

Official Journal

of the European Union

L 244



English edition

Legislation

Volume 53

16 September 2010

Contents

III *Other acts*

EUROPEAN ECONOMIC AREA

- ★ **Decision of the EEA Joint Committee No 59/2010 of 11 June 2010 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement** 1
- ★ **Decision of the EEA Joint Committee No 60/2010 of 11 June 2010 amending Annex I (Veterinary and phytosanitary matters) and Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement** 3
- ★ **Decision of the EEA Joint Committee No 61/2010 of 11 June 2010 amending Annex I (Veterinary and phytosanitary matters) and Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement** 6
- ★ **Decision of the EEA Joint Committee No 62/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement** 8
- ★ **Decision of the EEA Joint Committee No 63/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement** 10
- ★ **Decision of the EEA Joint Committee No 64/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement** 12

Price: EUR 3

(Continued overleaf)

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.

★ Decision of the EEA Joint Committee No 65/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement	15
★ Decision of the EEA Joint Committee No 66/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement	17
★ Decision of the EEA Joint Committee No 67/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement	19
★ Decision of the EEA Joint Committee No 68/2010 of 11 June 2010 amending Annex II (Technical regulations, standards, testing and certification) and Annex XIII (Transport) to the EEA Agreement	20
★ Decision of the EEA Joint Committee No 69/2010 of 11 June 2010 amending Annex IV (Energy) to the EEA Agreement	22
★ Decision of the EEA Joint Committee No 70/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	24
★ Decision of the EEA Joint Committee No 71/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	25
★ Decision of the EEA Joint Committee No 72/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	26
★ Decision of the EEA Joint Committee No 73/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	28
★ Decision of the EEA Joint Committee No 74/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	30
★ Decision of the EEA Joint Committee No 75/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	32
★ Decision of the EEA Joint Committee No 76/2010 of 11 June 2010 amending Annex XIII (Transport) to the EEA Agreement	34



III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 59/2010

of 11 June 2010

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 38/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Regulation (EC) No 399/2008 of 5 May 2008 amending Annex VIII to Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards requirements for certain processed pet food ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 437/2008 of 21 May 2008 amending Annexes VII, X and XI to Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards the requirements for the processing of milk and milk products defined as Category 3 material ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EC) No 523/2008 of 11 June 2008 amending Annexes VIII, X and XI to Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards the import of blood products for the manufacture of technical products ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EC) No 777/2008 of 4 August 2008 amending Annexes I, V and VII to Regulation (EC) No 1774/2002 of the European Parliament and of the Council laying down health rules concerning animal by-products not intended for human consumption ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Decision 2008/48/EC of 20 December 2007 amending Decision 2004/407/EC on transitional sanitary and certification rules under Regulation (EC) No 1774/2002 of the European Parliament and of the Council as regards import from certain third countries of photographic gelatine ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) This Decision shall apply to Iceland with the transitional period specified in paragraph 2 of the Introductory Part of Chapter I of Annex I for the areas which did not apply to Iceland prior to the review of this Chapter by Decision of the EEA Joint Committee No 133/2007 of 26 October 2007 ⁽⁷⁾.

⁽¹⁾ OJ L 181, 15.7.2010, p. 1.

⁽²⁾ OJ L 118, 6.5.2008, p. 12.

⁽³⁾ OJ L 132, 22.5.2008, p. 7.

⁽⁴⁾ OJ L 153, 12.6.2008, p. 23.

⁽⁵⁾ OJ L 207, 5.8.2008, p. 9.

⁽⁶⁾ OJ L 11, 15.1.2008, p. 17.

⁽⁷⁾ OJ L 100, 10.4.2008, p. 27.

(8) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter I of Annex I shall be amended as follows:

1. the following indents shall be added in point 9b (Regulation (EC) No 1774/2002 of the European Parliament and of the Council) in Part 7.1:

- **32008 R 0399**: Commission Regulation (EC) No 399/2008 of 5 May 2008 (OJ L 118, 6.5.2008, p. 12),
- **32008 R 0437**: Commission Regulation (EC) No 437/2008 of 21 May 2008 (OJ L 132, 22.5.2008, p. 7),
- **32008 R 0523**: Commission Regulation (EC) No 523/2008 of 11 June 2008 (OJ L 153, 12.6.2008, p. 23),
- **32008 R 0777**: Commission Regulation (EC) No 777/2008 of 4 August 2008 (OJ L 207, 5.8.2008, p. 9).;

2. the following indent shall be added in point 42 (Commission Decision 2004/407/EC) in Part 7.2:

- **32008 D 0048**: Commission Decision 2008/48/EC of 20 December 2007 (OJ L 11, 15.1.2008, p. 17).;

Article 2

The texts of Regulations (EC) No 399/2008, (EC) No 437/2008, (EC) No 523/2008 and (EC) No 777/2008 and Decision 2008/48/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement of the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 12 June 2010, provided that all the notifications pursuant to 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, 11 June 2010.

For the EEA Joint Committee
The President
Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 60/2010****of 11 June 2010****amending Annex I (Veterinary and phytosanitary matters) and 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 38/2010 of 30 April 2010 ⁽¹⁾.
- (2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 42/2010 of 30 April 2010 ⁽²⁾.
- (3) Commission Regulation (EC) No 202/2008 of 4 March 2008 amending Regulation (EC) No 178/2002 of the European Parliament and of the Council as regards the number and names of the Scientific Panels of the European Food Safety Authority ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EC) No 669/2009 of 24 July 2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin and amending Decision 2006/504/EC ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Decision 2008/47/EC of 20 December 2007 approving the pre-export checks carried out by the United States of America on peanuts and derived products thereof as regards the presence of aflatoxins ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Council Decision 2008/486/EC of 23 June 2008 appointing half of the members of the Management Board of the European Food Safety Authority ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

Annex I to the Agreement shall be amended as follows:

1. the following indent shall be added in point 13 (Regulation (EC) No 178/2002 of the European Parliament and of the Council) of Part 7.1 of Chapter I and in point 41 (Regulation (EC) No 178/2002 of the European Parliament and of the Council) of Chapter II:

⁽¹⁾ OJ L 181, 15.7.2010, p. 1.

