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III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 74/2012

of 30 April 2012

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 35/2012 of 30 March 2012 ⁽¹⁾.
- (2) Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2011/214/EU of 1 April 2011 amending Annexes II to IV to Council Directive 2009/158/EC on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Implementing Decision 2011/277/EU of 10 May 2011 amending Annex II to Decision 93/52/EEC as regards the recognition of certain regions in Italy as officially free of brucellosis (*B. melitensis*) and amending the Annexes to Decision 2003/467/EC as regards the declaration that certain regions of Italy, Poland and the United Kingdom are officially free of bovine tuberculosis, bovine brucellosis and enzootic bovine leukosis ⁽⁴⁾ is to be incorporated into the Agreement.

- (5) Commission Implementing Decision 2011/674/EU of 12 October 2011 amending Decision 2004/558/EC as regards the infectious bovine rhinotracheitis-free status of certain administrative regions in Germany ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Implementing Decision 2011/675/EU of 12 October 2011 amending Decision 2003/467/EC as regards the declaration of Latvia as officially tuberculosis-free Member State and the declaration of certain administrative regions in Portugal as officially enzootic-bovine-leukosis-free regions ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Directive 2009/158/EC repeals Council Directive 90/539/EEC ⁽⁷⁾ which is incorporated in the Agreement and which is therefore to be repealed under the Agreement.
- (8) This Decision concerns legislation regarding live animals other than fish and aquaculture animals. Legislation concerning these matters shall not apply to Iceland, as specified in paragraph 2 of the Introductory Part of Chapter I of Annex I to the Agreement. This Decision is therefore not to apply to Iceland.
- (9) 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 to the Agreement. This Decision is therefore not to apply to Liechtenstein,

⁽¹⁾ OJ L 207, 2.8.2012, p. 2.⁽²⁾ OJ L 343, 22.12.2009, p. 74.⁽³⁾ OJ L 90, 6.4.2011, p. 27.⁽⁴⁾ OJ L 122, 11.5.2011, p. 100.⁽⁵⁾ OJ L 268, 13.10.2011, p. 17.⁽⁶⁾ OJ L 268, 13.10.2011, p. 19.⁽⁷⁾ OJ L 303, 31.10.1990, p. 6.

HAS ADOPTED THIS DECISION:

Article 1

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

(1) the text of point 4 (Council Directive 90/539/EEC) in Part 4.1 and point 3 (Council Directive 90/539/EEC) in Part 8.1 shall be deleted;

(2) the following shall be inserted after point 4 (Council Directive 90/539/EEC) in Part 4.1:

‘4a. **32009 L 0158:** Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs (OJ L 343, 22.12.2009, p. 74), as amended by:

— **32011 D 0214:** Commission Decision 2011/214/EU of 1 April 2011 (OJ L 90, 6.4.2011, p. 27).

This act shall not apply to Iceland.

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

(a) in Article 13, the word “Norway” shall be added after the word “Finland”;

(b) in Annex IV, the word “Norway” shall be added after the word “Finland” in footnote 3 of Model 1, footnotes 4 and 6 of Model 2, footnotes 1 and 4 of Model 3, footnote 3 of Model 4, footnotes 3 and 5 of Model 5 and footnote 1 of Model 6.’;

(3) the following indent shall be added in point 14 (Commission Decision 93/52/EEC) in Part 4.2:

‘— **32011 D 0277:** Commission Implementing Decision 2011/277/EU of 10 May 2011 (OJ L 122, 11.5.2011, p. 100).’;

(4) the following indents shall be added in point 70 (Commission Decision 2003/467/EC) in Part 4.2:

‘— **32011 D 0277:** Commission Implementing Decision 2011/277/EU of 10 May 2011 (OJ L 122, 11.5.2011, p. 100),

— **32011 D 0675:** Commission Implementing Decision 2011/675/EU of 12 October 2011 (OJ L 268, 13.10.2011, p. 19).’;

(5) the following indent shall be added in point 80 (Commission Decision 2004/558/EC) in Part 4.2:

‘— **32011 D 0674:** Commission Implementing Decision 2011/674/EU of 12 October 2011 (OJ L 268, 13.10.2011, p. 17).’;

(6) the following shall be inserted after point 3 (Council Directive 90/539/EEC) in Part 8.1:

‘3a. **32009 L 0158:** Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs (OJ L 343, 22.12.2009, p. 74), as amended by:

— **32011 D 0214:** Commission Decision 2011/214/EU of 1 April 2011 (OJ L 90, 6.4.2011, p. 27).

This act shall not apply to Iceland.

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

(a) in Article 13, the word “Norway” shall be added after the word “Finland”;

(b) in Annex IV, the word “Norway” shall be added after the word “Finland” in footnote 3 of Model 1, footnotes 4 and 6 of Model 2, footnotes 1 and 4 of Model 3, footnote 3 of Model 4, footnotes 3 and 5 of Model 5 and footnote 1 of Model 6.’.

Article 2

The texts of Directive 2009/158/EC, Decision 2011/214/EU and Implementing Decisions 2011/277/EU, 2011/674/EU and 2011/675/EU in the Norwegian language, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 75/2012

of 30 April 2012

amending Annex I (Veterinary and phytosanitary matters) 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 I of Annex I to the Agreement shall be amended as follows:

Whereas:

- (1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 34/2012 of 30 March 2012 ⁽¹⁾.
 - (2) Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing ⁽²⁾ is to be incorporated into the Agreement.
 - (3) Commission Regulation (EU) No 150/2011 of 18 February 2011 amending Annex III to Regulation (EC) No 853/2004 of the European Parliament and of the Council as regards farmed and wild game and farmed and wild game meat ⁽³⁾ is to be incorporated into the Agreement.
 - (4) Commission Regulation (EU) No 151/2011 of 18 February 2011 amending Annex I to Regulation (EC) No 854/2004 of the European Parliament and of the Council as regards farmed game ⁽⁴⁾ is to be incorporated into the Agreement.
 - (5) Regulation (EC) No 1099/2009 repeals Council Directive 93/119/EC ⁽⁵⁾ which is incorporated in the Agreement and which is consequently to be fully repealed under the Agreement with effect from 8 December 2019.
 - (6) 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 to the Agreement. This Decision is therefore not to apply to Liechtenstein,
- (1) the words 'as amended by' shall be replaced with the words 'as amended and repealed by' in point 2 (Council Directive 93/119/EC) in Part 9.1;
 - (2) the following indent shall be added in point 2 (Council Directive 93/119/EC) in Part 9.1:

— **32009 R 1099:** Council Regulation (EC) No 1099/2009 of 24 September 2009 (OJ L 303, 18.11.2009, p. 1).;
 - (3) the text of point 2 (Council Directive 93/119/EC) shall be deleted with effect from 8 December 2019;
 - (4) the following point shall be inserted after point 2 (Council Directive 93/119/EC) in Part 9.1:

‘2a. **32009 R 1099:** Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing (OJ L 303, 18.11.2009, p. 1).;
 - (5) the following indent shall be added in point 17 (Regulation (EC) No 853/2004 of the European Parliament and of the Council) in Part 6.1:

— **32011 R 0150:** Commission Regulation (EU) No 150/2011 of 18 February 2011 (OJ L 46, 19.2.2011, p. 14).;
 - (6) the following indent shall be added in point 12 (Regulation (EC) No 854/2004 of the European Parliament and of the Council) in Part 1.1:

— **32011 R 0151:** Commission Regulation (EU) No 151/2011 of 18 February 2011 (OJ L 46, 19.2.2011, p. 17).;

⁽¹⁾ OJ L 207, 2.8.2012, p. 1.

