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III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 123/2011

of 2 December 2011

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 112/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2010/749/EU of 2 December 2010 amending Decision 2007/453/EC as regards the BSE status of India, Peru, Panama and South Korea ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2010/761/EU of 7 December 2010 amending Annexes I and II to Decision 2010/221/EU as regards approved national measures by Hungary and the United Kingdom for spring viraemia of carp ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Decision 2011/187/EU of 24 March 2011 amending Decision 2010/221/EU as regards the approval of national measures for preventing the introduction of ostreid herpesvirus 1 μ var (OsHV-1 μ var) into certain areas of Ireland and the United Kingdom ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) 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 ⁽⁵⁾.

- (6) This Decision concerns legislation regarding veterinary matters. Legislation concerning veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I. This Decision is therefore not to apply to Liechtenstein,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the following shall be added in point 94 (Commission Decision 2010/221/EU) in Part 4.2:

‘, as amended by:

- **32010 D 0761**: Commission Decision 2010/761/EU of 7 December 2010 (OJ L 322, 8.12.2010, p. 47),
- **32011 D 0187**: Commission Decision 2011/187/EU of 24 March 2011 (OJ L 80, 26.3.2011, p. 15).’;

- (2) the following indent shall be added in point 49 (Commission Decision 2007/453/EC) in Part 7.2:

‘— **32010 D 0749**: Commission Decision 2010/749/EU of 2 December 2010 (OJ L 318, 4.12.2010, p. 47).’.

⁽¹⁾ OJ L 341, 22.12.2011, p. 72.

⁽²⁾ OJ L 318, 4.12.2010, p. 47.

⁽³⁾ OJ L 322, 8.12.2010, p. 47.

⁽⁴⁾ OJ L 80, 26.3.2011, p. 15.

⁽⁵⁾ OJ L 100, 10.4.2008, p. 27.

Article 2

The texts of Decisions 2010/749/EU, 2010/761/EU and 2011/187/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 124/2011

of 2 December 2011

amending Annex I (Veterinary and phytosanitary matters) and Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement

THE EEA JOINT COMMITTEE,

(1) the following point shall be inserted after point 53 (Commission Regulation (EU) No 200/2010) in Part 7.2 of Chapter I:

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,

'54. **32011 R 0016:** Commission Regulation (EU) No 16/2011 of 10 January 2011 laying down implementing measures for the Rapid alert system for food and feed (OJ L 6, 11.1.2011, p. 7).';

Whereas:

(2) the following point shall be inserted after point 47 (Commission Regulation (EC) No 669/2009) of Chapter II:

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 112/2011 of 21 October 2011 ⁽¹⁾.

'47a. **32011 R 0016:** Commission Regulation (EU) No 16/2011 of 10 January 2011 laying down implementing measures for the Rapid alert system for food and feed (OJ L 6, 11.1.2011, p. 7).';

(2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 115/2011 of 21 October 2011 ⁽²⁾.

Article 2

(3) Commission Regulation (EU) No 16/2011 of 10 January 2011 laying down implementing measures for the Rapid alert system for food and feed ⁽³⁾ is to be incorporated into the Agreement.

The following point shall be inserted after point 54zzzzzz (Commission Decision 2010/169/EU) of Chapter XII of Annex II to the Agreement:

(4) This Decision concerns legislation regarding veterinary matters and foodstuffs. Legislation regarding veterinary matters and foodstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I and in the introduction to Chapter XII of Annex II. This Decision is therefore not to apply to Liechtenstein,

'54zzzzzm. **32011 R 0016:** Commission Regulation (EU) No 16/2011 of 10 January 2011 laying down implementing measures for the Rapid alert system for food and feed (OJ L 6, 11.1.2011, p. 7).';

Article 3

The text of Regulation (EU) No 16/2011 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

HAS ADOPTED THIS DECISION:

Article 4

Article 1

Annex I to the Agreement shall be amended as follows:

This Decision shall enter into force on 3 December 2011, provided that all the notifications pursuant to Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 341, 22.12.2011, p. 72.

⁽²⁾ OJ L 341, 22.12.2011, p. 78.

⁽³⁾ OJ L 6, 11.1.2011, p. 7.

(*) No constitutional requirements indicated.

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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

DECISION OF THE EEA JOINT COMMITTEE

No 125/2011

of 2 December 2011

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 115/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 998/2010 of 5 November 2010 concerning the authorisation of *Enterococcus faecium* DSM 7134 as a feed additive for chickens for fattening (holder of the authorisation Lactosan GmbH & Co KG) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EU) No 999/2010 of 5 November 2010 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Aspergillus oryzae* (DSM 17594) as a feed additive for sows (holder of authorisation DSM Nutritional Products Ltd) ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 1070/2010 of 22 November 2010 amending Directive 2008/38/EC by adding to the list of intended uses as a particular nutritional purpose the support of the metabolism of the joints in the case of osteoarthritis in dogs and cats ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EU) No 1117/2010 of 2 December 2010 concerning the authorisation of a preparation of citric acid, sorbic acid, thymol and vanillin as a feed additive for weaned piglets (holder of the authorisation Vetagro SpA) ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Regulation (EU) No 1118/2010 of 2 December 2010 concerning the authorisation of diclazuril as a feed additive for chickens for fattening

(holder of authorisation Janssen Pharmaceutica NV) and amending Regulation (EC) No 2430/1999 ⁽⁶⁾ is to be incorporated into the Agreement.

- (7) Commission Regulation (EU) No 1119/2010 of 2 December 2010 concerning the authorisation of *Saccharomyces cerevisiae* MUCL 39885 as a feed additive for dairy cows and horses and amending Regulation (EC) No 1520/2007 (holder of the authorisation Prosol SpA) ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Regulation (EU) No 1120/2010 of 2 December 2010 concerning the authorisation of *Pediacoccus acidilactici* CNCM MA 18/5M as a feed additive for weaned piglets (holder of the authorisation Lallemand SAS) ⁽⁸⁾ is to be incorporated into the Agreement.
- (9) Commission Regulation (EU) No 168/2011 of 23 February 2011 amending Regulation (EU) No 107/2010 as regards the use of the feed additive *Bacillus subtilis* ATCC PTA-6737 in feed containing maduramycin ammonium, monensin sodium, narasin, or robenidine hydrochloride ⁽⁹⁾ is to be incorporated into the Agreement.
- (10) This Decision concerns legislation regarding veterinary matters. Legislation regarding veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I. This Decision is therefore not to apply to Liechtenstein,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the following indent shall be added in point 1k (Commission Regulation (EC) No 2430/1999):

— **32010 R 1118:** Commission Regulation (EU) No 1118/2010 of 2 December 2010 (OJ L 317, 3.12.2010, p. 5).;

⁽¹⁾ OJ L 341, 22.12.2011, p. 78.

⁽²⁾ OJ L 290, 6.11.2010, p. 22.

⁽³⁾ OJ L 290, 6.11.2010, p. 24.

⁽⁴⁾ OJ L 306, 23.11.2010, p. 42.

⁽⁵⁾ OJ L 317, 3.12.2010, p. 3.

⁽⁶⁾ OJ L 317, 3.12.2010, p. 5.

⁽⁷⁾ OJ L 317, 3.12.2010, p. 9.

⁽⁸⁾ OJ L 317, 3.12.2010, p. 12.

⁽⁹⁾ OJ L 49, 24.2.2011, p. 4.

(2) the following shall be added in point 1zzzzh (Commission Regulation (EC) No 1520/2007):

‘, as amended by:

— **32010 R 1119**: Commission Regulation (EU) No 1119/2010 of 2 December 2010 (OJ L 317, 3.12.2010, p. 9).’;

(3) the following shall be added in point 1zzzzzz (Commission Regulation (EU) No 107/2010):

‘, as amended by:

— **32011 R 0168**: Commission Regulation (EU) No 168/2011 of 23 February 2011 (OJ L 49, 24.2.2011, p. 4).’;

(4) the following indent shall be added in point 14c (Commission Directive 2008/38/EC):

‘— **32010 R 1070**: Commission Regulation (EU) No 1070/2010 of 22 November 2010 (OJ L 306, 23.11.2010, p. 42).’;

(5) the following points shall be inserted after point 2m (Commission Regulation (EU) No 892/2010):

‘2n. **32010 R 0998**: Commission Regulation (EU) No 998/2010 of 5 November 2010 concerning the authorisation of *Enterococcus faecium* DSM 7134 as a feed additive for chickens for fattening (holder of the authorisation Lactosan GmbH & Co KG) (OJ L 290, 6.11.2010, p. 22).

2o. **32010 R 0999**: Commission Regulation (EU) No 999/2010 of 5 November 2010 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Aspergillus oryzae* (DSM 17594) as a feed additive for sows (holder of authorisation DSM Nutritional Products Ltd) (OJ L 290, 6.11.2010, p. 24).

2p. **32010 R 1117**: Commission Regulation (EU) No 1117/2010 of 2 December 2010 concerning the authorisation of a preparation of citric acid, sorbic acid, thymol and vanillin as a feed additive for weaned piglets (holder of the authorisation Vetagro SpA) (OJ L 317, 3.12.2010, p. 3).

2q. **32010 R 1118**: Commission Regulation (EU) No 1118/2010 of 2 December 2010 concerning the authorisation of diclazuril as a feed additive for chickens for fattening (holder of authorisation Janssen Pharmaceutica NV) and amending Regulation (EC) No 2430/1999 (OJ L 317, 3.12.2010, p. 5).

