

## ANNEX XX

# ENVIRONMENT

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### List provided for in Article 74

## 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.

## SECTORAL ADAPTATION

For the purposes of this Annex and notwithstanding the provisions of Protocol 1, the term "Member State(s)" contained in the acts referred to shall be understood to include, in addition to its meaning in the relevant EC acts, Iceland, Liechtenstein, Norway [ ]<sup>{1}</sup> [ ]<sup>{2}</sup>.

## ACTS REFERRED TO

### I. GENERAL <sup>{3}</sup>

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<sup>{1}</sup> Words "and Switzerland" deleted by the Adjusting Protocol.

<sup>{2}</sup> Words 'Austria, Finland' and 'Sweden' deleted by Decision No 43/2005 (OJ L 198, 28.7.2005, p. 45 and EEA Supplement No 38, 28.7.2005, p. 26), e.i.f. 12.3.2005.

1a. {<sup>4</sup>} **32011 L 0092**: Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment (OJ L 26, 28.1.2012, p. 1), as amended by:

-{<sup>5</sup>} **32014 L 0052**: Directive 2014/52/EU of the European Parliament and of the Council of 16 April 2014 (OJ L 124, 25.4.2014, p. 1).

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

References to Union legislation in the Directive shall apply to the extent and in the form that the relevant Union acts are incorporated into this Agreement.

1b. **32003 L 0004**: Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41, 14.2.2003, p. 26).

1ba. [ ] {<sup>6</sup>}

1c. {<sup>7</sup>} **391 L 0692**: Council Directive 91/692/EEC of 23 December 1991 standardizing and rationalizing reports on the implementation of certain Directives relating to the environment (OJ L 377, 31.12.1991, p. 48), as corrected by OJ L 137, 26.5.2016, p. 27.

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

The provisions of this Directive apply only to Directives included in the EEA Agreement.

Liechtenstein shall put into effect the measures necessary to comply with this Directive as from 1 July 1996.

1ca. **394 D 0741**: Commission Decision 94/741/EC of 24 October 1994 concerning questionnaires for Member State's reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC) (OJ L 296, 17.11.1994, p. 42), as amended by:

-{<sup>8</sup>} **32007 D 0151**: Commission Decision 2007/151/EC of 6 March 2007 (OJ L 67, 7.3.2007, p. 7).

1cb. **397 D 0622**: Commission Decision 97/622/EC of 27 May 1997 concerning questionnaires for Member States reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC) (OJ L 256, 19.9.1997, p. 13), as amended by:

-{<sup>9</sup>} **32007 D 0151**: Commission Decision 2007/151/EC of 6 March 2007 (OJ L 67, 7.3.2007, p. 7).

1d. [ ] {<sup>10</sup>}

1e. [ ] {<sup>11</sup>}

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{<sup>3</sup>} Chapter 1 replaced by Decision 12/2006 (OJ L 92, 30.3.2006, p. 35 and EEA Supplement No 17, 30.3.2006, p. 13), e.i.f. 28.1.2006.

{<sup>4</sup>} Point 1a (Council Directive 85/337/EEC) replaced by Decision No 230/2012 (OJ L 81, 21.3.2013, p. 32 and EEA Supplement No 18, 21.3.2013, p. 38), e.i.f. 8.12.2012.

{<sup>5</sup>} Indent, adaptation text and words “, as amended by:” added by Decision No 117/2015 (OJ L 211, 4.8.2016, p. 76 and EEA Supplement No 42, 4.8.2016, p. 73), e.i.f. 1.1.2016.

{<sup>6</sup>} Council Directive 90/313/EEC of 7 June 1990 (OJ L 158, 23.6.1990, p. 56) deleted by Decision No 123/2003, (OJ L 331, 18.12.2003, p. 50 and EEA Supplement No 64, 18.12.2003, p. 29), e.i.f. 1.2.2006.

{<sup>7</sup>} Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 8.7.2016.

{<sup>8</sup>} Indent and words “, as amended by:” above, added by Decision No 168/2007 (OJ L 124, 8.5.2008, p. 36 and EEA Supplement No 26, 8.5.2008, p. 29), e.i.f. 8.12.2007.

{<sup>9</sup>} Indent and words “, as amended by:” above, added by Decision No 168/2007 (OJ L 124, 8.5.2008, p. 36 and EEA Supplement No 26, 8.5.2008, p. 29), e.i.f. 8.12.2007.