⁽²⁾ OJ L 303, 18.11.2009, p. 1.

⁽³⁾ OJ L 46, 19.2.2011, p. 14.

⁽⁴⁾ OJ L 46, 19.2.2011, p. 17.

⁽⁵⁾ OJ L 340, 31.12.1993, p. 21.

Article 2

The texts of Regulations (EC) No 1099/2009, (EU) No 150/2011 and (EU) No 151/2011 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 76/2012

of 30 April 2012

amending Annex I (Veterinary and phytosanitary matters) 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,

The following shall be added in point 51 (Commission Regulation (EC) No 1688/2005) in Part 6.2 of Chapter I of Annex I to the Agreement:

'as amended by:

Whereas:

— **32011 R 1223**: Commission Implementing Regulation (EU) No 1223/2011 of 28 November 2011 (OJ L 314, 29.11.2011, p. 12).'

Article 2

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 35/2012 of 30 March 2012 ⁽¹⁾.

The text of Implementing Regulation (EU) No 1223/2011 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

(2) Commission Implementing Regulation (EU) No 1223/2011 of 28 November 2011 amending Regulation (EC) No 1688/2005 as regards sampling of flocks of origin of eggs and the microbiological examination of such samples and samples of certain meat intended for Finland and Sweden ⁽²⁾ is to be incorporated into the Agreement.

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 4

(3) 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 to the Agreement. This Decision is therefore not to apply to Liechtenstein,

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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 2.

⁽²⁾ OJ L 314, 29.11.2011, p. 12.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 77/2012

of 30 April 2012

amending Annex I (Veterinary and phytosanitary matters) 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 I of Annex I to the Agreement shall be amended as follows:

Whereas:

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 35/2012 of 30 March 2012 ⁽¹⁾.

(1) the text of point 87 (Commission Decision 2000/25/EC) in Part 1.2 shall be deleted;

(2) Commission Decision 2011/93/EU of 10 February 2011 amending Decision 2009/821/EC as regards the lists of border inspection posts and veterinary units in Traces ⁽²⁾ is to be incorporated into the Agreement.

(2) the following indents shall be added in point 39 (Commission Decision 2009/821/EC) in Part 1.2:

— **32011 D 0093**: Commission Decision 2011/93/EU of 10 February 2011 (OJ L 37, 11.2.2011, p. 25),

(3) Commission Implementing Decision 2011/215/EU of 4 April 2011 implementing Council Directive 97/78/EC as regards transshipment at the border inspection post of introduction of consignments of products intended for import into the Union or for third countries ⁽³⁾ is to be incorporated into the Agreement.

— **32011 D 0394**: Commission Implementing Decision 2011/394/EU of 1 July 2011 (OJ L 176, 5.7.2011, p. 45).;

(4) Commission Implementing Decision 2011/394/EU of 1 July 2011 amending Decision 2009/821/EC as regards the list of border inspection posts and veterinary units in Traces ⁽⁴⁾ is to be incorporated into the Agreement.

(3) the following point shall be inserted after point 149 (Commission Delegated Regulation (EU) No 1152/2011) in Part 1.2:

'150. **32011 D 0215**: Commission Implementing Decision 2011/215/EU of 4 April 2011 implementing Council Directive 97/78/EC as regards transshipment at the border inspection post of introduction of consignments of products intended for import into the Union or for third countries (OJ L 90, 6.4.2011, p. 50).'

(5) Implementing Decision 2011/215/EU repeals Commission Decision 2000/25/EC ⁽⁵⁾ which is incorporated in the Agreement and which is consequently to be repealed under the Agreement.

(6) 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 to the Agreement. This Decision is therefore not to apply to Liechtenstein,

Article 2

The texts of Decision 2011/93/EU and Implementing Decisions 2011/215/EU and 2011/394/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 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

⁽¹⁾ OJ L 207, 2.8.2012, p. 2.
⁽²⁾ OJ L 37, 11.2.2011, p. 25.
⁽³⁾ OJ L 90, 6.4.2011, p. 50.
⁽⁴⁾ OJ L 176, 5.7.2011, p. 45.
⁽⁵⁾ OJ L 9, 13.1.2000, p. 27.

(*) 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

DECISION OF THE EEA JOINT COMMITTEE

No 78/2012

of 30 April 2012

amending Annex I (Veterinary and phytosanitary matters) 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 II of Annex I to the Agreement shall be amended as follows:

Whereas:

(1) the following shall be added in point 1zzzc (Commission Regulation (EC) No 1730/2006):

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 39/2012 of 30 March 2012 ⁽¹⁾.

'as amended by:

(2) Commission Regulation (EU) No 169/2011 of 23 February 2011 concerning the authorisation of diclazuril as a feed additive for guinea fowls (holder of authorisation Janssen Pharmaceutica N.V.) ⁽²⁾ is to be incorporated into the Agreement.

— **32011 R 1190**: Commission Implementing Regulation (EU) No 1190/2011 of 18 November 2011 (OJ L 302, 19.11.2011, p. 28).;

(3) Commission Implementing Regulation (EU) No 1190/2011 of 18 November 2011 amending Regulations (EC) No 1730/2006 and (EC) No 1138/2007 as regards the name of the holder of the authorisation of the feed additive benzoic acid (VevoVital) ⁽³⁾ is to be incorporated into the Agreement.

(2) the following shall be added in point 1zzzz (Commission Regulation (EC) No 1138/2007):

'as amended by:

— **32011 R 1190**: Commission Implementing Regulation (EU) No 1190/2011 of 18 November 2011 (OJ L 302, 19.11.2011, p. 28).;

(4) Commission Implementing Regulation (EU) No 1263/2011 of 5 December 2011 concerning the authorisation of *Lactobacillus buchneri* (DSM 16774), *Lactobacillus buchneri* (DSM 12856), *Lactobacillus paracasei* (DSM 16245), *Lactobacillus paracasei* (DSM 16773), *Lactobacillus plantarum* (DSM 12836), *Lactobacillus plantarum* (DSM 12837), *Lactobacillus brevis* (DSM 12835), *Lactobacillus rhamnosus* (NCIMB 30121), *Lactococcus lactis* (DSM 11037), *Lactococcus lactis* (NCIMB 30160), *Pediococcus acidilactici* (DSM 16243) and *Pediococcus pentosaceus* (DSM 12834) as feed additives for all animal species ⁽⁴⁾ is to be incorporated into the Agreement.

(3) the following points shall be inserted after point 2zv (Commission Implementing Regulation (EU) No 1111/2011):

'2zw. **32011 R 0169**: Commission Regulation (EU) No 169/2011 of 23 February 2011 concerning the authorisation of diclazuril as a feed additive for guinea fowls (holder of authorisation Janssen Pharmaceutica N.V.) (OJ L 49, 24.2.2011, p. 6).

(5) This Decision concerns legislation regarding feedingstuffs. Legislation regarding feedingstuffs 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 to the Agreement. This Decision is therefore not to apply to Liechtenstein,

2zx. **32011 R 1263**: Commission Implementing Regulation (EU) No 1263/2011 of 5 December 2011 concerning the authorisation of *Lactobacillus buchneri* (DSM 16774), *Lactobacillus buchneri* (DSM 12856), *Lactobacillus paracasei* (DSM 16245), *Lactobacillus paracasei* (DSM 16773), *Lactobacillus plantarum* (DSM 12836), *Lactobacillus plantarum* (DSM 12837), *Lactobacillus brevis* (DSM 12835), *Lactobacillus rhamnosus* (NCIMB 30121), *Lactococcus lactis* (DSM 11037), *Lactococcus lactis* (NCIMB 30160), *Pediococcus acidilactici* (DSM 16243) and *Pediococcus pentosaceus* (DSM 12834) as feed additives for all animal species (OJ L 322, 6.12.2011, p. 3).'