2r. **32010 R 1119**: Commission Regulation (EU) No 1119/2010 of 2 December 2010 concerning the authorisation of *Saccharomyces cerevisiae* MUC 39885 as a feed additive for dairy cows and horses and amending Regulation (EC) No 1520/2007 (holder of the authorisation Prosol SpA) (OJ L 317, 3.12.2010, p. 9).

2s. **32010 R 1120**: Commission Regulation (EU) No 1120/2010 of 2 December 2010 concerning the authorisation of *Pediococcus acidilactici* CNCM MA 18/5M as a feed additive for weaned piglets (holder of the authorisation Lallemand SAS) (OJ L 317, 3.12.2010, p. 12).’.

Article 2

The texts of Regulations (EU) No 998/2010, (EU) No 999/2010, (EU) No 1070/2010, (EU) No 1117/2010, (EU) No 1118/2010, (EU) No 1119/2010, (EU) No 1120/2010 and (EU) No 168/2011 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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 126/2011

of 2 December 2011

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 47/2011 of 20 May 2011 ⁽¹⁾.
- (2) Directive 2009/57/EC of the European Parliament and of the Council of 13 July 2009 relating to the roll-over protection structures of wheeled agricultural or forestry tractors ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2009/75/EC of the European Parliament and of the Council of 13 July 2009 on roll-over protection structures of wheeled agricultural or forestry tractors (static testing) ⁽³⁾ is to be incorporated into the Agreement.
- (4) Directive 2009/57/EC repeals Council Directive 77/536/EEC ⁽⁴⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (5) Directive 2009/75/EC repeals Council Directive 79/622/EEC ⁽⁵⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the text of point 11 (Council Directive 77/536/EEC) shall be replaced by the following:

⁽¹⁾ OJ L 196, 28.7.2011, p. 25.

⁽²⁾ OJ L 261, 3.10.2009, p. 1.

⁽³⁾ OJ L 261, 3.10.2009, p. 40.

⁽⁴⁾ OJ L 220, 29.8.1977, p. 1.

⁽⁵⁾ OJ L 179, 17.7.1979, p. 1.

'**32009 L 0057**: Directive 2009/57/EC of the European Parliament and of the Council of 13 July 2009 relating to the roll-over protection structures of wheeled agricultural or forestry tractors (OJ L 261, 3.10.2009, p. 1).

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

In Annex VI, the following shall be added:

"IS for Iceland

FL for Liechtenstein

16. for Norway" ;

- (2) the text of point 17 (Council Directive 79/622/EEC) shall be replaced by the following:

'**32009 L 0075**: Directive 2009/75/EC of the European Parliament and of the Council of 13 July 2009 on roll-over protection structures of wheeled agricultural or forestry tractors (static testing) (OJ L 261, 3.10.2009, p. 40).

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

In Annex VI, the following shall be added:

"IS for Iceland

FL for Liechtenstein

16. for Norway" '.

Article 2

The texts of Directives 2009/57/EC and 2009/75/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee
The President
Kurt JÄGER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 127/2011

of 2 December 2011

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

THE EEA JOINT COMMITTEE,

HAS ADOPTED THIS DECISION:

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,

Article 1

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

Whereas:

- (1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 48/2011 of 20 May 2011 ⁽¹⁾.
 - (2) Directive 2009/105/EC of the European Parliament and of the Council of 16 September 2009 relating to simple pressure vessels ⁽²⁾ is to be incorporated into the Agreement.
 - (3) Directive 2010/35/EU of the European Parliament and of the Council of 16 June 2010 on transportable pressure equipment and repealing Council Directives 76/767/EEC, 84/525/EEC, 84/526/EEC, 84/527/EEC and 1999/36/EC ⁽³⁾ is to be incorporated into the Agreement.
 - (4) Directive 2009/105/EC repeals Council Directive 87/404/EEC ⁽⁴⁾ which is incorporated into the Agreement and which is therefore to be repealed under the Agreement.
 - (5) Directive 2010/35/EU repeals Council Directives 76/767/EEC ⁽⁵⁾, 84/525/EEC ⁽⁶⁾, 84/526/EEC ⁽⁷⁾, 84/527/EEC ⁽⁸⁾ and 1999/36/EC ⁽⁹⁾ which are incorporated into the Agreement and which are therefore to be repealed under the Agreement.
- (1) the text of points 2 (Council Directive 76/767/EEC), 3 (Council Directive 84/525/EEC), 4 (Council Directive 84/526/EEC), 5 (Council Directive 84/527/EEC) and 6b (Council Directive 1999/36/EC) shall be deleted with effect from 1 July 2011;
 - (2) the text of point 6 (Council Directive 87/404/EEC) shall be replaced by the following:

'32009 L 0105: Directive 2009/105/EC of the European Parliament and of the Council of 16 September 2009 relating to simple pressure vessels (OJ L 264, 8.10.2009, p. 12).';
 - (3) the following point shall be inserted after point 6c (Commission Decision 2003/525/EC):

'6d. 32010 L 0035: Directive 2010/35/EU of the European Parliament and of the Council of 16 June 2010 on transportable pressure equipment and repealing Council Directives 76/767/EEC, 84/525/EEC, 84/526/EEC, 84/527/EEC and 1999/36/EC (OJ L 165, 30.6.2010, p. 1).';

Article 2

The texts of Directives 2009/105/EC and 2010/35/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 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 196, 28.7.2011, p. 26.

⁽²⁾ OJ L 264, 8.10.2009, p. 12.

⁽³⁾ OJ L 165, 30.6.2010, p. 1.

⁽⁴⁾ OJ L 220, 8.8.1987, p. 48.

⁽⁵⁾ OJ L 262, 27.9.1976, p. 153.

⁽⁶⁾ OJ L 300, 19.11.1984, p. 1.

⁽⁷⁾ OJ L 300, 19.11.1984, p. 20.

⁽⁸⁾ OJ L 300, 19.11.1984, p. 48.

⁽⁹⁾ OJ L 138, 1.6.1999, p. 20.

(*) 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

DECISION OF THE EEA JOINT COMMITTEE

No 128/2011

of 2 December 2011

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

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32011 L 0003**: Commission Directive 2011/3/EU of 17 January 2011 (OJ L 13, 18.1.2011, p. 59).’.

Whereas:

Article 2

- (1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 115/2011 of 21 October 2011 ⁽¹⁾.

The text of Directive 2011/3/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.

- (2) Commission Directive 2011/3/EU of 17 January 2011 amending Directive 2008/128/EC laying down specific purity criteria on colours for use in foodstuffs ⁽²⁾ is to be incorporated into the Agreement.

Article 3

This Decision shall enter into force on 3 December 2011, provided that all the notifications pursuant to Article 103(1) of the Agreement have been made to the EEA Joint Committee ^(*).

- (3) This Decision concerns legislation regarding foodstuffs. Legislation concerning foodstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as stated in the introduction to Chapter XII of Annex II to the Agreement. This Decision is therefore not to apply to Liechtenstein,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following shall be added in point 54zzzzh (Commission Directive 2008/128/EC) in Chapter XII of Annex II to the Agreement:

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 78.

⁽²⁾ OJ L 13, 18.1.2011, p. 59.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 129/2011

of 2 December 2011

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

THE EEA JOINT COMMITTEE,

HAS ADOPTED THIS DECISION:

Article 1

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,

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

Whereas:

(1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 115/2011 of 21 October 2011 ⁽¹⁾.

(1) the texts of points 25 (Commission Directive 80/766/EEC), 28 (Commission Directive 81/432/EEC) and 54zzb (Commission Directive 2002/72/EC) shall be deleted;

(2) Commission Regulation (EU) No 10/2011 of 14 January 2011 on plastic materials and articles intended to come into contact with food ⁽²⁾ is to be incorporated into the Agreement.

(2) the following indent shall be added in point 36 (Council Directive 85/572/EEC):

— **32011 R 0010:** Commission Regulation (EU) No 10/2011 of 14 January 2011 (OJ L 12, 15.1.2011, p. 1).;

(3) Regulation (EU) No 10/2011 repeals Commission Directives 80/766/EEC ⁽³⁾, 81/432/EEC ⁽⁴⁾ and 2002/72/EC ⁽⁵⁾ which are incorporated in the Agreement and are therefore to be repealed under the Agreement.

(3) the following point shall be inserted after point 54zzzzzm (Commission Regulation (EU) No 16/2011):

‘55. **32011 R 0010:** Commission Regulation (EU) No 10/2011 of 14 January 2011 on plastic materials and articles intended to come into contact with food (OJ L 12, 15.1.2011, p. 1).;

(4) For practical reasons, the acts listed under the heading ‘ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE’ in Chapter XII of Annex II shall be renumbered.

(4) under the heading ‘ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE’ points 55 (Commission Recommendation 78/358/EEC) to 67 (Commission Recommendation 2010/161/EU) shall be renumbered points 1 to 13.

Article 2

(5) This Decision concerns legislation regarding foodstuffs. Legislation concerning foodstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as stated in the introduction to Chapter XII of Annex II to the Agreement. This Decision is therefore not to apply to Liechtenstein,

The text of Regulation (EU) No 10/2011 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 3 December 2011, provided that all the notifications pursuant to Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 341, 22.12.2011, p. 78.

⁽²⁾ OJ L 12, 15.1.2011, p. 1.

⁽³⁾ OJ L 213, 16.8.1980, p. 42.

⁽⁴⁾ OJ L 167, 24.6.1981, p. 6.