{<sup>10</sup>} Text of point 1d (Commission Decision 96/511/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

- 1ea.<sup>{12}</sup> **32009 R 1221**: Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC (OJ L 342, 22.12.2009, p. 1), as amended by:
- <sup>{13}</sup> **32013 R 0517**: Council Regulation (EU) No 517/2013 of 13 May 2013 (OJ L 158, 10.6.2013, p. 1),
- <sup>{14}</sup> **32017 R 1505**: Commission Regulation (EU) 2017/1505 of 28 August 2017 (OJ L 222, 29.8.2017, p. 1),
- <sup>{15}</sup> **32018 R 2026**: Commission Regulation (EU) 2018/2026 of 19 December 2018 (OJ L 325, 20.12.2018, p. 18).
- 1eaa. [ ] <sup>{16}</sup>
- 1eab. [ ] <sup>{17}</sup>
- 1eac. [ ] <sup>{18}</sup>
- 1ead.<sup>{19}</sup> **32011 D 0832**: Commission Decision 2011/832/EU of 7 December 2011 concerning a guide on EU corporate registration, third country and global registration under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 330, 14.12.2011, p. 25).
- 1eae.<sup>{20}</sup> **32013 D 0131**: Commission Decision 2013/131/EU of 4 March 2013 establishing the user's guide setting out the steps needed to participate in EMAS, under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 76, 19.3.2013, p. 1).
- 1eaf.<sup>{21}</sup> **32015 D 0801**: Commission Decision (EU) 2015/801 of 20 May 2015 on reference document on best environmental management practice, sector environmental performance indicators and benchmarks of excellence for the retail trade sector under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 127, 22.5.2015, p. 25).
- 1eag.<sup>{22}</sup> **32016 D 0611**: Commission Decision (EU) 2016/611 of 15 April 2016 on the reference document on best environmental management practice, sector environmental performance indicators and benchmarks of excellence for the tourism sector under Regulation (EC) No 1221/2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 104, 20.4.2016, p. 27).

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<sup>{11}</sup> Text of point 1e (Council Regulation (EEC) No 1836/93) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{12}</sup> Text of point 1ea (Regulation (EC) No 761/2001) replaced by Decision No 136/2012 (OJ L 309, 8.11.2012, p. 17 and EEA Supplement No 63, 8.11.2012, p. 19), e.i.f. 14.7.2012.

<sup>{13}</sup> Indent and words “, as amended by:” added by Decision No 159/2014 (OJ L 15, 22.1.2015, p. 87 and EEA Supplement No 5, 22.1.2015, p. 10), e.i.f. pending; it shall apply from 9.7.2014.

<sup>{14}</sup> Indent added by Decision No 245/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 16.12.2017.

<sup>{15}</sup> Indent added by Decision No 131/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.6.2019.

<sup>{16}</sup> Point 1eaa (Commission Decision 2001/681/EC) deleted by Decision No 136/2012 (OJ L 309, 8.11.2012, p. 17 and EEA Supplement No 63, 8.11.2012, p. 19), e.i.f. 14.7.2012.

<sup>{17}</sup> Point 1eab (Commission Decision 2006/193/EC) inserted by Decision No 32/2007 (OJ L 209, 9.8.2007, p. 58 and EEA Supplement No 38, 9.8.2007, p. 37), e.i.f. 28.4.2007 and subsequently deleted by Decision No 136/2012 (OJ L 309, 8.11.2012, p. 17 and EEA Supplement No 63, 8.11.2012, p. 19), e.i.f. 14.7.2012.

<sup>{18}</sup> Point inserted by Decision No 57/2007 (OJ L 266, 11.10.2007, p. 19 and EEA Supplement No 48, 11.10.2007, p. 14), e.i.f. 9.6.2007 subsequently text of point 1eac (Commission Regulation (EC) No 196/2006) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{19}</sup> Point inserted by Decision No 172/2013 (OJ L 58, 27.2.2014, p. 26 and EEA Supplement No 13, 27.2.2014, p. 28), e.i.f. 9.10.2013 and subsequently corrected by Corrigendum of 16.5.2014.

<sup>{20}</sup> Point inserted by Decision No 100/2014 (OJ L 310, 30.10.2014, p. 68 and EEA Supplement No 63, 30.10.2014, p. 58), e.i.f. 17.5.2014.

<sup>{21}</sup> Point inserted by Decision No 282/2015 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.11.2015.

<sup>{22}</sup> Point inserted by Decision No 195/2016 (OJ L 80, 22.3.2018, p. 40 and EEA Supplement No 19, 22.3.2018, p. 54), e.i.f. 24.9.2016.

