ANNEX XVIII

HEALTH AND SAFETY AT WORK, LABOUR LAW, AND EQUAL TREATMENT FOR MEN AND WOMEN

List provided for in Articles 67 to 70

INTRODUCTION

When the acts referred to in this Annex contain notions or refer to procedures which are specific to the Community legal order, such as:

- preambles;
- the addressees of the Community acts;
- references to territories or languages of the EC;
- references to rights and obligations of EC Member States, their public entities, undertakings or individuals in relation to each other; and
- references to information and notification procedures,

Protocol 1 on horizontal adaptations shall apply, unless otherwise provided for in this Annex.

ACTS REFERRED TO

Health and safety at work

1. [ ]

2. [ ]

3. [ ]


3b. [ ] [4]

4. [ ] [4]


6. [ ] [11]

7. [ ] [11]


[4] Indent added by Decision No 159/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.


14. [20]  


The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Slovenia (Annex XIII, Chapter 7, Point 5), shall apply.


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

With regard to [ ] Norway, the measures necessary to comply with this Directive shall enter into force by 1 January 1995.

\[^23\] Indent by Decision No 129/2019 (OJ L [to be published]) and EEA Supplement No [to be published], e.i.f. 1.6.2019.


\(^{(41)}\)The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Slovenia (Annex XIII, Chapter 7, Point 3), shall apply.


\(^{(47)}\)The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Slovenia (Annex XIII, Chapter 7, Point 4), shall apply.


-\(^{(51)}\) Indent added by Decision No 239/2014 (OJ L 230, 3.9.2015, p. 46 and EEA Supplement No 52, 3.9.2015, p. 45), e.i.f. 1.11.2014.


[57] Indent and words “, as amended by:” added by Decision No 159/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.
ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE


Equal treatment for men and women

17. 

18. 


20. 


21a. 

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Footnotes:

[59] Point inserted by Decision No 159/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.


The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptations:

(a) The text of Article 3 shall be replaced by the following:

“With a view to ensuring full equality in practice between men and women in working life, the principle of equal treatment shall not prevent any Member State from maintaining or adopting measures providing for specific advantages in order to make it easier for the underrepresented sex to pursue a vocational activity or to prevent or compensate for disadvantages in professional careers”.

(b) The following paragraph shall be added in Article 12:

“5. For Iceland and Norway the date of 17 May 1990 in the first sentence of paragraph 1 shall be replaced by 1 January 1994 and for Liechtenstein it shall be replaced by 1 May 1995.”

(c) In Article 19(4)(a), the words “Article 141 of the Treaty” shall be replaced by the words “Article 69 of the EEA Agreement”.

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

In Articles 5 and 17 the references to “21 December 2007” shall be read as “30 June 2010”.

Labour law


23. [Point inserted by Decision No 33/2008 (OJ L 182, 10.7.2008, p. 30 and EEA Supplement No 42, 10.7.2008, p. 18), e.i.f. 1.2.2009.]


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

With regard to Iceland and Norway the measures necessary to comply with this Directive shall enter into force by 1 July 1994.

26. [ ] [79]


27a. [ ] [79]

28. [ ] [79]


[88] The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 1) and Romania (Annex VII, Chapter 1), shall apply.


[90] With regard to the safeguard mechanisms contained in the transitional arrangements referred to in the previous paragraphs, PROTOCOL 44 ON SAFEGUARD MECHANISMS PURSUANT TO ENLARGEMENTS OF THE EUROPEAN ECONOMIC AREA shall apply.

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

in Article 3(10), the word “Treaty” shall read “EEA Agreement”.


Modalities for the association of the EFTA States in accordance with Article 101 of the Agreement:

Each EFTA State may, in accordance with Article 3 of Commission Decision 2009/17/EC, appoint two persons to participate as observers in the meetings of the Committee of Experts on Posting of Workers.


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

In Article 4(3)(c), as regards the EFTA States, the words “according to Regulation (EC) No 593/2008 (Rome I) and/or the Rome Convention” shall not apply.


32. [ ] [95]


The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptations:

as regards the EFTA States, “Commission” shall read “EFTA Surveillance Authority” and “Court of Justice” shall read “EFTA Court” in situations referred to in point 6 of Clause 4 in the Annex to the Directive.


[101] Indent and words “as amended by:” added by Decision No 258/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.8.2019.


The Contracting Parties take note of the content of the following acts:

33.\(^{114}\) 495 Y 1110(02): Resolution 95/C 296/06 of the Council and of the representatives of the Governments of the Member States, meeting within the Council, of 5 October 1995, on the image of women and men portrayed in advertising and the media (OJ No C 296, 10.11.1995, p. 15).


\(^{115}\) Heading, including the introductory sentence and former points 21a, 21b and 21c, were placed after point 32 by Decision No 43/1999 (OJ L 266, 19.10.2000, p. 50 and EEA Supplement No 46, 19.10.2000, p. 272), e.i.f. 1.2.2000.