

DECISION OF THE EEA JOINT COMMITTEE
No 97/2017

of 5 May 2017

amending Annex XIII (Transport) 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) 2016/2337 of the European Parliament and of the Council of 14 December 2016 repealing Regulation (EEC) No 1192/69 of the Council on common rules for the normalisation of the accounts of railway undertakings¹ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) 2016/2337 repeals Council Regulation (EEC) No 1192/69², with the exception of the provisions that apply to the normalisation of accounts for Class IV cases covered by Annex IV to Regulation (EEC) No 1192/69, which continue to apply until 31 December 2017. Regulation (EEC) No 1192/69, which is incorporated into the EEA Agreement, is consequently to be repealed under the EEA Agreement with effect from 1 January 2018.
- (3) After 31 December 2017, Regulation (EU) 2016/2337 will become obsolete and is consequently to be repealed under the EEA Agreement with effect from 1 January 2018.
- (4) Annex XIII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following point is inserted after point 39 (Council Regulation (EEC) No 1192/69):
‘39a. **32016 R 2337**: Regulation (EU) 2016/2337 of the European Parliament and of the Council of 14 December 2016 repealing Regulation (EEC) No 1192/69 of the Council on common rules for the normalisation of the accounts of railway undertakings (OJ L 354, 23.12.2016, p. 20).’
2. In paragraph II of the SECTORAL ADAPTATIONS the words ‘Article 3 of Regulation (EEC) No 1192/69,’ shall be deleted with effect from 1 January 2018.

¹ OJ L 354, 23.12.2016, p. 20.

² OJ L 156, 28.6.1969, p. 8.

3. The text of points 39 (Council Regulation (EEC) No 1192/69) and 39a (Regulation (EU) 2016/2337 of the European Parliament and of the Council) shall be deleted with effect from 1 January 2018.

Article 2

The text of Regulation (EU) 2016/2337 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 6 May 2017, 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, 5 May 2017.

For the EEA Joint Committee

The President

Claude Maerten

The Secretaries

To the EEA Joint Committee

Dag Wernø Holter Vaclav Navratil

* [No constitutional requirements indicated.]

Provisional text