- 1eah.<sup>{23}</sup> **32016 D 1621**: Commission Decision (EU) 2016/1621 of 7 September 2016 adopting a guidance document on notification to accreditation and licensing bodies by environmental verifiers active in a Member State other than that where the accreditation or licence was granted under Regulation (EC) No 1221/2009 of the European Parliament and of the Council (OJ L 242, 9.9.2016, p. 32).
- 1eai.<sup>{24}</sup> **32017 R 1505**: Commission Regulation (EU) 2017/1505 of 28 August 2017 amending Annexes I, II and III to Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 222, 29.8.2017, p. 1).
- 1eaj.<sup>{25}</sup> **32017 D 1508**: Commission Decision (EU) 2017/1508 of 28 August 2017 on the reference document on best environmental management practice, sector environmental performance indicators and benchmarks of excellence for the food and beverage manufacturing sector under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 223, 30.8.2017, p. 1).
- 1eak.<sup>{26}</sup> **32017 D 2285**: Commission Decision (EU) 2017/2285 of 6 December 2017 Amending the user's guide setting out the steps needed to participate in EMAS, under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 328, 12.12.2017, p. 38).
- 1eal.<sup>{27}</sup> **32017 D 2286**: Commission Implementing Decision (EU) 2017/2286 of 6 December 2017 on the recognition of the requirements of the Eco-Lighthouse environmental management system as complying with the corresponding requirements of the eco-management and audit scheme (EMAS) in accordance with Article 45 of Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (OJ L 328, 12.12.2017, p. 87).
- 1eam.<sup>{28}</sup> **32018 D 0813**: Commission Decision (EU) 2018/813 of 14 May 2018 on the sectoral reference document on best environmental management practices, sector environmental performance indicators and benchmarks of excellence for the agriculture sector under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 145, 8.6.2018, p. 1).
- 1ean.<sup>{29}</sup> **32019 D 0061**: Commission Decision (EU) 2019/61 of 19 December 2018 on the sectoral reference document on best environmental management practices, sector environmental performance indicators and benchmarks of excellence for the public administration sector under Regulation (EC) No 1221/2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 17, 18.1.2019, p. 1).
- 1eao.<sup>{30}</sup> **32019 D 0062**: Commission Decision (EU) 2019/62 of 19 December 2018 on the sectoral reference document on best environmental management practices, sector environmental performance indicators and benchmarks of excellence for the car manufacturing sector under Regulation (EC) No 1221/2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 17, 18.1.2019, p. 58).
- 1eap.<sup>{31}</sup> **32019 D 0063**: Commission Decision (EU) 2019/63 of 19 December 2018 on the sectoral reference document on best environmental management practices, sector environmental performance indicators and benchmarks of excellence for the electrical and electronic equipment manufacturing sector under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 17, 18.1.2019, p. 94).

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<sup>{23}</sup> Point inserted by Decision No 42/2017 (OJ L 297, 22.11.2018, p. 53 and EEA Supplement No 78, 22.11.2018, p. 63), e.i.f. 4.2.2017.

<sup>{24}</sup> Point inserted by Decision No 245/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 16.12.2017.

<sup>{25}</sup> Point inserted by Decision No 27/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 10.2.2018.

<sup>{26}</sup> Point inserted by Decision No 68/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 24.3.2018.

<sup>{27}</sup> Point inserted by Decision No 69/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 24.3.2018.

<sup>{28}</sup> Point inserted by Decision No 92/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{29}</sup> Point inserted by Decision No 174/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{30}</sup> Point inserted by Decision No 174/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{31}</sup> Point inserted by Decision No 174/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

- 1f.<sup>{32}</sup> **2010 L 0075:** Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) (Recast) (OJ L 334, 17.12.2010, p. 17), as corrected by OJ L 158, 19.6.2012, p. 25.

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

At the time of the incorporation of the Directive into this Agreement, there are no large combustion plants, waste incineration or co-incineration plants, or installations producing titanium dioxide as referred to in Chapters III, IV and VI of the Directive in operation in Liechtenstein. Liechtenstein will comply with the corresponding provisions if and when such plants and installations are put into operation.

- 1fa. **2012 D 0115:** Commission Implementing Decision 2012/115/EU of 10 February 2012 laying down rules concerning the transitional national plans referred to in Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (OJ L 52, 24.2.2012, p. 12).
- 1fb. **2012 D 0119:** Commission Implementing Decision 2012/119/EU of 10 February 2012 laying down rules concerning guidance on the collection of data and on the drawing up of BAT reference documents and on their quality assurance referred to in Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (OJ L 63, 2.3.2012, p. 1), as corrected by OJ L 328, 28.11.2012, p. 27.
- 1fc. **2012 D 0134:** Commission Implementing Decision 2012/134/EU of 28 February 2012 establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions for the manufacture of glass (OJ L 70, 8.3.2012, p. 1).
- 1fd. **2012 D 0135:** Commission Implementing Decision 2012/135/EU of 28 February 2012 establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions for iron and steel production (OJ L 70, 8.3.2012, p. 63).
- 1fe. <sup>{33}</sup> **2012 D 0249:** Commission Implementing Decision 2012/249/EU of 7 May 2012 concerning the determination of start-up and shut-down periods for the purposes of Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (OJ L 123, 9.5.2012, p. 44).
- 1ff. <sup>{34}</sup> **2012 D 0795:** Commission Implementing Decision 2012/795/EU of 12 December 2012 establishing the type, format and frequency of information to be made available by the Member States for the purposes of reporting on the implementation of Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (OJ L 349, 19.12.2012, p. 57).
- 1fg. <sup>{35}</sup> **2013 D 0084:** Commission Implementing Decision 2013/84/EU of 11 February 2013 establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions for the tanning of hides and skins (OJ L 45, 16.2.2013, p. 13).