⁽²⁾ OJ L 181, 15.7.2010, p. 9.

⁽³⁾ OJ L 60, 5.3.2008, p. 17.

⁽⁴⁾ OJ L 194, 25.7.2009, p. 11.

⁽⁵⁾ OJ L 11, 15.1.2008, p. 12.

⁽⁶⁾ OJ L 165, 26.6.2008, p. 8.

- **32008 R 0202**: Commission Regulation (EC) No 202/2008 of 4 March 2008 (OJ L 60, 5.3.2008, p. 17).;
2. the following point shall be inserted after point 49 (Commission Decision 2007/453/EC) of Part 7.2 of Chapter I:
- ‘50. **32008 D 0486**: Council Decision 2008/486/EC of 23 June 2008 appointing half of the members of the Management Board of the European Food Safety Authority (OJ L 165, 26.6.2008, p. 8).;
3. the following points shall be inserted after point 45 (Council Decision 2006/478/EC of 19 June 2006) of Chapter II:
- ‘46. **32008 D 0486**: Council Decision 2008/486/EC of 23 June 2008 appointing half of the members of the Management Board of the European Food Safety Authority (OJ L 165, 26.6.2008, p. 8).
47. **32009 R 0669**: Commission Regulation (EC) No 669/2009 of 24 July 2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin and amending Decision 2006/504/EC (OJ L 194, 25.7.2009, p. 11).’.

Article 2

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

1. the following indent shall be added in point 54zzzc (Regulation (EC) No 178/2002 of the European Parliament and of the Council):
- **32008 R 0202**: Commission Regulation (EC) No 202/2008 of 4 March 2008 (OJ L 60, 5.3.2008, p. 17).;
2. the following points shall be inserted after point 54zzzzl (Commission Regulation (EC) No 953/2009):
- ‘54zzzzm. **32008 D 0047**: Commission Decision 2008/47/EC of 20 December 2007 approving the pre-export checks carried out by the United States of America on peanuts and derived products thereof as regards the presence of aflatoxins (OJ L 11, 15.1.2008, p. 12).
- 54zzzzn. **32008 D 0486**: Council Decision 2008/486/EC of 23 June 2008 appointing half of the members of the Management Board of the European Food Safety Authority (OJ L 165, 26.6.2008, p. 8).
- 54zzzzo. **32009 R 0669**: Commission Regulation (EC) No 669/2009 of 24 July 2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin and amending Decision 2006/504/EC (OJ L 194, 25.7.2009, p. 11).’.

Article 3

The texts of Regulations (EC) No 202/2008 and (EC) No 669/2009 and Decisions 2008/47/EC and 2008/486/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 61/2010

of 11 June 2010

amending Annex I (Veterinary and phytosanitary matters) and 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 42/2010 of 30 April 2010 ⁽¹⁾.
- (2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 42/2010 of 30 April 2010.
- (3) Commission Regulation (EC) No 1097/2009 of 16 November 2009 amending Annex II to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for dimethoate, ethephon, fenamiphos, fenarimol, methamidophos, methomyl, omethoate, oxydemeton-methyl, procymidone, thiodicarb and vinclozolin in or on certain products ⁽²⁾, as corrected by OJ L 307, 21.11.2009, p. 9, is to be incorporated into the Agreement.
- (4) Commission Directive 2009/163/EU of 22 December 2009 amending Directive 94/35/EC of the European Parliament and of the Council on sweeteners for use in foodstuffs with regard to neotame ⁽³⁾ is to be incorporated into the Agreement.
- (5) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 40 (Regulation (EC) No 396/2005 of the European Parliament and of the Council) of Chapter II of Annex I to the Agreement:

‘— **32009 R 1097**: Commission Regulation (EC) No 1097/2009 of 16 November 2009 (OJ L 301, 17.11.2009, p. 6), as corrected by OJ L 307, 21.11.2009, p. 9.’.

Article 2

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

1. the following indent shall be added in point 54z (European Parliament and Council Directive 94/35/EC):

‘— **32009 L 0163**: Commission Directive 2009/163/EU of 22 December 2009 (OJ L 344, 23.12.2009, p. 37).’;

⁽¹⁾ OJ L 181, 15.7.2010, p. 9.

⁽²⁾ OJ L 301, 17.11.2009, p. 6.

⁽³⁾ OJ L 344, 23.12.2009, p. 37.

2. the following indent shall be added in point 54zzy (Regulation (EC) No 396/2005 of the European Parliament and of the Council):

‘— **32009 R 1097**: Commission Regulation (EC) No 1097/2009 of 16 November 2009 (OJ L 301, 17.11.2009, p. 6), as corrected by OJ L 307, 21.11.2009, p. 9.’.

Article 3

The texts of Regulation (EC) No 1097/2009, as corrected by OJ L 307, 21.11.2009, p. 9, and Directive 2009/163/EU 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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 62/2010****of 11 June 2010****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 43/2009 of 24 April 2009 ⁽¹⁾.
- (2) Directive 2009/62/EC of the European Parliament and of the Council of 13 July 2009 relating to the space for mounting the rear registration plate of two or three-wheel motor vehicles ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2009/79/EC of the European Parliament and of the Council of 13 July 2009 on passenger hand-holds on two-wheel motor vehicles ⁽³⁾ is to be incorporated into the Agreement.
- (4) Directive 2009/80/EC of the European Parliament and of the Council of 13 July 2009 on the identification of controls, tell-tales and indicators for two or three-wheel motor vehicles ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Directive 2009/62/EC repeals Council Directive 93/94/EEC ⁽⁵⁾ which is incorporated into the Agreement and which is therefore to be repealed under the Agreement.
- (6) Directive 2009/79/EC repeals Council Directive 93/32/EEC ⁽⁶⁾ which is incorporated into the Agreement and which is therefore to be repealed under the Agreement.
- (7) Directive 2009/80/EC repeals Council Directive 93/29/EEC ⁽⁷⁾ which is incorporated into the Agreement and which is therefore to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

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

1. the text of point 45i (Council Directive 93/29/EEC) shall be replaced by the following:

'32009 L 0080: Directive 2009/80/EC of the European Parliament and of the Council of 13 July 2009 on the identification of controls, tell-tales and indicators for two or three-wheel motor vehicles (codified version) (OJ L 202, 4.8.2009, p. 16).';

⁽¹⁾ OJ L 162, 25.6.2009, p. 20.

