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EUROPEAN ECONOMIC AREA

THE EEA JOINT COMMITTEE

DECISION OF THE EEA JOINT COMMITTEE

No 175/1999

of 17 December 1999

amending Annexes XI (Telecommunication services and XIV (Competition) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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) Annexes XI and XIV to the Agreement were amended by Decision No 106/97 of the EEA Joint Committee of 17 December 1997⁽¹⁾.
- (2) Commission Directive 1999/64/EC of 23 June 1999 amending Directive 90/388/EEC in order to ensure that telecommunications networks and cable TV networks owned by a single operator are separate legal entities⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 3 (Commission Directive 90/388/EEC) of Annex XI to the Agreement:

‘— **399 L 0064**: Commission Directive 1999/64/EC of 23 June 1999 (OJ L 175, 10.7.1999, p. 39).’

⁽¹⁾ OJ L 193, 9.7.1998, p. 69.

⁽²⁾ OJ L 175, 10.7.1999, p. 39.

Article 2

The following indent shall be added in point 13 (Commission Directive 90/388/EEC) of Annex XIV to the Agreement before the adaptations:

‘— **399 L 0064**: Commission Directive 1999/64/EC of 23 June 1999 (OJ L 175, 10.7.1999, p. 39).’

Article 3

The texts of Directive 1999/64/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 176/1999****of 17 December 1999****amending Annex XIII (Transport) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 170/1999 of the EEA Joint Committee of 26 November 1999⁽¹⁾.
- (2) Commission Directive 1999/47/EC of 21 May 1999 adapting for the second time to technical progress Council Directive 94/55/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 17e (Council Directive 94/55/EC) of Annex XIII to the Agreement:

‘— **399 L 0047**: Commission Directive 1999/47/EC of 21 May 1999 (OJ L 169, 5.7.1999, p. 1).’

Article 2

The texts of Directive 1999/47/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 61, 1.3.2001, p. 29.

⁽²⁾ OJ L 169, 5.7.1999, p. 1.

DECISION OF THE EEA JOINT COMMITTEE

No 177/1999

of 17 December 1999

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 169/1999 of the EEA Joint Committee of 26 November 1999⁽¹⁾.
- (2) Council Directive 1999/37/EC of 29 April 1999 on the registration documents for vehicles⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 24b (Council Regulation (EC) No 2411/98) in Annex XIII to the Agreement:

- '24c. **399 L 0037:** Council Directive 1999/37/EC of 29 April 1999 on the registration documents for vehicles (OJ L 138, 1.6.1999, p. 57).

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

The EFTA States shall issue registration certificates based on the model described in Annex I to the Directive or based on the model described in Annexes I and II to the Directive and adapted as follows:

- (a) in point IV, second indent of Annex II, the following shall be added:
"IS Iceland
FL Liechtenstein
N Norway";
- (b) in point IV, fourth indent of Annex I, the words "other languages of the European Community" shall be replaced by "languages of the European Community and of the other EFTA States";
- (c) in point IV, fifth indent of Annex I, the words "European Community" shall be replaced by "European Economic Area";

⁽¹⁾ OJ L 61, 1.3.2001, p. 25.

⁽²⁾ OJ L 138, 1.6.1999, p. 57.

- (d) in point IV, second indent of Annex II, the following shall be added in the second indent:
- “IS Iceland
FL Liechtenstein
N Norway”;
- (e) in point IV, fourth indent of Annex II, the words “other languages of the European Community” shall be replaced by “languages of the European Community and of the other EFTA States”;
- (f) in point IV, fifth indent of Annex II, the words “European Community” shall be replaced by “European Economic Area”.

Article 2

The texts of Directive 1999/37/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, provided that all 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE
No 178/1999
of 17 December 1999
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 171/1999 of the EEA Joint Committee of 26 November 1999⁽¹⁾.
- (2) Commission Directive 1999/48/EC of 21 May 1999 adapting for the second time to technical progress Council Directive 96/49/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by rail⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 42b (Council Directive 96/49/EC) of Annex XIII to the Agreement:

‘— **399 L 0048**: Commission Directive 1999/48/EC of 21 May 1999 (OJ L 169, 5.7.1999, p. 58).’

Article 2

The texts of Directive 1999/48/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee
The President
N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 61, 1.3.2001, p. 30.

⁽²⁾ OJ L 169, 5.7.1999, p. 58.

