15/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Decision 2005/381/EC of 4 May 2005 establishing a questionnaire for reporting on the application of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2006/803/EC of 23 November 2006 amending Decision 2005/381/EC establishing a questionnaire for reporting on the application of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC ⁽³⁾ is to be incorporated into the Agreement.

HAS DECIDED AS FOLLOWS:

Article 1

Annex XX to the Agreement shall be amended as follows:

- 1) The following shall be added in point 1f (Council Directive 96/61/EC):
 - ‘— **32005 D 0381**: Commission Decision 2005/381/EC of 4 May 2005 (OJ L 126, 19.5.2005, p. 43), as amended by:
 - **32006 D 0803**: Commission Decision 2006/803/EC of 23 November 2006 (OJ L 329, 25.11.2006, p. 38).’
- 2) The following point shall be inserted after point 21ao (Commission Decision 2006/780/EC):
 - ‘21ap. **32005 D 0381**: Commission Decision 2005/381/EC of 4 May 2005 establishing a questionnaire for reporting on the application of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ L 126, 19.5.2005, p. 43), as amended by:
 - **32006 D 0803**: Commission Decision 2006/803/EC of 23 November 2006 (OJ L 329, 25.11.2006, p. 38).

⁽¹⁾ OJ L 154, 12.6.2008, p. 30.

⁽²⁾ OJ L 126, 19.5.2005, p. 43.

⁽³⁾ OJ L 329, 25.11.2006, p. 38.

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

Article 2 shall read:

“The reports of the EFTA States, as far as an EFTA State is concerned, shall be submitted to the EFTA Surveillance Authority by 30 June each year and shall cover the preceding calendar year from 1 January to 31 December. The first report, covering the calendar year 2008, shall be due on 30 June 2009.”

Article 2

The texts of Decisions 2005/381/EC and 2006/803/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 15 March 2008, 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 35/2008

of 14 March 2008

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 of the EEA Joint Committee No 15/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Recommendation 2006/339/EC of 8 May 2006 on the promotion of shore-side electricity for use by ships at berth in Community ports ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 42 (Commission Recommendation 2003/532/EC) of Annex XX to the Agreement:

- '43. **32006 H 0339:** Commission Recommendation 2006/339/EC of 8 May 2006 on the promotion of shore-side electricity for use by ships at berth in Community ports (OJ L 125, 12.5.2006, p. 38).'

Article 2

The texts of Recommendation 2006/339/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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 154, 12.6.2008, p. 30.

⁽²⁾ OJ L 125, 12.5.2006, p. 38.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 36/2008

of 14 March 2008

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 of the EEA Joint Committee No 18/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1304/2007 of 7 November 2007 amending Council Directive 95/64/EC, Council Regulation (EC) No 1172/98, Regulations (EC) No 91/2003 and (EC) No 1365/2006 of the European Parliament and of the Council with respect to the establishment of NST 2007 as the unique classification for transported goods in certain transport modes ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XXI to the Agreement shall be amended as follows:

- 1) The following indent shall be added in points 7 (Regulation (EC) No 91/2003 of the European Parliament and of the Council), 7b (Council Directive 95/64/EC) and 7f (Council Regulation (EC) No 1172/98):

‘— **32007 R 1304:** Commission Regulation (EC) No 1304/2007 of 7 November 2007 (OJ L 290, 8.11.2007, p. 14).’

- 2) The following shall be added in point 7j (Regulation (EC) No 1365/2006 of the European Parliament and of the Council):

‘, as amended by:

— **32007 R 1304:** Commission Regulation (EC) No 1304/2007 of 7 November 2007 (OJ L 290, 8.11.2007, p. 14).’

Article 2

The texts of Regulation (EC) No 1304/2007 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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 154, 12.6.2008, p. 36.

⁽²⁾ OJ L 290, 8.11.2007, p. 14.

(*) 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 Union*.

