

III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 153/2012

of 28 September 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 ('the EEA Agreement'), and in particular Article 98 thereof,

853/2004 of the European Parliament and of the Council as regard the processing of non-compliant raw milk in certain milk-processing establishments in Bulgaria⁽⁴⁾ is to be incorporated into the EEA Agreement.

Whereas:

(1) Commission Implementing Regulation (EU) No 739/2011 of 27 July 2011 amending Annex I to Regulation (EC) No 854/2004 of the European Parliament and of the Council laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption⁽¹⁾ is to be incorporated into the EEA Agreement.

(2) Commission Implementing Regulation (EU) No 1109/2011 of 3 November 2011 amending Annex I to Regulation (EC) No 2075/2005 as regards the equivalent methods for *Trichinella* testing⁽²⁾ is to be incorporated into the EEA Agreement.

(3) Commission Implementing Decision 2011/898/EU of 21 December 2011 amending Decision 2009/852/EC on transitional measures under Regulations (EC) No 852/2004 and (EC) No 853/2004 of the European Parliament and of the Council as regard the processing of non-compliant raw milk in certain milk-processing establishments in Romania and the structural requirements of such establishments⁽³⁾ is to be incorporated into the EEA Agreement.

(4) Commission Implementing Decision 2011/899/EU of 21 December 2011 amending Decision 2009/861/EC on transitional measures under Regulation (EC) No

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

(6) Annexes I and II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

(1) the following indent shall be added in point 12 (Regulation (EC) No 854/2004 of the European Parliament and of the Council) in Part 1.1:

— **32011 R 0739**: Commission Implementing Regulation (EU) No 739/2011 of 27 July 2011 (OJ L 196, 28.7.2011, p. 3).;

⁽¹⁾ OJ L 196, 28.7.2011, p. 3.

⁽²⁾ OJ L 287, 4.11.2011, p. 23.

⁽³⁾ OJ L 345, 29.12.2011, p. 22.

⁽⁴⁾ OJ L 345, 29.12.2011, p. 28.

(2) the following indent shall be added in the first indent (Commission Decision 2009/852/EC) under the heading 'The transitional arrangements set out in the following acts shall apply:' in points 16 (Regulation (EC) No 852/2004 of the European Parliament and of the Council) and 17 (Regulation (EC) No 853/2004 of the European Parliament and of the Council) in Part 6.1:

— **32011 D 0898**: Commission Implementing Decision 2011/898/EU of 21 December 2011 (OJ L 345, 29.12.2011, p. 22).;

(3) the following indent shall be added in the second indent (Commission Decision 2009/861/EC) under the heading 'The transitional arrangements set out in the following acts shall apply:' in point 17 (Regulation (EC) No 853/2004 of the European Parliament and of the Council) in Part 6.1:

— **32011 D 0899**: Commission Implementing Decision 2011/899/EU of 21 December 2011 (OJ L 345, 29.12.2011, p. 28).;

(4) the following indent shall be added in point 54 (Commission Regulation (EC) No 2075/2005) in Part 6.2:

— **32011 R 1109**: Commission Implementing Regulation (EU) No 1109/2011 of 3 November 2011 (OJ L 287, 4.11.2011, p. 23).;

Article 2

The following indent shall be added in the first indent (Commission Decision 2009/852/EC) under the heading 'The transitional arrangements set out in the following acts shall apply:' in

point 54zzzh (Regulation (EC) No 852/2004 of the European Parliament and of the Council) of Chapter XII of Annex II to the EEA Agreement:

— **32011 D 0898**: Commission Implementing Decision 2011/898/EU of 21 December 2011 (OJ L 345, 29.12.2011, p. 22).'

Article 3

The texts of Implementing Regulations (EU) No 739/2011 and (EU) No 1109/2011 and Implementing Decisions 2011/898/EU and 2011/899/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 November 2012, provided that all the notifications under Article 103(1) of the EEA 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, 28 September 2012.

For the EEA Joint Committee

The President

Atle LEIKVOLL

(*) No constitutional requirements indicated.