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<sup>{32}</sup> Text of point 1f (Council Directive 96/61/EC) replaced by Decision No 28/2012 (OJ L 161, 21.6.2012, p. 34 and EEA Supplement No 34, 21.6.2012, p. 40), e.i.f. 1.5.2012, the words “or, as the case may be, to the Protocol of Accession of 25 April 2005” subsequently deleted by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending. Point 1f (Directive 2008/1/EC of the European Parliament and of the Council), point 1fa (Commission Decision 2000/479/EC), point 1fb (Commission Decision 1999/391/EC), point 1fc (Commission Decision 2006/194/EC), point 1fd (Commission Implementing Decision 2011/631/EU) replaced by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016, subsequently corrected before publication by Corrigendum of 11.12.2015.

<sup>{33}</sup> Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016, subsequently corrected before publication by Corrigendum of 11.12.2015.

<sup>{34}</sup> Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016, subsequently corrected before publication by Corrigendum of 11.12.2015.

<sup>{35}</sup> Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016, subsequently corrected before publication by Corrigendum of 11.12.2015.

- 1fh. {<sup>36</sup>} **32013 D 0163**: Commission Implementing Decision 2013/163/EU of 26 March 2013 establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions for the productions of cement, lime and magnesium oxide (OJ L 100, 9.4.2013, p. 1).
- 1fi. {<sup>37</sup>} **32013 D 0732**: Commission Implementing Decision 2013/732/EU of 9 December 2013 establishing the best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions, for the production of chlor-alkali (OJ L 332, 11.12.2013, p. 34).
- 1fj. {<sup>38</sup>} **32014 D 0687**: Commission Implementing Decision 2014/687/EU of 26 September 2014 establishing the best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council, for the production of pulp, paper and board (OJ L 284, 30.9.2014, p. 76), as corrected by OJ L 348, 4.12.2014, p. 30.
- 1fk. {<sup>39</sup>} **32014 D 0738**: Commission Implementing Decision 2014/738/EU of 9 October 2014 establishing the best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions, for the refining of mineral oil and gas (OJ L 307, 28.10.2014, p. 38), as corrected by OJ L 62, 6.3.2015, p. 35.
- 1fl. {<sup>40</sup>} **32014 D 0768**: Commission Implementing Decision 2014/768/EU of 30 October 2014 establishing the type, format and frequency of information to be made available by the Member States on integrated emission management techniques applied in mineral oil and gas refineries, pursuant to Directive 2010/75/EU of the European Parliament and of the Council (OJ L 315, 1.11.2014, p. 15).
- 1fm. {<sup>41</sup>} **32015 D 2119**: Commission Implementing Decision (EU) 2015/2119 of 20 November 2015 establishing best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council, for the production of wood-based panels (OJ L 306, 24.11.2015, p. 31).
- 1fn. {<sup>42</sup>} **32016 D 1032**: Commission Implementing Decision (EU) 2016/1032 of 13 June 2016 establishing best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council, for the non-ferrous metals industries (OJ L 174, 30.6.2016, p. 32).
- 1fo. {<sup>43</sup>} **32017 D 0302**: Commission Implementing Decision (EU) 2017/302 of 15 February 2017 establishing best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council, for the intensive rearing of poultry or pigs (OJ L 43, 21.2.2017, p. 231).
- 1fp. {<sup>44</sup>} **32016 D 0902**: Commission Implementing Decision (EU) 2016/902 of 30 May 2016 establishing best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council, for common waste water and waste gas treatment/management systems in the chemical sector (OJ L 152, 9.6.2016, p. 23).
- 1fq. {<sup>45</sup>} **32017 D 1442**: Commission Implementing Decision (EU) 2017/1442 of 31 July 2017 establishing best available techniques (BAT) conclusions, under Directive 2010/75/EU of the European Parliament and of the Council, for large combustion plants (OJ L 212, 17.8.2017, p. 1).
- 1fr. {<sup>46</sup>} **32017 D 2117**: Commission Implementing Decision (EU) 2017/2117 of 21 November 2017 establishing best available techniques (BAT) conclusions, under Directive 2010/75/EU of the

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{<sup>36</sup>} Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>37</sup>} Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>38</sup>} Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>39</sup>} Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>40</sup>} Point inserted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>41</sup>} Point inserted by Decision No 100/2016 (OJ L 300, 16.11.2017, p. 61 and EEA Supplement No 73, 16.11.2017, p. 66), e.i.f. 1.7.2017.

{<sup>42</sup>} Point inserted by Decision No 107/2017 (OJ L 142, 7.6.2018, p. 6 and EEA Supplement No 37, 7.6.2018, p. 6), e.i.f. 1.6.2018.

