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III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 34/2012

of 30 March 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 3/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Implementing Decision 2011/707/EU of 26 October 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.
- (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,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 39 (Commission Decision 2009/821/EC) in Part 1.2 of Chapter I of Annex I to the Agreement:

— **32011 D 0707**: Commission Implementing Decision 2011/707/EU of 26 October 2011 (OJ L 281, 28.10.2011, p. 29).¹

Article 2

The text of Implementing Decision 2011/707/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 5.⁽²⁾ OJ L 281, 28.10.2011, p. 29.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 35/2012

of 30 March 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 3/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 350/2011 of 11 April 2011 amending Regulation (EC) No 1251/2008 as regards the placing on the market requirements for consignments of Pacific oysters intended for Member States or parts thereof with national measures regarding ostreid herpes virus 1 μ var (OsHV-1 μ var) approved by Decision 2010/221/EU ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Implementing Decision 2011/358/EU of 17 June 2011 amending Decision 2009/719/EC authorising certain Member States to revise their annual BSE monitoring programmes ⁽³⁾ is to be incorporated into the Agreement.
- (4) 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,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the following indent shall be added in point 86 (Commission Regulation (EC) No 1251/2008) in Part 4.2:

— **32011 R 0350:** Commission Regulation (EU) No 350/2011 of 11 April 2011 (OJ L 97, 12.4.2011, p. 9).';

- (2) under the heading 'ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT' the following indent shall be added in point 41b (Commission Decision 2009/719/EC) in Part 7.2:

— **32011 D 0358:** Commission Implementing Decision 2011/358/EU of 17 June 2011 (OJ L 161, 21.6.2011, p. 29).'

Article 2

The texts of Regulation (EU) No 350/2011 and Implementing Decision 2011/358/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 5.

⁽²⁾ OJ L 97, 12.4.2011, p. 9.

⁽³⁾ OJ L 161, 21.6.2011, p. 29.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 36/2012

of 30 March 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 indent shall be added in point 94 (Commission Decision 2010/221/EU) in Part 4.2 of Chapter I of Annex I to the Agreement:

— **32011 D 0403**: Commission Implementing Decision 2011/403/EU of 7 July 2011 (OJ L 180, 8.7.2011, p. 47).'

Whereas:

Article 2

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 3/2012 of 10 February 2012 ⁽¹⁾.

The text of Implementing Decision 2011/403/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

(2) Commission Implementing Decision 2011/403/EU of 7 July 2011 amending Annexes II and III to Decision 2010/221/EU as regards the withdrawal of an eradication programme regarding bacterial kidney disease for the territory of Great Britain and the approval of a surveillance programme regarding ostreid herpesvirus 1 μ var for Guernsey ⁽²⁾ is to be incorporated into the Agreement.

This Decision shall enter into force on 31 March 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 5.

⁽²⁾ OJ L 180, 8.7.2011, p. 47.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 37/2012

of 30 March 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 5/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 170/2011 of 23 February 2011 concerning the authorisation of *Saccharomyces cerevisiae* MUCL 39885 as a feed additive for piglets (weaned) and amending Regulation (EC) No 1200/2005 (holder of authorisation Prosol SpA) ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Regulation (EU) No 171/2011 of 23 February 2011 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Aspergillus oryzae* DSM 14223 as a feed additive for poultry and for porcine species and amending Regulation (EC) No 255/2005 (holder of authorisation DSM Nutritional Products Ltd represented by DSM Nutritional products Sp. z o.o) ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 184/2011 of 25 February 2011 concerning the authorisation of *Bacillus subtilis* C-3102 (DSM 15544) as a feed additive for chickens reared for laying, turkeys, minor avian species and other ornamental and game birds (holder of authorisation Calpis Co. Ltd Japan, represented by Calpis Co. Ltd Europe Representative Office) ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EU) No 212/2011 of 3 March 2011 concerning the authorisation of *Pediococcus acidilactici* CNCM MA 18/5M as a feed additive for laying hens (holder of authorisation Lallemand SAS) ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Regulation (EU) No 221/2011 of 4 March 2011 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Aspergillus oryzae* DSM 14223 as a feed additive for salmonids (holder of authorisation DSM Nutritional Products Ltd represented by DSM Nutritional products Sp. Z o.o) ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Commission Regulation (EU) No 335/2011 of 7 April 2011 amending Regulation (EC) No 1091/2009 as regards the minimum content of the enzyme preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (MUCL 49755) and endo-1,3(4)-beta-glucanase produced by *Trichoderma reesei* (MUCL 49754) as a feed additive in feed for chickens for fattening ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Regulation (EU) No 336/2011 of 7 April 2011 amending Regulation (EC) No 1292/2008 as regards the use of the feed additive *Bacillus amyloliquefaciens* CECT 5940 in feed containing diclazuril, monensin sodium and nicarbazin ⁽⁸⁾ is to be incorporated into the Agreement.
- (9) Commission Regulation (EU) No 337/2011 of 7 April 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase and endo-1,3(4)-beta-glucanase as feed additive for poultry, weaned piglets and pigs for fattening (holder of the authorisation Danisco Animal Nutrition) ⁽⁹⁾ is to be incorporated into the Agreement.
- (10) Commission Implementing Regulation (EU) No 361/2011 of 13 April 2011 concerning the authorisation of *Enterococcus faecium* NCIMB 10415 as a feed additive for chickens for fattening (holder of authorisation DSM Nutritional products Ltd represented by DSM Nutritional Products Sp. z o.o) and amending Regulation (EC) No 943/2005 ⁽¹⁰⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 161, 21.6.2012, p. 8.

⁽²⁾ OJ L 49, 24.2.2011, p. 8.

⁽³⁾ OJ L 49, 24.2.2011, p. 11.

⁽⁴⁾ OJ L 53, 26.2.2011, p. 33.

⁽⁵⁾ OJ L 59, 4.3.2011, p. 1.

⁽⁶⁾ OJ L 60, 5.3.2011, p. 3.

⁽⁷⁾ OJ L 94, 8.4.2011, p. 14.

⁽⁸⁾ OJ L 94, 8.4.2011, p. 17.

⁽⁹⁾ OJ L 94, 8.4.2011, p. 19.

⁽¹⁰⁾ OJ L 100, 14.4.2011, p. 22.

- (11) Commission Implementing Regulation (EU) No 371/2011 of 15 April 2011 concerning the authorisation of dimethylglycine sodium salt as feed additive for chickens for fattening (holder of the authorisation Taminco N.V.)⁽¹⁾ is to be incorporated into the Agreement.
- (12) Commission Implementing Regulation (EU) No 373/2011 of 15 April 2011 concerning the authorisation of the preparation of *Clostridium butyricum* FERM-BP 2789 as a feed additive for minor avian species except laying birds, weaned piglets and minor porcine species (weaned) and amending Regulation (EC) No 903/2009 (holder of authorisation Miyarisan Pharmaceutical Co. Ltd, represented by Miyarisan Pharmaceutical Europe S.L.U.)⁽²⁾ is to be incorporated into the Agreement.
- (13) Commission Implementing Regulation (EU) No 388/2011 of 19 April 2011 concerning the authorisation of maduramicin ammonium alpha as a feed additive for chickens for fattening (holder of authorisation Alpharma (Belgium) BVBA) and amending Regulation (EC) No 2430/1999⁽³⁾ is to be incorporated into the Agreement.
- (14) Commission Implementing Regulation (EU) No 389/2011 of 19 April 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase, subtilisin and alpha-amylase as feed additive for laying hens (holder of authorisation Danisco Animal Nutrition)⁽⁴⁾ is to be incorporated into the Agreement.
- (15) Commission Implementing Regulation (EU) No 406/2011 of 27 April 2011 amending Regulation (EC) No 2380/2001 as regards the composition of the feed additive maduramicin ammonium alpha⁽⁵⁾ is to be incorporated into the Agreement.
- (16) Commission Implementing Regulation (EU) No 495/2011 of 20 May 2011 amending Regulation (EC) No 109/2007 as regards the composition of the feed additive monensin sodium⁽⁶⁾ is to be incorporated into the Agreement.
- (17) Commission Implementing Regulation (EU) No 496/2011 of 20 May 2011 concerning the authorisation of sodium benzoate as a feed additive for weaned piglets (holder of the authorisation Kemira Oyj)⁽⁷⁾ is to be incorporated into the Agreement.
- (18) Commission Implementing Regulation (EU) No 515/2011 of 25 May 2011 concerning the authorisation of vitamin B 6 as a feed additive for all animal species⁽⁸⁾ is to be incorporated into the Agreement.
- (19) Commission Implementing Regulation (EU) No 516/2011 of 25 May 2011 amending Regulation (EC) No 600/2005 as regards the use of the preparation of *Bacillus licheniformis* DSM 5749 and *Bacillus subtilis* DSM 5750 in feed containing formic acid⁽⁹⁾ is to be incorporated into the Agreement.
- (20) Commission Implementing Regulation (EU) No 527/2011 of 30 May 2011 concerning the authorisation of a preparation of endo-1,4-β-xylanase produced by *Trichoderma reesei* (MUCL 49755), endo-1,3(4)-β-glucanase produced by *Trichoderma reesei* (MUCL 49754) and polygalacturonase produced by *Aspergillus aculeatus* (CBS 589.94) as feed additive for weaned piglets (holder of the authorisation Aveve NV)⁽¹⁰⁾ is to be incorporated into the Agreement.
- (21) Commission Implementing Regulation (EU) No 528/2011 of 30 May 2011 concerning the authorisation of endo-1,4-β-xylanase produced by *Trichoderma reesei* (ATCC PTA 5588) as a feed additive for weaned piglets and pigs for fattening (holder of authorisation Danisco Animal Nutrition)⁽¹¹⁾ is to be incorporated into the Agreement.
- (22) Commission Implementing Regulation (EU) No 532/2011 of 31 May 2011 concerning the authorisation of robenidine hydrochloride as a feed additive for rabbits for breeding and rabbits for fattening (holder of authorisation Alpharma Belgium BVBA) and amending Regulations (EC) No 2430/1999 and (EC) No 1800/2004⁽¹²⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 102, 16.4.2011, p. 6.

⁽²⁾ OJ L 102, 16.4.2011, p. 10.

⁽³⁾ OJ L 104, 20.4.2011, p. 3.

⁽⁴⁾ OJ L 104, 20.4.2011, p. 7.

⁽⁵⁾ OJ L 108, 28.4.2011, p. 11.

⁽⁶⁾ OJ L 134, 21.5.2011, p. 6.

⁽⁷⁾ OJ L 134, 21.5.2011, p. 9.

⁽⁸⁾ OJ L 138, 26.5.2011, p. 40.

⁽⁹⁾ OJ L 138, 26.5.2011, p. 43.

⁽¹⁰⁾ OJ L 143, 31.5.2011, p. 6.

⁽¹¹⁾ OJ L 143, 31.5.2011, p. 10.

⁽¹²⁾ OJ L 146, 1.6.2011, p. 7.