⁽⁵⁾ OJ L 220, 15.8.2002, p. 18.

(*) 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

DECISION OF THE EEA JOINT COMMITTEE

No 130/2011

of 2 December 2011

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 116/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 253/2011 of 15 March 2011 amending Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards Annex XIII ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2010/296/EU of 21 May 2010 on the establishment of a Register for Biocidal Products ⁽³⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the following indent shall be added in point 12zc (Regulation (EC) No 1907/2006 of the European Parliament and of the Council):

— **32011 R 0253**: Commission Regulation (EU) No 253/2011 of 15 March 2011 (OJ L 69, 16.3.2011, p. 7).';

- (2) the following point shall be inserted after point 12zy (Commission Decision 2010/675/EU):

'12zz. **32010 D 0296**: Commission Decision 2010/296/EU of 21 May 2010 on the establishment of a Register for Biocidal Products (OJ L 126, 22.5.2010, p. 26).'

Article 2

The texts of Regulation (EU) No 253/2011 and Decision 2010/296/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee
The President
Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 80.

⁽²⁾ OJ L 69, 16.3.2011, p. 7.

⁽³⁾ OJ L 126, 22.5.2010, p. 26.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 131/2011

of 2 December 2011

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 139/2009 of 4 December 2009 ⁽¹⁾.
- (2) Commission Decision 2010/227/EU of 19 April 2010 on the European Databank on Medical Devices (Eudamed) ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following shall be inserted after point 7 (Council Directive 90/385/EEC) of Chapter XXX of Annex II to the Agreement:

- '8. **32010 D 0227**: Commission Decision 2010/227/EU of 19 April 2010 on the European Databank on Medical Devices (Eudamed) (OJ L 102, 23.4.2010, p. 45).'

Article 2

The text of Decision 2010/227/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 62, 11.3.2010, p. 33.

⁽²⁾ OJ L 102, 23.4.2010, p. 45.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 132/2011

of 2 December 2011

amending Annex II (Technical regulations, standards, testing and certification) and 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 II to the Agreement was amended by Decision of the EEA Joint Committee No 27/2010 of 12 March 2010 ⁽¹⁾.
- (2) Annex XX to the Agreement was amended by Decision of the EEA Joint Committee No 122/2011 of 21 October 2011 ⁽²⁾.
- (3) Commission Decision 2010/681/EU of 9 November 2010 concerning a questionnaire for Member States reports on the implementation of Council Directive 1999/13/EC on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations during the period 2011-2013 ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Decision 2010/693/EU of 22 July 2010 establishing a common format for the second report of Member States on the implementation of Directive 2004/42/EC of the European Parliament and of the Council on the limitation of emissions of volatile organic compounds ⁽⁴⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 9a (Commission Decision 2007/205/EC) of Chapter XVII of Annex II to the Agreement:

'9aa. **32010 D 0693**: Commission Decision 2010/693/EU of 22 July 2010 establishing a common format for

the second report of Member States on the implementation of Directive 2004/42/EC of the European Parliament and of the Council on the limitation of emissions of volatile organic compounds (OJ L 301, 18.11.2010, p. 4).'

Article 2

The following point shall be inserted after point 21abd (Commission Decision 2007/531/EC) of Annex XX to the Agreement:

'21abe. **32010 D 0681**: Commission Decision 2010/681/EU of 9 November 2010 concerning a questionnaire for Member States reports on the implementation of Council Directive 1999/13/EC on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations during the period 2011-2013 (OJ L 292, 10.11.2010, p. 65).'

Article 3

The texts of Decisions 2010/681/EU and 2010/693/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 3 December 2011, provided that all the notifications pursuant to 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 143, 10.6.2010, p. 20.

⁽²⁾ OJ L 341, 22.12.2011, p. 87.

⁽³⁾ OJ L 292, 10.11.2010, p. 65.

⁽⁴⁾ OJ L 301, 18.11.2010, p. 4.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 133/2011

of 2 December 2011

amending Annex VI (Social security) 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 VI to the Agreement was amended by Decision of the EEA Joint Committee No 76/2011 of 1 July 2011 ⁽¹⁾.
- (2) Decision No A3 of 17 December 2009 concerning the aggregation of uninterrupted posting periods completed under the Council Regulation (EEC) No 1408/71 and Regulation (EC) No 883/2004 of the European Parliament and of the Council ⁽²⁾ is to be incorporated into the Agreement.
- (3) Decision No E2 of 3 March 2010 concerning the establishment of a change management procedure applying to details of the bodies defined in Article 1 of Regulation (EC) No 883/2004 of the European Parliament and of the Council which are listed in the electronic directory which is an inherent part of EESSI ⁽³⁾ is to be incorporated into the Agreement.
- (4) Decision No H3 of 15 October 2009 concerning the date to be taken into consideration for determining the rates of conversion referred to in Article 90 of Regulation (EC) No 987/2009 of the European Parliament and of the Council ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Decision No H4 of 22 December 2009 concerning the composition and working methods of the Audit Board of the Administrative Commission for the Coordination of Social Security Systems ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Decision No H5 of 18 March 2010 concerning cooperation on combating fraud and error within the framework of Council Regulation (EC) No 883/2004 and Regulation (EC) No 987/2009 of the European Parliament and of the Council on the coordination of social security systems ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Decision No S4 of 2 October 2009 concerning refund procedures for the implementation of Articles 35 and 41 of Regulation (EC) No 883/2004 of the European Parliament and of the Council ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Decision No S5 of 2 October 2009 on interpretation of the concept of 'benefits in kind' as defined in Article 1(va) of Regulation (EC) No 883/2004 of the European Parliament and of the Council in the event of sickness or maternity pursuant to Articles 17, 19, 20, 22, 24(1), 25, 26, 27(1, 3, 4 and 5), 28, 34 and 36(1 and 2) of Regulation (EC) No 883/2004 and on calculation of the amounts to be refunded pursuant to Articles 62, 63 and 64 of Regulation (EC) No 987/2009 of the European Parliament and of the Council ⁽⁸⁾ is to be incorporated into the Agreement.
- (9) Decision No S6 of 22 December 2009 concerning the registration in the Member State of residence pursuant to Article 24 of Regulation (EC) No 987/2009 and the compilation of the inventories provided for in Article 64(4) of Regulation (EC) No 987/2009 ⁽⁹⁾ is to be incorporated into the Agreement.
- (10) Decision No S7 of 22 December 2009 concerning the transition from Regulations (EEC) Nos 1408/71 and 574/72 to Regulations (EC) Nos 883/2004 and 987/2009 and the application of reimbursement procedures ⁽¹⁰⁾ is to be incorporated into the Agreement.

HAS ADOPTED THIS DECISION:

Article 1

Annex VI to the Agreement shall be amended as follows:

- (1) the following point shall be inserted after point 3.2 (Decision No A2):

'3.3. **32010 D 0608(01)**: Decision No A3 of 17 December 2009 concerning the aggregation of uninterrupted posting periods completed under the Council Regulation (EEC) No 1408/71 and Regulation (EC) No 883/2004 of the European Parliament and of the Council (OJ C 149, 8.6.2010, p. 3).';

⁽¹⁾ OJ L 262, 6.10.2011, p. 33.

⁽²⁾ OJ C 149, 8.6.2010, p. 3.

⁽³⁾ OJ C 187, 10.7.2010, p. 5.

⁽⁴⁾ OJ C 106, 24.4.2010, p. 56.

⁽⁵⁾ OJ C 107, 27.4.2010, p. 3.

⁽⁶⁾ OJ C 149, 8.6.2010, p. 5.

⁽⁷⁾ OJ C 106, 24.4.2010, p. 52.

⁽⁸⁾ OJ C 106, 24.4.2010, p. 54.

⁽⁹⁾ OJ C 107, 27.4.2010, p. 6.

⁽¹⁰⁾ OJ C 107, 27.4.2010, p. 8.

(2) the following point shall be inserted after point 4.1 (Decision No E1):

‘4.2. **32010 D 0710(01)**: Decision No E2 of 3 March 2010 concerning the establishment of a change management procedure applying to details of the bodies defined in Article 1 of Regulation (EC) No 883/2004 of the European Parliament and of the Council which are listed in the electronic directory which is an inherent part of EESSI (OJ C 187, 10.7.2010, p. 5).’;

(3) the following points shall be inserted after point 6.2 (Decision No H2):

‘6.3. **32010 D 0424(16)**: Decision No H3 of 15 October 2009 concerning the date to be taken into consideration for determining the rates of conversion referred to in Article 90 of Regulation (EC) No 987/2009 of the European Parliament and of the Council (OJ C 106, 24.4.2010, p. 56).

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

In the absence of a published conversion rate with regard to the Icelandic Krona (ISK) by the European Central Bank, the rate of conversion as mentioned in Article 1 of Decision No H3 shall be understood as the daily conversion rate fixed by the Central Bank of Iceland during the reference month.

6.4. **32010 D 0427(01)**: Decision No H4 of 22 December 2009 concerning the composition and working methods of the Audit Board of the Administrative Commission for the Coordination of Social Security Systems (OJ C 107, 27.4.2010, p. 3).

6.5. **32010 D 0608(02)**: Decision No H5 of 18 March 2010 concerning cooperation on combating fraud and error within the framework of Council Regulation (EC) No 883/2004 and Regulation (EC) No 987/2009 of the European Parliament and of the Council on the coordination of social security systems (OJ C 149, 8.6.2010, p. 5).’;

(4) the following points shall be inserted after point 8.3 (Decision No S3):

‘8.4. **32010 D 0424(14)**: Decision No S4 of 2 October 2009 concerning refund procedures for the implementation of Articles 35 and 41 of Regulation (EC) No 883/2004 of the European Parliament and of the Council (OJ C 106, 24.4.2010, p. 52).