⁽¹⁾ OJ L 207, 2.8.2012, p. 13.

⁽²⁾ OJ L 49, 24.2.2011, p. 6.

⁽³⁾ OJ L 302, 19.11.2011, p. 28.

⁽⁴⁾ OJ L 322, 6.12.2011, p. 3.

Article 2

The texts of Regulation (EU) No 169/2011 and Implementing Regulations (EU) No 1190/2011 and (EU) No 1263/2011 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 79/2012

of 30 April 2012

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

THE EEA JOINT COMMITTEE,

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

Whereas:

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 39/2012 of 30 March 2012 ⁽¹⁾.

(2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 45/2012 of 30 March 2012 ⁽²⁾.

(3) Commission Regulation (EU) No 208/2011 of 2 March 2011 amending Annex VII to Regulation (EC) No 882/2004 of the European Parliament and of the Council and Commission Regulations (EC) No 180/2008 and (EC) No 737/2008 as regards lists and names of EU reference laboratories ⁽³⁾ is to be incorporated into the Agreement.

(4) This Decision concerns legislation regarding veterinary matters, feedingstuffs and foodstuffs. Legislation regarding veterinary matters, feedingstuffs 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 the introduction to Chapter XII of Annex II to the Agreement. This Decision is therefore not to apply to Liechtenstein,

HAS ADOPTED THIS DECISION:

Article 1

Annex I to the Agreement shall be amended as follows:

⁽¹⁾ OJ L 207, 2.8.2012, p. 13.

⁽²⁾ OJ L 207, 2.8.2012, p. 24.

⁽³⁾ OJ L 58, 3.3.2011, p. 29.

(1) the following indent shall be added in point 11 (Regulation (EC) No 882/2004 of the European Parliament and of the Council) in Part 1.1 of Chapter I:

— **32011 R 0208**: Commission Regulation (EU) No 208/2011 of 2 March 2011 (OJ L 58, 3.3.2011, p. 29).;

(2) the following shall be added in point 41 (Commission Regulation (EC) No 737/2008) in Part 3.2 and point 90 (Commission Regulation (EC) No 180/2008) in Part 4.2 of Chapter I:

‘, as amended by:

— **32011 R 0208**: Commission Regulation (EU) No 208/2011 of 2 March 2011 (OJ L 58, 3.3.2011, p. 29).;

(3) the following indent shall be added in point 31j (Regulation (EC) No 882/2004 of the European Parliament and of the Council) of Chapter II:

— **32011 R 0208**: Commission Regulation (EU) No 208/2011 of 2 March 2011 (OJ L 58, 3.3.2011, p. 29).’

Article 2

The following indent shall be added in point 54zzzi (Regulation (EC) No 882/2004 of the European Parliament and of the Council) of Chapter XII of Annex II to the Agreement:

— **32011 R 0208**: Commission Regulation (EU) No 208/2011 of 2 March 2011 (OJ L 58, 3.3.2011, p. 29).’

Article 3

The text of Regulation (EU) No 208/2011 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 4

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 5

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

Done at Brussels, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 80/2012

of 30 April 2012

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

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 39/2012 of 30 March 2012 ⁽¹⁾.
- (2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 45/2012 of 30 March 2012 ⁽²⁾.
- (3) Commission Regulation (EU) No 420/2011 of 29 April 2011 amending Regulation (EC) No 1881/2006 setting maximum levels for certain contaminants in foodstuffs ⁽³⁾, as corrected by OJ L 168, 28.6.2011, p. 20, is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 835/2011 of 19 August 2011 amending Regulation (EC) No 1881/2006 as regards maximum levels for polycyclic aromatic hydrocarbons in foodstuffs ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EU) No 836/2011 of 19 August 2011 amending Regulation (EC) No 333/2007 laying down the methods of sampling and analysis for the official control of the levels of lead, cadmium, mercury, inorganic tin, 3-MCPD and benzo(a)pyrene in foodstuffs ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Implementing Regulation (EU) No 844/2011 of 23 August 2011 approving the pre-export checks carried out by Canada on wheat and wheat flour as regards the presence of ochratoxin A ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Commission Implementing Regulation (EU) No 931/2011 of 19 September 2011 on the traceability requirements set by Regulation (EC) No 178/2002 of the European Parliament and of the Council for food of animal origin ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Regulation (EU) No 978/2011 of 3 October 2011 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for acetamiprid, biphenyl, captan, chlorantraniliprole, cyflufenamid, cymoxanil, dichlorprop-P, difenoconazole, dimethomorph, dithiocarbamates, epoxiconazole, ethephon, flutriafol, fluxapyroxad, isopyrazam, propamocarb, pyraclostrobin, pyrimethanil and spirotetramat in or on certain products ⁽⁸⁾ is to be incorporated into the Agreement.
- (9) In the case T-262/10 the General Court of the Court of Justice of the European Union annulled Commission Decision 2010/169/EU ⁽⁹⁾, which is incorporated in the Agreement and is therefore to be deleted under the Agreement.
- (10) This Decision concerns legislation regarding veterinary issues, feedingstuffs and foodstuffs. Legislation regarding veterinary issues, feedingstuffs 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 the introduction to Chapter XII of Annex II to the Agreement. This Decision is therefore not to apply to Liechtenstein,

HAS ADOPTED THIS DECISION:

Article 1

Annex I to the Agreement shall be amended as follows:

- (1) the following point shall be inserted after point 55 (Commission Regulation (EU) No 517/2011) in Part 7.2 of Chapter I:

'56. **32011 R 0931:** Commission Implementing Regulation (EU) No 931/2011 of 19 September 2011 on the

⁽¹⁾ OJ L 207, 2.8.2012, p. 13.

⁽²⁾ OJ L 207, 2.8.2012, p. 24.

⁽³⁾ OJ L 111, 30.4.2011, p. 3.

⁽⁴⁾ OJ L 215, 20.8.2011, p. 4.

⁽⁵⁾ OJ L 215, 20.8.2011, p. 9.

⁽⁶⁾ OJ L 218, 24.8.2011, p. 4.

⁽⁷⁾ OJ L 242, 20.9.2011, p. 2.

⁽⁸⁾ OJ L 258, 4.10.2011, p. 12.

⁽⁹⁾ OJ L 75, 23.3.2010, p. 25.

traceability requirements set by Regulation (EC) No 178/2002 of the European Parliament and of the Council for food of animal origin (OJ L 242, 20.9.2011, p. 2).;

- (2) the following indent shall be added in point 40 (Regulation (EC) No 396/2005 of the European Parliament and of the Council) of Chapter II:

‘— **32011 R 0978**: Commission Regulation (EU) No 978/2011 of 3 October 2011 (OJ L 258, 4.10.2011, p. 12).’

Article 2

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

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

‘— **32011 R 0978**: Commission Regulation (EU) No 978/2011 of 3 October 2011 (OJ L 258, 4.10.2011, p. 12).’

- (2) the following shall be added in point 54zzzp (Commission Regulation (EC) No 333/2007):

‘, as amended by:

— **32011 R 0836**: Commission Regulation (EU) No 836/2011 of 19 August 2011 (OJ L 215, 20.8.2011, p. 9).’

- (3) the following indents shall be added in point 54zzzz (Commission Regulation (EC) No 1881/2006):

‘— **32011 R 0420**: Commission Regulation (EU) No 420/2011 of 29 April 2011 (OJ L 111, 30.4.2011, p. 3), as corrected by OJ L 168, 28.6.2011, p. 20.