DECISION OF THE EEA JOINT COMMITTEE**No 179/1999****of 17 December 1999****amending Annex XIII (Transport) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 147/1999 of the EEA Joint Committee of 5 November 1999⁽¹⁾.
- (2) Council Directive 1999/35/EC of 29 April 1999 on a system of mandatory surveys for the safe operation of regular ro-ro ferry and high-speed passenger craft services⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 56c (Council Regulation (EC) No 3051/95) in Annex XIII to the Agreement:

'56ca. **399 L 0035:** Council Directive 1999/35/EC of 29 April 1999 on a system of mandatory surveys for the safe operation of regular ro-ro ferry and high-speed passenger craft services (OJ L 138, 1.6.1999, p. 1).'

Article 2

The texts of Directive 1999/35/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 15, 18.1.2001, p. 43.

⁽²⁾ OJ L 138, 1.6.1999, p. 1.

DECISION OF THE EEA JOINT COMMITTEE
No 180/1999
of 17 December 1999
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 147/1999 of 5 November 1999⁽¹⁾.
- (2) Commission Directive 1999/19/EC of 18 March 1999 amending Council Directive 97/70/EC setting up a harmonised safety regime for fishing vessels of 24 metres in length and over⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 56g (Council Directive 97/70/EC) in Annex XIII to the Agreement:

‘, as amended by:

— **399 L 0019**: Commission Directive 1999/19/EC of 18 March 1999 (OJ L 83, 27.3.1999, p. 48).’

Article 2

The texts of Directive 1999/19/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee
The President
N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 15, 18.1.2001, p. 43.

⁽²⁾ OJ L 83, 27.3.1999, p. 48.

DECISION OF THE EEA JOINT COMMITTEE**No 181/1999****of 17 December 1999****amending Annex XIII (Transport) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 150/1999 of the EEA Joint Committee of 5 November 1999 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1069/1999 of 25 May 1999 adapting to scientific and technical progress Council Regulation (EEC) No 3922/91 ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 66a (Council Regulation (EEC) No 3922/91) of Annex XIII to the Agreement:

‘— **399 R 1069:** Commission Regulation (EC) No 1069/1999 of 25 May 1999 (OJ L 130, 26.5.1999, p. 16).’

Article 2

The texts of Regulation (EC) No 1069/1999 in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 15, 18.1.2001, p. 49.

⁽²⁾ OJ L 130, 26.5.1999, p. 16.

DECISION OF THE EEA JOINT COMMITTEE**No 182/1999****of 17 December 1999****amending Annex XIII (Transport) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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) Decision of the EEA Council No 1/95 of 10 March 1995 on the entry into force of the Agreement on the European Economic Area for the Principality of Liechtenstein ⁽¹⁾ provided that Liechtenstein is to implement the acts referred to in Chapter VI (Civil aviation) of Annex XIII to the Agreement from 1 January 2000 subject to review by the EEA Joint Committee during 1999.
- (2) The review conducted by the EEA Joint Committee in accordance with Chapter VI, Civil aviation, of Annex XIII to the Agreement has concluded that the specific circumstances in Liechtenstein that justified the transitional period have not changed.
- (3) It is appropriate to extend the transitional period on this basis until 1 January 2002,

HAS DECIDED AS FOLLOWS:

Article 1

The text in Chapter VI, Civil aviation, of Annex XIII to the Agreement, between the chapter heading and the subheading '(I) Competition rules' shall be replaced by the following:

'Liechtenstein shall implement the provisions of the acts referred to under subheadings (ii) to (vi) from 1 January 2002, subject to review by the EEA Joint Committee during 2001.'

Article 2

This Decision shall enter into force on 1 January 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 3

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee
The President
N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 86, 20.4.1995, p. 58.

DECISION OF THE EEA JOINT COMMITTEE
No 183/1999
of 17 December 1999
amending Annex XX (Environment) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 151/1999 of the EEA Joint Committee of 5 November 1999 ⁽¹⁾.
- (2) Commission Decision 97/622/EC of 27 May 1997 concerning questionnaires for Member States' reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC) ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 2aa (Commission Decision 94/741/EC) in Annex XX to the Agreement:

'2aaa. **397 D 0622:** Commission Decision 97/622/EC of 27 May 1997 concerning questionnaires for Member States' reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC) (OJ L 256, 19.9.1997, p. 13).'