- (23) Commission Regulation (EU) No 574/2011 of 16 June 2011 amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for nitrite, melamine, *Ambrosia* spp. and carry-over of certain coccidiostats and histomonostats and consolidating Annexes I and II thereto ⁽¹⁾ is to be incorporated into the Agreement.
- (24) Commission Regulation (EU) No 575/2011 of 16 June 2011 on the Catalogue of feed materials ⁽²⁾ is to be incorporated into the Agreement.
- (25) Commission Implementing Regulation (EU) No 868/2011 of 31 August 2011 concerning the authorisation of a preparation of *Lactobacillus plantarum* (DSM 21762) and of a preparation of *Lactobacillus buchneri* (DSM 22963) as feed additives for all animal species ⁽³⁾ is to be incorporated into the Agreement.
- (26) Regulation (EU) No 171/2011 repeals Commission Regulation (EC) No 1500/2007 ⁽⁴⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.
- (27) Regulation (EU) No 575/2011 repeals Commission Regulation (EU) No 242/2010 ⁽⁵⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.
- (28) 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.
- **32011 R 0532:** Commission Implementing Regulation (EU) No 532/2011 of 31 May 2011 (OJ L 146, 1.6.2011, p. 7).;
- (2) the following indent shall be added in point 1y (Commission Regulation (EC) No 2380/2001):
- ‘— **32011 R 0406:** Commission Implementing Regulation (EU) No 406/2011 of 27 April 2011 (OJ L 108, 28.4.2011, p. 11).;’
- (3) the following indent shall be added in point 1zzd (Commission Regulation (EC) No 1800/2004):
- ‘— **32011 R 0532:** Commission Implementing Regulation (EU) No 532/2011 of 31 May 2011 (OJ L 146, 1.6.2011, p. 7).;’
- (4) the following shall be added in point 1zzf (Commission Regulation (EC) No 255/2005):
- ‘, as amended by:
- **32011 R 0171:** Commission Regulation (EU) No 171/2011 of 23 February 2011 (OJ L 49, 24.2.2011, p. 11).;’
- (5) the following indent shall be added in point 1zzi (Commission Regulation (EC) No 521/2005):
- ‘— **32011 R 0221:** Commission Regulation (EU) No 221/2011 of 4 March 2011 (OJ L 60, 5.3.2011, p. 3).;’

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the following indents shall be added in point 1k (Commission Regulation (EC) No 2430/1999):
- ‘— **32011 R 0388:** Commission Implementing Regulation (EU) No 388/2011 of 19 April 2011 (OJ L 104, 20.4.2011, p. 3),

- (6) the following indent shall be added in point 1zzj (Commission Regulation (EC) No 600/2005):
- ‘— **32011 R 0516:** Commission Implementing Regulation (EU) No 516/2011 of 25 May 2011 (OJ L 138, 26.5.2011, p. 43).;’
- (7) the following indent shall be added in point 1zzl (Commission Regulation (EC) No 943/2005):

‘, as amended by:

- **32011 R 0361:** Commission Implementing Regulation (EU) No 361/2011 of 13 April 2011 (OJ L 100, 14.4.2011, p. 22).;’

⁽¹⁾ OJ L 159, 17.6.2011, p. 7.

⁽²⁾ OJ L 159, 17.6.2011, p. 25.

⁽³⁾ OJ L 226, 1.9.2011, p. 2.

⁽⁴⁾ OJ L 333, 19.12.2007, p. 54.

⁽⁵⁾ OJ L 77, 24.3.2010, p. 17.

- (8) the following indent shall be added in point 1zzm (Commission Regulation (EC) No 1200/2005):
- **32011 R 0170:** Commission Regulation (EU) No 170/2011 of 23 February 2011 (OJ L 49, 24.2.2011, p. 8).;
- (9) the following indent shall be added in point 1zzzg (Commission Regulation (EC) No 109/2007):
- **32011 R 0495:** Commission Implementing Regulation (EU) No 495/2011 of 20 May 2011 (OJ L 134, 21.5.2011, p. 6).;
- (10) the text of point 1zzzzf (Commission Regulation (EC) No 1500/2007) shall be deleted;
- (11) the following shall be added in point 1zzzzze (Commission Regulation (EC) No 1292/2008):
- ‘, as amended by:
- **32011 R 0336:** Commission Regulation (EU) No 336/2011 of 7 April 2011 (OJ L 94, 8.4.2011, p. 17).;
- (12) the following shall be added in point 1zzzzzn (Commission Regulation (EC) No 903/2009):
- ‘, as amended by:
- **32011 R 0373:** Commission Regulation (EU) No 373/2011 of 15 April 2011 (OJ L 102, 16.4.2011, p. 10).;
- (13) the following shall be added in point 1zzzzzt (Commission Regulation (EC) No 1091/2009):
- ‘, as amended by:
- **32011 R 0335:** Commission Regulation (EU) No 335/2011 of 7 April 2011 (OJ L 94, 8.4.2011, p. 14).;
- (14) the following points shall be inserted after point 2s (Commission Regulation (EU) No 1120/2010):
- ‘2t. **32011 R 0170:** Commission Regulation (EU) No 170/2011 of 23 February 2011 concerning the authorisation of *Saccharomyces cerevisiae* MUCL 39885 as a feed additive for piglets (weaned) and amending Regulation (EC) No 1200/2005 (holder of authorisation Prosol SpA) (OJ L 49, 24.2.2011, p. 8).
- 2u. **32011 R 0171:** Commission Regulation (EU) No 171/2011 of 23 February 2011 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Aspergillus oryzae* DSM 14223 as a feed additive for poultry and for porcine species and amending Regulation (EC) No 255/2005 (holder of authorisation DSM Nutritional Products Ltd represented by DSM Nutritional products Sp. z o.o) (OJ L 49, 24.2.2011, p. 11).
- 2v. **32011 R 0184:** Commission Regulation (EU) No 184/2011 of 25 February 2011 concerning the authorisation of *Bacillus subtilis* C-3102 (DSM 15544) as a feed additive for chickens reared for laying, turkeys, minor avian species and other ornamental and game birds (holder of authorisation Calpis Co. Ltd Japan, represented by Calpis Co. Ltd Europe Representative Office) (OJ L 53, 26.2.2011, p. 33).
- 2w. **32011 R 0212:** Commission Regulation (EU) No 212/2011 of 3 March 2011 concerning the authorisation of *Pediococcus acidilactici* CNCM MA 18/5M as a feed additive for laying hens (holder of authorisation Lallemand SAS) (OJ L 59, 4.3.2011, p. 1).
- 2x. **32011 R 0221:** Commission Regulation (EU) No 221/2011 of 4 March 2011 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Aspergillus oryzae* DSM 14223 as a feed additive for salmonids (holder of authorisation DSM Nutritional Products Ltd represented by DSM Nutritional products Sp. Z o.o) (OJ L 60, 5.3.2011, p. 3).
- 2y. **32011 R 0337:** Commission Regulation (EU) No 337/2011 of 7 April 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase and endo-1,3(4)-beta-glucanase as feed additive for poultry, weaned piglets and pigs for fattening (holder of the authorisation Danisco Animal Nutrition) (OJ L 94, 8.4.2011, p. 19).
- 2z. **32011 R 0361:** Commission Implementing Regulation (EU) No 361/2011 of 13 April 2011 concerning the authorisation of *Enterococcus faecium* NCIMB 10415 as a feed additive for chickens for fattening (holder of authorisation DSM Nutritional products Ltd represented by DSM Nutritional Products Sp. z o.o) and amending Regulation (EC) No 943/2005 (OJ L 100, 14.4.2011, p. 22).

- 2za. **32011 R 0371**: Commission Implementing Regulation (EU) No 371/2011 of 15 April 2011 concerning the authorisation of dimethylglycine sodium salt as feed additive for chickens for fattening (holder of the authorisation Taminco N.V.) (OJ L 102, 16.4.2011, p. 6).
- 2zb. **32011 R 0373**: Commission Implementing Regulation (EU) No 373/2011 of 15 April 2011 concerning the authorisation of the preparation of *Clostridium butyricum* FERM-BP 2789 as a feed additive for minor avian species except laying birds, weaned piglets and minor porcine species (weaned) and amending Regulation (EC) No 903/2009 (holder of authorisation Miyarisan Pharmaceutical Co. Ltd, represented by Miyarisan Pharmaceutical Europe S.L.U.) (OJ L 102, 16.4.2011, p. 10).
- 2zc. **32011 R 0388**: Commission Implementing Regulation (EU) No 388/2011 of 19 April 2011 concerning the authorisation of maduramicin ammonium alpha as a feed additive for chickens for fattening (holder of authorisation Alpharma (Belgium) BVBA) and amending Regulation (EC) No 2430/1999 (OJ L 104, 20.4.2011, p. 3).
- 2zd. **32011 R 0389**: Commission Implementing Regulation (EU) No 389/2011 of 19 April 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase, subtilisin and alpha-amylase as feed additive for laying hens (holder of authorisation Danisco Animal Nutrition) (OJ L 104, 20.4.2011, p. 7).
- 2ze. **32011 R 0496**: Commission Implementing Regulation (EU) No 496/2011 of 20 May 2011 concerning the authorisation of sodium benzoate as a feed additive for weaned piglets (holder of the authorisation Kemira Oyj) (OJ L 134, 21.5.2011, p. 9).
- 2zf. **32011 R 0515**: Commission Implementing Regulation (EU) No 515/2011 of 25 May 2011 concerning the authorisation of vitamin B 6 as a feed additive for all animal species (OJ L 138, 26.5.2011, p. 40).
- 2zg. **32011 R 0527**: Commission Implementing Regulation (EU) No 527/2011 of 30 May 2011 concerning the authorisation of a preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (MUCL 49755), endo-1,3(4)-beta-glucanase produced by *Trichoderma reesei* (MUCL 49754) and polygalacturonase produced by *Aspergillus aculeatus* (CBS 589.94) as feed additive for weaned piglets (holder of the authorisation Aveve NV) (OJ L 143, 31.5.2011, p. 6).
- 2zh. **32011 R 0528**: Commission Implementing Regulation (EU) No 528/2011 of 30 May 2011 concerning the authorisation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (ATCC PTA 5588) as a feed additive for weaned piglets and pigs for fattening (holder of authorisation Danisco Animal Nutrition) (OJ L 143, 31.5.2011, p. 10).
- 2zi. **32011 R 0532**: Commission Implementing Regulation (EU) No 532/2011 of 31 May 2011 concerning the authorisation of robenidine hydrochloride as a feed additive for rabbits for breeding and rabbits for fattening (holder of authorisation Alpharma Belgium BVBA) and amending Regulations (EC) No 2430/1999 and (EC) No 1800/2004 (OJ L 146, 1.6.2011, p. 7).
- 2zj. **32011 R 0868**: Commission Implementing Regulation (EU) No 868/2011 of 31 August 2011 concerning the authorisation of a preparation of *Lactobacillus plantarum* (DSM 21762) and of a preparation of *Lactobacillus buchneri* (DSM 22963) as feed additives for all animal species (OJ L 226, 1.9.2011, p. 2).;
- (15) the following indent shall be added in point 33 (Directive 2002/32/EC of the European Parliament and of the Council):
- ‘— **32011 R 0574**: Commission Regulation (EU) No 574/2011 of 16 June 2011 (OJ L 159, 17.6.2011, p. 7).’;
- (16) the text of point 49 (Commission Regulation (EU) No 242/2010) shall be deleted;
- (17) the following point shall be inserted after point 50 (Commission Regulation (EU) No 454/2010):
- ‘51. **32011 R 0575**: Commission Regulation (EU) No 575/2011 of 16 June 2011 on the Catalogue of feed materials (OJ L 159, 17.6.2011, p. 25).’.