— **32011 R 0835**: Commission Regulation (EU) No 835/2011 of 19 August 2011 (OJ L 215, 20.8.2011, p. 4).’

- (4) the following points shall be inserted after point 60 (Commission Regulation (EU) No 666/2011):

‘61. **32011 R 0844**: Commission Implementing Regulation (EU) No 844/2011 of 23 August 2011 approving the pre-export checks carried out by Canada on wheat and wheat flour as regards the presence of ochratoxin A (OJ L 218, 24.8.2011, p. 4).

62. **32011 R 0931**: Commission Implementing Regulation (EU) No 931/2011 of 19 September 2011 on the traceability requirements set by Regulation (EC) No 178/2002 of the European Parliament and of the Council for food of animal origin (OJ L 242, 20.9.2011, p. 2).’

- (5) the text of point 54zzzzl (Commission Decision 2010/169/EU) shall be deleted.

Article 3

The texts of Regulations (EU) No 420/2011, (EU) No 835/2011 and (EU) No 836/2011, Implementing Regulations (EU) No 844/2011 and (EU) No 931/2011, and Regulation (EU) No 978/2011 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 4

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

Article 5

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

Done at Brussels, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 81/2012

of 30 April 2012

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 41/2012 of 30 March 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 406/2010 of 26 April 2010 implementing Regulation (EC) No 79/2009 of the European Parliament and of the Council on type-approval of hydrogen-powered motor vehicles ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EU) No 459/2011 of 12 May 2011 amending the Annex to Regulation (EC) No 631/2009 laying down detailed rules for the implementation of Annex I to Regulation (EC) No 78/2009 of the European Parliament and of the Council on the type-approval of motor vehicles with regard to the protection of pedestrians and other vulnerable road users ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 582/2011 of 25 May 2011 implementing and amending Regulation (EC) No 595/2009 of the European Parliament and of the Council with respect to emissions from heavy duty vehicles (euro VI) and amending Annexes I and III to Directive 2007/46/EC of the European Parliament and of the Council ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EU) No 566/2011 of 8 June 2011 amending Regulation (EC) No 715/2007 of the European Parliament and of the Council and Commission Regulation (EC) No 692/2008 as regards access to vehicle repair and maintenance information ⁽⁵⁾ is to be incorporated into the Agreement.

- (6) Commission Regulation (EU) No 678/2011 of 14 July 2011 replacing Annex II and amending Annexes IV, IX and XI to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive) ⁽⁶⁾ is to be incorporated into the Agreement.

- (7) Commission Decision 2011/415/EU of 14 July 2011 correcting Directive 2010/19/EU amending, for the purposes of adaptation to technical progress in the field of spray-suppression systems of certain categories of motor vehicles and their trailers, Council Directive 91/226/EEC, and Directive 2007/46/EC of the European Parliament and of the Council as regards the amendment of the Annexes to Directive 2007/46/EC ⁽⁷⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the following shall be inserted after point 45zzk (Regulation (EC) No 595/2009 of the European Parliament and of the Council):

'45zzl. **32011 R 0582:** Commission Regulation (EU) No 582/2011 of 25 May 2011 implementing and amending Regulation (EC) No 595/2009 of the European Parliament and of the Council with respect to emissions from heavy duty vehicles (euro VI) and amending Annexes I and III to Directive 2007/46/EC of the European Parliament and of the Council (OJ L 167, 25.6.2011, p. 1).

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

⁽¹⁾ OJ L 207, 2.8.2012, p. 18.

⁽²⁾ OJ L 122, 18.5.2010, p. 1.

⁽³⁾ OJ L 124, 13.5.2011, p. 21.

⁽⁴⁾ OJ L 167, 25.6.2011, p. 1.

⁽⁵⁾ OJ L 158, 16.6.2011, p. 1.

⁽⁶⁾ OJ L 185, 15.7.2011, p. 30.

⁽⁷⁾ OJ L 185, 15.7.2011, p. 76.

The following shall be added to Annex I point 3.2.1 and Annex XI point 3.2:

“IS for Iceland;

FL for Liechtenstein;

16 for Norway.”

45zzm. **32010 R 0406:** Commission Regulation (EU) No 406/2010 of 26 April 2010 implementing Regulation (EC) No 79/2009 of the European Parliament and of the Council on type-approval of hydrogen-powered motor vehicles (OJ L 122, 18.5.2010, p. 1).

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

In Annex II, the following shall be added to Part 3 point 1.1:

“IS for Iceland;

FL for Liechtenstein;

16. for Norway.”;

(2) the following indents shall be added in point 45zx (Directive 2007/46/EC of the European Parliament and of the Council):

— **32011 R 0582:** Commission Regulation (EU) No 582/2011 of 25 May 2011 (OJ L 167, 25.6.2011, p. 1),

— **32011 R 0678:** Commission Regulation (EU) No 678/2011 of 14 July 2011 (OJ L 185, 15.7.2011, p. 30).;

(3) the following shall be added in point 45zz (Commission Regulation (EC) No 631/2009):

‘as amended by:

— **32011 R 0459:** Commission Regulation (EU) No 459/2011 of 12 May 2011 (OJ L 124, 13.5.2011, p. 21).;

(4) the following shall be added in point 45zzk (Regulation (EC) No 595/2009 of the European Parliament and of the Council):

‘as amended by:

— **32011 R 0582:** Commission Regulation (EU) No 582/2011 of 25 May 2011 (OJ L 167, 25.6.2011, p. 1).;

(5) the following indent shall be added in point 45zt (Regulation (EC) No 715/2007 of the European Parliament and of the Council):

— **32011 R 0566:** Commission Regulation (EU) No 566/2011 of 8 June 2011 (OJ L 158, 16.6.2011, p. 1).;

(6) the following shall be added in point 45zu (Commission Regulation (EC) No 692/2008):

‘as amended by:

— **32011 R 0566:** Commission Regulation (EU) No 566/2011 of 8 June 2011 (OJ L 158, 16.6.2011, p. 1).;

(7) the following sub-indent shall be added to the fourth indent (Commission Directive 2010/19/EU) in point 45a (Council Directive 91/226/EEC):

— **32011 D 0415:** Commission Decision 2011/415/EU of 14 July 2011 (OJ L 185, 15.7.2011, p. 76).;

(8) the following sub-indent shall be added to the seventh indent (Commission Directive 2010/19/EU) in point 45zx (Directive 2007/46/EC of the European Parliament and of the Council):

— **32011 D 0415:** Commission Decision 2011/415/EU of 14 July 2011 (OJ L 185, 15.7.2011, p. 76).;

Article 2

The texts of Regulations (EU) No 406/2010, (EU) No 459/2011, (EU) No 582/2011, (EU) No 566/2011 and (EU) No 678/2011, and Decision 2011/415/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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 82/2012

of 30 April 2012

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

THE EEA JOINT COMMITTEE,

(1) the text of point 49 (Council Directive 89/396/EEC) shall be deleted;

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,

(2) the following point shall be inserted after point 66 (Commission Implementing Regulation (EU) No 1274/2011):

Whereas:

(1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 45/2012 of 30 March 2012 ⁽¹⁾.

'67. **32011 L 0091**: Directive 2011/91/EU of the European Parliament and of the Council of 13 December 2011 on indications or marks identifying the lot to which a foodstuff belongs (OJ L 334, 16.12.2011, p. 1).'

(2) Directive 2011/91/EU of the European Parliament and of the Council of 13 December 2011 on indications or marks identifying the lot to which a foodstuff belongs ⁽²⁾ is to be incorporated into the Agreement.