⁽²⁾ OJ L 198, 30.7.2009, p. 20.

⁽³⁾ OJ L 201, 1.8.2009, p. 29.

⁽⁴⁾ OJ L 202, 4.8.2009, p. 16.

⁽⁵⁾ OJ L 311, 14.12.1993, p. 83.

⁽⁶⁾ OJ L 188, 29.7.1993, p. 28.

⁽⁷⁾ OJ L 188, 29.7.1993, p. 1.

2. the text of point 45l (Council Directive 93/32/EEC) shall be replaced by the following:

‘32009 L 0079: Directive 2009/79/EC of the European Parliament and of the Council of 13 July 2009 on passenger hand-holds on two-wheel motor vehicles (codified version) (OJ L 201, 1.8.2009, p. 29).’;

3. the text of point 45q (Council Directive 93/94/EEC) shall be replaced by the following:

‘32009 L 0062: Directive 2009/62/EC of the European Parliament and of the Council of 13 July 2009 relating to the space for mounting the rear registration plate of two or three-wheel motor vehicles (codified version) (OJ L 198, 30.7.2009, p. 20).’.

Article 2

The texts of Directives 2009/62/EC, 2009/79/EC and 2009/80/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee
The President
Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 63/2010****of 11 June 2010****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 44/2010 of 30 April 2010 ⁽¹⁾.
- (2) Directive 2009/63/EC of the European Parliament and of the Council of 13 July 2009 on certain parts and characteristics of wheeled agricultural or forestry tractors ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2009/66/EC of the European Parliament and of the Council of 13 July 2009 on the steering equipment of wheeled agricultural or forestry tractors ⁽³⁾ is to be incorporated into the Agreement.
- (4) Directive 2009/76/EC of the European Parliament and of the Council of 13 July 2009 relating to the driver-perceived noise level of wheeled agricultural or forestry tractors ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Directive 2009/63/EC repeals Council Directive 74/151/EEC ⁽⁵⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (6) Directive 2009/66/EC repeals Council Directive 75/321/EEC ⁽⁶⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (7) Commission Directive 98/38/EC ⁽⁷⁾ is amending Directive 75/321/EEC but has been incorporated into the Agreement as a separate point. Since Directive 75/321/EEC is to be repealed, Directive 98/38/EC is therefore also to be repealed under the Agreement.
- (8) Directive 2009/76/EC repeals Council Directive 77/311/EEC ⁽⁸⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (9) Commission Directive 98/39/EC ⁽⁹⁾ is amending Directive 77/311/EEC but has been incorporated into the Agreement as a separate point. Since Directive 77/311/EEC is to be repealed, Directive 98/39/EC is therefore also to be repealed under the Agreement.

⁽¹⁾ OJ L 181, 15.7.2010, p. 12.

⁽²⁾ OJ L 214, 19.8.2009, p. 23.

⁽³⁾ OJ L 201, 1.8.2009, p. 11.

⁽⁴⁾ OJ L 201, 1.8.2009, p. 18.

⁽⁵⁾ OJ L 84, 28.3.1974, p. 25.

⁽⁶⁾ OJ L 147, 9.6.1975, p. 24.

⁽⁷⁾ OJ L 170, 16.6.1998, p. 13.

⁽⁸⁾ OJ L 105, 28.4.1977, p. 1.

⁽⁹⁾ OJ L 170, 16.6.1998, p. 15.

HAS DECIDED AS FOLLOWS:

Article 1

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

1. the texts of points 2 (Council Directive 74/151/EEC), 6 (Council Directive 75/321/EEC), 10 (Council Directive 77/311/EEC), 24 (Commission Directive 98/38/EC) and 25 (Commission Directive 98/39/EC) shall be deleted;
2. the following points shall be inserted after point 31 (Directive 2009/64/EC of the European Parliament and of the Council):
 - ‘32. **32009 L 0063**: Directive 2009/63/EC of the European Parliament and of the Council of 13 July 2009 on certain parts and characteristics of wheeled agricultural or forestry tractors (codified version) (OJ L 214, 19.8.2009, p. 23).
 33. **32009 L 0066**: Directive 2009/66/EC of the European Parliament and of the Council of 13 July 2009 on the steering equipment of wheeled agricultural or forestry tractors (codified version) (OJ L 201, 1.8.2009, p. 11).
 34. **32009 L 0076**: Directive 2009/76/EC of the European Parliament and of the Council of 13 July 2009 relating to the driver-perceived noise level of wheeled agricultural or forestry tractors (codified version) (OJ L 201, 1.8.2009, p. 18).’

Article 2

The texts of Directives 2009/63/EC, 2009/66/EC and 2009/76/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 64/2010****of 11 June 2010****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 46/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Directive 2009/84/EC of 28 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include sulfuryl fluoride as an active substance in Annex I thereto ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2009/85/EC of 29 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include coumatetralyl as an active substance in Annex I thereto ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2009/86/EC of 29 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include fenpropimorph as an active substance in Annex I thereto ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Directive 2009/87/EC of 29 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include indoxacarb as an active substance in Annex I thereto ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Directive 2009/88/EC of 30 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include thiacloprid as an active substance in Annex I thereto ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Commission Directive 2009/89/EC of 30 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include nitrogen as an active substance in Annex I thereto ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Directive 2009/91/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include disodium tetraborate as an active substance in Annex I thereto ⁽⁸⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 181, 15.7.2010, p. 14.

⁽²⁾ OJ L 197, 29.7.2009, p. 67.

⁽³⁾ OJ L 198, 30.7.2009, p. 28.

⁽⁴⁾ OJ L 198, 30.7.2009, p. 31.

⁽⁵⁾ OJ L 198, 30.7.2009, p. 35.

⁽⁶⁾ OJ L 199, 31.7.2009, p. 15.

⁽⁷⁾ OJ L 199, 31.7.2009, p. 19.

⁽⁸⁾ OJ L 201, 1.8.2009, p. 39.