Article 2

The texts of Decision 97/622/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee
The President
N. v. LIECHTENSTEIN

⁽¹⁾ OJ L 15, 18.1.2001, p. 51.

⁽²⁾ OJ L 256, 19.9.1997, p. 13.

DECISION OF THE EEA JOINT COMMITTEE**No 184/1999****of 17 December 1999****amending Annex XX (Environment) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 151/1999 of the EEA Joint Committee of 5 November 1999⁽¹⁾.
- (2) Commission Decision 1999/427/EC of 28 May 1999 establishing the ecological criteria for the award of the Community eco-label to detergents for dishwashers⁽²⁾ and Commission Decision 1999/476/EC of 10 June 1999 establishing the ecological criteria for the award of the Community eco-label to laundry detergents⁽³⁾ are to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 2ep (Commission Decision 1999/205/EC) in Annex XX to the Agreement:

- '2eq. **399 D 0427:** Commission Decision 1999/427/EC of 28 May 1999 establishing the ecological criteria for the award of the Community eco-label to detergents for dishwashers (OJ L 167, 2.7.1999, p. 38).'

Article 2

The text of point 2ef (Commission Decision 95/365/EC) shall be replaced by the following:

- '**399 D 0476:** Commission Decision 1999/476/EC of 10 June 1999 establishing the ecological criteria for the award of the Community eco-label to laundry detergents (OJ L 187, 20.7.1999, p. 52).'

Article 3

The texts of Decisions 1999/427/EC and 1999/476/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 18 December 1999, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

⁽¹⁾ OJ L 15, 18.1.2001, p. 51.

⁽²⁾ OJ L 167, 2.7.1999, p. 38.

⁽³⁾ OJ L 187, 20.7.1999, p. 52.

Article 5

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 185/1999****of 17 December 1999****amending Annex XX (Environment) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 153/1999 of the EEA Joint Committee of 5 November 1999 ⁽¹⁾.
- (2) Council Directive 98/81/EC of 26 October 1998 amending Directive 90/219/EEC on the contained use of genetically modified micro-organisms ⁽²⁾ is to be incorporated into the Agreement.
- (3) The adaptation to Council Directive 90/219/EEC made for the purposes of the Agreement is to be amended in order to reflect the accession of Austria, Finland and Sweden to the European Union,

HAS DECIDED AS FOLLOWS:

Article 1

Point 24 (Council Directive 90/219/EEC) of Annex XX to the Agreement shall be amended as follows:

1. The following indent shall be added before the adaptation:

‘— **398 L 0081**: Council Directive 98/81/EC of 26 October 1998 (OJ L 330, 5.12.1998, p. 13).’

2. The words ‘Austria, Finland, Iceland, Norway and Sweden’ in the first sentence of the adaptation shall be replaced by ‘Iceland and Norway’.

Article 2

The texts of Directive 98/81/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 25 February 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

⁽¹⁾ OJ L 15, 18.1.2001, p. 55.

⁽²⁾ OJ L 330, 5.12.1998, p. 13.

Article 4

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 186/1999****of 17 December 1999****amending Annex XXII (Company law) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 No 125/1999 of the EEA Joint Committee of 30 September 1999⁽¹⁾.
- (2) Council Directive 1999/60/EC of 17 June 1999 amending Directive 78/669/EEC as regards amounts expressed in ecus⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Point 4 (fourth Council Directive 78/660/EEC) of Annex XXII to the Agreement shall be amended as follows:

1. The following indent shall be added before the adaptations:

‘— **399 L 0060:** Council Directive 1999/60/EC of 17 June 1999 amending Directive 78/660/EEC as regards amounts expressed in ecus (OJ L 162, 26.6.1999, p. 65).’

2. The following adaptation shall be added:

‘(c) in Article 2, regarding the EFTA States, “published in the *Official Journal of the European Communities*” shall read “published officially in each EFTA State”.’

Article 2

The texts of Directive 1999/60/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 18 December 1999, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

⁽¹⁾ OJ L 325, 21.12.2000, p. 46.

⁽²⁾ OJ L 162, 26.6.1999, p. 65.

