

**EN**

**EN**

**EN**

**DECISION OF THE EEA JOINT COMMITTEE**  
**No 124/2004**

**of 24 September 2004**

**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 97/2004 of 9 July 2004<sup>1</sup>.
- (2) Commission Decision 97/830/EC of 11 December 1997 repealing Commission Decision 97/613/EC and imposing special conditions on the import of pistachios and certain products derived from pistachios originating in, or consigned from Iran<sup>2</sup> is to be incorporated into the Agreement.
- (3) Commission Decision 2003/551/EC of 22 July 2003 amending Decision 97/830/EC repealing Decision 97/613/EC and imposing special conditions on the import of pistachios and certain products derived from pistachios originating in or consigned from Iran<sup>3</sup> is to be incorporated into the Agreement.
- (4) Directive 2003/89/EC of the European Parliament and of the Council of 10 November 2003 amending Directive 2000/13/EC as regards indication of the ingredients present in foodstuffs<sup>4</sup> is to be incorporated into the Agreement.
- (5) Commission Directive 2003/113/EC of 3 December 2003 amending the Annexes to Council Directives 86/362/EEC, 86/363/EEC and 90/642/EEC as regards the fixing of maximum levels for certain pesticide residues in and on cereals, foodstuffs of animal origin and certain products of plant origin, including fruit and vegetables<sup>5</sup>, as corrected by OJ L 98, 2.4.2004, p. 61 and OJ L 104, 8.4.2004, p. 135, is to be incorporated into the Agreement.

---

<sup>1</sup> OJ L 376, 23.12.2004, p. 19

<sup>2</sup> OJ L 343, 13.12.1997, p. 30.

<sup>3</sup> OJ L 187, 26.7.2003, p. 43.

<sup>4</sup> OJ L 308, 25.11.2003, p. 15.

<sup>5</sup> OJ L 324, 11.12.2003, p. 24.

- (6) Commission Regulation (EC) No 2174/2003 of 12 December 2003 amending Regulation (EC) No 466/2001 as regards aflatoxins<sup>6</sup> is to be incorporated into the Agreement.
- (7) Commission Directive 2003/118/EC of 5 December 2003 amending the Annexes to Council Directives 76/895/EEC, 86/362/EEC, 86/363/EEC and 90/642/EEC as regards maximum residue levels for acephate, 2,4-D and parathion-methyl<sup>7</sup> is to be incorporated into the Agreement.
- (8) Commission Directive 2003/121/EC of 15 December 2003 amending Directive 98/53/EC laying down the sampling methods and the methods of analysis for the official control of the levels for certain contaminants in foodstuffs<sup>8</sup> is to be incorporated into the Agreement.
- (9) Commission Directive 2004/1/EC of 6 January 2004 amending Directive 2002/72/EC as regards the suspension of the use of azodicarbonamide as blowing agent<sup>9</sup> is to be incorporated into the Agreement.
- (10) Commission Directive 2004/2/EC of 9 January 2004 amending Council Directives 86/362/EEC, 86/363/EEC and 90/642/EEC as regards maximum residue levels for fenamiphos<sup>10</sup>, as corrected by OJ L 28, 31.1.2004, p. 30, is to be incorporated into the Agreement.
- (11) Commission Directive 2004/5/EC of 20 January 2004 amending Directive 2001/15/EC to include certain substances in the Annex<sup>11</sup> is to be incorporated into the Agreement.
- (12) Commission Directive 2004/4/EC of 15 January 2004 amending Directive 96/3/EC granting a derogation from certain provisions of Council Directive 93/43/EEC on the hygiene of foodstuffs as regards the transport of bulk liquid oils and fats by sea<sup>12</sup>, as corrected by OJ L 81, 19.3.2004, p. 92, is to be incorporated into the Agreement.
- (13) Commission Directive 2004/6/EC of 20 January 2004 derogating from Directive 2001/15/EC to postpone the application of the prohibition of trade to certain products<sup>13</sup> is to be incorporated into the Agreement.
- (14) Directive 2003/114/EC of the European Parliament and of the Council of 22 December 2003 amending Directive 95/2/EC on food additives other than colours and sweeteners<sup>14</sup> is to be incorporated into the Agreement.
- (15) Directive 2003/115/EC of the European Parliament and of the Council of 22 December 2003 amending Directive 94/35/EC on sweeteners for use in foodstuffs<sup>15</sup> is to be incorporated into the Agreement.

---

<sup>6</sup> OJ L 326, 13.12.2003, p. 12.