Article 2

The texts of Regulations (EU) No 170/2011, (EU) No 171/2011, (EU) No 184/2011, (EU) No 212/2011, (EU) No 221/2011, (EU) No 335/2011, (EU) No 336/2011, (EU) No 337/2011, Implementing Regulations (EU) No 361/2011, (EU) No 371/2011, (EU) No 373/2011, (EU) No 388/2011, (EU) No

389/2011, (EU) No 406/2011, (EU) No 495/2011, (EU) No 496/2011, (EU) No 515/2011, (EU) No 516/2011, (EU) No 527/2011, (EU) No 528/2011, (EU) No 532/2011, Regulations (EU) No 574/2011, (EU) No 575/2011 and Implementing Regulation (EU) No 868/2011 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 38/2012

of 30 March 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 5/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 26/2011 of 14 January 2011 concerning the authorisation of vitamin E as a feed additive for all animal species ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Implementing Regulation (EU) No 881/2011 of 2 September 2011 amending Regulation (EC) No 1137/2007 as regards the additive composition of the preparation of *Bacillus subtilis* DSM 17299 (holder of authorisation Chr. Hansen A/S) and its use in feed containing formic acid ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Implementing Regulation (EU) No 885/2011 of 5 September 2011 concerning the authorisation of *Bacillus subtilis* (ATCC PTA-6737) as a feed additive for chickens reared for laying, ducks for fattening, quails, pheasants, partridges, guinea fowl, pigeons, geese for fattening and ostriches (holder of authorisation Kemin Europa N.V.) ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Implementing Regulation (EU) No 886/2011 of 5 September 2011 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Trichoderma reesei* (CBS 122001) as a feed additive for sows (holder of authorisation Roal Oy) ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Implementing Regulation (EU) No 887/2011 of 5 September 2011 concerning the authorisation of a preparation of *Enterococcus faecium* CECT 4515 as feed additive for chickens for fattening (holder of the authorisation Norel SA) ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Commission Implementing Regulation (EU) No 888/2011 of 5 September 2011 concerning the authorisation of diclazuril as a feed additive for turkeys for fattening (holder of authorisation Janssen Pharmaceutica N.V.) and amending Regulation (EC) No 2430/1999 ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Implementing Regulation (EU) No 900/2011 of 7 September 2011 concerning the authorisation of lasalocid A sodium as a feed additive for pheasants, guinea fowl, quails and partridges other than laying birds (holder of authorisation Alpharma (Belgium) BVBA) ⁽⁸⁾ is to be incorporated into the Agreement.
- (9) Commission Implementing Regulation (EU) No 1068/2011 of 21 October 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase produced by *Aspergillus niger* (CBS 109.713) and endo-1,4-beta-glucanase produced by *Aspergillus niger* (DSM 18404) as a feed additive for chickens reared for laying, turkeys for breeding purposes, turkeys reared for breeding, other minor avian species (other than ducks for fattening) and ornamental birds (holder of authorisation BASF SE) ⁽⁹⁾ is to be incorporated into the Agreement.
- (10) Commission Implementing Regulation (EU) No 1074/2011 of 24 October 2011 concerning the authorisation of *Saccharomyces cerevisiae* NCYC R-625 as a feed additive for weaned piglets (holder of the authorisation Integro Gida SAN. ve TIC. A.S. represented by RM Associates Ltd) ⁽¹⁰⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 161, 21.6.2012, p. 8.

⁽²⁾ OJ L 11, 15.1.2011, p. 18.

⁽³⁾ OJ L 228, 3.9.2011, p. 9.

⁽⁴⁾ OJ L 229, 6.9.2011, p. 3.

⁽⁵⁾ OJ L 229, 6.9.2011, p. 5.

⁽⁶⁾ OJ L 229, 6.9.2011, p. 7.

⁽⁷⁾ OJ L 229, 6.9.2011, p. 9.

⁽⁸⁾ OJ L 231, 8.9.2011, p. 15.

⁽⁹⁾ OJ L 277, 22.10.2011, p. 11.

⁽¹⁰⁾ OJ L 278, 25.10.2011, p. 5.

- (11) Commission Implementing Regulation (EU) No 1088/2011 of 27 October 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (MULC 49755) and endo-1,3(4)-beta-glucanase produced by *Trichoderma reesei* (MULC 49754) as a feed additive for weaned piglets (holder of authorisation Aveve NV) ⁽¹⁾ is to be incorporated into the Agreement.
- (12) Commission Implementing Regulation (EU) No 1110/2011 of 3 November 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (CBS 114044) as a feed additive for laying hens, minor poultry species and pigs for fattening (holder of authorisation Roal Oy) ⁽²⁾ is to be incorporated into the Agreement.
- (13) Commission Implementing Regulation (EU) No 1111/2011 of 3 November 2011 concerning the authorisation of *Lactobacillus plantarum* (NCIMB 30236) as a feed additive for all animal species ⁽³⁾ is to be incorporated into the Agreement.
- (14) 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,
- ‘2zk. **32011 R 0026**: Commission Regulation (EU) No 26/2011 of 14 January 2011 concerning the authorisation of vitamin E as a feed additive for all animal species (OJ L 11, 15.1.2011, p. 18).
- 2zl. **32011 R 0885**: Commission Implementing Regulation (EU) No 885/2011 of 5 September 2011 concerning the authorisation of *Bacillus subtilis* (ATCC PTA-6737) as a feed additive for chickens reared for laying, ducks for fattening, quails, pheasants, partridges, guinea fowl, pigeons, geese for fattening and ostriches (holder of authorisation Kemin Europa N.V.) (OJ L 229, 6.9.2011, p. 3).
- 2zm. **32011 R 0886**: Commission Implementing Regulation (EU) No 886/2011 of 5 September 2011 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Trichoderma reesei* (CBS 122001) as a feed additive for sows (holder of authorisation Roal Oy) (OJ L 229, 6.9.2011, p. 5).
- 2zn. **32011 R 0887**: Commission Implementing Regulation (EU) No 887/2011 of 5 September 2011 concerning the authorisation of a preparation of *Enterococcus faecium* CECT 4515 as feed additive for chickens for fattening (holder of the authorisation Norel SA) (OJ L 229, 6.9.2011, p. 7).

HAS ADOPTED THIS DECISION:

Article 1

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

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

‘— **32011 R 0888**: Commission Implementing Regulation (EU) No 888/2011 of 5 September 2011 (OJ L 229, 6.9.2011, p. 9);’

- (2) the following indent shall be added in point 1zzzy (Commission Regulation (EC) No 1137/2007):

‘— **32011 R 0881**: Commission Implementing Regulation (EU) No 881/2011 of 2 September 2011 (OJ L 228, 3.9.2011, p. 9);’

- (3) the following points shall be inserted after point 2zj (Commission Implementing Regulation (EU) No 868/2011):

- 2zo. **32011 R 0888**: Commission Implementing Regulation (EU) No 888/2011 of 5 September 2011 concerning the authorisation of diclazuril as a feed additive for turkeys for fattening (holder of authorisation Janssen Pharmaceutica N.V.) and amending Regulation (EC) No 2430/1999 (OJ L 229, 6.9.2011, p. 9).

- 2zp. **32011 R 0900**: Commission Implementing Regulation (EU) No 900/2011 of 7 September 2011 concerning the authorisation of lasalocid A sodium as a feed additive for pheasants, guinea fowl, quails and partridges other than laying birds (holder of authorisation Alpharma (Belgium) BVBA) (OJ L 231, 8.9.2011, p. 15).

- 2zq. **32011 R 1068**: Commission Implementing Regulation (EU) No 1068/2011 of 21 October 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase produced by *Aspergillus niger* (CBS 109.713) and endo-1,4-beta-glucanase produced by *Aspergillus niger* (DSM 18404) as a feed additive for chickens reared for laying, turkeys for breeding purposes, turkeys reared for breeding, other minor avian species (other than ducks for fattening) and ornamental birds (holder of authorisation BASF SE) (OJ L 277, 22.10.2011, p. 11).

⁽¹⁾ OJ L 281, 28.10.2011, p. 14.

⁽²⁾ OJ L 287, 4.11.2011, p. 27.

⁽³⁾ OJ L 287, 4.11.2011, p. 30.

- 2zr. **32011 R 1074**: Commission Implementing Regulation (EU) No 1074/2011 of 24 October 2011 concerning the authorisation of *Saccharomyces cerevisiae* NCYC R-625 as a feed additive for weaned piglets (holder of the authorisation Integro Gida SAN. ve TIC. A.S. represented by RM Associates Ltd) (OJ L 278, 25.10.2011, p. 5).
- 2zs. **32011 R 1088**: Commission Implementing Regulation (EU) No 1088/2011 of 27 October 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (MULC 49755) and endo-1,3(4)-beta-glucanase produced by *Trichoderma reesei* (MULC 49754) as a feed additive for weaned piglets (holder of authorisation Aveve NV) (OJ L 281, 28.10.2011, p. 14).
- 2zt. **32011 R 1110**: Commission Implementing Regulation (EU) No 1110/2011 of 3 November 2011 concerning the authorisation of an enzyme preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (CBS 114044) as a feed additive for laying hens, minor poultry species and pigs for fattening (holder of authorisation Roal Oy) (OJ L 287, 4.11.2011, p. 27).
- 2zu. **32011 R 1111**: Commission Implementing Regulation (EU) No 1111/2011 of 3 November 2011 concerning the authorisation of *Lactobacillus plantarum* (NCIMB 30236) as a feed additive for all animal species (OJ L 287, 4.11.2011, p. 30).'

Article 2

The texts of Regulation (EU) No 26/2011, Implementing Regulations (EU) No 881/2011, (EU) No 885/2011, (EU) No 886/2011, (EU) No 887/2011, (EU) No 888/2011, (EU) No 900/2011, (EU) No 1068/2011, (EU) No 1074/2011, (EU) No 1088/2011, (EU) No 1110/2011 and (EU) No 1111/2011 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 39/2012

of 30 March 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 5/2012 of 10 February 2012 ⁽¹⁾.
- (2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 9/2012 of 10 February 2012 ⁽²⁾.
- (3) Commission Regulation (EU) No 750/2010 of 7 July 2010 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 certain pesticides in or on certain products ⁽³⁾ is to be incorporated into the Agreement.
- (4) This Decision concerns legislation regarding feedingstuffs and foodstuffs. Legislation regarding 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

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

— **32010 R 0750**: Commission Regulation (EU) No 750/2010 of 7 July 2010 (OJ L 220, 21.8.2010, p. 1).'

Article 2

The following indent shall be added in point 54zzy (Regulation (EC) No 396/2005 of the European Parliament and of the Council) of Chapter XII of Annex II to the Agreement:

— **32010 R 0750**: Commission Regulation (EU) No 750/2010 of 7 July 2010 (OJ L 220, 21.8.2010, p. 1).'

Article 3

The text of Regulation (EU) No 750/2010 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 4

This Decision shall enter into force on 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 8.

⁽²⁾ OJ L 161, 21.6.2012, p. 15.

⁽³⁾ OJ L 220, 21.8.2010, p. 1.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 40/2012

of 30 March 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 7/2012 of 10 February 2012 ⁽¹⁾.
- (2) Regulation (EC) No 661/2009 of the European Parliament and of the Council of 13 July 2009 concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽²⁾, as corrected by OJ L 337, 20.12.2011, p. 27, is to be incorporated into the Agreement.
- (3) Commission Regulation (EU) No 672/2010 of 27 July 2010 concerning type-approval requirements for windscreen defrosting and demisting systems of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 1003/2010 of 8 November 2010 concerning type-approval requirements for the space for mounting and the fixing of rear registration plates on motor vehicles and their trailers and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EU) No 1005/2010 of 8 November 2010 concerning type-approval requirements for motor vehicle towing devices and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Regulation (EU) No 1008/2010 of 9 November 2010 concerning type-approval requirements for windscreen wiper and washer systems of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Commission Regulation (EU) No 1009/2010 of 9 November 2010 concerning type-approval requirements for wheel guards of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Commission Regulation (EU) No 19/2011 of 11 January 2011 concerning type-approval requirements for the manufacturer's statutory plate and for the vehicle identification number of motor vehicles and their trailers and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽⁸⁾ is to be incorporated into the Agreement.

⁽¹⁾ OJ L 161, 21.6.2012, p. 12.

⁽²⁾ OJ L 200, 31.7.2009, p. 1.

⁽³⁾ OJ L 196, 28.7.2010, p. 5.

⁽⁴⁾ OJ L 291, 9.11.2010, p. 22.

⁽⁵⁾ OJ L 291, 9.11.2010, p. 36.

⁽⁶⁾ OJ L 292, 10.11.2010, p. 2.

⁽⁷⁾ OJ L 292, 10.11.2010, p. 21.

⁽⁸⁾ OJ L 8, 12.1.2011, p. 1.