8.5. **32010 D 0424(15)**: Decision No S5 of 2 October 2009 on interpretation of the concept of “benefits in kind” as defined in Article 1(va) of Regulation (EC) No 883/2004 of the European Parliament and of the Council in the event of sickness or maternity pursuant to Articles 17, 19, 20, 22, 24(1), 25, 26, 27(1, 3, 4 and 5), 28, 34 and 36(1 and 2) of Regulation (EC) No 883/2004 and on calculation of the amounts to be refunded pursuant to Articles 62, 63 and 64 of Regulation (EC) No 987/2009 of the European Parliament and of the Council (OJ C 106, 24.4.2010, p. 54).

8.6. **32010 D 0427(02)**: Decision No S6 of 22 December 2009 concerning the registration in the Member State of residence pursuant to Article 24 of Regulation (EC) No 987/2009 and the compilation of the inventories provided for in Article 64(4) of Regulation (EC) No 987/2009 (OJ C 107, 27.4.2010, p. 6).

8.7. **32010 D 0427(03)**: Decision No S7 of 22 December 2009 concerning the transition from Regulations (EEC) Nos 1408/71 and 574/72 to Regulations (EC) Nos 883/2004 and 987/2009 and the application of reimbursement procedures (OJ C 107, 27.4.2010, p. 8).’.

Article 2

The texts of Decisions Nos A3, E2, H3, H4, H5, S4, S5, S6 and S7 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 3 December 2011, provided that all the notifications pursuant to 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 76/2011 of 1 July 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 134/2011

of 2 December 2011

amending Annex VII (Recognition of professional qualifications) 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 VII to the Agreement was amended by Decision of the EEA Joint Committee No 95/2009 of 25 September 2009 ⁽¹⁾.
- (2) Commission Regulation (EU) No 213/2011 of 3 March 2011 amending Annexes II and V to Directive 2005/36/EC of the European Parliament and of the Council on the recognition of professional qualifications ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 1 (Directive 2005/36/EC of the European Parliament and of the Council) of Annex VII to the Agreement:

— **32011 R 0213**: Commission Regulation (EU) No 213/2011 of 3 March 2011 (OJ L 59, 4.3.2011, p. 4).'

Article 2

The text of Regulation (EU) No 213/2011 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 3 December 2011, 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, 2 December 2011.

*For the EEA Joint Committee**The President*

Kurt JÄGER

⁽¹⁾ OJ L 304, 19.11.2009, p. 6.

⁽²⁾ OJ L 59, 4.3.2011, p. 4.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 135/2011

of 2 December 2011

amending Annex XI (Electronic communication, audiovisual services and information society) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32009 L 0114**: Directive 2009/114/EC of the European Parliament and of the Council of 16 September 2009 (OJ L 274, 20.10.2009, p. 25).’

Article 2

Whereas:

The text of Directive 2009/114/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) Annex XI to the Agreement was amended by Decision of the EEA Joint Committee No 101/2011 of 30 September 2011 ⁽¹⁾.

Article 3

This Decision shall enter into force on 3 December 2011, provided that all the notifications pursuant to Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Directive 2009/114/EC of the European Parliament and of the Council of 16 September 2009 amending Council Directive 87/372/EEC on the frequency bands to be reserved for the coordinated introduction of public pan-European cellular digital land-based mobile communications in the Community ⁽²⁾ is to be incorporated into the Agreement,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following shall be added in point 1 (Council Directive 87/372/EEC) of Annex XI to the Agreement:

*For the EEA Joint Committee**The President*

Kurt JÄGER

⁽¹⁾ OJ L 318, 1.12.2011, p. 39.

⁽²⁾ OJ L 274, 20.10.2009, p. 25.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 137/2011

of 2 December 2011

amending Annex XI (Electronic communication, audiovisual services and information society) to the EEA Agreement

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex XI to the Agreement was amended by Decision of the EEA Joint Committee No 101/2011 of 30 September 2011 ⁽¹⁾.
- (2) Commission Decision 2010/625/EU of 19 October 2010 pursuant to Directive 95/46/EC of the European Parliament and of the Council on the adequate protection of personal data in Andorra ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 5el (Commission Decision 2010/146/EU) of Annex XI to the Agreement:

'5em. **32010 D 0625:** Commission Decision 2010/625/EU of 19 October 2010 pursuant to Directive 95/46/EC of the European Parliament and of the Council on the adequate protection of personal data in Andorra (OJ L 277, 21.10.2010, p. 27).'

Article 2

The text of Decision 2010/625/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 318, 1.12.2011, p. 39.

⁽²⁾ OJ L 277, 21.10.2010, p. 27.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 138/2011

of 2 December 2011

amending Annex XI (Electronic communication, audiovisual services and information society) to the EEA Agreement

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex XI to the Agreement was amended by Decision of the EEA Joint Committee No 101/2011 of 30 September 2011 ⁽¹⁾.
- (2) Commission Decision 2011/61/EU of 31 January 2011 pursuant to Directive 95/46/EC of the European Parliament and of the Council on the adequate protection of personal data by the State of Israel with regard to automated processing of personal data ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 5em (Commission Decision 2010/625/EU) of Annex XI to the Agreement:

'5en. **32011 D 0061**: Commission Decision 2011/61/EU of 31 January 2011 pursuant to Directive 95/46/EC of

the European Parliament and of the Council on the adequate protection of personal data by the State of Israel with regard to automated processing of personal data (OJ L 27, 1.2.2011, p. 39).'

Article 2

The text of Decision 2011/61/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 318, 1.12.2011, p. 39.

⁽²⁾ OJ L 27, 1.2.2011, p. 39.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 139/2011

of 2 December 2011

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘— **32011 D 0026**: Commission Decision 2011/26/EU of 14 January 2011 (OJ L 13, 18.1.2011, p. 64).’

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,

Article 2

The text of Decision 2011/26/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.

Whereas:

Article 3

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 120/2011 of 21 October 2011 ⁽¹⁾.

This Decision shall enter into force on 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Decision 2011/26/EU of 14 January 2011 authorising Member States to adopt certain derogations pursuant to Directive 2008/68/EC of the European Parliament and of the Council on the inland transport of dangerous goods ⁽²⁾ is to be incorporated into the Agreement,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following indent shall be added in point 13c (Directive 2008/68/EC of the European Parliament and of the Council) of Annex XIII to the Agreement:

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 13, 18.1.2011, p. 64.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 140/2011
of 2 December 2011
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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2011/C 135/03 of 4 May 2011 on setting up the European ITS Advisory Group ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 17k (Directive 2010/40/EU of the European Parliament and of the Council) of Annex XIII to the Agreement:

'17ka. **32011 D 0505(01)**: Commission Decision 2011/C 135/03 of 4 May 2011 on setting up the European ITS Advisory Group (OJ C 135, 5.5.2011, p. 3).'

Article 2

The text of Commission Decision 2011/C 135/03 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 3 December 2011, 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 102/2011 of 30 September 2011 ⁽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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ C 135, 5.5.2011, p. 3.

^(*) No constitutional requirements indicated.

⁽³⁾ OJ L 318, 1.12.2011, p. 40.

DECISION OF THE EEA JOINT COMMITTEE

No 141/2011

of 2 December 2011

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘— **32011 L 0018**: Commission Directive 2011/18/EU of 1 March 2011 (OJ L 57, 2.3.2011, p. 21).’

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,

Article 2

The text of Directive 2011/18/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.

Whereas:

Article 3

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 120/2011 of 21 October 2011 ⁽¹⁾.

This Decision shall enter into force on 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Directive 2011/18/EU of 1 March 2011 amending Annexes II, V and VI 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,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

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

For the EEA Joint Committee
The President
Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 57, 2.3.2011, p. 21.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 142/2011
of 2 December 2011
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32011 D 0107**: Commission Decision 2011/107/EU of 10 February 2011 (OJ L 43, 17.2.2011, p. 33).’

Article 2

The text of Decision 2011/107/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.

Whereas:

Article 3

- (1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 120/2011 of 21 October 2011 ⁽¹⁾.

This Decision shall enter into force on 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

- (2) Commission Decision 2011/107/EU of 10 February 2011 amending Decision 2007/756/EC adopting a common specification of the national vehicle register ⁽²⁾ is to be incorporated into the Agreement,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following shall be added in point 37da (Commission Decision 2007/756/EC) of Annex XIII to the Agreement:

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 43, 17.2.2011, p. 33.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 143/2011

of 2 December 2011

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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2011/155/EU of 9 March 2011 on the publication and management of the reference document referred to in Article 27(4) of 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 ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 37dd (Commission Decision 2010/713/EU) of Annex XIII to the Agreement:

'37de. **32011 D 0155:** Commission Decision 2011/155/EU of 9 March 2011 on the publication and management of the reference document referred to in Article 27(4) of Directive 2008/57/EC of the European Parliament and of the Council on the interoperability of the rail system within the Community (OJ L 63, 10.3.2011, p. 22).'