<sup>7</sup> OJ L 327, 16.12.2003, p. 25.

<sup>8</sup> OJ L 332, 19.12.2003, p. 38.

<sup>9</sup> OJ L 7, 13.1.2004, p. 45.

<sup>10</sup> OJ L 14, 21.1.2004, p. 10.

<sup>11</sup> OJ L 14, 21.1.2004, p. 19.

<sup>12</sup> OJ L 15, 22.1.2004, p. 25.

<sup>13</sup> OJ L 15, 22.1.2004, p. 31.

<sup>14</sup> OJ L 24, 29.1.2004, p. 58.

<sup>15</sup> OJ L 24, 29.1.2004, p. 65.

- (16) Commission Directive 2004/13/EC of 29 January 2004 amending Directive 2002/16/EC on the use of certain epoxy derivatives in materials and articles intended to come into contact with foodstuffs<sup>16</sup> is to be incorporated into the Agreement.
- (17) Commission Directive 2004/14/EC of 29 January 2004 amending Directive 93/10/EEC relating to materials and articles made of regenerated cellulose film intended to come into contact with foodstuffs<sup>17</sup> is to be incorporated into the Agreement.
- (18) Commission Regulation (EC) No 242/2004 of 12 February 2004 amending Regulation (EC) No 466/2001 as regards inorganic tin in foods<sup>18</sup> is to be incorporated into the Agreement.
- (19) Commission Directive 2004/16/EC of 12 February 2004 laying down the sampling methods and the methods of analysis for the official control of the levels of tin in canned foods<sup>19</sup> is to be incorporated into the Agreement.
- (20) Directive 2003/114/EC repeals Council Directive 67/427/EEC of 27 June 1967, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

#### *Article 1*

Chapter XII of Annex II to the Agreement shall be amended as specified in the Annex to this Decision.

#### *Article 2*

The texts of Regulations (EC) Nos 2174/2003 and 242/2004, Directives 2003/89/EC, 2003/113/EC, as corrected by OJ L 98, 2.4.2004, p. 61 and OJ L 104, 8.4.2004, p. 135, 2003/114/EC, 2003/115/EC, 2003/118/EC, 2003/121/EC, 2004/1/EC, 2004/2/EC, as corrected by OJ L 28, 31.1.2004, p. 30, 2004/4/EC, as corrected by OJ L 81, 19.3.2004, p. 92, 2004/5/EC, 2004/6/EC, 2004/13/EC, 2004/14/EC and 2004/16/EC, Decisions 97/830/EC and 2003/551/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 25 September 2004, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee\*.

---

<sup>16</sup> OJ L 27, 30.1.2004, p. 46.

<sup>17</sup> OJ L 27, 30.1.2004, p. 48.

<sup>18</sup> OJ L 42, 13.2.2004, p. 3.

<sup>19</sup> OJ L 42, 13.2.2004, p. 16.

\* No constitutional requirements indicated.

*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, 24 September 2004.

**ANNEX**  
**to Decision of the EEA Joint Committee No 124/2004**

Chapter XII of Annex I to the Agreement shall be amended as specified below:

1. The following indent shall be added in point 18 (Directive 2000/13/EC of the European Parliament and of the Council):
  - ‘- **32003 L 0089**: Directive 2003/89/EC of the European Parliament and of the Council of 10 November 2003 (OJ L 308, 25.11.2003, p. 15).’
2. The following indent shall be added in point 13 (Council Directive 76/895/EEC):
  - ‘- **32003 L 0118**: Commission Directive 2003/118/EC of 5 December 2003 (OJ L 327, 16.12.2003, p. 25).’
3. The following indents shall be added in points 38 (Council Directive 86/362/EEC), 39 (Council Directive 86/363/EEC) and 54 (Council Directive 90/642/EEC):
  - ‘- **32003 L 0113**: Commission Directive 2003/113/EC of 3 December 2003 (OJ L 324, 11.12.2003, p. 24), as corrected by OJ L 98, 2.4.2004, p. 61 and OJ L 104, 8.4.2004, p. 135,
  - **32003 L 0118**: Commission Directive 2003/118/EC of 5 December 2003 (OJ L 327, 16.12.2003, p. 25),
  - **32004 L 0002**: Commission Directive 2004/2/EC of 9 January 2004 (OJ L 14, 21.1.2004, p. 10), as corrected by OJ L 28, 31.1.2004, p. 30.’
4. The following indent shall be added in point 54h (Commission Directive 93/10/EEC):
  - ‘- **32004 L 0014**: Commission Directive 2004/14/EC of 29 January 2004 (OJ L 27, 30.1.2004, p. 48).’
5. The following indent shall be added in point 54j (Council Directive 93/43/EEC):
  - ‘- **32004 L 0004**: Commission Directive 2004/4/EC of 15 January 2004 (OJ L 15, 22.1.2004, p. 25), as corrected by OJ L 81, 19.3.2004, p. 92.’
6. The following indent shall be added in point 54z (Directive 94/35/EC of the European Parliament and of the Council):
  - ‘- **32003 L 0115**: Directive 2003/115/EC of the European Parliament and of the Council of 22 December 2003 (OJ L 24, 29.1.2004, p. 65).’
7. The following indent shall be added in point 54s (Commission Directive 98/53/EC):
  - ‘- **32003 L 0121**: Commission Directive 2003/121/EC of 15 December 2003 (OJ L 332, 19.12.2003, p. 38).’

