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DECISION OF THE EEA JOINT COMMITTEE
No 42/2008

of 25 April 2008

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 1/2008 of 1 February 2008¹.
- (2) Commission Regulation (EC) No 646/2007 of 12 June 2007 implementing Regulation (EC) No 2160/2003 of the European Parliament and of the Council as regards a Community target for the reduction of the prevalence of *Salmonella enteritidis* and *Salmonella typhimurium* in broilers and repealing Regulation (EC) No 1091/2005² is to be incorporated into the Agreement.
- (3) Commission Decision 2007/407/EC of 12 June 2007 on a harmonised monitoring of antimicrobial resistance in *Salmonella* in poultry and pigs³ is to be incorporated into the Agreement.
- (4) Commission Decision 2007/411/EC of 14 June 2007 prohibiting the placing on the market of products derived from bovine animals born or reared within the United Kingdom before 1 August 1996 for any purpose and exempting such animals from certain control and eradication measures laid down in Regulation (EC) No 999/2001 and repealing Decision 2005/598/EC⁴ is to be incorporated into the Agreement.
- (5) Commission Decision 2007/453/EC of 29 June 2007 establishing the BSE status of Member States or third countries or regions thereof according to their BSE risk⁵ is to be incorporated into the Agreement.
- (6) Commission Decision 2007/570/EC of 20 August 2007 amending Decision 2003/634/EC approving programmes for the purpose of obtaining the status of

¹ OJ L 154, 12.6.2008, p. 1.

² OJ L 151, 13.6.2007, p. 21.

³ OJ L 153, 14.6.2007, p. 26.

⁴ OJ L 155, 15.6.2007, p. 74.

⁵ OJ L 172, 30.6.2007, p. 84.

approved zones and of approved farms in non-approved zones with regard to viral haemorrhagic septicaemia (VHS) and infectious haematopoietic necrosis (IHN) in fish⁶ is to be incorporated into the Agreement.

- (7) Regulation (EC) No 646/2007 repeals Commission Regulation (EC) No 1091/2005⁷ which is incorporated in the Agreement and is consequently to be repealed under the Agreement.
- (8) Decision 2007/411/EC repeals Commission Decision 2005/598/EC⁸ which is incorporated in the Agreement and is consequently to be repealed under the Agreement.
- (9) By way of Decision of the EEA Joint Committee No 133/2007 of 26 October 2007 Iceland took over the acts referred to in Chapter I of Annex I, except for the provisions that concern live animals, other than fish and aquaculture animals, and animal products such as ova, embryo and semen.
- (10) The acts referred to in Chapter I of Annex I shall apply to Iceland unless it is stated in relation to the specific act that it shall not apply to Iceland. Therefore, it must be stated in relation to several acts incorporated into the Agreement that they do not apply to Iceland.
- (11) This Decision shall apply to Iceland with the transitional period specified in paragraph 2 of the Introductory Part of Chapter I of Annex I for the areas which did not apply to Iceland prior to the review of this Chapter by Decision of the EEA Joint Committee No 133/2007 of 26 October 2007.
- (12) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

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

1. 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 55 (Commission Decision 2003/634/EC) in Part 4.2:

'- **32007 D 0570**: Commission Decision 2007/570/EC of 20 August 2007 (OJ L 217, 22.8.2007, p. 36).'
2. The following points shall be inserted after point 46 (Commission Decision 2007/182/EC) in Part 7.2:

'47. **32007 R 0646**: Commission Regulation (EC) No 646/2007 of 12 June 2007 implementing Regulation (EC) No 2160/2003 of the European Parliament and

⁶ OJ L 217, 22.8.2007, p. 36.

⁷ OJ L 182, 13.7.2005, p. 3.

⁸ OJ L 204, 5.8.2005, p. 22.

of the Council as regards a Community target for the reduction of the prevalence of *Salmonella enteritidis* and *Salmonella typhimurium* in broilers and repealing Regulation (EC) No 1091/2005 (OJ L 151, 13.6.2007, p. 21).

48. **32007 D 0407**: Commission Decision 2007/407/EC of 12 June 2007 on a harmonised monitoring of antimicrobial resistance in *Salmonella* in poultry and pigs (OJ L 153, 14.6.2007, p. 26).
49. **32007 D 0453**: Commission Decision 2007/453/EC of 29 June 2007 establishing the BSE status of Member States or third countries or regions thereof according to their BSE risk (OJ L 172, 30.6.2007, p. 84).'
3. The text of point 26 (Commission Regulation (EC) No 1091/2005) in Part 7.2 shall be deleted.
4. Under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the text of point 41 (Commission Decision 2005/598/EC) in Part 7.2 shall be replaced by the following:

'**32007 D 0411**: Commission Decision 2007/411/EC of 14 June 2007 prohibiting the placing on the market of products derived from bovine animals born or reared within the United Kingdom before 1 August 1996 for any purpose and exempting such animals from certain control and eradication measures laid down in Regulation (EC) No 999/2001 and repealing Decision 2005/598/EC (OJ L 155, 15.6.2007, p. 74).'
5. The sentence "This act shall not apply to Iceland" shall be inserted in point 133 (Commission Decision 2007/16/EC) in Part 1.2.
6. Under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the sentence "This act shall not apply to Iceland" shall be inserted in points 35 (Commission Decision 2007/123/EC), 36 (Commission Decision 2006/800/EC), 37 (Commission Decision 2006/802/EC), 38 (Commission Decision 2007/18/EC), 39 (Commission Decision 2007/19/EC) and 40 (Commission Decision 2007/24/EC) in Part 3.2.
7. Under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the sentence "This act shall not apply to Iceland" shall be inserted in point 58 (Commission Decision 2007/17/EC) in Part 4.2.

Article 2

The texts of Regulation (EC) No 646/2007 and Decisions 2007/407/EC, 2007/411/EC, 2007/453/EC and 2007/570/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 26 April 2008, 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, 25 April 2008.

*For the EEA Joint Committee
The President*

Alan Seatter

*The Secretaries
to the EEA Joint Committee*

Bergdis Ellertsdóttir Matthias Brinkmann

* Constitutional requirements indicated.