- (9) Commission Regulation (EU) No 109/2011 of 27 January 2011 implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council as regards type-approval requirements for certain categories of motor vehicles and their trailers as regards spray suppression systems ⁽¹⁾ is to be incorporated into the Agreement.
- (10) Commission Regulation (EU) No 407/2011 of 27 April 2011 amending Regulation (EC) No 661/2009 of the European Parliament and of the Council as regards the inclusion of certain Regulations of the United Nations Economic Commission for Europe on the type-approval of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽²⁾ is to be incorporated into the Agreement.
- (11) Commission Regulation (EU) No 458/2011 of 12 May 2011 concerning type-approval requirements for motor vehicles and their trailers with regard to the installation of their tyres and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor ⁽³⁾ is to be incorporated into the Agreement.
- (12) Regulation (EC) No 661/2009 repeals Council Directive 70/221/EEC ⁽⁴⁾, Council Directive 70/222/EEC ⁽⁵⁾, Council Directive 70/311/EEC ⁽⁶⁾, Council Directive 70/387/EEC ⁽⁷⁾, Council Directive 70/388/EEC ⁽⁸⁾, Council Directive 71/320/EEC ⁽⁹⁾, Council Directive 72/245/EEC ⁽¹⁰⁾, Council Directive 74/60/EEC ⁽¹¹⁾, Council Directive 74/61/EEC ⁽¹²⁾, Council Directive 74/297/EEC ⁽¹³⁾, Council Directive 74/408/EEC ⁽¹⁴⁾, Council Directive 74/483/EEC ⁽¹⁵⁾, Council Directive 75/443/EEC ⁽¹⁶⁾, Council Directive 76/114/EEC ⁽¹⁷⁾, Council Directive 76/115/EEC ⁽¹⁸⁾, Council Directive 76/756/EEC ⁽¹⁹⁾, Council Directive 76/757/EEC ⁽²⁰⁾,
- Council Directive 76/758/EEC ⁽²¹⁾, Council Directive 76/759/EEC ⁽²²⁾, Council Directive 76/760/EEC ⁽²³⁾, Council Directive 76/761/EEC ⁽²⁴⁾, Council Directive 76/762/EEC ⁽²⁵⁾, Council Directive 77/389/EEC ⁽²⁶⁾, Council Directive 77/538/EEC ⁽²⁷⁾, Council Directive 77/539/EEC ⁽²⁸⁾, Council Directive 77/540/EEC ⁽²⁹⁾, Council Directive 77/541/EEC ⁽³⁰⁾, Council Directive 77/649/EEC ⁽³¹⁾, Council Directive 78/316/EEC ⁽³²⁾, Council Directive 78/317/EEC ⁽³³⁾, Council Directive 78/318/EEC ⁽³⁴⁾, Council Directive 78/932/EEC ⁽³⁶⁾, Council Directive 89/297/EEC ⁽³⁷⁾, Council Directive 91/226/EEC ⁽³⁸⁾, Council Directive 92/21/EEC ⁽³⁹⁾, Council Directive 92/22/EEC ⁽⁴⁰⁾, Council Directive 92/24/EEC ⁽⁴¹⁾, Council Directive 92/114/EEC ⁽⁴²⁾, Directive 94/20/EC of the European Parliament and of the Council ⁽⁴³⁾, Directive 95/28/EC of the European Parliament and of the Council ⁽⁴⁴⁾, Directive 96/27/EC of the European Parliament and of the Council ⁽⁴⁵⁾, Directive 96/79/EC of the European Parliament and of the Council ⁽⁴⁶⁾, Directive 97/27/EC of the European Parliament and of the Council ⁽⁴⁷⁾, Directive 2001/85/EC of the European Parliament and of the Council ⁽⁴⁸⁾ and Directive 2003/97/EC of the European Parliament and of the Council ⁽⁴⁹⁾ which are incorporated in the Agreement and are therefore to be repealed under the Agreement with effect from 1 November 2014.
- (13) Regulation (EC) No 661/2009 repeals Council Directive 92/23/EEC ⁽⁵⁰⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement with effect from 1 November 2017,
- ⁽¹⁾ OJ L 34, 9.2.2011, p. 2.
⁽²⁾ OJ L 108, 28.4.2011, p. 13.
⁽³⁾ OJ L 124, 13.5.2011, p. 11.
⁽⁴⁾ OJ L 76, 6.4.1970, p. 23.
⁽⁵⁾ OJ L 76, 6.4.1970, p. 25.
⁽⁶⁾ OJ L 133, 18.6.1970, p. 10.
⁽⁷⁾ OJ L 176, 10.8.1970, p. 5.
⁽⁸⁾ OJ L 176, 10.8.1970, p. 12.
⁽⁹⁾ OJ L 202, 6.9.1971, p. 37.
⁽¹⁰⁾ OJ L 152, 6.7.1972, p. 15.
⁽¹¹⁾ OJ L 38, 11.2.1974, p. 2.
⁽¹²⁾ OJ L 38, 11.2.1974, p. 22.
⁽¹³⁾ OJ L 165, 20.6.1974, p. 16.
⁽¹⁴⁾ OJ L 221, 12.8.1974, p. 1.
⁽¹⁵⁾ OJ L 266, 2.10.1974, p. 4.
⁽¹⁶⁾ OJ L 196, 26.7.1975, p. 1.
⁽¹⁷⁾ OJ L 24, 30.1.1976, p. 1.
⁽¹⁸⁾ OJ L 24, 30.1.1976, p. 6.
⁽¹⁹⁾ OJ L 262, 27.9.1976, p. 1.
⁽²⁰⁾ OJ L 262, 27.9.1976, p. 32.
⁽²¹⁾ OJ L 262, 27.9.1976, p. 54.
⁽²²⁾ OJ L 262, 27.9.1976, p. 71.
⁽²³⁾ OJ L 262, 27.9.1976, p. 85.
⁽²⁴⁾ OJ L 262, 27.9.1976, p. 96.
⁽²⁵⁾ OJ L 262, 27.9.1976, p. 122.
⁽²⁶⁾ OJ L 145, 13.6.1977, p. 41.
⁽²⁷⁾ OJ L 220, 29.8.1977, p. 60.
⁽²⁸⁾ OJ L 220, 29.8.1977, p. 72.
⁽²⁹⁾ OJ L 220, 29.8.1977, p. 83.
⁽³⁰⁾ OJ L 220, 29.8.1977, p. 95.
⁽³¹⁾ OJ L 267, 19.10.1977, p. 1.
⁽³²⁾ OJ L 81, 28.3.1978, p. 3.
⁽³³⁾ OJ L 81, 28.3.1978, p. 27.
⁽³⁴⁾ OJ L 81, 28.3.1978, p. 49.
⁽³⁵⁾ OJ L 168, 26.6.1978, p. 45.
⁽³⁶⁾ OJ L 325, 20.11.1978, p. 1.
⁽³⁷⁾ OJ L 124, 5.5.1989, p. 1.
⁽³⁸⁾ OJ L 103, 23.4.1991, p. 5.
⁽³⁹⁾ OJ L 129, 14.5.1992, p. 1.
⁽⁴⁰⁾ OJ L 129, 14.5.1992, p. 11.
⁽⁴¹⁾ OJ L 129, 14.5.1992, p. 154.
⁽⁴²⁾ OJ L 409, 31.12.1992, p. 17.
⁽⁴³⁾ OJ L 195, 29.7.1994, p. 1.
⁽⁴⁴⁾ OJ L 281, 23.11.1995, p. 1.
⁽⁴⁵⁾ OJ L 169, 8.7.1996, p. 1.
⁽⁴⁶⁾ OJ L 18, 21.1.1997, p. 7.
⁽⁴⁷⁾ OJ L 233, 25.8.1997, p. 1.
⁽⁴⁸⁾ OJ L 42, 13.2.2002, p. 1.
⁽⁴⁹⁾ OJ L 25, 29.1.2004, p. 1.
⁽⁵⁰⁾ OJ L 129, 14.5.1992, p. 95.

HAS ADOPTED THIS DECISION:

Article 1

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

(1) the text of points 4 (Council Directive 70/221/EEC), 5 (Council Directive 70/222/EEC), 6 (Council Directive 70/311/EEC), 7 (Council Directive 70/387/EEC), 8 (Council Directive 70/388/EEC), 10 (Council Directive 71/320/EEC), 11 (Council Directive 72/245/EEC), 13 (Council Directive 74/60/EEC), 14 (Council Directive 74/61/EEC), 15 (Council Directive 74/297/EEC), 16 (Council Directive 74/408/EEC), 17 (Council Directive 74/483/EEC), 18 (Council Directive 75/443/EEC), 19 (Council Directive 76/114/EEC), 20 (Council Directive 76/115/EEC), 21 (Council Directive 76/757/EEC), 22 (Council Directive 76/758/EEC), 24 (Council Directive 76/759/EEC), 25 (Council Directive 76/760/EEC), 26 (Council Directive 76/761/EEC), 27 (Council Directive 76/762/EEC), 28 (Council Directive 77/389/EEC), 29 (Council Directive 77/538/EEC), 30 (Council Directive 77/539/EEC), 31 (Council Directive 77/540/EEC), 32 (Council Directive 77/541/EEC), 33 (Council Directive 77/649/EEC), 34 (Council Directive 78/316/EEC), 35 (Council Directive 78/317/EEC), 36 (Council Directive 78/318/EEC), 38 (Council Directive 78/549/EEC), 39 (Council Directive 78/932/EEC), 45 (Council Directive 89/297/EEC), 45a (Council Directive 91/226/EEC), 45b (Council Directive 92/21/EEC), 45c (Council Directive 92/22/EEC), 45e (Council Directive 92/24/EEC), 45g (Council Directive 92/114/EEC), 45r (Directive 94/20/EC of the European Parliament and of the Council), 45t (Directive 95/28/EC of the European Parliament and of the Council), 45u (Directive 96/27/EC of the European Parliament and of the Council), 45v (Directive 96/79/EC of the European Parliament and of the Council), 45w (Directive 97/27/EC of the European Parliament and of the Council), 45y (Directive 2001/85/EC of the European Parliament and of the Council) and 45zc (Directive 2003/97/EC of the European Parliament and of the Council) shall be deleted with effect from 1 November 2014;

(2) the text of point 45d (Council Directive 92/23/EEC) shall be deleted with effect from 1 November 2017;

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

— **32009 R 0661**: Regulation (EC) No 661/2009 of the European Parliament and of the Council of 13 July 2009 (OJ L 200, 31.7.2009, p. 1), as corrected by OJ L 337, 20.12.2011, p. 27.;

(4) the following shall be inserted after point 45zz (Commission Regulation (EC) No 631/2009):

‘45zza. **32009 R 0661**: Regulation (EC) No 661/2009 of the European Parliament and of the Council of 13 July 2009 concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 200, 31.7.2009, p. 1), as corrected by OJ L 337, 20.12.2011, p. 27, as amended by:

— **32011 R 0407**: Commission Regulation (EU) No 407/2011 of 27 April 2011 (OJ L 108, 28.4.2011, p. 13).

45zzb. **32010 R 0672**: Commission Regulation (EU) No 672/2010 of 27 July 2010 concerning type-approval requirements for windscreen defrosting and demisting systems of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 196, 28.7.2010, p. 5).

45zzc. **32010 R 1003**: Commission Regulation (EU) No 1003/2010 of 8 November 2010 concerning type-approval requirements for the space for mounting and the fixing of rear registration plates on motor vehicles and their trailers and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 291, 9.11.2010, p. 22).

45zzd. **32010 R 1005**: Commission Regulation (EU) No 1005/2010 of 8 November 2010 concerning type-approval requirements for motor vehicle towing devices and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 291, 9.11.2010, p. 36).

45zze. **32010 R 1008**: Commission Regulation (EU) No 1008/2010 of 9 November 2010 concerning type-approval requirements for windscreen wiper and washer systems of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 292, 10.11.2010, p. 2).