Article 2

The text of Decision 2011/155/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 63, 10.3.2011, p. 22.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 144/2011
of 2 December 2011
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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2011/229/EU of 4 April 2011 concerning the technical specifications of interoperability relating to the subsystem 'rolling stock — noise' of the trans-European conventional rail system ⁽²⁾ is to be incorporated into the Agreement.
- (3) Decision 2011/229/EU repeals Commission Decision 2006/66/EC ⁽³⁾ which is incorporated into the Agreement and which is consequently to be deleted from the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 37g (Commission Decision 2006/66/EC) of Annex XIII to the Agreement shall be replaced by the following:

'32011 D 0229: Commission Decision 2011/229/EU of 4 April 2011 concerning the technical specifications of

interoperability relating to the subsystem "rolling stock — noise" of the trans-European conventional rail system (OJ L 99, 13.4.2011, p. 1).

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

In point 7.7.2.4 of the Annex to the Decision the words "and Norway" shall be added after the word "Lithuania".

Article 2

The text of Decision 2011/229/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 99, 13.4.2011, p. 1.

⁽³⁾ OJ L 37, 8.2.2006, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 145/2011

of 2 December 2011

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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 1169/2010 of 10 December 2010 on a common safety method for assessing conformity with the requirements for obtaining a railway safety authorisation ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 42ed (Commission Decision 2010/409/EU) of Annex XIII to the Agreement:

'42ee. **32010 R 1169**: Commission Regulation (EU) No 1169/2010 of 10 December 2010 on a common safety method for assessing conformity with the requirements for obtaining a railway safety authorisation (OJ L 327, 11.12.2010, p. 13).'

Article 2

The text of Regulation (EU) No 1169/2010 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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 327, 11.12.2010, p. 13.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 146/2011
of 2 December 2011
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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 1158/2010 of 9 December 2010 on a common safety method for assessing conformity with the requirements for obtaining railway safety certificates ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 42ee (Commission Regulation (EU) No 1169/2010) of Annex XIII to the Agreement:

'42ef. **32010 R 1158**: Commission Regulation (EU) No 1158/2010 of 9 December 2010 on a common safety method for assessing conformity with the requirements for obtaining railway safety certificates (OJ L 326, 10.12.2010, p. 11).'

Article 2

The text of Regulation (EU) No 1158/2010 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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 326, 10.12.2010, p. 11.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 147/2011

of 2 December 2011

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32010 L 0036**: Commission Directive 2010/36/EU of 1 June 2010 (OJ L 162, 29.6.2010, p. 1).’

Article 2

Whereas:

The text of Directive 2010/36/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

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 120/2011 of 21 October 2011 ⁽¹⁾.

This Decision shall enter into force on 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

(2) Commission Directive 2010/36/EU of 1 June 2010 amending Directive 2009/45/EC of the European Parliament and of the Council on safety rules and standards for passenger ships ⁽²⁾ is to be incorporated into the Agreement,

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

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following shall be added in point 56f (Directive 2009/45/EC of the European Parliament and of the Council) of Annex XIII to the Agreement:

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 162, 29.6.2010, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 148/2011
of 2 December 2011
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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 720/2011 of 22 July 2011 amending Regulation (EC) No 272/2009 supplementing the common basic standards on civil aviation security as regards the phasing-in of the screening of liquids, aerosols and gels at EU airports ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 66ha (Commission Regulation (EC) No 272/2009) of Annex XIII to the Agreement:

‘— **32011 R 0720**: Commission Regulation (EU) No 720/2011 of 22 July 2011 (OJ L 193, 23.7.2011, p. 19).’

Article 2

The text of Regulation (EU) No 720/2011 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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President
Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 193, 23.7.2011, p. 19.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 149/2011

of 2 December 2011

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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2010/3572/EU of 30 June 2010 amending Commission Decision 2010/774/EU of 13 April 2010 laying down detailed measures for the implementation of the common basic standards on aviation security containing information as referred to in point (a) of Article 18 of Regulation (EC) No 300/2008 is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 66hf (Commission Decision C(2010) 774 final) of Annex XIII to the Agreement:

— **32010 D 3572:** Commission Decision 2010/3572/EU of 30 June 2010 amending Commission Decision 2010/774/EU of 13 April 2010 laying down detailed measures for the implementation of the common basic standards on aviation security containing information as referred to in point (a) of Article 18 of Regulation (EC) No 300/2008.'

Article 2

This Decision shall enter into force on 3 December 2011, 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 56/2011 of 20 May 2011 ⁽²⁾, whichever is the later.

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, 2 December 2011.

*For the EEA Joint Committee**The President*

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

(*) No constitutional requirements indicated.

⁽²⁾ OJ L 196, 28.7.2011, p. 38.

DECISION OF THE EEA JOINT COMMITTEE
No 150/2011
of 2 December 2011
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 120/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2010/9139/EU of 20 December 2010 amending Commission Decision 2010/774/EU of 13 April 2010 laying down detailed measures for the implementation of the common basic standards on aviation security containing information as referred to in point (a) of Article 18 of Regulation (EC) No 300/2008 is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 66hf (Commission Decision C(2010) 774 final) of Annex XIII to the Agreement:

‘— **32010 D 9139**: Commission Decision 2010/9139/EU of 20 December 2010 amending Commission Decision 2010/774/EU of 13 April 2010 laying down detailed measures for the implementation of the common basic standards on aviation security containing information as referred to in point (a) of Article 18 of Regulation (EC) No 300/2008.’

Article 2

This Decision shall enter into force on 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 151/2011

of 2 December 2011

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32011 R 0283**: Commission Regulation (EU) No 283/2011 of 22 March 2011 (OJ L 77, 23.3.2011, p. 23).’

Article 2

Whereas:

The text of Regulation (EU) No 283/2011 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) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 120/2011 of 21 October 2011 ⁽¹⁾.

Article 3

This Decision shall enter into force on 3 December 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Regulation (EU) No 283/2011 of 22 March 2011 amending Regulation (EC) No 633/2007 as regards the transitional arrangements referred to in Article 7 ⁽²⁾ is to be incorporated into the Agreement,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following shall be inserted in point 66wba (Commission Regulation (EC) No 633/2007) of Annex XIII to the Agreement:

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 77, 23.3.2011, p. 23.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 152/2011
of 2 December 2011
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32010 R 0929**: Commission Regulation (EU) No 929/2010 of 18 October 2010 (OJ L 273, 19.10.2010, p. 4).’.

Article 2

Whereas:

The text of Regulation (EU) No 929/2010 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 120/2011 of 21 October 2011 ⁽¹⁾.

Article 3

This Decision shall enter into force on 3 December 2011, provided that all the notifications pursuant to Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Regulation (EU) No 929/2010 of 18 October 2010 amending Regulation (EC) No 1033/2006 as regards the ICAO provisions referred to in Article 3(1) ⁽²⁾ is to be incorporated into the Agreement,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 2 December 2011.

Article 1

The following shall be added in point 66wc (Commission Regulation (EC) No 1033/2006) of Annex XIII to the Agreement:

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 85.

⁽²⁾ OJ L 273, 19.10.2010, p. 4.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 153/2011

of 2 December 2011

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 122/2011 of 21 October 2011 ⁽¹⁾.

(2) Commission Decision 2010/205/EU of 31 March 2010 concerning the reporting questionnaire relating to Regulation (EC) No 166/2006 of the European Parliament and of the Council concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

Annex XX to the Agreement shall be amended as follows:

(1) the following point shall be inserted after point 1h (Regulation (EC) No 166/2006 of the European Parliament and of the Council):

'1ha **32010 D 0205**: Commission Decision 2010/205/EU of 31 March 2010 concerning the reporting questionnaire relating to Regulation (EC) No 166/2006

of the European Parliament and of the Council concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC (OJ L 88, 8.4.2010, p. 18).';

(2) the following indent shall be added in point 1f (Council Directive 96/61/EC):

— **32010 D 0205**: Commission Decision 2010/205/EU of 31 March 2010 (OJ L 88, 8.4.2010, p. 18).'

Article 2

The text of Decision 2010/205/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 87.

⁽²⁾ OJ L 88, 8.4.2010, p. 18.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 154/2011

of 2 December 2011

amending Annex XX (Environment) to the EEA Agreement

THE EEA JOINT COMMITTEE,

— **32009 D 0888**: Commission Decision 2009/888/EC of 30 November 2009 (OJ L 318, 4.12.2009, p. 43).;

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 122/2011 of 21 October 2011 ⁽¹⁾.

(2) the following indent shall be added in points 2e (Commission Decision 2003/200/EC), 2o (Commission Decision 2002/747/EC), 2q (Commission Decision 2005/341/EC), 2r (Commission Decision 2005/342/EC), 2s (Commission Decision 2005/343/EC), 2t (Commission Decision 2005/344/EC), 2u (Commission Decision 2005/360/EC) and 2x (Commission Decision 2002/741/EC):

(2) Commission Decision 2007/742/EC of 9 November 2007 establishing the ecological criteria for the award of the Community eco-label to electrically driven, gas driven or gas absorption heat pumps ⁽²⁾ is to be incorporated into the Agreement.

— **32009 D 0888**: Commission Decision 2009/888/EC of 30 November 2009 (OJ L 318, 4.12.2009, p. 43).;

(3) Commission Decision 2009/888/EC of 30 November 2009 amending Decisions 2002/741/EC, 2002/747/EC, 2003/200/EC, 2005/341/EC, 2005/342/EC, 2005/343/EC, 2005/344/EC, 2005/360/EC, 2006/799/EC, 2007/64/EC, 2007/506/EC and 2007/742/EC in order to prolong the validity of the ecological criteria for the award of the Community Ecolabel to certain products ⁽³⁾ is to be incorporated into the Agreement,

(3) the following point shall be inserted after point 2zb (Commission Decision 2010/18/EC):

'2zc. **32007 D 0742**: Commission Decision 2007/742/EC of 9 November 2007 establishing the ecological criteria for the award of the Community eco-label to electrically driven, gas driven or gas absorption heat pumps (OJ L 301, 20.11.2007, p. 14), as amended by:

— **32009 D 0888**: Commission Decision 2009/888/EC of 30 November 2009 (OJ L 318, 4.12.2009, p. 43).'