Article 2

The text of Directive 2011/91/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.

(3) Directive 2011/91/EU repeals Council Directive 89/396/EEC ⁽³⁾, which is incorporated into the Agreement, and which is consequently to be repealed under the Agreement.

Article 3

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(4) This Decision concerns legislation regarding foodstuffs. Legislation regarding 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 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, 30 April 2012.

Article 1

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

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 24.

⁽²⁾ OJ L 334, 16.12.2011, p. 1.

⁽³⁾ OJ L 186, 30.6.1989, p. 21.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 83/2012

of 30 April 2012

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 47/2012 of 30 March 2012 ⁽¹⁾.
- (2) Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EU) No 37/2010 of 22 December 2009 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin ⁽³⁾, as corrected by OJ L 293, 11.11.2010, p. 72, is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) The following text shall be inserted in point 12 (deleted):

'32009 R 0470: Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009

laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council (OJ L 152, 16.6.2009, p. 11).

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

- (a) references to other acts in the Regulation shall be considered relevant to the extent and in the form that those acts are incorporated into the Agreement;
 - (b) an EFTA State may request the Agency to issue an opinion according to Article 9(1), first paragraph of Article 11, Article 15(1) and Article 27(2). Such a request shall, in the first place, be addressed to the Commission which shall, where it considers that the request is of common interest, forward it to the Agency for further processing.;
- (2) the following text shall be inserted in point 13 (deleted):

'32010 R 0037: Commission Regulation (EU) No 37/2010 of 22 December 2009 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin (OJ L 15, 20.1.2010, p. 1), as corrected by OJ L 293, 11.11.2010, p. 72.;

- (3) the following indent shall be added in points 15p (Directive 2001/82/EC of the European Parliament and of the Council) and 15zb (Regulation (EC) No 726/2004 of the European Parliament and of the Council):

'— 32009 R 0470: Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 (OJ L 152, 16.6.2009, p. 11).'

⁽¹⁾ OJ L 207, 2.8.2012, p. 27.

⁽²⁾ OJ L 152, 16.6.2009, p. 11.

⁽³⁾ OJ L 15, 20.1.2010, p. 1.

Article 2

The texts of Regulations (EC) No 470/2009 and (EU) No 37/2010, as corrected by OJ L 293, 11.11.2010, p. 72, 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 84/2012

of 30 April 2012

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,

— **32010 R 0890**: Commission Regulation (EU) No 890/2010 of 8 October 2010 (OJ L 266, 9.10.2010, p. 1),

Whereas:

— **32010 R 0914**: Commission Regulation (EU) No 914/2010 of 12 October 2010 (OJ L 269, 13.10.2010, p. 5).’

(1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 47/2012 of 30 March 2012 ⁽¹⁾.

Article 2

(2) Commission Regulation (EU) No 890/2010 of 8 October 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance derquantel ⁽²⁾ is to be incorporated into the Agreement.

The texts of Regulations (EU) No 890/2010 and (EU) No 914/2010 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

(3) Commission Regulation (EU) No 914/2010 of 12 October 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance sodium salicylate ⁽³⁾ is to be incorporated into the Agreement,

This Decision shall enter into force on 1 May 2012, 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*.

HAS ADOPTED THIS DECISION:

Done at Brussels, 30 April 2012.

Article 1

The following shall be added in point 13 (Commission Regulation (EU) No 37/2010) of Chapter XIII of Annex II to the Agreement:

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 27.

⁽²⁾ OJ L 266, 9.10.2010, p. 1.

⁽³⁾ OJ L 269, 13.10.2010, p. 5.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 85/2012

of 30 April 2012

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,

The following indents shall be added in point 13 (Commission Regulation (EU) No 37/2010) of Chapter XIII of Annex II to the Agreement:

Whereas:

— **32010 R 0758:** Commission Regulation (EU) No 758/2010 of 24 August 2010 (OJ L 223, 25.8.2010, p. 37),

(1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 47/2012 of 30 March 2012 ⁽¹⁾.

— **32010 R 0759:** Commission Regulation (EU) No 759/2010 of 24 August 2010 (OJ L 223, 25.8.2010, p. 39),

(2) Commission Regulation (EU) No 758/2010 of 24 August 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance valnemulin ⁽²⁾ is to be incorporated into the Agreement.

— **32010 R 0761:** Commission Regulation (EU) No 761/2010 of 25 August 2010 (OJ L 224, 26.8.2010, p. 1).'

Article 2

The texts of Regulations (EU) No 758/2010, (EU) No 759/2010 and (EU) No 761/2010 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

(3) Commission Regulation (EU) No 759/2010 of 24 August 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance tildipirosin ⁽³⁾ is to be incorporated into the Agreement.

This Decision shall enter into force on 1 May 2012, 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*.

(4) Commission Regulation (EU) No 761/2010 of 25 August 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance methylprednisolone ⁽⁴⁾ is to be incorporated into the Agreement,

Done at Brussels, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 27.

⁽²⁾ OJ L 223, 25.8.2010, p. 37.

⁽³⁾ OJ L 223, 25.8.2010, p. 39.

⁽⁴⁾ OJ L 224, 26.8.2010, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 86/2012

of 30 April 2012

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 47/2012 of 30 March 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 362/2011 of 13 April 2011 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance monepantel ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EU) No 363/2011 of 13 April 2011 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance isoeugenol ⁽³⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indents shall be added in point 13 (Commission Regulation (EU) No 37/2010) of Chapter XIII of Annex II to the Agreement:

— **32011 R 0362:** Commission Regulation (EU) No 362/2011 of 13 April 2011 (OJ L 100, 14.4.2011, p. 26),

— **32011 R 0363:** Commission Regulation (EU) No 363/2011 of 13 April 2011 (OJ L 100, 14.4.2011, p. 28).'

Article 2

The texts of Regulations (EU) No 362/2011 and (EU) No 363/2011 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 27.

⁽²⁾ OJ L 100, 14.4.2011, p. 26.

⁽³⁾ OJ L 100, 14.4.2011, p. 28.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 87/2012

of 30 April 2012

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

THE EEA JOINT COMMITTEE,

‘— **32011 L 0071**: Commission Directive 2011/71/EU of 26 July 2011 (OJ L 195, 27.7.2011, p. 46).’

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 2011/71/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 II to the Agreement was amended by Decision of the EEA Joint Committee No 49/2012 of 30 March 2012 ⁽¹⁾.

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Directive 2011/71/EU of 26 July 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include creosote as an active substance in Annex I thereto ⁽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, 30 April 2012.

Article 1

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

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 29.

⁽²⁾ OJ L 195, 27.7.2011, p. 46.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 88/2012

of 30 April 2012

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 49/2012 of 30 March 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 1103/2010 of 29 November 2010 establishing, pursuant to Directive 2006/66/EC of the European Parliament and of the Council, rules as regards capacity labelling of portable secondary (rechargeable) and automotive batteries and accumulators ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 12zzc (Commission Decision 2011/391/EU) of Chapter XV of Annex II to the Agreement:

'12zzd. **32010 R 1103**: Commission Regulation (EU) No 1103/2010 of 29 November 2010 establishing, pursuant to Directive 2006/66/EC of the European Parliament and of the Council, rules as regards capacity labelling of portable secondary (rechargeable) and automotive batteries and accumulators (OJ L 313, 30.11.2010, p. 3).'

Article 2

The text of Regulation (EU) No 1103/2010 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 29.