{<sup>43</sup>} Point inserted by Decision No 148/2017 (OJ L 128, 16.5.2019, p. 49 and EEA Supplement No 40, 16.5.2019, p. 50), e.i.f. 8.7.2017.

{<sup>44</sup>} Point inserted by Decision No 188/2017 (OJ L 174, 27.6.2019, p. 61 and EEA Supplement No 52, 27.6.2019, p. 72), e.i.f. 23.9.2017.

{<sup>45</sup>} Point inserted by Decision No 246/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 16.12.2017.

{<sup>46</sup>} Point inserted by Decision No 70/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 24.3.2018.

European Parliament and of the Council, for the production of large volume organic chemicals (OJ L 323, 7.12.2017, p. 1).

- 1fs.<sup>{47}</sup> **32018 D 1147**: Commission Implementing Decision (EU) 2018/1147 of 10 August 2018 establishing best available techniques (BAT) conclusions for waste treatment, under Directive 2010/75/EU of the European Parliament and of the Council (OJ L 208, 17.8.2018, p. 38).
- 1ft.<sup>{48}</sup> **32018 D 1135**: Commission Implementing Decision (EU) 2018/1135 of 10 August 2018 establishing the type, format and frequency of information to be made available by the Member States for the purposes of reporting on the implementation of Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (OJ L 205, 14.8.2018, p. 40).
- 1g.<sup>{49}</sup> **32001 L 0042**: Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment (OJ L 197, 21.7.2001, p. 30).

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

- (a) Article 3(2)(b) of the Directive shall not apply.
- (b) The words ‘, such as areas designated pursuant to Directives 79/409/EEC and 92/43/EEC’ shall be deleted from point d of Annex I (Information referred to in Article 5(1)) to the Directive.
- 1h.<sup>{50}</sup> **32006 R 0166**: Regulation (EC) No 166/2006 of the European Parliament and of the Council of 18 January 2006 concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC (OJ L 33, 4.2.2006, p. 1).
- 1ha<sup>{51}</sup> **32010 D 0205**: Commission Decision 2010/205/EU of 31 March 2010 concerning the reporting questionnaire relating to Regulation (EC) No 166/2006 of the European Parliament and of the Council concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC (OJ L 88, 8.4.2010, p. 18).
- 1i.<sup>{52}</sup> **32004 L 0035**: Directive 2004/35/EC of the European Parliament and of the Council of 21 April 2004 on environmental liability with regard to the prevention and remedying of environmental damage (OJ L 143, 30.4.2004, p. 56), as amended by:
- <sup>{53}</sup> **32006 L 0021**: Directive 2006/21/EC of the European Parliament and of the Council of 15 March 2006 (OJ L 102, 11.4.2006, p. 15),
- <sup>{54}</sup> **32009 L 0031**: Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 140, 5.6.2009, p. 114).

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

- (a) Without prejudice to future development by the EEA Joint Committee, it should be noted that the following Community acts are not incorporated into the EEA Agreement:
- (i) Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds (The Birds Directive),

<sup>{47}</sup> Point inserted by Decision No 23/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{48}</sup> Point inserted by Decision No 93/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{49}</sup> Point inserted by Decision No 12/2006 (OJ L 92, 30.3.2006, p. 35 and EEA Supplement No 17, 30.3.2006, p. 13), e.i.f. 28.1.2006.

<sup>{50}</sup> Point inserted by Decision No 58/2007 (OJ L 266, 11.10.2007, p. 21 and EEA Supplement No 48, 11.10.2007, p. 15), e.i.f. 9.6.2007.

<sup>{51}</sup> Point inserted by Decision No 153/2011 (OJ L 76, 15.3.2012, p. 37 and EEA Supplement No 15, 15.3.2012, p. 42 ), e.i.f. 3.12.2011.

<sup>{52}</sup> Point inserted by Decision No 17/2009 (OJ L 73, 19.3.2009, p. 55 and EEA Supplement No 16, 19.3.2009, p. 25), e.i.f. 1.7.2013.

<sup>{53}</sup> Indent and words “, as amended by:” above, added by Decision No 18/2009 (OJ L 73, 19.3.2009, p. 57 and EEA Supplement No 16, 19.3.2009, p. 27), e.i.f. 1.8.2011.

<sup>{54}</sup> Indent added by Decision No 115/2012 (OJ L 270, 4.10.2012, p. 38 and EEA Supplement No 56, 4.10.2012, p. 39), e.i.f. 1.6.2013.

- (ii) Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora (The Habitats Directive).

Therefore all references to these acts shall not apply to the EFTA States.

- (b) Article 2(3) shall not apply to the EFTA States.
- (c) With respect to the EFTA States, 'protected species and natural habitats' shall mean:

Where an EFTA State so determines, any habitat or species or types of habitats or species which the EFTA State designates for equivalent purposes as those laid down in the two Directives referred to in Article 2(3).