HAS ADOPTED THIS DECISION:

Article 1

Annex XX to the Agreement shall be amended as follows:

(1) the following shall be added in points 2d (Commission Decision 2006/799/EC), 2da (Commission Decision 2007/64/EC) and 2y (Commission Decision 2007/506/EC):

‘, as amended by:

⁽¹⁾ OJ L 341, 22.12.2011, p. 87.

⁽²⁾ OJ L 301, 20.11.2007, p. 14.

⁽³⁾ OJ L 318, 4.12.2009, p. 43.

Article 2

The texts of Decisions 2007/742/EC and 2009/888/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

DECISION OF THE EEA JOINT COMMITTEE

No 155/2011

of 2 December 2011

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 122/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2009/894/EC of 30 November 2009 on establishing the ecological criteria for the award of the Community eco-label for wooden furniture ⁽²⁾, as corrected by OJ L 209, 17.8.2011, p. 62, is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 2zc (Commission Decision 2007/742/EC) of Annex XX to the Agreement:

'2zd. **32009 D 0894**: Commission Decision 2009/894/EC of 30 November 2009 on establishing the ecological criteria for the award of the Community eco-label for wooden furniture (OJ L 320, 5.12.2009, p. 23), as corrected by OJ L 209, 17.8.2011, p. 62.'

Article 2

The text of Decision 2009/894/EC, as corrected by OJ L 209, 17.8.2011, p. 62, 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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 87.

⁽²⁾ OJ L 320, 5.12.2009, p. 23.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 156/2011

of 2 December 2011

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 122/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 920/2010 of 7 October 2010 for a standardised and secured system of registries pursuant to Directive 2003/87/EC of the European Parliament and of the Council and Decision No 280/2004/EC of the European Parliament and of the Council ⁽²⁾ is to be incorporated into the Agreement.
- (3) Regulation (EU) No 920/2010 repeals, with effect from 1 January 2012, Commission Regulation (EC) No 2216/2004 ⁽³⁾ which is incorporated into the Agreement and which is therefore to be repealed from the Agreement.
- (4) Decision No 280/2004/EC of the European Parliament and of the Council of 11 February 2004 concerning a mechanism for monitoring Community greenhouse gas emissions and for implementing the Kyoto Protocol ⁽⁴⁾ has not been incorporated into the Agreement and therefore the specific reporting requirements foreseen in that Decision do not apply to the EFTA States.
- (5) The EFTA States shall be included in the European Union Transaction Log (EUTL). The EUTL's Central Administrator shall perform his tasks with regard to the EFTA States, and the EFTA Surveillance Authority shall be the competent body to give the necessary instructions to the Central Administrator in relation to provisions relating to the application of Regulation (EU) No 920/2010 for the EFTA States.
- (6) Pursuant to EEA Joint Committee Decision No 146/2007, Iceland was exempted from the requirement to submit a national allocation plan for the 2008-2012 period. Accordingly, the provisions of this Regulation concerning the allocation to operators of installations in 2008-2012 should not apply with regard to Iceland.
- (7) Pursuant to EEA Joint Committee Decision No 146/2007, stationary installations in Iceland that would have fallen within the scope of application of Directive 2003/87/EC for the 2008-2012 period were exempted from the scope of the Directive during that period. Iceland has therefore not established a National Registry in relation to the EU Emissions Trading Scheme (EU ETS). Accordingly, the deadline for initiating the procedure foreseen for opening the operator holding accounts in the Union Registry needs to be adjusted. In the case of Icelandic stationary installations for which a greenhouse gas emissions permit has already been issued by the competent authority, the procedure will start on the date of the entry into force of the present Decision, or from the date the Union Registry is operational for Iceland, whichever is later.
- (8) The Union aviation allocation table contained in the EUTL should reflect the extension of the EU ETS for aviation activities to the EFTA States. Therefore the Union aviation allocation table should tabulate the EEA-wide number of Chapter II allowances to be allocated in 2012.
- (9) The Contracting Parties understand that the specific nature of the EU ETS and the related standardised and secured system of registries pursuant to Directive 2003/87/EC, providing for the establishment of a Union Registry, require special rules on data storage and access regarding the Union Registry to ensure that the greenhouse gas emission allowances conform to the functional and technical specifications for data exchange standards for registry systems under the Kyoto Protocol, and that transfers of such allowances are compatible with the obligations resulting from the Kyoto Protocol.
- (10) The Contracting Parties recognise that it is essential for the law enforcement and tax authorities of a Contracting Party, the European Anti-fraud Office of the European Commission, Europol and national administrators of Contracting Parties to be granted the right to obtain certain data stored in the Union Registry and in the EUTL in clearly defined cases for the purposes of the investigation, detection and prosecution of fraud, tax administration or enforcement, money laundering, terrorism financing or serious crime as set forth in Article 75 of Regulation (EU) No 920/2010.

⁽¹⁾ OJ L 341, 22.12.2011, p. 87.

⁽²⁾ OJ L 270, 14.10.2010, p. 1.

⁽³⁾ OJ L 386, 29.12.2004, p. 1.

⁽⁴⁾ OJ L 49, 19.2.2004, p. 1.

- (11) The Contracting Parties recall that the granting of information rights as foreseen in Article 75 of Regulation (EU) No 920/2010 is without prejudice to the understanding that police and judicial cooperation in criminal matters as well as tax administration or enforcement fall outside the scope of the EEA Agreement, and that the Regulation therefore does not confer on the institutions mentioned any other rights than those explicitly mentioned in its Article 75,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 21an (Commission Regulation (EC) No 2216/2004) of Annex XX to the Agreement shall be replaced by the following:

‘32010 R 0920: Commission Regulation (EU) No 920/2010 of 7 October 2010 for a standardised and secured system of registries pursuant to Directive 2003/87/EC of the European Parliament and of the Council and Decision No 280/2004/EC of the European Parliament and of the Council (OJ L 270, 14.10.2010, p. 1).

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

- (a) The issue, transfer and cancellation of allowances concerning the EFTA States, their operators and the aircraft operators administered by them shall be registered in the European Union Transaction Log (EUTL).

The Central Administrator shall be competent to perform the tasks referred to in paragraphs 1 to 3 of Article 20 of Directive 2003/87/EC when the EFTA States, their operators or the aircraft operators administered by them are concerned.

- (b) The provisions relating to the allocation of allowances to operators of installations for the 2008-2012 period shall not apply with regard to Iceland.

- (c) In Article 6(5), the following sentence shall be added:

“The EFTA Surveillance Authority shall coordinate the implementation of this Regulation with the registry administrators of each EFTA State and the Central Administrator.”

- (d) The following paragraph shall be added in Article 15:

“4. In relation to Icelandic stationary installations for which a greenhouse gas emissions permit has been issued

by the competent authority prior to the entry into force of the present Decision, the procedure for opening the operator holding accounts in the Union Registry will start either from the date of the entry into force of the present Decision, or from the date the Union Registry is operational for Iceland, whichever is later.”

- (e) Article 34(1)(a) shall read:

“The total number of Chapter II allowances to be allocated in the European Economic Area in 2012;”

- (f) The following subparagraph shall be added in Articles 35(2) and 37(2):

“Where national allocation plan tables of the EFTA States are concerned, the Central Administrator shall be instructed by the EFTA Surveillance Authority.”

- (g) The following subparagraph shall be added in Articles 36 and 38(3):

“Where the Chapter II allowance allocation decisions taken by EFTA States are concerned, the Central Administrator shall be instructed by the EFTA Surveillance Authority.”

- (h) The following paragraph shall be added in Article 65:

“6. Where registries in the EFTA States are concerned, the Central Administrator shall be instructed by the EFTA Surveillance Authority.”

- (i) In Annex XII, the “Union-wide quantity of Chapter II allowances in 2012” shall refer to the EEA-wide quantity of Chapter II allowances in 2012 as determined by the EEA Joint Committee Decision No 93/2011 of 20 July 2011.’.

Article 2

The text of Regulation (EU) No 920/2010 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 3 December 2011 or on the day following the last notification to the EEA Joint Committee under Article 103(1) of the Agreement (*), whichever is the later, but not earlier than 1 January 2012.

(*) 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

DECISION OF THE EEA JOINT COMMITTEE

No 157/2011

of 2 December 2011

amending Annex XX (Environment) to the EEA Agreement

THE EEA JOINT COMMITTEE,

contained use of genetically modified micro-organisms (OJ L 125, 21.5.2009, p. 75).'

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 122/2011 of 21 October 2011 ⁽¹⁾.
- (2) Directive 2009/41/EC of the European Parliament and of the Council of 6 May 2009 on the contained use of genetically modified micro-organisms ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

Point 24 (Council Directive 90/219/EEC) of Annex XX to the Agreement shall be replaced by the following:

'32009 L 0041: Directive 2009/41/EC of the European Parliament and of the Council of 6 May 2009 on the

Article 2

The text of Directive 2009/41/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 87.