⁽²⁾ OJ L 313, 30.11.2010, p. 3.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 89/2012

of 30 April 2012

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

THE EEA JOINT COMMITTEE,

‘— **32010 L 0003**: Commission Directive 2010/3/EU of 1 February 2010 (OJ L 29, 2.2.2010, p. 5).’

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 2010/3/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.

Whereas:

Article 3

(1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 15/2012 of 10 February 2012 ⁽¹⁾.

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Directive 2010/3/EU of 1 February 2010 amending, for the purpose of adaptation to technical progress, Annexes III and VI to Council Directive 76/768/EEC concerning cosmetic products ⁽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, 30 April 2012.

Article 1

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

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 21.

⁽²⁾ OJ L 29, 2.2.2010, p. 5.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 90/2012

of 30 April 2012

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 50/2011 of 20 May 2011 ⁽¹⁾.
- (2) Regulation (EC) No 110/2008 of the European Parliament and of the Council of 15 January 2008 on the definition, description, presentation, labelling and the protection of geographical indications of spirit drinks and repealing Council Regulation (EEC) No 1576/89 ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Recommendation 2010/133/EU of 2 March 2010 on the prevention and reduction of ethyl carbamate contamination in stone fruit spirits and stone fruit marc spirits and on the monitoring of ethyl carbamate levels in these beverages ⁽³⁾ is to be incorporated into the Agreement.
- (4) Regulation (EC) No 110/2008 repeals Council Regulation (EEC) No 1576/89 ⁽⁴⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (5) Commission Regulation (EEC) No 1014/90 ⁽⁵⁾, which is incorporated into the Agreement, has become obsolete ⁽⁶⁾ and is therefore to be deleted from the Agreement.
- (6) Due to the special features of the system of registration of geographical indications for spirit drinks and the fact that a very low number of registrations are expected

from the EFTA States, it seems reasonable to disapply paragraph 4d) of Protocol 1 for these matters. This shall be without prejudice to other Joint Committee Decisions.

- (7) This Decision concerns legislation regarding spirit drinks. Legislation regarding spirit drinks 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 XXVII of Annex II to the Agreement. This Decision is therefore not to apply to Liechtenstein,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the text of points 1 (Council Regulation (EEC) No 1576/89) and 2 (Commission Regulation (EEC) No 1014/90) shall be deleted;
- (2) the following shall be inserted after point 8 (Commission Regulation (EC) No 2870/2000):
 - '9. **32008 R 0110:** Regulation (EC) No 110/2008 of the European Parliament and of the Council of 15 January 2008 on the definition, description, presentation, labelling and the protection of geographical indications of spirit drinks and repealing Council Regulation (EEC) No 1576/89 (OJ L 39, 13.2.2008, p. 16), as amended by:
 - **32008 R 1334:** Regulation (EC) No 1334/2008 of the European Parliament and of the Council of 16 December 2008 (OJ L 354, 31.12.2008, p. 34).

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

- (a) the provisions of the Regulation shall not prejudice the right of the EFTA States to prohibit, on a non-discriminatory basis, the placing on their national market of spirit drinks for direct human consumption which exceed an alcoholic strength of 60 %;

⁽¹⁾ OJ L 196, 28.7.2011, p. 29.

⁽²⁾ OJ L 39, 13.2.2008, p. 16.

⁽³⁾ OJ L 52, 3.3.2010, p. 53.

⁽⁴⁾ OJ L 160, 12.6.1989, p. 1.

⁽⁵⁾ OJ L 105, 25.4.1990, p. 9.

⁽⁶⁾ OJ C 30, 6.2.2009, p. 18.

- (b) the EFTA States shall be invited to send observers to the meetings of the Committee for Spirit Drinks, as referred to in Article 25, dealing with matters which fall within acts referred to in the Agreement. The representatives of the EFTA States shall participate fully in the work of the Committee, but shall not have the right to vote;

- (c) paragraph 4d) of Protocol 1 to the Agreement shall not apply to Chapter III of the Regulation;

- (d) the following shall be added in Annex III:

Product category	Geographical indication	Country of origin
15. Vodka	Íslenskt Vodka/Icelandic Vodka	Iceland
	Norsk Vodka/Norwegian Vodka	Norway
24. Akvavit/aquavit	Íslenskt Brennivín/Icelandic Aquavit	Iceland
	Norsk Akvavit/Norsk Aquavit/Norwegian Aquavit	Norway
Other spirit drinks	The geographical indications mentioned under this point concern products which are not defined in the Regulation. Therefore, they must be completed with the sales description "spirit drink". The EFTA States producing these spirit drinks shall inform the	

Product category	Geographical indication	Country of origin
	other Contracting Parties of the national definitions of these products.	

10. **32010 H 0133:** Commission Recommendation 2010/133/EU of 2 March 2010 on the prevention and reduction of ethyl carbamate contamination in stone fruit spirits and stone fruit marc spirits and on the monitoring of ethyl carbamate levels in these beverages (OJ L 52, 3.3.2010, p. 53).¹

Article 2

The texts of Regulation (EC) No 110/2008 and Recommendation 2010/133/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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 91/2012
of 30 April 2012
amending Annex IV (Energy) to the EEA Agreement

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex IV to the Agreement was amended by Decision of the EEA Joint Committee No 17/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Decision 2008/952/EC of 19 November 2008 establishing detailed guidelines for the implementation and application of Annex II to Directive 2004/8/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 24 (Directive 2004/8/EC of the European Parliament and of the Council) of Annex IV to the Agreement:

'24a. **32008 D 0952**: Commission Decision 2008/952/EC of 19 November 2008 establishing detailed guidelines for the implementation and application of Annex II to Directive 2004/8/EC of the European Parliament and of the Council (OJ L 338, 17.12.2008, p. 55).'

Article 2

The text of Decision 2008/952/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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 23.

⁽²⁾ OJ L 338, 17.12.2008, p. 55.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 92/2012

of 30 April 2012

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 18/2012 of 10 February 2012 ⁽¹⁾.
- (2) Decision No H6 of 16 December 2010 concerning the application of certain principles regarding the aggregation of periods under Article 6 of Regulation (EC) No 883/2004 on the coordination of social security systems ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 6.5 (Decision No H5) of Annex VI to the Agreement:

'6.6. **32011 D 0212(01)**: Decision No H6 of 16 December 2010 concerning the application of certain principles

regarding the aggregation of periods under Article 6 of Regulation (EC) No 883/2004 on the coordination of social security systems (OJ C 45, 12.2.2011, p. 5).'

Article 2

The text of Decision No H6 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 1 May 2012, 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 76/2011 of 1 July 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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 24.

⁽²⁾ OJ C 45, 12.2.2011, p. 5.

(*) No constitutional requirements indicated.

⁽³⁾ OJ L 262, 6.10.2011, p. 33.

DECISION OF THE EEA JOINT COMMITTEE

No 93/2012

of 30 April 2012

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 18/2012 of 10 February 2012 ⁽¹⁾.
- (2) Decision No S8 of 15 June 2011 concerning the granting of prostheses, major appliances and other substantial benefits in kind provided for in Article 33 of Regulation (EC) No 883/2004 on the coordination of social security systems ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 8.7 (Decision No S7) of Annex VI to the Agreement:

'8.8. **32011 D 0906(01)**: Decision No S8 of 15 June 2011 concerning the granting of prostheses, major appliances

and other substantial benefits in kind provided for in Article 33 of Regulation (EC) No 883/2004 on the coordination of social security systems (OJ C 262, 6.9.2011, p. 6).'

Article 2

The text of Decision No S8 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 1 May 2012, 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 76/2011 of 1 July 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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 24.