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 37/2008

of 14 March 2008

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 of the EEA Joint Committee No 18/2008 of 1 February 2008 ⁽¹⁾.
- (2) Regulation (EC) No 862/2007 of the European Parliament and of the Council of 11 July 2007 on Community statistics on migration and international protection and repealing Council Regulation (EEC) No 311/76 on the compilation of statistics on foreign workers ⁽²⁾ is to be incorporated into the Agreement.
- (3) Regulation (EC) No 862/2007 repeals Council Regulation (EEC) No 311/76 ⁽³⁾, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The text of point 18 (Council Regulation (EEC) No 311/76) of Annex XXI to the Agreement shall be replaced by the following:

'32007 R 0862: Regulation (EC) No 862/2007 of the European Parliament and of the Council of 11 July 2007 on Community statistics on migration and international protection and repealing Council Regulation (EEC) No 311/76 on the compilation of statistics on foreign workers (OJ L 199, 31.7.2007, p. 23).'

Article 2

The texts of Regulation (EC) No 862/2007 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 15 March 2008, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 154, 12.6.2008, p. 36.

⁽²⁾ OJ L 199, 31.7.2007, p. 23.

⁽³⁾ OJ L 39, 14.2.1976, p. 1.

(*) No constitutional requirements indicated.

Article 4

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

Done at Brussels, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 38/2008

of 14 March 2008

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 of the EEA Joint Committee No 18/2008 of 1 February 2008 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1322/2007 of 12 November 2007 implementing Regulation (EC) No 458/2007 of the European Parliament and of the Council of the European system of integrated social protection statistics (ESSPROS) as regards the appropriate formats for transmission, results to be transmitted and criteria for measuring quality for the ESSPROS core system and the module on pension beneficiaries ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 1334/2007 of 14 November 2007 amending Regulation (EC) No 1749/96 on initial implementing measures for Council Regulation (EC) No 2494/95 concerning harmonised indices of consumer prices ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XXI to the Agreement shall be amended as follows:

- 1) The following point shall be inserted after point 18u (Regulation (EC) No 458/2007 of the European Parliament and of the Council):

'18ua. **32007 R 1322:** Commission Regulation (EC) No 1322/2007 of 12 November 2007 implementing Regulation (EC) No 458/2007 of the European Parliament and of the Council of the European system of integrated social protection statistics (ESSPROS) as regards the appropriate formats for transmission, results to be transmitted and criteria for measuring quality for the ESSPROS core system and the module on pension beneficiaries (OJ L 294, 13.11.2007, p. 5).'

- 2) The following indent shall be added in point 19b (Commission Regulation (EC) No 1749/96):

'— **32007 R 1334:** Commission Regulation (EC) No 1334/2007 of 14 November 2007 (OJ L 296, 15.11.2007, p. 22).'

Article 2

The texts of Regulations (EC) Nos 1322/2007 and 1334/2007 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 154, 12.6.2008, p. 36.

⁽²⁾ OJ L 294, 13.11.2007, p. 5.

⁽³⁾ OJ L 296, 15.11.2007, p. 22.

Article 3

This Decision shall enter into force on 15 March 2008, 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 39/2008

of 14 March 2008

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 96/2007 of 27 July 2007 ⁽¹⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Council Decision 2007/779/EC, Euratom of 8 November 2007 establishing a Community Civil Protection Mechanism (recast) ⁽²⁾.
- (3) Decision 2007/779/EC, Euratom repeals Council Decision 2001/792/EC, Euratom ⁽³⁾, which is included in the Agreement and which is consequently to be repealed under the Agreement.
- (4) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2008,

HAS DECIDED AS FOLLOWS:

Article 1

The text of sub-paragraph (b) of Article 10(8) of Protocol 31 to the Agreement shall be replaced by the following:

'Community acts which shall take effect from 1 January 2008:

- **32007 D 0779:** Council Decision 2007/779/EC, Euratom of 8 November 2007 establishing a Community Civil Protection Mechanism (recast) (OJ L 314, 1.12.2007, p. 9).'

Article 2

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

It shall apply from 1 January 2008.

⁽¹⁾ OJ L 47, 21.2.2008, p. 1.

⁽²⁾ OJ L 314, 1.12.2007, p. 9.

⁽³⁾ OJ L 297, 15.11.2001, p. 7.

(*) No 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, 14 March 2008.

For the EEA Joint Committee

The President

Alan SEATTER
