

DECISION OF THE EEA JOINT COMMITTEE
No 92/2016

of 29 April 2016

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 (“the EEA Agreement”), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) 2015/2120 of the European Parliament and of the Council of 25 November 2015 laying down measures concerning open internet access and amending Directive 2002/22/EC on universal service and users’ rights relating to electronic communications networks and services and Regulation (EU) No 531/2012 on roaming on public mobile communications networks within the Union¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2015/2352 of 16 December 2015 setting out the weighted average of maximum mobile termination rates across the Union² is to be incorporated into the EEA Agreement.
- (3) Annex XI to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex XI to the EEA Agreement shall be amended as follows:

1. The following is added in point 5cu (Regulation (EU) No 531/2012 of the European Parliament and of the Council):

‘, as amended by:

- **32015 R 2120**: Regulation (EU) 2015/2120 of the European Parliament and of the Council of 25 November 2015 (OJ L 310, 26.11.2015, p. 1).’

¹ OJ L 310, 26.11.2015, p. 1.

² OJ L 331, 17.12.2015, p. 7.

2. The following point is inserted after point 5cua (Commission Implementing Regulation (EU) No 1203/2012):

‘5cub. **32015 R 2352**: Commission Implementing Regulation (EU) 2015/2352 of 16 December 2015 setting out the weighted average of maximum mobile termination rates across the Union (OJ L 331, 17.12.2015, p. 7).’

3. The following point is inserted after point 5oab (Commission Regulation (EC) No 874/2004):

‘5ob. **32015 R 2120**: Regulation (EU) 2015/2120 of the European Parliament and of the Council of 25 November 2015 laying down measures concerning open internet access and amending Directive 2002/22/EC on universal service and users’ rights relating to electronic communications networks and services and Regulation (EU) No 531/2012 on roaming on public mobile communications networks within the Union (OJ L 310, 26.11.2015, p. 1).’

Article 2

The texts of Regulation (EU) 2015/2120 and Implementing Regulation (EU) 2015/2352 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 30 April 2016, provided that all the notifications under Article 103(1) of the EEA Agreement have been made*.

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, 29 April 2016.

*For the EEA Joint Committee
The President*

Claude Maerten

* [No constitutional requirements indicated.] [Constitutional requirements indicated.]

*The Secretaries
to the EEA Joint Committee*

Dag Wernø Holter Vaclav Navratil

Provisional text