45zzf. **32010 R 1009**: Commission Regulation (EU) No 1009/2010 of 9 November 2010 concerning type-approval requirements for wheel guards of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 292, 10.11.2010, p. 21).

45zzg. **32011 R 0019**: Commission Regulation (EU) No 19/2011 of 11 January 2011 concerning type-approval requirements for the manufacturer's statutory plate and for the vehicle identification number of motor vehicles and their trailers and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 8, 12.1.2011, p. 1).

45zzh. **32011 R 0109**: Commission Regulation (EU) No 109/2011 of 27 January 2011 implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council as regards type-approval requirements for certain categories of motor vehicles and their trailers as regards spray suppression systems (OJ L 34, 9.2.2011, p. 2).

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

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

“IS for Iceland
FL for Liechtenstein
16 for Norway”.

45zzi. **32011 R 0458**: Commission Regulation (EU) No 458/2011 of 12 May 2011 concerning type-approval requirements for motor vehicles and their trailers with regard to the installation of their tyres and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 124, 13.5.2011, p. 11).’.

Article 2

The texts of Regulation (EC) No 661/2009, as corrected by OJ L 337, 20.12.2011, p. 27, and Regulations (EU) No 672/2010, (EU) No 1003/2010, (EU) No 1005/2010, (EU) No 1008/2010, (EU) No 1009/2010, (EU) No 19/2011, (EU) No 109/2011, (EU) No 407/2011 and (EU) No 458/2011 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 41/2012

of 30 March 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 7/2012 of 10 February 2012 ⁽¹⁾.
- (2) Regulation (EC) No 79/2009 of the European Parliament and of the Council of 14 January 2009 on type-approval of hydrogen-powered motor vehicles, and amending Directive 2007/46/EC ⁽²⁾ is to be incorporated into the Agreement.
- (3) Regulation (EC) No 595/2009 of the European Parliament and of the Council of 18 June 2009 on type-approval of motor vehicles and engines with respect to emissions from heavy duty vehicles (Euro VI) and on access to vehicle repair and maintenance information and amending Regulation (EC) No 715/2007 and Directive 2007/46/EC and repealing Directives 80/1269/EEC, 2005/55/EC and 2005/78/EC ⁽³⁾, as corrected by OJ L 200, 31.7.2009, p. 52, is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 183/2011 of 22 February 2011 amending Annexes IV and VI 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) ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Regulation (EC) No 595/2009 repeals with effect from 31 December 2013, Council Directive 80/1269/EEC ⁽⁵⁾, Directive 2005/55/EC of the European Parliament and of the Council ⁽⁶⁾ and Commission Directive 2005/78/EC ⁽⁷⁾

which are incorporated in the Agreement and are therefore to be repealed under the Agreement with effect from 31 December 2013,

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the text of points 43 (Council Directive 80/1269/EEC), 45zl (Directive 2005/55/EC of the European Parliament and of the Council) and 45zo (Commission Directive 2005/78/EC) shall be deleted with effect from 31 December 2013;

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

— **32009 R 0595**: Regulation (EC) No 595/2009 of the European Parliament and of the Council of 18 June 2009 (OJ L 188, 18.7.2009, p. 1), as corrected by OJ L 200, 31.7.2009, p. 52.;

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

— **32009 R 0079**: Regulation (EC) No 79/2009 of the European Parliament and of the Council of 14 January 2009 (OJ L 35, 4.2.2009, p. 32),

— **32009 R 0595**: Regulation (EC) No 595/2009 of the European Parliament and of the Council of 18 June 2009 (OJ L 188, 18.7.2009, p. 1), as corrected by OJ L 200, 31.7.2009, p. 52,

— **32011 R 0183**: Commission Regulation (EU) No 183/2011 of 22 February 2011 (OJ L 53, 26.2.2011, p. 4).;

⁽¹⁾ OJ L 161, 21.6.2012, p. 12.

⁽²⁾ OJ L 35, 4.2.2009, p. 32.

⁽³⁾ OJ L 188, 18.7.2009, p. 1.

⁽⁴⁾ OJ L 53, 26.2.2011, p. 4.

⁽⁵⁾ OJ L 375, 31.12.1980, p. 46.

⁽⁶⁾ OJ L 275, 20.10.2005, p. 1.

⁽⁷⁾ OJ L 313, 29.11.2005, p. 1.

(4) the following points shall be inserted after point 45zzi (Commission Regulation (EU) No 458/2011):

‘45zzj. **32009 R 0079**: Regulation (EC) No 79/2009 of the European Parliament and of the Council of 14 January 2009 on type-approval of hydrogen-powered motor vehicles, and amending Directive 2007/46/EC (OJ L 35, 4.2.2009, p. 32).

45zzk. **32009 R 0595**: Regulation (EC) No 595/2009 of the European Parliament and of the Council of 18 June 2009 on type-approval of motor vehicles and engines with respect to emissions from heavy duty vehicles (Euro VI) and on access to vehicle repair and maintenance information and amending Regulation (EC) No 715/2007 and Directive 2007/46/EC and repealing Directives 80/1269/EEC, 2005/55/EC and 2005/78/EC (OJ L 188, 18.7.2009, p. 1), as corrected by OJ L 200, 31.7.2009, p. 52.’

Article 2

The texts of Regulations (EC) No 79/2009, (EC) No 595/2009, as corrected by OJ L 200, 31.7.2009, p. 52, and Regulation

(EU) No 183/2011 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 42/2012

of 30 March 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 8/2012 of 10 February 2012 ⁽¹⁾.
- (2) Directive 2009/58/EC of the European Parliament and of the Council of 13 July 2009 on the coupling device and the reverse of wheeled agricultural or forestry tractors ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2009/59/EC of the European Parliament and of the Council of 13 July 2009 on rear-view mirrors for wheeled agricultural or forestry tractors ⁽³⁾ is to be incorporated into the Agreement.
- (4) Directive 2009/60/EC of the European Parliament and of the Council of 13 July 2009 on the maximum design speed of and load platforms for wheeled agricultural or forestry tractors ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Directive 2009/61/EC of the European Parliament and of the Council of 13 July 2009 relating to the installation of lighting and light-signalling devices on wheeled agricultural and forestry tractors ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Directive 2009/68/EC of the European Parliament and of the Council of 13 July 2009 on the component type-approval of lighting and light-signalling devices on wheeled agricultural or forestry tractors ⁽⁶⁾ is to be incorporated into the Agreement.
- (7) Commission Directive 2010/62/EU of 8 September 2010 amending, for the purpose of adapting their technical

provisions, Council Directives 80/720/EEC and 86/297/EEC and Directives 2003/37/EC, 2009/60/EC and 2009/144/EC of the European Parliament and of the Council relating to the type-approval of agricultural or forestry tractors ⁽⁷⁾ is to be incorporated into the Agreement.

- (8) Directive 2009/58/EC repeals Council Directive 79/533/EEC ⁽⁸⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.
- (9) Directive 2009/59/EC repeals Council Directive 74/346/EEC ⁽⁹⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.
- (10) Directive 2009/60/EC repeals Council Directive 74/152/EEC ⁽¹⁰⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.
- (11) Directive 2009/61/EC repeals Council Directive 78/933/EEC ⁽¹¹⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.
- (12) Directive 2009/68/EC repeals Council Directive 79/532/EEC ⁽¹²⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement.

HAS ADOPTED THIS DECISION:

Article 1

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

- (1) the text of points 3 (Council Directive 74/152/EEC), 4 (Council Directive 74/346/EEC), 14 (Council Directive 78/933/EEC), 15 (Council Directive 79/532/EEC) and 16 (Council Directive 79/533/EEC) shall be deleted;

⁽¹⁾ OJ L 161, 21.6.2012, p. 14.

⁽²⁾ OJ L 198, 30.7.2009, p. 4.

⁽³⁾ OJ L 198, 30.7.2009, p. 9.

⁽⁴⁾ OJ L 198, 30.7.2009, p. 15.

⁽⁵⁾ OJ L 203, 5.8.2009, p. 19.

⁽⁶⁾ OJ L 203, 5.8.2009, p. 52.

⁽⁷⁾ OJ L 238, 9.9.2010, p. 7.

⁽⁸⁾ OJ L 145, 13.6.1979, p. 20.

⁽⁹⁾ OJ L 191, 15.7.1974, p. 1.

⁽¹⁰⁾ OJ L 84, 28.3.1974, p. 33.

⁽¹¹⁾ OJ L 325, 20.11.1978, p. 16.

⁽¹²⁾ OJ L 145, 13.6.1979, p. 16.

(2) the following indent shall be added in points 18 (Council Directive 80/720/EEC), 19 (Council Directive 86/297/EEC) and 28 (Directive 2003/37/EC of the European Parliament and of the Council):

‘— **32010 L 0062**: Commission Directive 2010/62/EU of 8 September 2010 (OJ L 238, 9.9.2010, p. 7).’;

(3) the following indent shall be added in point 23 (Directive 2009/144/EC of the European Parliament and of the Council):

‘— **32010 L 0062**: Commission Directive 2010/62/EU of 8 September 2010 (OJ L 238, 9.9.2010, p. 7).’;

(4) the following points shall be inserted after point 34 (Directive 2009/76/EC of the European Parliament and of the Council):

‘35. **32009 L 0058**: Directive 2009/58/EC of the European Parliament and of the Council of 13 July 2009 on the coupling device and the reverse of wheeled agricultural or forestry tractors (OJ L 198, 30.7.2009, p. 4).

36. **32009 L 0059**: Directive 2009/59/EC of the European Parliament and of the Council of 13 July 2009 on rear-view mirrors for wheeled agricultural or forestry tractors (OJ L 198, 30.7.2009, p. 9).

37. **32009 L 0060**: Directive 2009/60/EC of the European Parliament and of the Council of 13 July 2009 on the maximum design speed of and load platforms for wheeled agricultural or forestry tractors (OJ L 198, 30.7.2009, p. 15), as amended by:

— **32010 L 0062**: Commission Directive 2010/62/EU of 8 September 2010 (OJ L 238, 9.9.2010, p. 7).

38. **32009 L 0061**: Directive 2009/61/EC of the European Parliament and of the Council of 13 July 2009 relating to the installation of lighting and light-signalling devices on wheeled agricultural and forestry tractors (OJ L 203, 5.8.2009, p. 19).

39. **32009 L 0068**: Directive 2009/68/EC of the European Parliament and of the Council of 13 July 2009 on the component type-approval of lighting and light-signalling devices on wheeled agricultural or forestry tractors (OJ L 203, 5.8.2009, p. 52).’.

Article 2

The texts of Directives 2009/58/EC, 2009/59/EC, 2009/60/EC, 2009/61/EC, 2009/68/EC and 2010/62/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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 43/2012

of 30 March 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 8/2012 of 10 February 2012 ⁽¹⁾.
- (2) Directive 2011/72/EU of the European Parliament and of the Council of 14 September 2011 amending Directive 2000/25/EC as regards the provisions for tractors placed on the market under the flexibility scheme ⁽²⁾, as corrected by OJ L 254, 30.9.2011, p. 22, is to be incorporated into the Agreement.
- (3) Directive 2011/87/EU of the European Parliament and of the Council of 16 November 2011 amending Directive 2000/25/EC as regards the application of emission stages for narrow-track tractors ⁽³⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indents shall be added in point 29 (Directive 2000/25/EC of the European Parliament and of the Council) of Chapter II of Annex II to the Agreement:

- **32011 L 0072**: Directive 2011/72/EU of the European Parliament and of the Council of 14 September 2011 (OJ L 246, 23.9.2011, p. 1), as corrected by OJ L 254, 30.9.2011, p. 22,
- **32011 L 0087**: Directive 2011/87/EU of the European Parliament and of the Council of 16 November 2011 (OJ L 301, 18.11.2011, p. 1).^{*}

Article 2

The texts of Directives 2011/72/EU, as corrected by OJ L 254, 30.9.2011, p. 22, and 2011/87/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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 14.