- (9) Commission Directive 2009/92/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include bromadiolone as an active substance in Annex I thereto ⁽¹⁾ is to be incorporated into the Agreement.
- (10) Commission Directive 2009/93/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include alphachloralose as an active substance in Annex I thereto ⁽²⁾ is to be incorporated into the Agreement.
- (11) Commission Directive 2009/94/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include boric acid as an active substance in Annex I thereto ⁽³⁾ is to be incorporated into the Agreement.
- (12) Commission Directive 2009/95/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include aluminium phosphide releasing phosphine as an active substance in Annex I thereto ⁽⁴⁾ is to be incorporated into the Agreement.
- (13) Commission Directive 2009/96/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include disodium octaborate tetrahydrate as an active substance in Annex I thereto ⁽⁵⁾ is to be incorporated into the Agreement.
- (14) Commission Directive 2009/98/EC of 4 August 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include boric oxide as an active substance in Annex I thereto ⁽⁶⁾ is to be incorporated into the Agreement.
- (15) Commission Directive 2009/99/EC of 4 August 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include chlorophacinone as an active substance in Annex I thereto ⁽⁷⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indents shall be added in point 12n (Directive 98/8/EC of the European Parliament and of the Council) of Chapter XV of Annex II to the Agreement:

- **32009 L 0084:** Commission Directive 2009/84/EC of 28 July 2009 (OJ L 197, 29.7.2009, p. 67),
- **32009 L 0085:** Commission Directive 2009/85/EC of 29 July 2009 (OJ L 198, 30.7.2009, p. 28),
- **32009 L 0086:** Commission Directive 2009/86/EC of 29 July 2009 (OJ L 198, 30.7.2009, p. 31),
- **32009 L 0087:** Commission Directive 2009/87/EC of 29 July 2009 (OJ L 198, 30.7.2009, p. 35),
- **32009 L 0088:** Commission Directive 2009/88/EC of 30 July 2009 (OJ L 199, 31.7.2009, p. 15),
- **32009 L 0089:** Commission Directive 2009/89/EC of 30 July 2009 (OJ L 199, 31.7.2009, p. 19),

⁽¹⁾ OJ L 201, 1.8.2009, p. 43.

⁽²⁾ OJ L 201, 1.8.2009, p. 46.

⁽³⁾ OJ L 201, 1.8.2009, p. 50.

⁽⁴⁾ OJ L 201, 1.8.2009, p. 54.

⁽⁵⁾ OJ L 201, 1.8.2009, p. 58.

⁽⁶⁾ OJ L 203, 5.8.2009, p. 58.

⁽⁷⁾ OJ L 203, 5.8.2009, p. 62.

- **32009 L 0091:** Commission Directive 2009/91/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 39),
- **32009 L 0092:** Commission Directive 2009/92/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 43),
- **32009 L 0093:** Commission Directive 2009/93/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 46),
- **32009 L 0094:** Commission Directive 2009/94/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 50),
- **32009 L 0095:** Commission Directive 2009/95/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 54),
- **32009 L 0096:** Commission Directive 2009/96/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 58),
- **32009 L 0098:** Commission Directive 2009/98/EC of 4 August 2009 (OJ L 203, 5.8.2009, p. 58),
- **32009 L 0099:** Commission Directive 2009/99/EC of 4 August 2009 (OJ L 203, 5.8.2009, p. 62).'

Article 2

The texts of Directives 2009/84/EC, 2009/85/EC, 2009/86/EC, 2009/87/EC, 2009/88/EC, 2009/89/EC, 2009/91/EC, 2009/92/EC, 2009/93/EC, 2009/94/EC, 2009/95/EC, 2009/96/EC, 2009/98/EC and 2009/99/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 65/2010****of 11 June 2010****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 46/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Directive 2009/150/EC of 27 November 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include floccoumafen as an active substance in Annex I thereto ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2009/151/EC of 27 November 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include tolylfluanid as an active substance in Annex I thereto ⁽³⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indents shall be added in point 12n (Directive 98/8/EC of the European Parliament and of the Council) of Chapter XV of Annex II to the Agreement:

— **32009 L 0150:** Commission Directive 2009/150/EC of 27 November 2009 (OJ L 313, 28.11.2009, p. 75),

— **32009 L 0151:** Commission Directive 2009/151/EC of 27 November 2009 (OJ L 313, 28.11.2009, p. 78).'

Article 2

The texts of Directives 2009/150/EC and 2009/151/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 12 June 2010, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 181, 15.7.2010, p. 14.

⁽²⁾ OJ L 313, 28.11.2009, p. 75.

⁽³⁾ OJ L 313, 28.11.2009, p. 78.

(*) 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE

No 66/2010

of 11 June 2010

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 46/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Regulation (EC) No 551/2009 of 25 June 2009 amending Regulation (EC) No 648/2004 of the European Parliament and of the Council on detergents, in order to adapt Annexes V and VI thereto (surfactant derogation) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2009/428/EC of 4 June 2009 amending, for the purposes of adapting to technical progress, the Annex to Directive 2002/95/EC of the European Parliament and of the Council as regards the exemption for an application of lead as impurity in RIG Faraday rotators used for fibre optic communication systems ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Decision 2009/443/EC of 10 June 2009 amending, for the purposes of adapting to technical progress, the Annex to Directive 2002/95/EC of the European Parliament and of the Council as regards exemptions for applications of lead, cadmium and mercury ⁽⁴⁾ 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 12q (Directive 2002/95/EC of the European Parliament and of the Council):
 - **32009 D 0428:** Commission Decision 2009/428/EC of 4 June 2009 (OJ L 139, 5.6.2009, p. 32),
 - **32009 D 0443:** Commission Decision 2009/443/EC of 10 June 2009 (OJ L 148, 11.6.2009, p. 27).;
2. the following indent shall be added in point 12u (Regulation (EC) No 648/2004 of the European Parliament and of the Council):
 - **32009 R 0551:** Commission Regulation (EC) No 551/2009 of 25 June 2009 (OJ L 164, 26.6.2009, p. 3).

⁽¹⁾ OJ L 181, 15.7.2010, p. 14.⁽²⁾ OJ L 164, 26.6.2009, p. 3.⁽³⁾ OJ L 139, 5.6.2009, p. 32.⁽⁴⁾ OJ L 148, 11.6.2009, p. 27.