⁽²⁾ OJ L 125, 21.5.2009, p. 75.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 158/2011

of 2 December 2011

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 122/2011 of 21 October 2011 ⁽¹⁾.
- (2) Commission Decision 2010/731/EU of 30 November 2010 establishing a questionnaire to be used for reporting on the implementation of Directive 2000/76/EC of the European Parliament and of the Council on the incineration of waste ⁽²⁾ is to be incorporated into the Agreement.
- (3) Decision 2010/731/EU repeals Commission Decision 2006/329/EC ⁽³⁾, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 32fd (Commission Decision 2006/329/EC) of Annex XX to the Agreement shall be replaced by the following:

'**32010 D 0731**: Commission Decision 2010/731/EU of 30 November 2010 establishing a questionnaire to be used for reporting on the implementation of Directive 2000/76/EC of the European Parliament and of the Council on the incineration of waste (OJ L 315, 1.12.2010, p. 38).'

Article 2

The text of Decision 2010/731/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 341, 22.12.2011, p. 87.

⁽²⁾ OJ L 315, 1.12.2010, p. 38.

⁽³⁾ OJ L 121, 6.5.2006, p. 38.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 159/2011
of 2 December 2011
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 110/2011 of 30 September 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 88/2011 of 2 February 2011 implementing Regulation (EC) No 452/2008 of the European Parliament and of the Council concerning the production and development of statistics on education and lifelong learning, as regards statistics on education and training systems ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 18wa (Commission Regulation (EU) No 823/2010) of Annex XXI to the Agreement:

'18wb. **32011 R 0088**: Commission Regulation (EU) No 88/2011 of 2 February 2011 implementing Regulation (EC) No 452/2008 of the European Parliament and of the Council concerning the production and development of statistics on education and lifelong learning, as regards statistics on education and training systems (OJ L 29, 3.2.2011, p. 5).'

Article 2

The text of Regulation (EU) No 88/2011 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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee
The President
Kurt JÄGER

⁽¹⁾ OJ L 318, 1.12.2011, p. 50.

⁽²⁾ OJ L 29, 3.2.2011, p. 5.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 160/2011

of 2 December 2011

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 110/2011 of 30 September 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 193/2011 of 28 February 2011 implementing Regulation (EC) No 1445/2007 of the European Parliament and of the Council as regards the system of quality control used for Purchasing Power Parities ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 19y (Regulation (EC) No 1445/2007 of the European Parliament and of the Council) of Annex XXI to the Agreement:

'19ya. **32011 R 0193**: Commission Regulation (EU) No 193/2011 of 28 February 2011 implementing Regulation (EC) No 1445/2007 of the European Parliament and of the Council as regards the system of quality control used for Purchasing Power Parities (OJ L 56, 1.3.2011, p. 1).'

Article 2

The text of Regulation (EU) No 193/2011 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 3 December 2011, 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, 2 December 2011.

*For the EEA Joint Committee**The President*

Kurt JÄGER

⁽¹⁾ OJ L 318, 1.12.2011, p. 50.

⁽²⁾ OJ L 56, 1.3.2011, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 161/2011

of 2 December 2011

amending Annex XXII (Company law) 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 XXII to the Agreement was amended by Decision of the EEA Joint Committee No 27/2011 of 1 April 2011 ⁽¹⁾.
- (2) Commission Decision 2010/485/EU of 1 September 2010 on the adequacy of the competent authorities of Australia and the United States pursuant to Directive 2006/43/EC of the European Parliament and of the Council ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 10fb (Commission Decision 2010/64/EU) of Annex XXII to the Agreement:

⁽¹⁾ OJ L 171, 30.6.2011, p. 25.

⁽²⁾ OJ L 240, 11.9.2010, p. 6.

'10fc. **32010 D 0485**: Commission Decision 2010/485/EU of 1 September 2010 on the adequacy of the competent authorities of Australia and the United States pursuant to Directive 2006/43/EC of the European Parliament and of the Council (OJ L 240, 11.9.2010, p. 6).'

Article 2

The text of Decision 2010/485/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 3 December 2011, 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, 2 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

(*) Constitutional requirements indicated.

Joint Declaration by the Contracting Parties to Decision No 161/2011 incorporating Decision 2010/485/EU into the Agreement

'Commission Decision 2010/485/EU of 1 September 2010 on the adequacy of the competent authorities of Australia and the United States pursuant to Directive 2006/43/EC of the European Parliament and of the Council deals with third country relations. The incorporation of this Decision is without prejudice to the scope of the EEA Agreement.'

DECISION OF THE EEA JOINT COMMITTEE
No 162/2011
of 19 December 2011
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 last amended by Decision of the EEA Joint Committee No 75/2011 of 1 July 2011 ⁽¹⁾.
- (2) Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing Directives 2001/77/EC and 2003/30/EC ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2009/28/EC repeals Directive 2001/77/EC of the European Parliament and of the Council ⁽³⁾, which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (4) Norway's fulfilment of the target for share of energy from renewable sources in gross final consumption of energy in 2020 must be seen in the context of the initial high share of renewable energy compared to the EU Member States, and the uncertainty associated with supply and demand embedded in the combination of a hydro-based energy production system and a cold climate,

HAS ADOPTED THIS DECISION:

Article 1

Annex IV to the Agreement shall be amended as follows:

- (1) the text of point 19 (Directive 2001/77/EC of the European Parliament and of the Council) shall be deleted with effect from 1 January 2012;
 - (2) the following shall be inserted after point 40 (Commission Regulation (EU) No 774/2010):
- '41. **32009 L 0028:** Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing

Directives 2001/77/EC and 2003/30/EC (OJ L 140, 5.6.2009, p. 16).

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

- (a) the Directive shall not apply to Liechtenstein;
- (b) the second sentence of Article 3(1) shall not apply to the EFTA States;
- (c) the following shall be added in Article 4(2):

"Norway and Iceland shall notify their national renewable energy action plans to the EFTA Surveillance Authority no later than 6 months after the entry into force of Decision of the EEA Joint Committee No ..., incorporating Directive 2009/28/EC.";

- (d) the following shall be added in Article 22(1):

"Norway and Iceland shall submit a report on progress in the promotion and use of energy from renewable sources by 31 December 2013, and every 2 years thereafter. The fifth report, to be submitted by 31 December 2021, shall be the last report required.";

- (e) the following shall be added in point A of Annex I:

	"Share of energy from renewable sources in gross final consumption of energy, 2005 (S ₂₀₀₅)"	Target for share of energy from renewable sources in gross final consumption of energy, 2020 (S ₂₀₂₀)
Iceland	55,0 %	64 %
Norway	58,2 %	67,5 %"

Article 2

The text of Directive 2009/28/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 262, 6.10.2011, p. 32.

⁽²⁾ OJ L 140, 5.6.2009, p. 16.

⁽³⁾ OJ L 283, 27.10.2001, p. 33.

Article 3

This Decision shall enter into force on 20 December 2011, 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, 19 December 2011.

For the EEA Joint Committee
The President
Kurt JÄGER

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 163/2011

of 19 December 2011

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 152/2011 of 2 December 2011 ⁽¹⁾.
- (2) Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC ⁽²⁾ has as its principal objective to establish and maintain a high uniform level of civil aviation safety within the Union.
- (3) The activities of the European Aviation Safety Agency may affect the level of civil aviation safety within the European Economic Area.
- (4) Regulation (EC) No 216/2008 should therefore be incorporated into the Agreement in order to allow for the full participation of the EFTA States in the European Aviation Safety Agency.
- (5) Regulation (EC) No 216/2008 repeals Regulation (EC) No 1592/2002 of the European Parliament and of the

Council ⁽³⁾, which is incorporated into the Agreement and which should consequently be repealed under the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

Article 2

The texts of Regulation (EC) No 216/2008 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 20 December 2011, 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, 19 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ See page 36 of this Official Journal.
⁽²⁾ OJ L 79, 19.3.2008, p. 1.

⁽³⁾ OJ L 240, 7.9.2002, p. 1.
(*) Constitutional requirements indicated.

Declaration by the EFTA States to Decision of the EEA Joint Committee No 163/2011 incorporating Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC into the Agreement

'Regulation (EC) No 216/2008 of the European Parliament and of the Council deals among other things with the authority to impose fines and periodic penalty payments in the area of aviation safety. The incorporation of this Regulation is without prejudice to the institutional solutions with regard to future acts conferring powers to impose sanctions.'

ANNEX

Annex XIII to the Agreement shall be amended as follows:

- (1) the following indent shall be added to points 66a (Council Regulation (EEC) No 3922/91) and 66r (Directive 2004/36/EC of the European Parliament and of the Council):

‘— **32008 R 0216:** Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 (OJ L 79, 19.3.2008, p. 1).’;

- (2) the following shall be added to point 68a (Council Directive 91/670/EEC):

‘, as amended by:

— **32008 R 0216:** Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 (OJ L 79, 19.3.2008, p. 1).’;

- (3) the text of point 66n (Regulation (EC) No 1592/2002 of the European Parliament and of the Council) shall be replaced by the following:

‘**32008 R 0216:** Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC (OJ L 79, 19.3.2008, p. 1).