⁽²⁾ OJ L 246, 23.9.2011, p. 1.

⁽³⁾ OJ L 301, 18.11.2011, p. 1.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 44/2012

of 30 March 2012

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

THE EEA JOINT COMMITTEE,

— **32011 L 0074**: Commission Directive 2011/74/EU of 29 July 2011 (OJ L 198, 30.7.2011, p. 32).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,

Article 2

The text of Directive 2011/74/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 12/2011 of 1 April 2011 ⁽¹⁾.

This Decision shall enter into force on 31 March 2012, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

(2) Commission Directive 2011/74/EU of 29 July 2011 amending, for the purposes of its adaptation to technical progress, Annex II to Directive 96/73/EC of the European Parliament and of the Council on certain methods for quantitative analysis of binary textile fibre mixtures ⁽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 March 2012.

Article 1

The following indent shall be added in point 4a (Directive 96/73/EC of the European Parliament and of the Council) of Chapter XI of Annex II to the Agreement:

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

Gianluca GRIPPA

⁽¹⁾ OJ L 171, 30.6.2011, p. 9.

⁽²⁾ OJ L 198, 30.7.2011, p. 32.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 45/2012

of 30 March 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 9/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EC) No 1169/2009 of 30 November 2009 amending Regulation (EC) No 353/2008 establishing implementing rules for applications for authorisation of health claims as provided for in Article 15 of Regulation (EC) No 1924/2006 of the European Parliament and of the Council ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Implementing Regulation (EU) No 321/2011 of 1 April 2011 amending Regulation (EU) No 10/2011 as regards the restriction of use of Bisphenol A in plastic infant feeding bottles ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Regulation (EU) No 432/2011 of 4 May 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Regulation (EU) No 440/2011 of 6 May 2011 on the authorisation and refusal of authorisation of certain health claims made on foods and referring to children's development and health ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Regulation (EU) No 665/2011 of 11 July 2011 on the authorisation and refusal of authorisation of

certain health claims made on foods and referring to the reduction of disease risk ⁽⁶⁾ is to be incorporated into the Agreement.

- (7) Commission Regulation (EU) No 666/2011 of 11 July 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health ⁽⁷⁾ is to be incorporated into the Agreement.
- (8) Directive 2006/52/EC of the European Parliament and of the Council of 5 July 2006 amending Directive 95/2/EC on food additives other than colours and sweeteners and Directive 94/35/EC on sweeteners for use in foodstuffs ⁽⁸⁾, as corrected by OJ L 78, 17.3.2007, p. 32, is to be incorporated into the Agreement.
- (9) 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 stated in 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

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

- (1) the following indent shall be added in points 54z (European Parliament and Council Directive 94/35/EC) and 54zb (European Parliament and Council Directive 95/2/EC):

— **32006 L 0052:** Directive 2006/52/EC of the European Parliament and of the Council of 5 July 2006 (OJ L 204, 26.7.2006, p. 10), as corrected by OJ L 78, 17.3.2007, p. 32.;

⁽¹⁾ OJ L 161, 21.6.2012, p. 15.

⁽²⁾ OJ L 314, 1.12.2009, p. 34.

⁽³⁾ OJ L 87, 2.4.2011, p. 1.

⁽⁴⁾ OJ L 115, 5.5.2011, p. 1.

⁽⁵⁾ OJ L 119, 7.5.2011, p. 4.

⁽⁶⁾ OJ L 182, 12.7.2011, p. 5.

⁽⁷⁾ OJ L 182, 12.7.2011, p. 8.

⁽⁸⁾ OJ L 204, 26.7.2006, p. 10.

(2) the following shall be added in point 54zzzzza (Commission Regulation (EC) No 353/2008):

‘, as amended by:

— **32009 R 1169**: Commission Regulation (EC) No 1169/2009 of 30 November 2009 (OJ L 314, 1.12.2009, p. 34).’;

(3) the following shall be added in point 55 (Commission Regulation (EU) No 10/2011):

‘, as amended by:

— **32011 R 0321**: Commission Implementing Regulation (EU) No 321/2011 of 1 April 2011 (OJ L 87, 2.4.2011, p. 1).’;

(4) the following points shall be inserted after point 56 (Commission Regulation (EC) No 282/2008):

‘57. **32011 R 0432**: Commission Regulation (EU) No 432/2011 of 4 May 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children’s development and health (OJ L 115, 5.5.2011, p. 1).

58. **32011 R 0440**: Commission Regulation (EU) No 440/2011 of 6 May 2011 on the authorisation and refusal of authorisation of certain health claims made on foods and referring to children’s development and health (OJ L 119, 7.5.2011, p. 4).

59. **32011 R 0665**: Commission Regulation (EU) No 665/2011 of 11 July 2011 on the authorisation and refusal of authorisation of certain health claims made

on foods and referring to the reduction of disease risk (OJ L 182, 12.7.2011, p. 5).

60. **32011 R 0666**: Commission Regulation (EU) No 666/2011 of 11 July 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children’s development and health (OJ L 182, 12.7.2011, p. 8).’.

Article 2

The texts of Regulation (EC) No 1169/2009, Implementing Regulation (EU) No 321/2011, Regulations (EU) No 432/2011, (EU) No 440/2011, (EU) No 665/2011 and (EU) No 666/2011 and Directive 2006/52/EC, as corrected by OJ L 78, 17.3.2007, p. 32, 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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 46/2012

of 30 March 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 10/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Implementing Directive 2011/38/EU of 11 April 2011 amending Annex V to Directive 2004/33/EC with regards to maximum pH values for platelets concentrates at the end of the shelf life ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following shall be added in point 15v (Commission Directive 2004/33/EC) of Chapter XIII of Annex II to the Agreement:

‘, as amended by:

— **32011 L 0038**: Commission Implementing Directive 2011/38/EU of 11 April 2011 (OJ L 97, 12.4.2011, p. 28.)’.

Article 2

The text of Implementing Directive 2011/38/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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 16.

⁽²⁾ OJ L 97, 12.4.2011, p. 28.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 47/2012

of 30 March 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 10/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EC) No 668/2009 of 24 July 2009 implementing Regulation (EC) No 1394/2007 of the European Parliament and of the Council with regard to the evaluation and certification of quality and non-clinical data relating to advanced therapy medicinal products developed by micro, small and medium-sized enterprises ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 15zl (Commission Decision 2008/911/EC) in Chapter XIII of Annex II to the Agreement:

'15zm. **32009 R 0668**: Commission Regulation (EC) No 668/2009 of 24 July 2009 implementing Regulation

(EC) No 1394/2007 of the European Parliament and of the Council with regard to the evaluation and certification of quality and non-clinical data relating to advanced therapy medicinal products developed by micro, small and medium-sized enterprises (OJ L 194, 25.7.2009, p. 7)'.

Article 2

The text of Regulation (EC) No 668/2009 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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 16.

⁽²⁾ OJ L 194, 25.7.2009, p. 7.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 48/2012

of 30 March 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 14/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Directive 2011/66/EU of 1 July 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include 4,5-Dichloro-2-octyl-2H-isothiazol-3-one as an active substance in Annex I thereto ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2011/67/EU of 1 July 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include abamectin as an active substance in Annex I thereto ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2011/69/EU of 1 July 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include imidacloprid as an active substance in Annex I thereto ⁽⁴⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

— **32011 L 0066**: Commission Directive 2011/66/EU of 1 July 2011 (OJ L 175, 2.7.2011, p. 10),

— **32011 L 0067**: Commission Directive 2011/67/EU of 1 July 2011 (OJ L 175, 2.7.2011, p. 13),

— **32011 L 0069**: Commission Directive 2011/69/EU of 1 July 2011 (OJ L 175, 2.7.2011, p. 24).'

Article 2

The texts of Directives 2011/66/EU, 2011/67/EU and 2011/69/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 20.

⁽²⁾ OJ L 175, 2.7.2011, p. 10.

⁽³⁾ OJ L 175, 2.7.2011, p. 13.

⁽⁴⁾ OJ L 175, 2.7.2011, p. 24.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 49/2012

of 30 March 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 12n (Directive 98/8/EC of the European Parliament and of the Council) of Chapter XV of Annex II to the Agreement:

Whereas:

- (1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 14/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Directive 2011/78/EU of 20 September 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include *Bacillus thuringiensis* subsp. *israelensis* Serotype H14, Strain AM65-52 as an active substance in Annex I thereto ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Directive 2011/79/EU of 20 September 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include fipronil as an active substance in Annex I thereto ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2011/80/EU of 20 September 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include lambda-cyhalothrin as an active substance in Annex I thereto ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Directive 2011/81/EU of 20 September 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include deltamethrin as an active substance in Annex I thereto ⁽⁵⁾ is to be incorporated into the Agreement,

— **32011 L 0078**: Commission Directive 2011/78/EU of 20 September 2011 (OJ L 243, 21.9.2011, p. 7),

— **32011 L 0079**: Commission Directive 2011/79/EU of 20 September 2011 (OJ L 243, 21.9.2011, p. 10),

— **32011 L 0080**: Commission Directive 2011/80/EU of 20 September 2011 (OJ L 243, 21.9.2011, p. 13),

— **32011 L 0081**: Commission Directive 2011/81/EU of 20 September 2011 (OJ L 243, 21.9.2011, p. 16).'

Article 2

The texts of Directives 2011/78/EU, 2011/79/EU, 2011/80/EU and 2011/81/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 31 March 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 20.

⁽²⁾ OJ L 243, 21.9.2011, p. 7.

⁽³⁾ OJ L 243, 21.9.2011, p. 10.

⁽⁴⁾ OJ L 243, 21.9.2011, p. 13.

⁽⁵⁾ OJ L 243, 21.9.2011, p. 16.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 50/2012

of 30 March 2012

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

THE EEA JOINT COMMITTEE,

— **32010 L 0079**: Commission Directive 2010/79/EU of 19 November 2010 (OJ L 304, 20.11.2010, p. 18).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,

Whereas:

- (1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 132/2011 of 2 December 2011 ⁽¹⁾.
- (2) Commission Directive 2010/79/EU of 19 November 2010 on the adaptation to technical progress of Annex III to Directive 2004/42/EC of the European Parliament and of the Council on the limitation of emissions of volatile organic compounds ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

‘, as amended by:

Article 2

The text of Directive 2010/79/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 31 March 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 March 2012.

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

Gianluca GRIPPA

⁽¹⁾ OJ L 76, 15.3.2012, p. 16.⁽²⁾ OJ L 304, 20.11.2010, p. 18.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 51/2012

of 30 March 2012

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

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 68/2010 of 11 June 2010 ⁽¹⁾.
- (2) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 27/2012 of 10 February 2012 ⁽²⁾.
- (3) Commission Directive 2010/68/EU of 22 October 2010 amending Council Directive 96/98/EC on marine equipment ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Directive 2011/75/EU of 2 September 2011 amending Council Directive 96/98/EC on marine equipment ⁽⁴⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

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

- **32010 L 0068**: Commission Directive 2010/68/EU of 22 October 2010 (OJ L 305, 20.11.2010, p. 1),
- **32011 L 0075**: Commission Directive 2011/75/EU of 2 September 2011 (OJ L 239, 15.9.2011, p. 1).^{*}

Article 2

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

- **32010 L 0068**: Commission Directive 2010/68/EU of 22 October 2010 (OJ L 305, 20.11.2010, p. 1),
- **32011 L 0075**: Commission Directive 2011/75/EU of 2 September 2011 (OJ L 239, 15.9.2011, p. 1).^{*}

Article 3

The texts of Directives 2010/68/EU and 2011/75/EU in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 4

This Decision shall enter into force on 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 244, 16.9.2010, p. 20.

⁽²⁾ OJ L 161, 21.6.2012, p. 33.

⁽³⁾ OJ L 305, 20.11.2010, p. 1.