Article 4

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 187/1999****of 17 December 1999****amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Articles 86 and 98 thereof,

Whereas:

- (1) Protocol 31 to the Agreement was amended by Decision No 11/94 of the EEA Joint Committee of 12 August 1994 ⁽¹⁾.
- (2) According to Article 3(2) of Protocol 31 to the Agreement, the EFTA States participate fully in the European Environment Agency as set up in Council Regulation (EEC) No 1210/90 ⁽²⁾.
- (3) Regulation (EEC) No 1210/90 has been amended by Council Regulation (EC) No 933/1999 of 29 April 1999 amending Regulation (EEC) No 1210/90 on the establishment of the European Environment Agency and the European environment information and observation network ⁽³⁾.
- (4) It is appropriate to amend Protocol 31 in order to reflect the changes to the European Environment Agency and the European environment information and observation network made by Council Regulation (EC) No 933/1999,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added at the end of Article 3(2)(a) in Protocol 31 to the Agreement:

‘, as amended by Council Regulation (EC) No 933/1999 ⁽²⁾.

⁽²⁾ OJ L 117, 5.5.1999, p. 1.’

Article 2

This Decision shall enter into force on 18 December 1999, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

⁽¹⁾ OJ L 253, 29.9.1994, p. 34.

⁽²⁾ OJ L 120, 11.5.1990, p. 1.

⁽³⁾ OJ L 117, 5.5.1999, p. 1.

Article 3

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 188/1999****of 17 December 1999****amending Protocol 4 to the EEA Agreement on rules of origin**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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 4 to the Agreement was amended by Decision No 45/1999 of the EEA Joint Committee of 26 March 1999 ⁽¹⁾.
- (2) The definition of the term 'originating products' needs to be amended to ensure the proper operation of the extended system of cumulation which permits the use of materials originating in the European Community, Poland, Hungary, the Czech Republic, the Slovak Republic, Bulgaria, Romania, Latvia, Lithuania, Estonia, Slovenia, Turkey, the European Economic Area (hereinafter referred to as the 'EEA'), Iceland, Norway and Switzerland.
- (3) It would seem advisable to revise the Articles concerning the amounts in order fully to take into consideration the entry into force of the euro.
- (4) To take account of changes in processing techniques and shortages of certain raw materials, some corrections must be made to the list of working and processing requirements which non-originating materials have to fulfil to qualify for originating status,

HAS DECIDED AS FOLLOWS:

Article 1

Protocol 4 to the Agreement is hereby amended as follows:

1. in Articles 20 and 25, the word 'ECU' shall be replaced by 'EUR';
2. Article 30 shall be replaced by the following:

'Article 30

Amounts expressed in euro

1. Amounts in the national currency of the exporting country equivalent to the amounts expressed in euro shall be fixed by the exporting country and communicated to the other Contracting Parties through the European Commission.

⁽¹⁾ OJ L 266, 19.10.2000, p. 53.

2. When the amounts exceed the corresponding amounts fixed by the importing country, the latter shall accept them if the products are invoiced in the currency of the exporting country. When the products are invoiced in the currency of another Contracting Party or a country referred to in Article 3, the importing country shall recognise the amount notified by the country concerned.

3. The amounts to be used in any given national currency shall be the equivalent in that national currency of the amounts expressed in euro as at the first working day of October 1999.

4. The amounts expressed in euro and their equivalents in the national currencies of EC Member States and EFTA States shall be reviewed by the EEA Joint Committee at the request of the Contracting Parties. When carrying out this review, the EEA Joint Committee shall ensure that there will be no decrease in the amounts to be used in any national currency and shall furthermore consider the desirability of preserving the effects of the limits concerned in real terms. For this purpose, it may decide to modify the amounts expressed in euro.'

3. Annex II shall be amended as follows:

(a) the entry for HS heading 1904 shall be replaced by:

'1904	Prepared foods obtained by the swelling or roasting of cereal or cereal products (for example, corn flakes); cereals (other than maize (corn)) in grain form or in the form of flakes or other worked grains (except flour and meal), pre-cooked, or otherwise prepared, not elsewhere specified or included	Manufacture: — from materials not classified within heading No 1806; — in which all the cereals and flour (except durum wheat and its derivatives and <i>Zea indurata</i> maize) used must be wholly obtained ⁽¹⁾; — in which the value of any materials of Chapter 17 used does not exceed 30% of the ex-works price of the product	
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⁽¹⁾ The exception concerning the *Zea indurata* maize is applicable until 31 December 2002.'