8. The following indent shall be added in point 54zb (Directive 95/2/EC of the European Parliament and of the Council):
- ‘- **32003 L 0114**: Directive 2003/114/EC of the European Parliament and of the Council of 22 December 2003 (OJ L 24, 29.1.2004, p. 58).’
9. The text of point 4 (Council Directive 67/427/EEC) shall be deleted.
10. The following shall be added in point 54zi (Commission Directive 2001/15/EC):
- ‘, as amended by:
  - **32004 L 0005**: Commission Directive 2004/5/EC of 20 January 2004 (OJ L 14, 21.1.2004, p. 19).’
11. The following indents shall be added in point 54zn (Commission Regulation (EC) No 466/2001):
- ‘- **32003 R 2174**: Commission Regulation (EC) No 2174/2003 of 12 December 2003 (OJ L 326, 13.12.2003, p. 12),
  - **32004 R 0242**: Commission Regulation (EC) No 242/2004 of 12 February 2004 (OJ L 42, 13.2.2004, p. 3).’
12. The following shall be added in point 54zt (Commission Directive 2002/16/EC):
- ‘, as amended by:
  - **32004 L 0013**: Commission Directive 2004/13/EC of 29 January 2004 (OJ L 27, 30.1.2004, p. 46).’
13. The following shall be added in point 54zzb (Commission Directive 2002/72/EC):
- ‘, as amended by:
  - **32004 L 0001**: Commission Directive 2004/1/EC of 6 January 2004 (OJ L 7, 13.1.2004, p. 45).’
14. The following points shall be inserted after point 54zzk (Commission Decision 2003/602/EC):
- ‘54zzl. **397 D 0830**: Commission Decision 97/830/EC of 11 December 1997 repealing Commission Decision 97/613/EC and imposing special conditions on the import of pistachios and certain products derived from pistachios originating in, or consigned from Iran (OJ L 343, 13.12.1997, p. 30), as amended by:
    - **32003 D 0551**: Commission Decision 2003/551/EC of 22 July 2003 (OJ L 187, 26.7.2003, p. 43).

The provisions of the Decision, shall for the purpose of the present Agreement, be read with the following adaptations:

The following shall be added in Annex II:

Member State	Point of entry
Iceland	Reykjavík (port, airport), Akranes (port), Ísafjörður (port, airport), Sauðárkrúkur (port, airport), Siglufjörður (harbour, airport), Akureyri (port, airport), Húsavík (port, airport), Seyðisfjörður (port, airport), Neskaupstaður (port, airport), Eskifjörður (port, airport), Vestmannaeyjar (port, airport), Hafnarfjörður (port), Egilsstaðir (airport), Höfn í Hornafirði (port, airport), Þorlákshöfn (port), Borgarnes (port, airport), Stykkishólmur (port, airport), Búðardalur (port, airport), Paktreksfjörður (port, airport), Bolungavík (port, airport), Hólmavík (port, airport), Blönduós (port, airport), Ólafsfjörður (port, airport), Vík í Mýrdal (port, airport), Hvolsvöllur (port, airport), Selfoss (port, airport), Kópavogur (port, airport)
Liechtenstein	Schaanwald border station
Norway	Oslo

54zzm. **32004 L 0006:** Commission Directive 2004/6/EC of 20 January 2004 derogating from Directive 2001/15/EC to postpone the application of the prohibition of trade to certain products (OJ L 15, 22.1.2004, p. 31).

54zzn. **32004 L 0016:** Commission Directive 2004/16/EC of 12 February 2004 laying down the sampling methods and the methods of analysis for the official control of the levels of tin in canned foods (OJ L 42, 13.2.2004, p. 16).'