⁽⁴⁾ OJ L 239, 15.9.2011, p. 1.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 52/2012

of 30 March 2012

amending Annex V (Free movement of workers) to the EEA Agreement

THE EEA JOINT COMMITTEE,

(a) Article 36(1) shall not apply;

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,

(b) in Article 36(2), the reference to Article 48 of the Treaty on the Functioning of the European Union shall be replaced by reference to Article 29 of this Agreement.'

Whereas:

Article 2

(1) Annex V to the Agreement was amended by Decision of the EEA Joint Committee No 158/2007 of 7 December 2007 ⁽¹⁾.

The text of Regulation (EU) No 492/2011 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

(2) Regulation (EU) No 492/2011 of the European Parliament and of the Council of 5 April 2011 on freedom of movement for workers within the Union ⁽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

Article 1

The text of point 2 (Council Regulation (EEC) No 1612/68) of Annex V to the Agreement shall be replaced by the following:

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

'32011 R 0492: Regulation (EU) No 492/2011 of the European Parliament and of the Council of 5 April 2011 on freedom of movement for workers within the Union (OJ L 141, 27.5.2011, p. 1).

Done at Brussels, 30 March 2012.

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

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 124, 8.5.2008, p. 20.

⁽²⁾ OJ L 141, 27.5.2011, p. 1.

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 53/2012

of 30 March 2012

amending Annex IX (Financial services) 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 IX to the Agreement was amended by Decision of the EEA Joint Committee No 20/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Decision 2010/578/EU of 28 September 2010 on the recognition of the legal and supervisory framework of Japan as equivalent to the requirements of Regulation (EC) No 1060/2009 of the European Parliament and of the Council on credit rating agencies ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 31eb (Regulation (EC) No 1060/2009 of the European Parliament and of the Council) of Annex IX to the Agreement:

'31ec. **32010 D 0578:** Commission Decision 2010/578/EU of 28 September 2010 on the recognition of the legal and supervisory framework of Japan as equivalent to

the requirements of Regulation (EC) No 1060/2009 of the European Parliament and of the Council on credit rating agencies (OJ L 254, 29.9.2010, p. 46).'

Article 2

The text of Decision 2010/578/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 31 March 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 20/2012 of 10 February 2012, 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 26.
⁽²⁾ OJ L 254, 29.9.2010, p. 46.

(*) No constitutional requirements indicated.

Joint Declaration by the Contracting Parties to Decision of the EEA Joint Committee No 53/2012 of 30 March 2012 incorporating Commission Decision 2010/578/EU into the Agreement

'Commission Decision 2010/578/EU of 28 September 2010 deals with equivalence for third countries. The incorporation of this Decision is without prejudice to the scope of the EEA Agreement.'

DECISION OF THE EEA JOINT COMMITTEE

No 54/2012

of 30 March 2012

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

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex XI to the Agreement was amended by Decision of the EEA Joint Committee No 138/2011 of 2 December 2011 ⁽¹⁾.
- (2) Recommendation 2006/952/EC of the European Parliament and of the Council of 20 December 2006 on the protection of minors and human dignity and on the right of reply in relation to the competitiveness of the European audiovisual and on-line information services industry ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 34 (Recommendation 2005/865/EC of the European Parliament and of the Council) of Annex XI to the Agreement:

'35. **32006 H 0952:** Recommendation 2006/952/EC of the European Parliament and of the Council of 20 December

2006 on the protection of minors and human dignity and on the right of reply in relation to the competitiveness of the European audiovisual and on-line information services industry (OJ L 378, 27.12.2006, p. 72).'

Article 2

The text of Recommendation 2006/952/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 76, 15.3.2012, p. 22.

⁽²⁾ OJ L 378, 27.12.2006, p. 72.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 55/2012

of 30 March 2012

amending Annex XII (Free Movement of Capital) 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 XII to the Agreement was amended by Decision of the EEA Joint Committee No 50/2010 of 30 April 2010 ⁽¹⁾.
- (2) Directive 2011/7/EU of the European Parliament and of the Council of 16 February 2011 on combating late payment in commercial transactions ⁽²⁾ is to be incorporated into the Agreement.
- (3) Directive 2011/7/EU repeals with effect from 16 March 2013 Directive 2000/35/EC of the European Parliament and of the Council ⁽³⁾ which is incorporated into the Agreement and which is consequently to be repealed under the Agreement with effect from 16 March 2013,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 2 (Directive 2000/35/EC of the European Parliament and of the Council) of Annex XII to the Agreement shall be replaced with effect from 16 March 2013 by the following:

'**32011 L 0007**: Directive 2011/7/EU of the European Parliament and of the Council of 16 February 2011 on combating late payment in commercial transactions (OJ L 48, 23.2.2011, p. 1)'.'

Article 2

The text of Directive 2011/7/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 31 March 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 March 2012.

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

Gianluca GRIPPA

⁽¹⁾ OJ L 181, 15.7.2010, p. 18.

⁽²⁾ OJ L 48, 23.2.2011, p. 1.

⁽³⁾ OJ L 200, 8.8.2000, p. 35.

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 56/2012
of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Implementing Decision 2011/453/EU of 13 July 2011 adopting guidelines for reporting by the Member States under Directive 2010/40/EU 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 17ka (Commission Decision 2011/C 135/03) of Annex XIII to the Agreement:

'17kb. **32011 D 0453**: Commission Implementing Decision 2011/453/EU of 13 July 2011 adopting guidelines

for reporting by the Member States under Directive 2010/40/EU of the European Parliament and of the Council (OJ L 193, 23.7.2011, p. 48).'

Article 2

The text of Implementing Decision 2011/453/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 193, 23.7.2011, p. 48.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 57/2012

of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Decision 2011/275/EU of 26 April 2011 concerning a technical specification for interoperability relating to the 'infrastructure' subsystem of the trans-European conventional rail system ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 37df (Commission Regulation (EU) No 201/2011) of Annex XIII to the Agreement:

'37dg. **32011 D 0275**: Commission Decision 2011/275/EU of 26 April 2011 concerning a technical specification

for interoperability relating to the "infrastructure" subsystem of the trans-European conventional rail system (OJ L 126, 14.5.2011, p. 53).'

Article 2

The text of Decision 2011/275/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 126, 14.5.2011, p. 53.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 58/2012
of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 445/2011 of 10 May 2011 on a system of certification of entities in charge of maintenance for freight wagons and amending Regulation (EC) No 653/2007 ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

Annex XIII to the Agreement shall be amended as follows:

- (1) the following shall be added in point 42ea (Commission Regulation (EC) No 653/2007):

‘, as amended by:

— **32011 R 0445**: Commission Regulation (EU) No 445/2011 of 10 May 2011 (OJ L 122, 11.5.2011, p. 22).’;

- (2) the following point shall be inserted after point 42ef (Commission Regulation (EU) No 1158/2010):

‘42eg. **32011 R 0445**: Commission Regulation (EU) No 445/2011 of 10 May 2011 on a system of certification of entities in charge of maintenance for freight wagons and amending Regulation (EC) No 653/2007 (OJ L 122, 11.5.2011, p. 22).’.

Article 2

The text of Regulation (EU) No 445/2011 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 31 March 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 122, 11.5.2011, p. 22.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 59/2012

of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Directive 2009/17/EC of the European Parliament and of the Council of 23 April 2009 amending Directive 2002/59/EC establishing a Community vessel traffic monitoring and information system ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 55a (Directive 2002/59/EC of the European Parliament and of the Council) of Annex XIII to the Agreement:

— **32009 L 0017**: Directive 2009/17/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 131, 28.5.2009, p. 101).'

Article 2

The text of Directive 2009/17/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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 131, 28.5.2009, p. 101.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 60/2012
of 30 March 2012
amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

‘— **32011 L 0015**: Commission Directive 2011/15/EU of 23 February 2011 (OJ L 49, 24.2.2011, p. 33).’

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 2011/15/EU in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Whereas:

Article 3

(1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 27/2012 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 2011/15/EU of 23 February 2011 amending Directive 2002/59/EC of the European Parliament and of the Council establishing a Community vessel traffic monitoring and information system ⁽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 March 2012.

Article 1

The following indent shall be added in point 55a (Directive 2002/59/EC of the European Parliament and of the Council) of Annex XIII to the Agreement:

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 49, 24.2.2011, p. 33.

^(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 61/2012

of 30 March 2012

amending Annex XIII (Transport) and Protocol 37 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 Articles 98 and 101 thereof,

Whereas:

- (1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Protocol 37 to the Agreement was amended by Decision of the EEA Joint Committee No 104/2011 of 30 September 2011 ⁽²⁾.
- (3) Commission Decision 2009/584/EC of 31 July 2009 establishing the High Level Steering Group on SafeSeaNet ⁽³⁾ is to be incorporated into the Agreement.
- (4) For the Agreement to function well, Protocol 37 to the Agreement is to be amended to include the High Level Steering Group on SafeSeaNet set up by Decision 2009/584/EC, and Annex XIII is to be amended in order to specify the procedures for association with this Group,

HAS ADOPTED THIS DECISION:

Article 1

The following shall be inserted after point 55aa (deleted) of Annex XIII to the Agreement:

'55ab. **32009 D 0584:** Commission Decision 2009/584/EC of 31 July 2009 establishing the High Level Steering Group on SafeSeaNet (OJ L 201, 1.8.2009, p. 63).

Modalities for the association of the EFTA States in accordance with Article 101 of the Agreement:

Each EFTA State may, in accordance with Article 3 of Decision 2009/584/EC, appoint a person to participate as an observer in the meetings of the High Level Steering Group on SafeSeaNet.'

Article 2

The following point shall be inserted in Protocol 37 (containing the list provided for in Article 101) to the Agreement:

'34. The High Level Steering Group on SafeSeaNet (Commission Decision 2009/584/EC).'

Article 3

The text of Decision 2009/584/EC in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 4

This Decision shall enter into force on 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 the Decision of the EEA Joint Committee No 59/2012 of 30 March 2012 ⁽⁴⁾, whichever is the later.

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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 318, 1.12.2011, p. 42.

⁽³⁾ OJ L 201, 1.8.2009, p. 63.

(*) No constitutional requirements indicated.

⁽⁴⁾ See page 39 of this Official Journal.

DECISION OF THE EEA JOINT COMMITTEE

No 62/2012

of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Directive 2009/18/EC of the European Parliament and of the Council of 23 April 2009 establishing the fundamental principles governing the investigation of accidents in the maritime transport sector and amending Council Directive 1999/35/EC and Directive 2002/59/EC of the European Parliament and of the Council ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

Annex XIII to the Agreement shall be amended as follows:

- (1) the following text shall be inserted in point 55c (deleted):

'32009 L 0018: Directive 2009/18/EC of the European Parliament and of the Council of 23 April 2009 establishing the fundamental principles governing the investigation of accidents in the maritime transport sector and amending Council Directive 1999/35/EC and Directive 2002/59/EC of the European Parliament and of the Council (OJ L 131, 28.5.2009, p. 114).';

- (2) the following indent shall be added in point 55a (Directive 2002/59/EC of the European Parliament and of the Council):

— **32009 L 0018:** Directive 2009/18/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 131, 28.5.2009, p. 114).';

- (3) the following indent shall be added in point 56ca (Council Directive 1999/35/EC):

— **32009 L 0018:** Directive 2009/18/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 131, 28.5.2009, p. 114).';

Article 2

The text of Directive 2009/18/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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 131, 28.5.2009, p. 114.

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 63/2012

of 30 March 2012

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

compliance with flag State requirements (OJ L 131, 28.5.2009, p. 132).’.

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 2009/21/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.

Whereas:

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*.

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 55ca (Commission Implementing Regulation (EU) No 651/2011) of Annex XIII to the Agreement:

Done at Brussels, 30 March 2012.

‘55d. **32009 L 0021**: Directive 2009/21/EC of the European Parliament and of the Council of 23 April 2009 on

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

(¹) OJ L 161, 21.6.2012, p. 33.