⁽²⁾ OJ C 262, 6.9.2011, p. 6.

(*) No constitutional requirements indicated.

⁽³⁾ OJ L 262, 6.10.2011, p. 33.

DECISION OF THE EEA JOINT COMMITTEE

No 94/2012

of 30 April 2012

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

THE EEA JOINT COMMITTEE,

terrestrial systems capable of providing pan-European electronic communications services in the Community (OJ L 274, 20.10.2009, p. 32).

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,

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

Whereas:

This Decision shall apply to Liechtenstein as of 2018.'

- (1) Annex XI to the Agreement was amended by Decision of the EEA Joint Committee No 54/2012 of 30 March 2012 ⁽¹⁾.

Article 2

The text of Decision 2009/766/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.

- (2) Commission Decision 2009/766/EC of 16 October 2009 on the harmonisation of the 900 MHz and 1 800 MHz frequency bands for terrestrial systems capable of providing pan-European electronic communications services in the Community ⁽²⁾ is to be incorporated into the Agreement,

Article 3

This Decision shall enter into force on 1 May 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

HAS ADOPTED THIS DECISION:

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*.

Article 1

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

Done at Brussels, 30 April 2012.

- '1a. **32009 D 0766:** Commission Decision 2009/766/EC of 16 October 2009 on the harmonisation of the 900 MHz and 1 800 MHz frequency bands for

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 34.

⁽²⁾ OJ L 274, 20.10.2009, p. 32.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 95/2012

of 30 April 2012

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 65/2012 of 30 March 2012 ⁽¹⁾.

(2) Commission Regulation (EU) No 983/2010 of 3 November 2010 amending Regulation (EU) No 185/2010 laying down detailed measures for the implementation of the common basic standards on aviation security ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 66he (Commission Regulation (EU) No 185/2010) of Annex XIII to the Agreement:

— **32010 R 0983**: Commission Regulation (EU) No 983/2010 of 3 November 2010 (OJ L 286, 4.11.2010, p. 1).'

Article 2

The text of Regulation (EU) No 983/2010 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 1 May 2012, 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, 30 April 2012.

*For the EEA Joint Committee**The Acting President*

Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 45.

⁽²⁾ OJ L 286, 4.11.2010, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 96/2012

of 30 April 2012

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 71/2012 of 30 March 2012 ⁽¹⁾.
- (2) Commission Decision 2010/769/EU of 13 December 2010 on the establishment of criteria for the use by liquefied natural gas carriers of technological methods as an alternative to using low sulphur marine fuels meeting the requirements of Article 4b of Council Directive 1999/32/EC relating to a reduction in the sulphur content of certain liquid fuels as amended by Directive 2005/33/EC of the European Parliament and of the Council on the sulphur content of marine fuels ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 21ad (Council Directive 1999/32/EC) of Annex XX to the Agreement:

'21ada. **32010 D 0769**: Commission Decision 2010/769/EU of 13 December 2010 on the establishment of

criteria for the use by liquefied natural gas carriers of technological methods as an alternative to using low sulphur marine fuels meeting the requirements of Article 4b of Council Directive 1999/32/EC relating to a reduction in the sulphur content of certain liquid fuels as amended by Directive 2005/33/EC of the European Parliament and of the Council on the sulphur content of marine fuels (OJ L 328, 14.12.2010, p. 15).'

Article 2

The text of Decision 2010/769/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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 50.

⁽²⁾ OJ L 328, 14.12.2010, p. 15.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 97/2012

of 30 April 2012

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 71/2012 of 30 March 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 413/2010 of 12 May 2010 amending Annexes III, IV and V to Regulation (EC) No 1013/2006 of the European Parliament and of the Council on shipments of waste so as to take account of changes adopted by OECD Council Decision C(2008) 156 ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 32c (Regulation (EC) No 1013/2006 of the European Parliament and of the Council) of Annex XX to the Agreement:

— **32010 R 0413**: Commission Regulation (EU) No 413/2010 of 12 May 2010 (OJ L 119, 13.5.2010, p. 1).'

Article 2

The text of Regulation (EU) No 413/2010 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 1 May 2012, 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, 30 April 2012.

*For the EEA Joint Committee**The Acting President*

Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 50.

⁽²⁾ OJ L 119, 13.5.2010, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 98/2012
of 30 April 2012
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 73/2012 of 30 March 2012 ⁽¹⁾.
- (2) Regulation (EU) No 691/2011 of the European Parliament and of the Council of 6 July 2011 on European environmental economic accounts ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 27b (Commission Regulation (EC) No 1445/2005) of Annex XXI to the Agreement:

- '27c. **32011 R 0691**: Regulation (EU) No 691/2011 of the European Parliament and of the Council of 6 July 2011 on European environmental economic accounts (OJ L 192, 22.7.2011, p. 1).

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

- (a) With regard to Iceland, Annexes I, II and III to the Regulation shall be implemented within 2 years from the first transmission deadline.
- (b) This Regulation shall not apply to Liechtenstein.'

Article 2

The text of Regulation (EU) No 691/2011 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 207, 2.8.2012, p. 53.

⁽²⁾ OJ L 192, 22.7.2011, p. 1.

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 99/2012

of 30 April 2012

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 32/2012 of 10 February 2012 ⁽¹⁾.

(2) Directive 2011/35/EU of the European Parliament and of the Council of 5 April 2011 concerning mergers of public limited liability companies ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 3 (Council Directive 78/855/EEC of 9 October 1978) of Annex XXII to the Agreement shall be replaced by the following:

'32011 L 0035: Directive 2011/35/EU of the European Parliament and of the Council of 5 April 2011 concerning mergers of public limited liability companies (OJ L 110, 29.4.2011, p. 1).

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

The following shall be added to Article 1(1):

— Iceland:

Hlutfélag,

— Liechtenstein:

die Aktiengesellschaft,

— Norway:

allmennaksjeselskap.'

Article 2

The text of Directive 2011/35/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 1 May 2012, 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, 30 April 2012.

*For the EEA Joint Committee**The Acting President*

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 39.

⁽²⁾ OJ L 110, 29.4.2011, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 100/2012

of 30 April 2012

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 32/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 1205/2011 of 22 November 2011 amending Regulation (EC) No 1126/2008 adopting certain international accounting standards in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council as regards International Financial Reporting Standard (IFRS) 7 ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 10ba (Commission Regulation (EC) No 1126/2008) of Annex XXII to the Agreement:

‘— **32011 R 1205**: Commission Regulation (EU) No 1205/2011 of 22 November 2011 (OJ L 305, 23.11.2011, p. 16).’

Article 2

The text of Regulation (EU) No 1205/2011 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 39.

⁽²⁾ OJ L 305, 23.11.2011, p. 16.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 101/2012

of 30 April 2012

amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms

THE EEA JOINT COMMITTEE,

designation of European critical infrastructures and the assessment of the need to improve their protection (OJ L 345, 23.12.2008, 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 Articles 86 and 98 thereof,

(b) With a view to achieving the aims set out in Directive 2008/114/EC, the Contracting Parties shall make use of the appropriate forms of cooperation mentioned in Article 80 of the Agreement.

Whereas:

(1) Protocol 31 to the Agreement was amended by Decision of the EEA Joint Committee No 92/2011 of 19 July 2011 ⁽¹⁾.

(c) By virtue of Article 79(3) of the Agreement Part VII (Institutional Provisions) of the Agreement, with the exception of Sections 1 and 2 of Chapter 3, shall apply to this paragraph.'