Article 2

The texts of Regulation (EC) No 551/2009 and Decisions 2009/428/EC and 2009/443/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 67/2010

of 11 June 2010

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 46/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Regulation (EC) No 304/2009 of 14 April 2009 amending Annexes IV and V to Regulation (EC) No 850/2004 of the European Parliament and of the Council as regards the treatment of waste containing persistent organic pollutants in thermal and metallurgical production processes ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 12w (Regulation (EC) No 850/2004 of the European Parliament and of the Council) of Chapter XV of Annex II to the Agreement:

‘— **32009 R 0304:** Commission Regulation (EC) No 304/2009 of 14 April 2009 (OJ L 96, 15.4.2009, p. 33).’.

Article 2

The text of Regulation (EC) No 304/2009 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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

⁽¹⁾ OJ L 181, 15.7.2010, p. 14.

⁽²⁾ OJ L 96, 15.4.2009, p. 33.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 68/2010

of 11 June 2010

amending Annex II (Technical regulations, standards, testing and certification) and 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 II to the Agreement was amended by Decision of the EEA Joint Committee No 80/2009 of 3 July 2009 ⁽¹⁾.
- (2) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 51/2010 of 30 April 2010 ⁽²⁾.
- (3) Commission Directive 2009/26/EC of 6 April 2009 amending Council Directive 96/98/EC on marine equipment ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2001/53/EC of 10 July 2001 amending Council Directive 96/98/EC on marine equipment ⁽⁴⁾ and Directive 2002/84/EC of the European Parliament and of the Council of 5 November 2002 amending the Directives on maritime safety and the prevention of pollution from ships ⁽⁵⁾ have been incorporated into Annex XIII of the Agreement but they should also be incorporated into Annex II,

HAS DECIDED AS FOLLOWS:

Article 1

The following indents shall be added in point 1 (Council Directive 96/98/EC) of Chapter XXXII of Annex II to the Agreement:

- **32001 L 0053:** Commission Directive 2001/53/EC of 10 July 2001 (OJ L 204, 28.7.2001, p. 1),
- **32002 L 0084:** Directive 2002/84/EC of the European Parliament and of the Council of 5 November 2002 (OJ L 324, 29.11.2002, p. 53),
- **32009 L 0026:** Commission Directive 2009/26/EC of 6 April 2009 (OJ L 113, 6.5.2009, p. 1).'

Article 2

The following indent shall be added in point 56d (Council Directive 96/98/EC) of Annex XIII to the Agreement:

- **32009 L 0026:** Commission Directive 2009/26/EC of 6 April 2009 (OJ L 113, 6.5.2009, p. 1).'

⁽¹⁾ OJ L 277, 22.10.2009, p. 31.

⁽²⁾ OJ L 181, 15.7.2010, p. 19.

⁽³⁾ OJ L 113, 6.5.2009, p. 1.

⁽⁴⁾ OJ L 204, 28.7.2001, p. 1.

⁽⁵⁾ OJ L 324, 29.11.2002, p. 53.

Article 3

The text of Directive 2009/26/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 69/2010
of 11 June 2010
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 140/2009 of 4 December 2009 ⁽¹⁾.
- (2) Regulation (EC) No 106/2008 of the European Parliament and of the Council of 15 January 2008 on a Community energy-efficiency labelling programme for office equipment (recast version) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Regulation (EC) No 106/2008 repeals Regulation (EC) No 2422/2001 of the European Parliament and of the Council ⁽³⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex IV to the Agreement shall be amended as follows:

1. the text of point 18 (Regulation (EC) No 2422/2001 of the European Parliament and of the Council) shall be deleted;
2. the following point shall be inserted after point 29 (Commission Decision 2007/74/EC):

‘30. **32008 R 0106:** Regulation (EC) No 106/2008 of the European Parliament and of the Council of 15 January 2008 on a Community energy-efficiency labelling programme for office equipment (recast version) (OJ L 39, 13.2.2008, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations.

- (a) Any reference to the Agreement between the Government of the United States of America and the European Community on the coordination of energy efficient labelling programmes for office equipment shall be understood as including a reference to the Exchange of Letters between the US Environmental Protection Agency (EPA) and the Ministry of Petroleum and Energy in Norway, the Ministry of Industry in Iceland and the Office of Economic Affairs of Liechtenstein, except in Articles 11 and 14 where the reference to the former remains.
- (b) In Article 4(5), the words “Community and third countries” shall read “Community or EFTA States, on the one hand, and third countries, on the other hand.”. The words “tested by the Commission or the Member States” shall read “tested by the Commission or the Member States or the EFTA States, within their respective competences.”.

⁽¹⁾ OJ L 62, 11.3.2010, p. 34.

⁽²⁾ OJ L 39, 13.2.2008, p. 1.

⁽³⁾ OJ L 332, 15.12.2001, p. 1.

(c) In Article 12(3), first sentence, the word “Commission” shall read “EFTA States and the Commission, within their respective competences”.

(d) Article 13 shall not apply.’.

Article 2

The texts of Regulation (EC) No 106/2008 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 12 June 2010, provided that all the notifications pursuant to 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 70/2010
of 11 June 2010
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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Decision 2009/959/EU of 14 December 2009 amending Decision 2007/230/EC on a form concerning social legislation relating to road transport activities ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 21aa (Commission Decision 2007/230/EC) of Annex XIII to the Agreement:

‘, as amended by:

- **32009 D 0959**: Commission Decision 2009/959/EU of 14 December 2009 (OJ L 330, 16.12.2009, p. 80).’.

Article 2

The text of Decision 2009/959/EU 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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee
The President
Alan SEATTER

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 330, 16.12.2009, p. 80.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 71/2010

of 11 June 2010

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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Directive 2009/131/EC of 16 October 2009 amending Annex VII to Directive 2008/57/EC of the European Parliament and of the Council on the interoperability of the rail system within the Community ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 37d (Directive 2008/57/EC of the European Parliament and of the Council) of Annex XIII to the Agreement:

‘, as amended by:

- **32009 L 0131**: Commission Directive 2009/131/EC of 16 October 2009 (OJ L 273, 17.10.2009, p. 12).’