- 1j.<sup>{55}</sup> **32007 L 0002**: Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptations: <sup>{56}</sup>

- (a) With regard to the EFTA States, the time limits set in Articles 6(a), 6(b) and 7(3) shall be understood to include an additional period of three years.
- (b) With regard to the EFTA States, the dates mentioned in Articles 21(2), 21(3) and 24(1) shall be understood to include an additional period of three years.

- 1ja.<sup>{57}</sup> **32008 R 1205**: Commission Regulation (EC) No 1205/2008 of 3 December 2008 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards metadata (OJ L 326, 4.12.2008, p. 12), as corrected by OJ L 328, 15.12.2009, p. 83.

- 1jb.<sup>{58}</sup> **32009 D 0442**: Commission Decision 2009/442/EC of 5 June 2009 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards monitoring and reporting (OJ L 148, 11.6.2009, p. 18), as corrected by OJ L 322, 9.12.2009, p. 40.

<sup>{59}</sup> The provisions of the Decision shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) With regard to the EFTA States, the year mentioned in Article 11(2) second sub-paragraph shall be the same as the year mentioned in Article 18, as adapted for the EFTA States.
- (b) With regard to the EFTA States, the date mentioned in Article 18 shall be understood to include an additional period of three years.

- 1jc.<sup>{60}</sup> **32009 R 0976**: Commission Regulation (EC) No 976/2009 of 19 October 2009 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards the Network Services (OJ L 274, 20.10.2009, p. 9), as amended by:

- **32010 R 1088**: Commission Regulation (EU) No 1088/2010 of 23 November 2010 (OJ L 323, 8.12.2010, p. 1),

- <sup>{61}</sup> **32014 R 1311**: Commission Regulation (EU) No 1311/2014 of 10 December 2014 (OJ L 354, 11.12.2014, p. 6).

<sup>{55}</sup> Point and adaptation text inserted by Decision No 55/2010 (OJ L 181, 15.7.2010, p. 23 and EEA Supplement No 37, 15.7.2010, p. 31), e.i.f. 1.7.2011.

<sup>{56}</sup> Adaptation text (a) and (b) replaced by Decision No 137/2012 (OJ L 309, 8.11.2012, p. 18 and EEA Supplement No 63, 8.11.2012, p. 21), e.i.f. 14.7.2012.

<sup>{57}</sup> Point inserted by Decision No 124/2010 (OJ L 58, 3.3.2011, p. 82 and EEA Supplement No 12, 3.3.2011, p. 26), e.i.f. 1.7.2011.

<sup>{58}</sup> Point inserted by Decision No 124/2010 (OJ L 58, 3.3.2011, p. 82 and EEA Supplement No 12, 3.3.2011, p. 26), e.i.f. 1.7.2011.

<sup>{59}</sup> Adaptation text added by Decision No 137/2012 (OJ L 309, 8.11.2012, p. 18 and EEA Supplement No 63, 8.11.2012, p. 21), e.i.f. 14.7.2012.

<sup>{60}</sup> Point and text inserted by Decision No 137/2012 (OJ L 309, 8.11.2012, p. 18 and EEA Supplement No 63, 8.11.2012, p. 21), e.i.f. 14.7.2012.



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

With regard to the EFTA States, the dates mentioned in Article 4 shall be understood to include an additional period of three years.

- 1jd.<sup>{62}</sup> **32010 R 0268**: Commission Regulation (EU) No 268/2010 of 29 March 2010 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards the access to spatial data sets and services of the Member States by Community institutions and bodies under harmonised conditions (OJ L 83, 30.3.2010, p. 8).

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

With regard to the EFTA States, the time limits set in Article 8 shall be understood to include an additional period of three years.

- 1je.<sup>{63}</sup> **32010 R 1089**: Commission Regulation (EU) No 1089/2010 of 23 November 2010 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards interoperability of spatial data sets and services (OJ L 323, 8.12.2010, p. 11), as amended by:

- **32011 R 0102**: Commission Regulation (EU) No 102/2011 of 4 February 2011 (OJ L 31, 5.2.2011, p. 13),

- <sup>{64}</sup> **32013 R 1253**: Commission Regulation (EU) No 1253/2013 of 21 October 2013 (OJ L 331, 10.12.2013, p. 1),

- <sup>{65}</sup> **32014 R 1312**: Commission Regulation (EU) No 1312/2014 of 10 December 2014 (OJ L 354, 11.12.2014, p. 8).

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

With regard to the EFTA States, the date mentioned in Article 14a shall be understood to include an additional period of three years.

- 1k.<sup>{66}</sup> **32003 L 0035**: Directive 2003/35/EC of the European Parliament and of the Council of 26 May 2003 providing for public participation in respect of the drawing up of certain plans and programmes relating to the environment and amending with regard to public participation and access to justice Council Directives 85/337/EEC and 96/61/EC (OJ L 156, 25.6.2003, p. 17).