(2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Council Directive 2008/114/EC of 8 December 2008 on the identification and designation of European critical infrastructures and the assessment of the need to improve their protection ⁽²⁾,

Article 2

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

HAS ADOPTED THIS DECISION:

*Article 3**Article 1*

The following paragraph shall be inserted after paragraph 8 of Article 10 of Protocol 31 to 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*.

'9. (a) The Contracting Parties shall cooperate with each other in the fields covered by the following act:

Done at Brussels, 30 April 2012.

— **32008 L 0114**: Council Directive 2008/114/EC of 8 December 2008 on the identification and

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 262, 6.10.2011, p. 64.

⁽²⁾ OJ L 345, 23.12.2008, p. 75.

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 102/2012

of 30 April 2012

amending Protocol 47 (on the abolition of technical barriers to trade in wine) 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) Protocol 47 to the Agreement was amended by Decision of the EEA Joint Committee No 50/2011 of 20 May 2011 ⁽¹⁾.
- (2) Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EC) No 436/2009 of 26 May 2009 laying down detailed rules for the application of Council Regulation (EC) No 479/2008 as regards the vineyard register, compulsory declarations and the gathering of information to monitor the wine market, the documents accompanying consignments of wine products and the wine sector registers to be kept ⁽³⁾ is to be incorporated into the Agreement.
- (4) Council Regulation (EC) No 491/2009 of 25 May 2009 amending Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EC) No 606/2009 of 10 July 2009 laying down certain detailed rules for implementing Council Regulation (EC) No 479/2008 as regards the categories of grapevine products, oenological practices and the applicable restrictions ⁽⁵⁾ is to be incorporated into the Agreement.

- (6) Commission Regulation (EC) No 607/2009 of 14 July 2009 laying down certain detailed rules for the implementation of Council Regulation (EC) No 479/2008 as regards protected designations of origin and geographical indications, traditional terms, labelling and presentation of certain wine sector products ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Regulation (EC) No 436/2009 repeals Commission Regulation (EC) No 884/2001 ⁽⁷⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (8) Regulation (EC) No 606/2009 repeals Commission Regulation (EEC) No 2676/90 ⁽⁸⁾ which is incorporated into the Agreement and is therefore to be repealed under the Agreement.
- (9) Regulation (EC) No 607/2009 repeals Commission Regulations (EC) No 1607/2000 ⁽⁹⁾ and (EC) No 753/2002 ⁽¹⁰⁾ which are incorporated into the Agreement and are therefore to be repealed under the Agreement.
- (10) Council Regulation (EC) No 1493/1999 ⁽¹¹⁾ and Commission Regulation (EC) No 1622/2000 ⁽¹²⁾, which are incorporated into the Agreement, have been repealed in the EU and should therefore be repealed under the Agreement.
- (11) Most provisions of Regulation (EC) No 1234/2007 and Regulation (EC) No 436/2009 are not EEA relevant as they are related to the common organisation of agricultural markets. The provisions which are applicable should therefore be specifically listed. These provisions shall be interpreted in light of the main text of the Agreement and the horizontal and specific adaptations in Protocol 47.

- (12) This Decision is not to apply to Liechtenstein,

⁽¹⁾ OJ L 196, 28.7.2011, p. 29.

⁽²⁾ OJ L 299, 16.11.2007, p. 1.

⁽³⁾ OJ L 128, 27.5.2009, p. 15.

⁽⁴⁾ OJ L 154, 17.6.2009, p. 1.

⁽⁵⁾ OJ L 193, 24.7.2009, p. 1.

⁽⁶⁾ OJ L 193, 24.7.2009, p. 60.

⁽⁷⁾ OJ L 128, 10.5.2001, p. 32.

⁽⁸⁾ OJ L 272, 3.10.1990, p. 1.

⁽⁹⁾ OJ L 185, 25.7.2000, p. 17.

⁽¹⁰⁾ OJ L 118, 4.5.2002, p. 1.

⁽¹¹⁾ OJ L 179, 14.7.1999, p. 1.

⁽¹²⁾ OJ L 194, 31.7.2000, p. 1.

HAS ADOPTED THIS DECISION:

Article 1

Appendix 1 to Protocol 47 to the Agreement shall be amended as follows:

(1) the text of points 1 (Commission Regulation (EEC) No 2676/90), 2 (Council Regulation (EC) No 1493/1999), 3 (Commission Regulation (EC) No 1607/2000), 4 (Commission Regulation (EC) No 1622/2000), 5 (Commission Regulation (EC) No 884/2001) and 6 (Commission Regulation (EC) No 753/2002) shall be deleted;

(2) the following shall be inserted after point 7 (Commission Regulation (EC) No 1793/2003):

‘8. **32007 R 1234:** Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) (OJ L 299, 16.11.2007, p. 1), as amended by:

— **32009 R 0491:** Council Regulation (EC) No 491/2009 of 25 May 2009 (OJ L 154, 17.6.2009, p. 1).

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

(a) Only the following provisions of the Regulation shall apply:

Article 1(1)(l), cf. Part XII of Annex I,

Article 2(1), cf. Part IIIa of Annex III,

Article 113d, cf. Annex XIb,

Articles 118a to 118c,

Articles 118e to 118zb,

Articles 120a to 120g,

Article 185c(1) and (2), and

Article 185d.

The provisions shall apply with the adaptations that can be derived from the provisions of the main text of the Agreement, the horizontal adaptations in the

introduction to Protocol 47 to the Agreement and the specific adaptations in Appendix I to Protocol 47 to the Agreement.

(b) The representatives of the EFTA States shall participate fully in the work of the Committees referred to in Article 195 of the Regulation, dealing with matters which fall within the scope of the acts referred to in the Agreement, but shall not have the right to vote.

9. **32009 R 0436:** Commission Regulation (EC) No 436/2009 of 26 May 2009 laying down detailed rules for the application of Council Regulation (EC) No 479/2008 as regards the vineyard register, compulsory declarations and the gathering of information to monitor the wine market, the documents accompanying consignments of wine products and the wine sector registers to be kept (OJ L 128, 27.5.2009, p. 15).

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

(a) Only the following provisions of the Regulation shall apply:

Article 21(1), point (iii) of letter (a), letter (b) and letter (c),

Articles 22 to 26,

Article 27(3),

Articles 28 and 29,

Article 31(1) to (5),

Articles 32 to 35,

Article 47,

Article 48(1), and

Article 49.

The provisions shall apply with the adaptations that can be derived from the provisions of the main text of the Agreement, the horizontal adaptations in the introduction to Protocol 47 to the Agreement and the specific adaptations in Appendix I to Protocol 47 to the Agreement.

(b) In the third paragraph of Article 34(1) the words “In the case of transport inside the Community, such information shall be communicated in accordance with Regulation (EC) No 555/2008.” shall be replaced by “Such information shall be forwarded in accordance with Appendix 2 to Protocol 47 to the Agreement.”.

10. **32009 R 0606**: Commission Regulation (EC) No 606/2009 of 10 July 2009 laying down certain detailed rules for implementing Council Regulation (EC) No 479/2008 as regards the categories of grapevine products, oenological practices and the applicable restrictions (OJ L 193, 24.7.2009, p. 1).

11. **32009 R 0607**: Commission Regulation (EC) No 607/2009 of 14 July 2009 laying down certain detailed rules for the implementation of Council Regulation (EC) No 479/2008 as regards protected designations of origin and geographical indications, traditional terms, labelling and presentation of certain wine sector products (OJ L 193, 24.7.2009, p. 60).'

Article 2

The texts of Regulations (EC) No 1234/2007, (EC) No 436/2009, (EC) No 491/2009, (EC) No 606/2009 and (EC) No 607/2009 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) Constitutional requirements indicated.

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