Article 2

The text of Directive 2009/131/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 12 June 2010, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*), or on the day of the entry into force of Decision of the EEA Joint Committee No 11/2010 of 29 January 2010 ⁽³⁾, whichever is the later.

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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 273, 17.10.2009, p. 12.

(*) Constitutional requirements indicated.

⁽³⁾ OJ L 101, 22.4.2010, p. 21.

DECISION OF THE EEA JOINT COMMITTEE
No 72/2010
of 11 June 2010
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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Directive 2008/126/EC of 19 December 2008 amending Directive 2006/87/EC of the European Parliament and of the Council laying down technical requirements for inland waterway vessels ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2009/46/EC of 24 April 2009 amending Directive 2006/87/EC of the European Parliament and of the Council laying down technical requirements for inland waterway vessels ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2009/56/EC of 12 June 2009 correcting Directive 2008/126/EC amending Directive 2006/87/EC of the European Parliament and of the Council laying down technical requirements for inland waterway vessels, as regards its date of transposition ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Directive 2009/100/EC of the European Parliament and of the Council of 16 September 2009 on reciprocal recognition of navigability licences for inland waterway vessels ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Directive 2009/100/EC repeals Council Directive 76/135/EEC ⁽⁶⁾, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XIII to the Agreement shall be amended as follows:

1. the following indents shall be added in point 47a (Directive 2006/87/EC of the European Parliament and of the Council):

— **32008 L 0126**: Commission Directive 2008/126/EC of 19 December 2008 (OJ L 32, 31.1.2009, p. 1), as corrected by:

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 32, 31.1.2009, p. 1.

⁽³⁾ OJ L 109, 30.4.2009, p. 14.

⁽⁴⁾ OJ L 150, 13.6.2009, p. 5.

⁽⁵⁾ OJ L 259, 2.10.2009, p. 8.

⁽⁶⁾ OJ L 21, 29.1.1976, p. 10.

- **32009 L 0056**: Commission Directive 2009/56/EC of 12 June 2009 (OJ L 150, 13.6.2009, p. 5),
 - **32009 L 0046**: Commission Directive 2009/46/EC of 24 April 2009 (OJ L 109, 30.4.2009, p. 14).;
2. the text of point 48 (Council Directive 76/135/EEC) shall be replaced by the following:
- ‘32009 L 0100**: Directive 2009/100/EC of the European Parliament and of the Council of 16 September 2009 on reciprocal recognition of navigability licences for inland waterway vessels (OJ L 259, 2.10.2009, p. 8).’.

Article 2

The texts of Directives 2008/126/EC, 2009/46/EC, 2009/56/EC and 2009/100/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 12 June 2010, 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, 11 June 2010.

For the EEA Joint Committee
The President
Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 73/2010
of 11 June 2010
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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Regulation (EC) No 536/2008 of 13 June 2008 giving effect to Article 6(3) and Article 7 of Regulation (EC) No 782/2003 of the European Parliament and of the Council on the prohibition of organotin compounds on ships and amending that Regulation ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex XIII to the Agreement shall be amended as follows:

1. the following shall be added in point 56p (Regulation (EC) No 782/2003 of the European Parliament and of the Council):

‘, as amended by:

— **32008 R 0536**: Commission Regulation (EC) No 536/2008 of 13 June 2008 (OJ L 156, 14.6.2008, p. 10).’;

2. the following point shall be inserted after point 56p (Regulation (EC) No 782/2003 of the European Parliament and of the Council):

‘56pa. **32008 R 0536**: Commission Regulation (EC) No 536/2008 of 13 June 2008 giving effect to Article 6(3) and Article 7 of Regulation (EC) No 782/2003 of the European Parliament and of the Council on the prohibition of organotin compounds on ships and amending that Regulation (OJ L 156, 14.6.2008, p. 10).’.

Article 2

The text of Regulation (EC) No 536/2008 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 12 June 2010, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 156, 14.6.2008, p. 10.

(*) 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE
No 74/2010
of 11 June 2010
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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Regulation (EC) No 300/2008 of the European Parliament and of the Council of 11 March 2008 on common rules in the field of civil aviation security and repealing Regulation (EC) No 2320/2002 ⁽²⁾ was incorporated into the Agreement by Decision of the EEA Joint Committee No 69/2009 of 29 May 2009 ⁽³⁾, with country specific adaptations.
- (3) Commission Regulation (EU) No 18/2010 of 8 January 2010 amending Regulation (EC) No 300/2008 of the European Parliament and of the Council as far as specifications for national quality control programmes in the field of civil aviation security are concerned ⁽⁴⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 66h (Regulation (EC) No 300/2008 of the European Parliament and of the Council) of Annex XIII to the Agreement:

‘, as amended by:

- **32010 R 0018**: Commission Regulation (EU) No 18/2010 of 8 January 2010 (OJ L 7, 12.1.2010, p. 3).’.

Article 2

The text of Regulation (EU) No 18/2010 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 12 June 2010, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 97, 9.4.2008, p. 72.

⁽³⁾ OJ L 232, 3.9.2009, p. 25.

⁽⁴⁾ OJ L 7, 12.1.2010, p. 3.

(*) 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE
No 75/2010
of 11 June 2010
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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Regulation (EC) No 300/2008 of the European Parliament and of the Council of 11 March 2008 on common rules in the field of civil aviation security and repealing Regulation (EC) No 2320/2002 ⁽²⁾ was incorporated into the Agreement by Decision of the EEA Joint Committee No 69/2009 of 29 May 2009 ⁽³⁾, with country specific adaptations.
- (3) Commission Regulation (EU) No 72/2010 of 26 January 2010 laying down procedures for conducting Commission inspections in the field of aviation security ⁽⁴⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 66hb (Regulation (EC) No 2320/2002 of the European Parliament and of the Council) of Annex XIII to the Agreement:

'66hc. **32010 R 0072**: Commission Regulation (EU) No 72/2010 of 26 January 2010 laying down procedures for conducting Commission inspections in the field of aviation security (OJ L 23, 27.1.2010, p. 1).

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

This Regulation shall apply as from the date on which the last of the Decisions of the EEA Joint Committee incorporating into the Agreement the measures necessary for the applicability of Regulation (EC) No 300/2008 enters into force.'