(b) the entry for HS heading 2207 shall be replaced by:

'2207	Undenatured ethyl alcohol of an alcoholic strength by volume of 80% vol or higher; ethyl alcohol and other spirits, denatured, of any strength	Manufacture: — from materials not classified within heading Nos 2207 or 2208, — in which all the grapes or any material derived from grapes used must be wholly obtained or if all the other materials used are already originating, arrack may be used up to a limit of 5% by volume'	
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(c) the entry for HS Chapter 57 shall be replaced by:

'Chapter 57	Carpets and other textile floor coverings: — Of needleloom felt	Manufacture from ⁽¹⁾: — natural fibres or — chemical materials or textile pulp However: — polypropylene filament of heading No 5402, or — polypropylene fibres of heading Nos 5503 or 5506, or — polypropylene filament tow of heading No 5501, of which the denomination in all cases of a single filament or fibre is less than 9 decitex, may be used provided their value does not exceed 40% of the ex-works price of the product Jute fabric may be used as backing
	— Of other felt	Manufacture from ⁽¹⁾: — natural fibres not carded or combed or otherwise processed for spinning, or — chemical materials or textile pulp
	— Of other textile materials	Manufacture from ⁽¹⁾: — coir or jute yarn, — synthetic or artificial filament yarn, — natural fibres, or — man-made staple fibres not carded or combed or otherwise processed for spinning Jute fabric may be used as backing

⁽¹⁾ For special conditions relating to products made of a mixture of textile materials, see Introductory Note 5.'

(d) the entry for HS heading 8401 shall be replaced by:

'ex 8401	Nuclear fuel elements	Manufacture in which all the materials used are classified within a heading other than that of the product ⁽¹⁾	Manufacture in which the value of all the materials used does not exceed 30% of the ex-works price of the product
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⁽¹⁾ This rule shall apply until 31 December 2005.'

(e) the following shall be inserted between the entries for HS heading 9606 and 9612:

'9608	Ballpoint pens; felt-tipped and other porous-tipped pens and markers; fountain pens, stylograph pens and other pens; duplicating stylos; propelling or sliding pencils; pen-holders, pencil-holders and similar holders; parts (including caps and clips) of the foregoing articles, other than those of heading No 9609	Manufacture in which all the materials used are classified within a heading other than that of the product. However, nibs or nib-points classified within the same heading may be used'	
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Article 2

This Decision shall enter into force on 1 January 2000, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 3

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 189/1999****of 17 December 1999****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 adjusted 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 No 134/1999 of the EEA Joint Committee of 5 November 1999 ⁽¹⁾.
- (2) Council Directive 91/67/EEC of 28 January 1991 concerning the animal health conditions governing the placing on the market of aquaculture animals and products ⁽²⁾ was incorporated into the Agreement by Decision No 69/98 of the EEA Joint Committee of 17 July 1998 ⁽³⁾,

HAS DECIDED AS FOLLOWS:

Article 1

The adaptations in point 5 (Council Directive 91/67/EEC) in Part 4.1 of Chapter I of Annex I to the Agreement shall be replaced by the following:

'the following Articles are inserted:

"Article 28c

1. The present Directive shall apply to consignments to and from Norway.
2. Nevertheless, consignments of live fish belonging to the family *Salmonidae*, as well as eggs and gametes thereof, shall not be authorised during a transitional period until 31 December 1999. At the request of one of the Contracting Parties, the transitional period shall be extended annually. However, the transitional period shall not be prolonged after 31 December 2002.
3. During the transitional period, and without prejudice to paragraph 1, Norway is authorised to maintain more stringent rules for the placing on its own market of fish farmed in Norway.

Article 28d

1. Consignments of the following species to and from Iceland shall be authorised:
 - Atlantic salmon: eggs and gametes,
 - rainbow trout: eggs and gametes,
 - Arctic char: eggs and gametes,

⁽¹⁾ OJ L 15, 18.1.2001, p. 18.

⁽²⁾ OJ L 46, 19.2.1991, p. 1.

⁽³⁾ OJ L 158, 24.6.1999, p. 1.

- sea bass: eggs only,
- halibut: alevins only,
- lobster: live for consumption.

2. For consignments to and from Iceland other than those described in paragraph 1, Iceland shall be granted a transitional period until 30 June 2001. In the transitional period, the national rules shall continue to apply”.