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

- (a) Unless otherwise stipulated below, and notwithstanding the provisions of Protocol 1 to the Agreement, the term “Member State(s)” contained in the Regulation shall be understood to include, in addition to its meaning in the Regulation, the EFTA States. Paragraph 11 of Protocol 1 shall apply.
- (b) 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. The Agency and the EFTA Surveillance Authority or the Standing Committee, as the case may be, shall cooperate and exchange information as and when appropriate.
- (c) Nothing in this Regulation shall be construed so as to transfer to the Agency authority to act on behalf of the EFTA States under international agreements for other purposes than to assist in the performance of their obligations pursuant to such agreements.
- (d) Article 12 shall be amended as follows:

(i) in paragraph 1, the words “or an EFTA State” shall be inserted after the words “the Community”;

(ii) paragraph 2 shall be replaced by the following:

“Whenever the Union negotiates with a third country in order to conclude an agreement providing that a Member State or the Agency may issue certificates on the basis of certificates issued by the aeronautical authorities of that third country, it shall endeavour to obtain for the EFTA States an offer of a similar agreement with the third country in question. The EFTA States shall, in turn, endeavour to conclude with third countries agreements corresponding to those of the Union.”.

- (e) The following subparagraph shall be added to Article 14(7):

“Without prejudice to paragraph 4(d) of Protocol 1 to the EEA Agreement, when the Commission and the EFTA Surveillance Authority exchange information on a decision taken pursuant to this paragraph, the Commission shall communicate the information received from the EFTA Surveillance Authority to the EU Member States and the EFTA Surveillance Authority shall communicate the information received from the Commission to the EFTA States.”.

- (f) The following paragraph shall be added to Article 15:

“5. Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents shall, for the application of the Regulation, apply to any documents of the Agency regarding the EFTA States as well.”.

- (g) The following shall be added to Article 17(2)(b):

“The Agency shall also assist the EFTA Surveillance Authority and provide it with the same support, where such measures and tasks fall within the competence of the Authority pursuant to the Agreement.”.

- (h) Article 17(2)(e) shall be replaced by the following:

“(e) in its field of competence carry out functions and tasks ascribed to the Contracting Parties by applicable international conventions, in particular the Chicago Convention. The national aviation authorities of the EFTA States shall perform such functions and tasks only as foreseen in this Regulation.”.

- (i) The first sentence of Article 20 shall be replaced by the following:

“With regard to products, parts and appliances referred to in Article 4(1)(a) and (b), the Agency shall, where applicable and as specified in the Chicago Convention or its Annexes, carry out the functions and tasks of the state of design, manufacture or registry when related to design approval. The national aviation authorities of the EFTA States shall perform such functions and tasks only as ascribed to them pursuant to the present Article.”.

- (j) Article 24 shall be amended as follows:

- (i) the following shall be added to paragraph 1:

“The Agency shall report to the EFTA Surveillance Authority on standardisation inspections in an EFTA State.”;

- (ii) the following shall be added to paragraph 4:

“As regards the EFTA States, the Agency shall be consulted by the EFTA Surveillance Authority.”.

- (k) The following shall be added to Article 25(1):

“The power to impose fines and periodic penalty payments on the persons and undertakings to which the Agency has issued a certificate shall in the case where such persons or undertakings are established in an EFTA State be vested in the EFTA Surveillance Authority.”.

- (l) In Article 25(4) the words “The Court of Justice of the European Communities” shall be replaced by “The EFTA Court” and the word “Commission” shall be replaced by “EFTA Surveillance Authority” with regard to the EFTA States.

- (m) The following paragraph shall be added to Article 29:

“4. By way of derogation from Article 12(2)(a) of the Conditions of employment of other servants of the European Union, nationals of the EFTA States enjoying their full rights as citizens may be engaged under contract by the Executive Director of the Agency.”.

- (n) The following shall be added to Article 30:

“The EFTA States shall apply to the Agency and to its staff the Protocol of Privileges and Immunities of the European Union and applicable rules adopted pursuant to that Protocol.”.

- (o) The following words shall be inserted after the word “Community” in Article 32(1):

“, Icelandic and Norwegian”.

(p) The following shall be inserted after Article 33(2)(c):

“(ca) the annual general report and the Agency’s programme of work, pursuant to paragraphs (b) and (c) respectively, shall be forwarded to the EFTA Surveillance Authority;”.

(q) The following paragraph shall be added to Article 34:

“4. The EFTA States shall participate fully in the Management Board and shall within it have the same rights and obligations as EU Member States, except for the right to vote.”.

(r) The following paragraph shall be added to Article 41:

“6. Nationals of the EFTA States shall be eligible as members, including Chairpersons, of the Boards of Appeal. When the Commission draws up the list of persons referred to in paragraph 3, it shall also consider suitable persons of EFTA States’ nationalities.”.

(s) The following shall be inserted at the end of Article 54(1):

“As regards the EFTA States, the Agency shall assist the EFTA Surveillance Authority in the performance of the aforesaid tasks.”.

(t) The following words shall be inserted after the word “Treaty” in the first sentence of Article 58(3):

“or in Icelandic or Norwegian”.

(u) The following paragraph shall be added to Article 59:

“12. The EFTA States shall participate in the financial contribution from the Community referred to in paragraph 1(a). For this purpose, the procedures laid down in Article 82(1)(a) of, and Protocol 32 to, the Agreement shall apply *mutatis mutandis*.”.

(v) The following paragraphs shall be added to Article 65:

“8. The EFTA States shall participate fully in the committee established pursuant to paragraph 1 and shall within it have the same rights and obligations as EU Member States, except for the right to vote.

9. Where, in the absence of an agreement between the Commission and the committee, the Council may take a decision on the matter in question, the EFTA States may raise the issue in the EEA Joint Committee in conformity with Article 5 of the Agreement.”.

(w) Where applicable, and unless otherwise provided, the above adaptations shall apply *mutatis mutandis* to other Union legislation conferring powers on the Agency and incorporated into this Agreement.’.

DECISION OF THE EEA JOINT COMMITTEE
No 164/2011
of 19 December 2011
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘, as amended by:

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,

— **32009 R 0690**: Commission Regulation (EC) No 690/2009 of 30 July 2009 (OJ L 199, 31.7.2009, p. 6).’

Article 2

Whereas:

The text of Regulation (EC) No 690/2009 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 152/2011 of 2 December 2011 ⁽¹⁾.

Article 3

This Decision shall enter into force on 20 December 2011, 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 163/2011 of 19 December 2011 ⁽³⁾, whichever is the later.

(2) Commission Regulation (EC) No 690/2009 of 30 July 2009 amending Regulation (EC) No 216/2008 of the European Parliament and of the Council on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC ⁽²⁾ is to be incorporated into the Agreement,

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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 19 December 2011.

Article 1

The following shall be added in point 66n (Regulation (EC) No 216/2008 of the European Parliament and of the Council) of Annex XIII to the Agreement:

For the EEA Joint Committee
The President
Kurt JÄGER

⁽¹⁾ See page 36 of this Official Journal.

⁽²⁾ OJ L 199, 31.7.2009, p. 6.

(*) No constitutional requirements indicated.

⁽³⁾ See page 51 of this Official Journal.

DECISION OF THE EEA JOINT COMMITTEE

No 165/2011

of 19 December 2011

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

HAS ADOPTED THIS DECISION:

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 152/2011 of 2 December 2011 ⁽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, 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, 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, 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 were incorporated into the Agreement by Decision of the EEA Joint Committee No 67/2006 of 2 June 2006 ⁽²⁾, with country-specific adaptations.

(3) Regulation (EC) No 1108/2009 of the European Parliament and of the Council of 21 October 2009 amending Regulation (EC) No 216/2008 in the field of aerodromes, air traffic management and air navigation services and repealing Directive 2006/23/EC ⁽³⁾ is to be incorporated into the Agreement.

(4) Directive 2006/23/EC of the European Parliament and of the Council ⁽⁴⁾, which is incorporated into the Agreement, is repealed by Regulation (EC) No 1108/2009, while it should continue to apply until, and be repealed under the Agreement with effect from, the date on which the measures referred to in Article 8c(10) of Regulation (EC) No 216/2008 as amended by Regulation (EC) No 1108/2009 become applicable under the Agreement,

⁽¹⁾ See page 36 of this Official Journal.

⁽²⁾ OJ L 245, 7.9.2006, p. 18.

⁽³⁾ OJ L 309, 24.11.2009, p. 51.

⁽⁴⁾ OJ L 114, 27.4.2006, p. 22.

Article 1

Annex XIII to the Agreement shall be amended as follows:

(1) the following indent shall be added in point 66n (Regulation (EC) No 216/2008 of the European Parliament and of the Council):

— **32009 R 1108:** Regulation (EC) No 1108/2009 of the European Parliament and of the Council of 21 October 2009 (OJ L 309, 24.11.2009, p. 51).;

(2) the following shall be added in point 66z (Directive 2006/23/EC of the European Parliament and of the Council):

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

This Directive shall apply until the date on which the measures referred to in Article 8c(10) of Regulation (EC) No 216/2008 as amended by Regulation (EC) No 1108/2009 become applicable under the Agreement.;

(3) the text of point 66z (Directive 2006/23/EC of the European Parliament and of the Council) shall be deleted with effect from the date on which the measures referred to in Article 8c(10) of Regulation (EC) No 216/2008 as amended by Regulation (EC) No 1108/2009 become applicable under this Agreement.

Article 2

The text of Regulation (EC) No 1108/2009 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 20 December 2011, provided that all the notifications pursuant to 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 163/2011 of 19 December 2011 ⁽⁵⁾, whichever is the later.

^(*) No constitutional requirements indicated.

⁽⁵⁾ See page 51 of this Official Journal.

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, 19 December 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

NOTE TO THE READER

Decision of the EEA Joint Committee No 136/2011 was withdrawn prior to adoption and is therefore blank.

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