Article 2

The texts of Regulation (EU) No 72/2010 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 12 June 2010, provided that all the notifications pursuant to Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 97, 9.4.2008, p. 72.

⁽³⁾ OJ L 232, 3.9.2009, p. 25.

⁽⁴⁾ OJ L 23, 27.1.2010, 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE
No 76/2010
of 11 June 2010
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 51/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1194/2009 of 30 November 2009 amending Regulation (EC) No 1702/2003 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances as well as for certification of design and production organisations ⁽²⁾, as corrected by OJ L 336, 18.12.2009, p. 58 and OJ L 58, 9.3.2010, p. 23, is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 66p (Commission Regulation (EC) No 1702/2003) of Annex XIII to the Agreement:

‘— **32009 R 1194**: Commission Regulation (EC) No 1194/2009 of 30 November 2009 (OJ L 321, 8.12.2009, p. 5), as corrected by OJ L 336, 18.12.2009, p. 58 and OJ L 58, 9.3.2010, p. 23.’

Article 2

The texts of Regulation (EC) No 1194/2009, as corrected by OJ L 336, 18.12.2009, p. 58 and OJ L 58, 9.3.2010, p. 23, 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 12 June 2010, provided that all the notifications pursuant to 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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

⁽¹⁾ OJ L 181, 15.7.2010, p. 19.

⁽²⁾ OJ L 321, 8.12.2009, p. 5.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 77/2010
of 11 June 2010
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 52/2010 of 30 April 2010 ⁽¹⁾.
- (2) Commission Regulation (EU) No 330/2010 of 20 April 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 2790/1999 ⁽³⁾, which has been incorporated into the Agreement, expired on 31 May 2010 and is therefore to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The text of point 2 (Commission Regulation (EC) No 2790/1999) of Annex XIV to the Agreement shall be replaced by the following:

'32010 R 0330: Commission Regulation (EU) No 330/2010 of 20 April 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices (OJ L 102, 23.4.2010, p. 1).

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

The following shall be added at the end of Article 6:

"Pursuant to the provisions of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice, the EFTA Surveillance Authority may by recommendation declare that, where parallel networks of similar vertical restraints cover more than 50 % of a relevant market in the EFTA States, this Regulation shall not apply to vertical agreements containing specific restraints relating to that market.

A recommendation pursuant to paragraph 1 shall be addressed to the EFTA State or EFTA States comprising the relevant market in question. The Commission shall be informed of the issuance of such a recommendation.

⁽¹⁾ OJ L 181, 15.7.2010, p. 20.

⁽²⁾ OJ L 102, 23.4.2010, p. 1.

⁽³⁾ OJ L 336, 29.12.1999, p. 21.

Within three months from the issuance of a recommendation pursuant to paragraph 1, all EFTA States addressees shall notify the EFTA Surveillance Authority whether they accept the recommendation. If the three months deadline expires without a response, this shall be understood as an acceptance of the EFTA State not responding timely.

If an EFTA State addressee of the recommendation either accepts the recommendation or does not respond in time, a legal obligation under the Agreement to implement the recommendation within three months from its issuance shall be bestowed upon it.

If within the three months deadline, an EFTA State addressee notifies the EFTA Surveillance Authority that it does not accept its recommendation, the EFTA Surveillance Authority shall notify the Commission of this response. Should the Commission disagree with the position of the EFTA State in question, Article 92(2) of the Agreement shall apply.

The EFTA Surveillance Authority and the Commission shall exchange information and consult each other in the application of this provision.

Where parallel networks of similar vertical restraints cover more than 50 % of a relevant market within the territory of the EEA Agreement, the two surveillance authorities can initiate cooperation with the aim of adopting separate measures. If the two surveillance authorities agree on a relevant market and the appropriateness of adopting a measure pursuant to this provision, the Commission shall adopt a regulation addressed to the EU Member States and the EFTA Surveillance Authority a recommendation of corresponding substance to the EFTA State or EFTA States comprising the relevant market in question.”.

Article 2

The text of Regulation (EU) No 330/2010 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 12 June 2010, 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 June 2010.

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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 78/2010****of 11 June 2010****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 159/2009 of 4 December 2009 ⁽¹⁾.
- (2) In view of the incorporation of the legislative package on the Single European Sky into the Agreement, and of the key role of the SESAR project for the future development of the implementing measures within that field, and in view of the participation by the EFTA States in the public financing of the project through the 7th Framework programme on Research and Development, it is appropriate to encourage suitable cooperation between the Contracting Parties to the Agreement in matters covered by the activities of the SESAR Joint Undertaking as set up by Council Regulation (EC) No 219/2007 of 27 February 2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) ⁽²⁾, so as to encourage participation of stakeholders from the EFTA States in the SESAR project.
- (3) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place,

HAS DECIDED AS FOLLOWS:

Article 1

The following paragraph shall be inserted after paragraph 8a in Article 1 (Research and technical development) of Protocol 31 to the Agreement:

- '8b. The Contracting Parties shall encourage appropriate cooperation between the competent organisations, institutions and other bodies in their respective territories so as to encourage participation of stakeholders from the EFTA States on equal terms as those from the EU Member States in the SESAR project, including activities of the SESAR Joint Undertaking in accordance with its basic Regulation (*).

The EFTA States participate fully, except for the right to vote, in the Single European Sky committee which assists the European Commission in the management, development and implementation of the activities of the SESAR Joint Undertaking.

(*) 32007 R 0219: Council Regulation (EC) No 219/2007 of 27 February 2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) (OJ L 64, 2.3.2007, p. 1).'

⁽¹⁾ OJ L 62, 11.3.2010, p. 65.

⁽²⁾ OJ L 64, 2.3.2007, p. 1.

