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DECISION OF THE EEA JOINT COMMITTEE
No 51/2010

of 30 April 2010

amending Annex XIII (Transport) and Annex XIV (Competition) 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 XIII to the Agreement was amended by Decision of the EEA Joint Committee No 33/2010 of 12 March 2010¹.
- (2) Annex XIV to the Agreement was amended by Decision of the EEA Joint Committee No 156/2006 of 8 December 2006².
- (3) Commission Regulation (EC) No 906/2009 of 28 September 2009 on the application of Article 81(3) of the Treaty to certain categories of agreements, decisions and concerted practices between liner shipping companies (consortia)³ is to be incorporated into the Agreement.
- (4) Commission Regulation (EC) No 823/2000⁴, which has been incorporated into the Agreement, expired on 25 April 2010 and is therefore to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 10 (Council Regulation (EEC) No 2988/74) of Annex XIII to the Agreement:

‘10a. **32009 R 0906**: Commission Regulation (EC) No 906/2009 of 28 September 2009 on the application of Article 81(3) of the Treaty to certain categories of agreements,

¹ OJ L 143, 10.6.2010, p. 28.

² OJ L 89, 29.3.2007, p. 31.

³ OJ L 256, 29.9.2009, p. 31.

⁴ OJ L 100, 20.4.2000, p. 24.

decisions and concerted practices between liner shipping companies (consortia) (OJ L 256, 29.9.2009, p. 31).⁽¹⁾

(1) Listed here for purposes of information only. For application, see Annex XIV on Competition.’

Article 2

Annex XIV to the Agreement shall be amended as follows:

1. The text of point 11c (Commission Regulation (EC) No 823/2000) shall be replaced by the following:

‘**32009 R 0906**: Commission Regulation (EC) No 906/2009 of 28 September 2009 on the application of Article 81(3) of the Treaty to certain categories of agreements, decisions and concerted practices between liner shipping companies (consortia) (OJ L 256, 29.9.2009, p. 31).

The provisions of the Regulation shall, for the purposes of the Agreement, be read with the following adaptation:

In Article 1 the words “Community ports” shall read “ports in the territory covered by the EEA Agreement”.’

Article 3

The texts of Regulation (EC) No 906/2009 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 May 2010, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee*. It shall apply from 26 April 2010.

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*.

* No constitutional requirements indicated.

Done at Brussels, 30 April 2010.

*For the EEA Joint Committee
The President*

Alan Seatter

*The Secretaries
to the EEA Joint Committee*

Bergdís Ellertsdóttir Gianluca Grippa