Article 2

This Decision shall enter into force on 18 December 1999, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 3

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 190/1999****of 17 December 1999****amending Annex VII (Mutual recognition of professional qualifications) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex VII to the Agreement was amended by Decision No 6/98 of the EEA Joint Committee of 30 January 1998 ⁽¹⁾.
- (2) Directive 97/50/EC of the European Parliament and of the Council of 6 October 1997 amending Directive 93/16/EEC to facilitate the free movement of doctors and the mutual recognition of their diplomas, certificates and other evidence of formal qualifications ⁽²⁾ is to be incorporated into the Agreement.
- (3) The procedures for updating Articles 5(3) and 7(2) of Council Directive 93/16/EEC introduced by Directive 97/50/EC are to be adapted for the purposes of the Agreement.
- (4) The adaptations to Directive 93/16/EEC made by Chapter XI, D, III, point 1 of Annex I to the Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded ⁽³⁾ are to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following shall be added in point 4 (Council Directive 93/16/EEC) in Annex VII to the Agreement:

‘, as amended by:

- **1 94 N**: Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments of the Treaties on which the European Union is founded (OJ C 241, 29.8.1994, p. 21 as adjusted by OJ L 1, 1.1.1995, p. 1),
- **397 L 0050**: Directive 97/50/EC of the European Parliament and of the Council of 6 October 1997 (OJ L 291, 24.10.1997, p. 35).’

⁽¹⁾ OJ L 272, 8.10.1998, p. 8.

⁽²⁾ OJ L 291, 24.10.1997, p. 35.

⁽³⁾ OJ C 241, 29.8.1994, p. 21 as adjusted by OJ L 1, 1.1. 1995, p. 1.

Article 2

1. The words 'Austria, Finland' and 'Sweden' in the 'SECTORAL ADAPTATIONS' in Annex VII to the Agreement shall be deleted.

2. The adaptations in point 4 (Council Directive 93/16/EEC) in Annex VII to the Agreement shall be amended as follows:

(i) the following shall be inserted as new adaptation (a):

'(a) Amendments to the lists of designations in Articles 5(3) and 7(2) pursuant to Article 44a(2) of the Directive shall be carried out according to the following procedures:

I. Amendments concerning lists of designations of an EC Member State:

1. Where the request is submitted by an EC Member State:

- (a) EFTA experts shall participate in the Community internal decision-making procedure provided for in Article 44a(2) of the Directive in accordance with Article 100 of the Agreement;
- (b) the Community decision shall be transmitted to the EEA Joint Committee in accordance with Article 102 of the Agreement.

2. Where the request is submitted by an EFTA State:

- (a) the EFTA State shall submit a request for amendment to the EEA Joint Committee;
- (b) the EEA Joint Committee shall transmit the request to the Commission;
- (c) the Commission shall refer the request to the Committee provided for in Article 44a(2) of the Directive; EFTA experts shall participate in accordance with Article 100 of the Agreement;
- (d) the Community decision shall be transmitted to the EEA Joint Committee in accordance with Article 102 of the Agreement.

II. Amendments concerning lists of designations of an EFTA State:

1. Where the request is submitted by an EFTA State:

- (a) the EFTA State shall submit a request for amendment to the EEA Joint Committee;
- (b) the EEA Joint Committee shall transmit the request via the competent sub-committee to a working group, composed, for the EC side, of the members of the EC Committee referred to in Article 44a(2) of the Directive and, for the EFTA side, of experts from the EFTA States;
- (c) the EEA Joint Committee shall take its decision on an amendment of the lists of designations on the basis of the report submitted by the working group referred to in (b).

2. Where the request is submitted by an EC Member State:

- (a) the EC Member State shall submit its request to the Commission;
- (b) the Commission shall transmit the request to the EEA Joint Committee;
- (c) the EEA Joint Committee shall follow the procedure laid down in 1(b) and (c).';

- (ii) in former adaptation (a), which shall become adaptation (b), letters (m) 'in Austria:', (n) 'in Finland:' and (r) 'in Sweden:', including the provisions, shall be deleted, and letters (o) 'in Iceland:', (p) 'in Norway:' and (q) 'in Liechtenstein:' shall become letters (m), (n) and (o) respectively;
- (iii) in former adaptation (b), which shall become adaptation (c), the entries 'in Austria:', 'in Finland:' and 'in Sweden:', including the provisions, shall be deleted;
- (iv) in former adaptation (c), which shall become adaptation (d), the entries 'Austria:', 'Finland:' and 'Sweden:', including the provisions, shall be deleted;
- (v) in former adaptation (d), which shall become adaptation (e), the entries 'Austria:', 'Finland:' and 'Sweden:', including the provisions, and the headings '— clinical biology:', '— biological haematology:' and '— nuclear medicine:' shall be deleted.