Article 2

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

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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 79/2010

of 11 June 2010

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 159/2009 of 4 December 2009 ⁽¹⁾.
- (2) In view of the incorporation of the legislative package on the single European sky into the Agreement, and of the key role of the SESAR project for the future development of the implementing measures within that field, and in view of the participation by the EFTA States in the public financing of the project through the seventh Framework programme on Research and Development, it is appropriate to encourage suitable cooperation between the Contracting Parties to the Agreement in matters covered by the activities of the SESAR Joint Undertaking and to include Council Regulation (EC) No 1361/2008 of 16 December 2008 amending Regulation (EC) No 219/2007 on the establishment of a joint undertaking to develop the new generation European air traffic management system (SESAR) ⁽²⁾, so as to encourage participation of stakeholders from the EFTA States in the SESAR project.
- (3) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in footnote 1 of paragraph 8b of Article 1 (Research and technical development) of Protocol 31 to the Agreement:

‘, as amended by:

— **32008 R 1361**: Council Regulation (EC) No 1361/2008 of 16 December 2008 (OJ L 352, 31.12.2008, p. 12).’.

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 (*), or on the day of the entry into force of Decision of the EEA Joint Committee No 78/2010 of 11 June 2010 ⁽³⁾, whichever is the later.

⁽¹⁾ OJ L 62, 11.3.2010, p. 65.

⁽²⁾ OJ L 352, 31.12.2008, p. 12.

(*) No constitutional requirements indicated.

⁽³⁾ See page 37 of this Official Journal.

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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

DECISION OF THE EEA JOINT COMMITTEE**No 80/2010****of 11 June 2010****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 109/2008 of 26 September 2008 ⁽¹⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Decision No 922/2009/EC of the European Parliament and of the Council of 16 September 2009 on interoperability solutions for European public administrations (ISA) ⁽²⁾.
- (3) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place with effect from 1 January 2010,

HAS DECIDED AS FOLLOWS:

Article 1

Protocol 31 to the Agreement shall be amended as specified in the Annex to this Decision.

Article 2

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

It shall apply from 1 January 2010.

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, 11 June 2010.

For the EEA Joint Committee

The President

Alan SEATTER

⁽¹⁾ OJ L 309, 20.11.2008, p. 39.

⁽²⁾ OJ L 260, 3.10.2009, p. 20.

(*) No constitutional requirements indicated.

ANNEX

TO DECISION OF THE EEA JOINT COMMITTEE No 80/2010

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

(a) in paragraph 1 the words 'paragraph 5(a)' and 'paragraph 5(b)' shall be replaced by 'paragraph 6(a)' and 'paragraph 6(b)';

(b) the following subparagraph shall be inserted in paragraph 1:

'The EFTA States shall, as from 1 January 2010, participate in the projects and activities of the programme of the Union referred to in paragraph 6(c), to the extent that these projects and activities support other cooperation of the Contracting Parties.';

(c) in paragraph 2 the words 'paragraph 5' shall be replaced by 'paragraph 6';

(d) in paragraph 3 the words 'paragraph 5(a)' shall be replaced by 'paragraph 6(a)';

(e) in paragraph 4 the words 'paragraph 5(b)' shall be replaced by 'paragraph 6(b)';

(f) paragraph 5 shall be renumbered as paragraph 6;

(g) the following paragraph shall be inserted after paragraph 4:

'5. The EFTA States shall, as from the start of cooperation in the programme referred to in paragraph 6(c), participate fully, without the right to vote, in the EEA relevant parts of the Committee on interoperability solutions for European public administrations (the ISA Committee), which assists the European Commission in the implementation, management and development of that programme, as far as the EEA relevant project parts of the programme are concerned.';

(h) the following shall be added at the end of paragraph 6:

'(c) with a view to participation as from 1 January 2010:

— **32009 D 0922**: Decision No 922/2009/EC of the European Parliament and of the Council of 16 September 2009 on interoperability solutions for European public administrations (ISA) (OJ L 260, 3.10.2009, p. 20).'

★ Decision of the EEA Joint Committee No 77/2010 of 11 June 2010 amending Annex XIV (Competition) to the EEA Agreement	35
★ Decision of the EEA Joint Committee No 78/2010 of 11 June 2010 amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms	37
★ Decision of the EEA Joint Committee No 79/2010 of 11 June 2010 amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms	39
★ Decision of the EEA Joint Committee No 80/2010 of 11 June 2010 amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms	41

2010 SUBSCRIPTION PRICES (excluding VAT, including normal transport charges)

EU Official Journal, L + C series, paper edition only	22 official EU languages	EUR 1 100 per year
EU Official Journal, L + C series, paper + annual CD-ROM	22 official EU languages	EUR 1 200 per year
EU Official Journal, L series, paper edition only	22 official EU languages	EUR 770 per year
EU Official Journal, L + C series, monthly CD-ROM (cumulative)	22 official EU languages	EUR 400 per year
Supplement to the Official Journal (S series), tendering procedures for public contracts, CD-ROM, two editions per week	multilingual: 23 official EU languages	EUR 300 per year
EU Official Journal, C series — recruitment competitions	Language(s) according to competition(s)	EUR 50 per year

Subscriptions to the *Official Journal of the European Union*, which is published in the official languages of the European Union, are available for 22 language versions. The Official Journal comprises two series, L (Legislation) and C (Information and Notices).

A separate subscription must be taken out for each language version.

In accordance with Council Regulation (EC) No 920/2005, published in Official Journal L 156 of 18 June 2005, the institutions of the European Union are temporarily not bound by the obligation to draft all acts in Irish and publish them in that language. Irish editions of the Official Journal are therefore sold separately.

Subscriptions to the Supplement to the Official Journal (S Series — tendering procedures for public contracts) cover all 23 official language versions on a single multilingual CD-ROM.

On request, subscribers to the *Official Journal of the European Union* can receive the various Annexes to the Official Journal. Subscribers are informed of the publication of Annexes by notices inserted in the *Official Journal of the European Union*.

CD-Rom formats will be replaced by DVD formats during 2010.

Sales and subscriptions

Subscriptions to various priced periodicals, such as the subscription to the *Official Journal of the European Union*, are available from our commercial distributors. The list of commercial distributors is available at:

http://publications.europa.eu/others/agents/index_en.htm

EUR-Lex (<http://eur-lex.europa.eu>) offers direct access to European Union legislation free of charge. The *Official Journal of the European Union* can be consulted on this website, as can the Treaties, legislation, case-law and preparatory acts.

For further information on the European Union, see: <http://europa.eu>



Publications Office of the European Union
2985 Luxembourg
LUXEMBOURG

EN