- 1l.<sup>{67}</sup> **32009 L 0128**: Directive 2009/128/EC of the European Parliament and of the Council of 21 October 2009 establishing a framework for Community action to achieve the sustainable use of pesticides (OJ L 309, 24.11.2009, p. 71), as corrected by OJ L 161, 29.6.2010, p. 11.

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

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<sup>{61}</sup> Indent added with effect from 31 December 2017 by Decision No 30/2016 (OJ L 189, 20.7.2017, p. 48 and EEA Supplement No 45, 20.7.2017, p. 51), e.i.f. 6.2.2016.

<sup>{62}</sup> Point and text inserted by Decision No 137/2012 (OJ L 309, 8.11.2012, p. 18 and EEA Supplement No 63, 8.11.2012, p. 21), e.i.f. 14.7.2012.

<sup>{63}</sup> Point and indent inserted by Decision No 137/2012 (OJ L 309, 8.11.2012, p. 18 and EEA Supplement No 63, 8.11.2012, p. 21), e.i.f. 14.7.2012.

<sup>{64}</sup> Indent added by Decision No 137/2014 (OJ L 342, 27.11.2014, p. 45 and EEA Supplement No 71, 27.11.2014, p. 43), e.i.f. 28.6.2014.

<sup>{65}</sup> Indent and adaptation text added by Decision No 30/2016 (OJ L 189, 20.7.2017, p. 48 and EEA Supplement No 45, 20.7.2017, p. 51), e.i.f. 6.2.2016.

<sup>{66}</sup> Point inserted by Decision No 28/2012 (OJ L 161, 21.6.2012, p. 34 and EEA Supplement No 34, 21.6.2012, p. 40), e.i.f. 1.5.2012.

<sup>{67}</sup> Point inserted by Decision No 208/2014 (OJ L 202, 30.7.2015, p. 96 and EEA Supplement No 43, 30.7.2015, p. 95), e.i.f. 1.6.2015.

With regard to Norway, the words “26 November 2012” in Article 4(2) shall be replaced by the words “1 January 2016”.

1m.<sup>{68}</sup> **32008 L 0099**: Directive 2008/99/EC of the European Parliament and of the Council of 19 November 2008 on the protection of the environment through criminal law (OJ L 328, 6.12.2008, p. 28).

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

Since certain Community acts listed in Directive 2008/99/EC are not incorporated into the EEA Agreement, all references to such acts, to definitions in these acts and to offences concerning conduct falling within the scope of these acts contained in Directive 2008/99/EC shall not apply to the EFTA States. These acts currently are:

- (i) Council Directive 76/160/EEC of 8 December 1975 concerning the quality of bathing water,
- (ii) Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds,
- (iii) Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora,
- (iv) Council Directive 96/29/Euratom of 13 May 1996 laying down basic safety standards for the protection of the health of workers and the general public against the dangers arising from ionizing radiation,
- (v) Council Regulation (EC) No 338/97 of 9 December 1996 on the protection of species of wild fauna and flora by regulating trade therein,
- (vi) Council Directive 2003/122/Euratom of 22 December 2003 on the control of high-activity sealed radioactive sources and orphan sources,
- (vii) Directive 2006/7/EC of the European Parliament and the Council of 15 February 2006 concerning the management of bathing water quality,
- (viii) Directive 2006/44/EC of the European Parliament and of the Council of 6 September 2006 on the quality of fresh waters needing protection or improvement in order to support fish life,
- (ix) Council Directive 2006/117/Euratom of 20 November 2006 on the supervision and control of shipments of radioactive waste and spent fuel.

#### Eco-Labels

2a. <sup>{69}</sup> **32010 R 0066**: Regulation (EC) No 66/2010 of the European Parliament and of the Council of 25 November 2009 on the EU Ecolabel (OJ L 27, 30.1.2010, p. 1), as corrected by OJ L 108, 29.4.2010, p. 355, as amended by:

-<sup>{70}</sup> **32013 R 0782**: Commission Regulation (EU) No 782/2013 of 14 August 2013 (OJ L 219, 15.8.2013, p. 26),

-<sup>{71}</sup> **32017 R 1941**: Commission Regulation (EU) 2017/1941 of 24 October 2017 (OJ L 275, 25.10.2017, p. 9).

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<sup>{68}</sup> Point inserted by Decision No 191/2015 (OJ L 8, 12.1.2017, p. 25 and EEA Supplement No 3, 12.1.2017, p. 22), e.i.f. 1.5.2016.

<sup>{69}</sup> Point 2a (Regulation (EC) No 1980/2000) replaced by Decision No 200/2012 (OJ L 21, 24.1.2013, p. 50 and EEA Supplement No 6, 24.1.2013, p. 18), e.i.f. 1.7.2013.