Article 3

The texts of Directive 97/50/EC and of the adaptations to Council Directive 93/16/EEC made by Chapter XI, D, III, point 1 of Annex I to the Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded, in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 11 February 2000, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee
The President
N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 191/1999****of 17 December 1999****amending Annexes VIII (Right of establishment) and V (Free movement of workers) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted 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) The EEA Council of 10 March 1995 adopted a Declaration on free movement of persons ⁽¹⁾.
- (2) The joint review, which was undertaken in accordance with Article 9(2) of Protocol 15 at the end of the transitional period, concluded that the specific geographical situation of Liechtenstein still justifies the maintenance of certain conditions on the right of taking up residence in that country. This Decision is based on the findings of that review.
- (3) Annexes VIII and V to the Agreement were both amended by Decision No 7/94 of the EEA Joint Committee of 21 March 1994 amending Protocol 47 and certain Annexes to the EEA Agreement ⁽²⁾,

HAS DECIDED AS FOLLOWS:

Article 1

The following text shall be added to the SECTORAL ADAPTATIONS of Annex VIII to the Agreement:

'The following adaptations shall apply to Liechtenstein until 31 December 2006. Before that date, the Joint Committee shall undertake a review on the basis of which it may, duly taking into account the specific geographical situation of Liechtenstein and to the extent strictly necessary, decide to maintain such measures that may be deemed appropriate.

I

Nationals of Iceland, Norway and the EU Member States may take up residence in Liechtenstein only after having received a permit from the Liechtenstein authorities. They have the right to obtain this permit, subject only to the restrictions specified below. No such residence permit shall be necessary for a period less than three months per year, provided no employment or other permanent economic activity is taken up, nor for persons providing cross-border services in Liechtenstein.

The conditions concerning nationals of Iceland, Norway and the EU Member States cannot be more restrictive than those which apply to third country nationals.

⁽¹⁾ OJ L 86, 20.4.1995, p. 80.

⁽²⁾ OJ L 160, 28.6.1994, p. 1.

II

1. The number of residence permits available annually for nationals of Iceland, Norway or an EU Member State exercising an economic activity in Liechtenstein shall be determined in such a way that the yearly net increase from the previous year in the number of economically active nationals of those countries resident in Liechtenstein is not less than 1,75% of their number on 1 January 1998. Residence permits to persons naturalised in the course of a year shall be deducted from the basis on which the increase for the next year is calculated. Residence permits granted in excess of the minimum number shall not be counted against the increase due the following year.
2. The Liechtenstein authorities shall grant residence permits in a way that is not discriminatory and does not distort competition. Half of the net increase in the permits available shall be granted in accordance with a procedure that gives an equal chance to all applicants.
3. Residents who have a short-term permit and who exercise an economic activity shall be included in the quota. Such persons may remain in Liechtenstein under the conditions defined in the Agreement after the expiry of the permit, within the quota under which they entered the country. The permit under the quota shall be re-attributed when the person to whom it was attributed changes his residence to another country. The number of short-term permits available for the purposes of exercising an economic activity shall not deviate by more than 10% from what it was in 1997.

III

Family members of nationals of Iceland, Norway and EU Member States residing lawfully in Liechtenstein shall have the right to obtain a permit of the same validity as that of the person on whom they depend. They shall have the right to take up an economic activity, in which case they will be included in the number of permits granted to economically active persons. However, the conditions in point II may not be invoked to refuse them a permit in the event that the annual number of permits available to economically active persons is filled.

Persons giving up their economic activity may remain in Liechtenstein under conditions defined in Commission Regulation (EEC) No 1251/70 of 29 June 1970 on the right of workers to remain in the territory of a Member State after having been employed in that State⁽¹⁾ and in Council Directive 75/34/EEC of 17 December 1974 concerning the right of nationals of a Member State to remain in the territory of another Member State after having pursued therein an activity in a self-employed capacity⁽²⁾: they will no longer be counted in the number of permits available to economically active persons nor will they be included in the quota defined in point IV.