(²) OJ L 131, 28.5.2009, p. 132.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 64/2012
of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Directive 2009/12/EC of the European Parliament and of the Council of 11 March 2009 on airport charges ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following shall be inserted after point 65 (deleted) of Annex XIII to the Agreement:

- '65a. **32009 L 0012:** Directive 2009/12/EC of the European Parliament and of the Council of 11 March 2009 on airport charges (OJ L 70, 14.3.2009, p. 11).

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

This Directive shall not apply to Liechtenstein.'

Article 2

The text of Directive 2009/12/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 June 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 70, 14.3.2009, p. 11.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 65/2012

of 30 March 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 27/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Implementing Regulation (EU) No 1197/2011 of 21 November 2011 amending Regulation (EC) No 474/2006 establishing the Community list of air carriers which are subject to an operating ban within the Community ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in point 66zab (Commission Regulation (EC) No 474/2006) of Annex XIII to the Agreement:

— **32011 R 1197**: Commission Implementing Regulation (EU) No 1197/2011 of 21 November 2011 (OJ L 303, 22.11.2011, p. 14).'

Article 2

The text of Implementing Regulation (EU) No 1197/2011 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 33.

⁽²⁾ OJ L 303, 22.11.2011, p. 14.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 66/2012
of 30 March 2012
amending Annex XV (State aid) 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 XV to the Agreement was amended by Decision of the EEA Joint Committee No 120/2008 of 7 November 2008 ⁽¹⁾.
- (2) Commission Decision 2012/21/EU of 20 December 2011 on the application of Article 106(2) of the Treaty on the Functioning of the European Union to State aid in the form of public service compensation granted to certain undertakings entrusted with the operation of services of general economic interest ⁽²⁾ is to be incorporated into the Agreement.
- (3) Decision 2012/21/EU repeals Commission Decision 2005/842/EC ⁽³⁾ which is incorporated in the Agreement and is therefore to be repealed under the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 1h (Commission Decision 2005/842/EC) of Annex XV to the Agreement shall be replaced by the following:

'32012 D 0021: Commission Decision 2012/21/EU of 20 December 2011 on the application of Article 106(2) of the Treaty on the Functioning of the European Union to State aid in the form of public service compensation granted to certain undertakings entrusted with the operation of services of general economic interest (OJ L 7, 11.1.2012, p. 3).

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

- (a) the term "Commission" shall read "competent surveillance authority as defined in Article 62 of the EEA Agreement";

- (b) the words "compatible with the internal market" shall read "compatible with the functioning of the EEA Agreement";

- (c) the term "Member State" shall read "EU Member State or EFTA State". The term "Member States" shall read "EU Member States or EFTA States";

- (d) in Article 1 and Article 2(3), the term "Article 108(3) of the Treaty" shall read "Article 1(3) of Protocol 3 to the Surveillance and Court Agreement";

- (e) in Article 2, the term "Article 106(2) of the Treaty" shall read "Article 59(2) of the EEA Agreement";

- (f) in Article 3, the term "Article 108(3) of the Treaty" shall read "Article 1(3) of Protocol 3 to the Surveillance and Court Agreement";

- (g) in Article 5, the term "Article 107 of the Treaty" shall read "Article 61 of the EEA Agreement".

Article 2

The text of Decision 2012/21/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 31 March 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 339, 18.12.2008, p. 111.

⁽²⁾ OJ L 7, 11.1.2012, p. 3.

⁽³⁾ OJ L 312, 29.11.2005, p. 67.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 67/2012

of 30 March 2012

amending Annex XVI (Procurement) to the EEA Agreement

THE EEA JOINT COMMITTEE,

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

Whereas:

- (1) Annex XVI to the Agreement was amended by Decision of the EEA Joint Committee No 83/2011 of 1 July 2011 ⁽¹⁾.
- (2) Commission Regulation (EU) No 1251/2011 of 30 November 2011 amending Directives 2004/17/EC, 2004/18/EC and 2009/81/EC of the European Parliament and of the Council in respect of their application thresholds for the procedures for the awards of contract ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following indent shall be added in points 2 (Directive 2004/18/EC of the European Parliament and of the Council) and 4 (Directive 2004/17/EC of the European Parliament and of the Council) of Annex XVI to the Agreement:

— **32011 R 1251**: Commission Regulation (EU) No 1251/2011 of 30 November 2011 (OJ L 319, 2.12.2011, p. 43).'

Article 2

The text of Regulation (EU) No 1251/2011 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 31 March 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 March 2012.

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

Gianluca GRIPPA

⁽¹⁾ OJ L 262, 6.10.2011, p. 54.

⁽²⁾ OJ L 319, 2.12.2011, p. 43.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 68/2012

of 30 March 2012

amending Annex XIX (Consumer protection) to the EEA Agreement

THE EEA JOINT COMMITTEE,

consumer complaints and enquiries (OJ L 136, 2.6.2010, p. 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,

22. **32011 H 0136:** Commission Recommendation 2011/136/EU of 1 March 2011 guidelines for the implementation of data protection rules in the Consumer Protection Cooperation System (CPCS) (OJ L 57, 2.3.2011, p. 44).'

Whereas:

- (1) Annex XIX to the Agreement was amended by Decision of the EEA Joint Committee No 35/2010 of 12 March 2010 ⁽¹⁾.
- (2) Commission Recommendation 2010/304/EU of 12 May 2010 on the use of a harmonised methodology for classifying and reporting consumer complaints and enquiries ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Recommendation 2011/136/EU of 1 March 2011 guidelines for the implementation of data protection rules in the Consumer Protection Cooperation System (CPCS) ⁽³⁾ is to be incorporated into the Agreement,

Article 2

The texts of Recommendations 2010/304/EU and 2011/136/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 31 March 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:

Article 1

The following points shall be inserted after point 20 (Commission Recommendation 2001/193/EC) of Annex XIX to the Agreement:

Done at Brussels, 30 March 2012.

- '21. **32010 H 0304:** Commission Recommendation 2010/304/EU of 12 May 2010 on the use of a harmonised methodology for classifying and reporting

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

Gianluca GRIPPA

⁽¹⁾ OJ L 143, 10.6.2010, p. 30.

⁽²⁾ OJ L 136, 2.6.2010, p. 1.

⁽³⁾ OJ L 57, 2.3.2011, p. 44.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 70/2012

of 30 March 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 29/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 664/2011 of 11 July 2011 amending Regulation (EC) No 1013/2006 of the European Parliament and of the Council on shipments of waste to include certain mixtures of wastes in Annex IIIA thereto ⁽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:

— **32011 R 0664**: Commission Regulation (EU) No 664/2011 of 11 July 2011 (OJ L 182, 12.7.2011, p. 2).

Article 2

The text of Regulation (EU) No 664/2011 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 31 March 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 36.

⁽²⁾ OJ L 182, 12.7.2011, p. 2.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 71/2012

of 30 March 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 29/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Decision 2009/335/EC of 20 April 2009 on technical guidelines for the establishment of the financial guarantee in accordance with Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries ⁽²⁾ is to be incorporated into the Agreement.
- (3) Commission Decision 2009/337/EC of 20 April 2009 on the definition of the criteria for the classification of waste facilities in accordance with Annex III of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries ⁽³⁾ is to be incorporated into the Agreement.
- (4) Commission Decision 2009/358/EC of 29 April 2009 on the harmonisation, the regular transmission of the information and the questionnaire referred to in Articles 22(1)(a) and 18 of Directive 2006/21/EC of the European Parliament and of the Council on the management of waste from extractive industries ⁽⁴⁾ is to be incorporated into the Agreement.
- (5) Commission Decision 2009/359/EC of 30 April 2009 completing the definition of inert waste in implementation of Article 22(1)(f) of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries ⁽⁵⁾ is to be incorporated into the Agreement.
- (6) Commission Decision 2009/360/EC of 30 April 2009 completing the technical requirements for waste characterisation laid down by Directive 2006/21/EC of the European Parliament and of the Council on the

management of waste from extractive industries ⁽⁶⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following points shall be inserted after point 32fe (Directive 2006/21/EC of the European Parliament and of the Council) of Annex XX to the Agreement:

'32fea. **32009 D 0335:** Commission Decision 2009/335/EC of 20 April 2009 on technical guidelines for the establishment of the financial guarantee in accordance with Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 101, 21.4.2009, p. 25).

32feb. **32009 D 0337:** Commission Decision 2009/337/EC of 20 April 2009 on the definition of the criteria for the classification of waste facilities in accordance with Annex III of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 102, 22.4.2009, p. 7).

32fec. **32009 D 0358:** Commission Decision 2009/358/EC of 29 April 2009 on the harmonisation, the regular transmission of the information and the questionnaire referred to in Articles 22(1)(a) and 18 of Directive 2006/21/EC of the European Parliament and of the Council on the management of waste from extractive industries (OJ L 110, 1.5.2009, p. 39).

32fed. **32009 D 0359:** Commission Decision 2009/359/EC of 30 April 2009 completing the definition of inert waste in implementation of Article 22(1)(f) of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 110, 1.5.2009, p. 46).

32fee. **32009 D 0360:** Commission Decision 2009/360/EC of 30 April 2009 completing the technical requirements for waste characterisation laid down by Directive 2006/21/EC of the European Parliament and of the Council on the management of waste from extractive industries (OJ L 110, 1.5.2009, p. 48).'

⁽¹⁾ OJ L 161, 21.6.2012, p. 36.

⁽²⁾ OJ L 101, 21.4.2009, p. 25.

⁽³⁾ OJ L 102, 22.4.2009, p. 7.

⁽⁴⁾ OJ L 110, 1.5.2009, p. 39.

⁽⁵⁾ OJ L 110, 1.5.2009, p. 46.

⁽⁶⁾ OJ L 110, 1.5.2009, p. 48.

Article 2

The texts of Decisions 2009/335/EC, 2009/337/EC, 2009/358/EC, 2009/359/EC and 2009/360/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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 72/2012
of 30 March 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 30/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 216/2010 of 15 March 2010 implementing Regulation (EC) No 862/2007 of the European Parliament and of the Council on Community statistics on migration and international protection, as regards the definitions of categories of the reasons for the residence permits ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 18ar (Commission Regulation (EU) No 317/2010) of Annex XXI to the Agreement:

'18as. **32010 R 0216**: Commission Regulation (EU) No 216/2010 of 15 March 2010 implementing Regu-

lation (EC) No 862/2007 of the European Parliament and of the Council on Community statistics on migration and international protection, as regards the definitions of categories of the reasons for the residence permits (OJ L 66, 16.3.2010, p. 1).'

Article 2

The text of Regulation (EU) No 216/2010 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 31 March 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 March 2012.

For the EEA Joint Committee

The Acting President

Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 37.

⁽²⁾ OJ L 66, 16.3.2010, p. 1.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 73/2012

of 30 March 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 30/2012 of 10 February 2012 ⁽¹⁾.
- (2) Commission Regulation (EU) No 328/2011 of 5 April 2011 implementing Regulation (EC) No 1338/2008 of the European Parliament and of the Council on Community statistics on public health and health and safety at work, as regards statistics on causes of death ⁽²⁾ is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 18z (Regulation (EC) No 1338/2008 of the European Parliament and of the Council) of Annex XXI to the Agreement:

'18z1. **32011 R 0328:** Commission Regulation (EU) No 328/2011 of 5 April 2011 implementing Regulation (EC) No 1338/2008 of the European Parliament and of the Council on Community statistics on public health and health and safety at work, as regards statistics on causes of death (OJ L 90, 6.4.2011, p. 22).

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

Liechtenstein is exempted from transmitting data on stillbirths.'

Article 2

The text of Regulation (EU) No 328/2011 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 31 March 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 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

⁽¹⁾ OJ L 161, 21.6.2012, p. 37.

⁽²⁾ OJ L 90, 6.4.2011, p. 22.

(*) No constitutional requirements indicated.

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