IV

A supplementary annual quota of 0,5% of the basis referred to in point II shall be available for persons who wish to take up residence on the basis of rights defined in Council Directive 90/364/EEC of 28 June 1990 on the right of residence⁽³⁾, Council Directive 90/365/EEC of 28 June 1990 on the right of residence for employees, and self-employed persons who have ceased their occupational activity⁽⁴⁾ and Council Directive 93/96/EEC of 29 October 1993 on the right of residence for students⁽⁵⁾.

Point II shall apply *mutatis mutandis*.

V

1. Liechtenstein may maintain in force for five years national provisions obliging seasonal workers and members of their family to leave the territory of Liechtenstein for at least three months at the expiry of their seasonal permit. Such persons may not be subject to any further restrictions. The

⁽¹⁾ OJ L 142, 30.6.1970, p. 24.

⁽²⁾ OJ L 14, 20.1.1975, p. 10.

⁽³⁾ OJ L 180, 13.7.1990, p. 26.

⁽⁴⁾ OJ L 180, 13.7.1990, p. 28.

⁽⁵⁾ OJ L 317, 18.12.1993, p. 59.

seasonal permits shall be automatically renewed for seasonal workers holding a work contract on their return to Liechtenstein. The number of permits available to seasonal workers having the nationality of Iceland, Norway or an EU Member State shall not be less than the number of permits granted in 1997 less the number of permits for persons benefiting from the liberalisation in accordance with the following paragraph.

2. The number of persons exempted from the obligation to leave the territory of Liechtenstein annually shall be determined as the number of outstanding permits divided by the number of years remaining until the end of the transitional period for seasonal workers. The order of persons to benefit from the liberalisation shall be determined by the number of consecutive renewals of seasonal permits and by the date of issue of the first such permit within this sequence.
3. Persons who have benefited from the liberalisation in accordance with the preceding paragraph shall not occupy a place under the quotas in accordance with points II and IV. Such persons will however be counted in the case of family members taking up economic activity in accordance with point III.

VI

Applicants for a residence permit shall receive a written reply by the end of the third month from the date of application. Rejected applicants shall have the right to a reasoned refusal in writing. They shall have the same legal remedies as Liechtenstein citizens as regards administrative decisions.

VII

A person employed in but whose residence is not in Liechtenstein (a frontier worker) shall return daily to his country of residence.

VIII

Liechtenstein shall provide the other Contracting Parties and the EFTA Surveillance Authority with all such information as may be necessary to control compliance with this Annex.'

Article 2

The following text shall be added to the SECTORAL ADAPTATIONS of Annex V to the Agreement:

'The provisions in the SECTORAL ADAPTATIONS in Annex VIII concerning Liechtenstein shall apply, as appropriate, to this Annex.'

Article 3

This Decision shall enter into force on 1 January 2000, 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 Communities*.

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN

DECISION OF THE EEA JOINT COMMITTEE**No 192/1999****of 17 December 1999****amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as adjusted by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 86 and 98 thereof,

Whereas:

- (1) Protocol 31 to the Agreement was amended by Decision No 8/94 of the EEA Joint Committee of 7 June 1994 ⁽¹⁾.
- (2) Protocol 31 to the Agreement should be amended in order to allow for participation from the EFTA States in the European consultative forum on the environment and sustainable development (Commission Decision 97/150/EC) ⁽²⁾,

HAS DECIDED AS FOLLOWS:

Article 1

The first indent in Article 3(1) of protocol 31 to the Agreement shall be replaced by the following:

- ‘— policy and action programmes on the environment and, in particular, in the framework of Community activities which may result from the following Community acts:
- **493 Y 0517**: Resolution of the Council and the representatives of the Governments of the Member States, meeting within the Council of 1 February 1993 on a Community programme of policy and action in relation to the environment and sustainable development (OJ C 138, 17.5.1993, p. 1),
 - **397 D 0150**: Commission Decision 97/150/EC of 24 February 1997 on the setting-up of a European consultative forum on the environment and sustainable development (OJ L 58, 27.2.1997, p. 48).’

Article 2

This Decision shall enter into force on 18 December 1999, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

⁽¹⁾ OJ L 198, 30.7.1994, p. 142.

⁽²⁾ OJ L 58, 27.2.1997, p. 48.

Article 3

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

Done at Brussels, 17 December 1999.

For the EEA Joint Committee

The President

N. v. LIECHTENSTEIN