<sup>{70}</sup> Indent and words “, as amended by:” added by Decision No 54/2014 (OJ L 256, 28.8.2014, p. 32 and EEA Supplement No 49, 28.8.2014, p. 28), e.i.f. 1.1.2015.

- 2aa. [ ] {72}
- 2ab. [ ] {73}
- 2ac. [ ] {74}
- 2ad. {75} **32010 D 0709:** Commission Decision 2010/709/EU of 22 November 2010 establishing the European Union Ecolabelling Board (OJ L 308, 24.11.2010, p. 53).
- 2ae. [ ] {76}
- 2af. [ ] {77}
- 2b. [ ] {78}
- 2c. [ ] {79}
- 2d.{80} **32015 D 2099:** Commission Decision (EU) 2015/2099 of 18 November 2015 establishing the ecological criteria for the award of the EU Ecolabel for growing media, soil improvers and mulch (OJ L 303, 20.11.2015, p. 75).
- 2da. [ ] {81}
- 2e.{82} **32017 D 1218:** Commission Decision (EU) 2017/1218 of 23 June 2017 establishing the EU Ecolabel criteria for laundry detergents (OJ L 180, 12.7.2017, p. 63), as amended by:
- {83} **32018 D 0993:** Commission Decision (EU) 2018/993 of 11 July 2018 (OJ L 177, 13.7.2018, p. 14),
- {84} **32019 D 0418:** Commission Decision (EU) 2019/418 of 13 March 2019 (OJ L 73, 15.3.2019, p. 188).

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- {71} Indent added by Decision No 28/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.8.2018.
- {72} Text of point 2aa (Commission Decision 94/10/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- {73} Text of point 2ab (Commission Decision 2000/728/EC) deleted by Decision No 95/2013 (OJ L 291, 31.10.2013, p. 61 and EEA Supplement No 61, 31.10.2013, p. 69), e.i.f. 1.7.2013.
- {74} Text of point 2ac (Commission Decision 2000/729/EC) deleted by Decision No 95/2013 (OJ L 291, 31.10.2013, p. 61 and EEA Supplement No 61, 31.10.2013, p. 69), e.i.f. 1.7.2013.
- {75} Point 2ad (Commission Decision 2000/730/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013.
- {76} Text of point 2ae (Commission Decision 2000/731/EC) deleted by Decision No 95/2013 (OJ L 291, 31.10.2013, p. 61 and EEA Supplement No 61, 31.10.2013, p. 69), e.i.f. 1.7.2013.
- {77} Point inserted by Decision No 92/2007 (OJ L 328, 13.12.2007, p.42 and EEA Supplement No 60, 13.12.2007, p.29), e.i.f. 7.7.2007 subsequently text of point 2af (Commission Decision 2006/402/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- {78} Text of point 2b (Commission Decision 2000/45/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- {79} Text of point 2c (Commission Decision 2001/689/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- {80} Point replaced by Decision No 15/2008 (OJ L 154, 12.6.2008, p. 30 and EEA Supplement No 33, 12.6.2008, p. 22), e.i.f. 2.2.2008, subsequently text of 2d replaced by Decision No 248/2016 (OJ L 215, 23.8.2018, p. 45 and EEA Supplement No 56, 23.8.2018, p. 60), e.i.f. 3.12.2016.
- {81} Point inserted by Decision No 59/2007 (OJ L 266, 11.10.2007, p. 23 and EEA Supplement No 48, 11.10.2007, p. 16), e.i.f. 9.6.2007, subsequently text of 2da deleted by Decision No 248/2016 (OJ L 215, 23.8.2018, p. 45 and EEA Supplement No 56, 23.8.2018, p. 60), e.i.f. 3.12.2016.
- {82} Point 2e (Commission Decision 2003/200/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013 subsequently point 2e (Commission Decision 2011/264/EU) replaced by Decision No 189/2017 (OJ L 174, 27.6.2019, p. 62 and EEA Supplement No 52, 27.6.2019, p. 73), e.i.f. 23.9.2017.
- {83} Indent and words “, as amended by: “added by Decision No 24/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.
- {84} Indent added by Decision No 175/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

- 2f.<sup>{85}</sup> **32009 D 0567:** Commission Decision 2009/567/EC of 9 July 2009 establishing the ecological criteria for the award of the Community Ecolabel for textile products (OJ L 197, 29.7.2009, p. 70), as amended by:
- <sup>{86}</sup> **32013 D 0295:** Commission Decision 2013/295/EU of 17 June 2013 (OJ L 167, 19.6.2013, p. 57).
- 2g.<sup>{87}</sup> **32016 D 1349:** Commission Decision (EU) 2016/1349 of 5 August 2016 establishing the ecological criteria for the award of the EU Ecolabel for footwear (OJ L 214, 9.8.2016, p. 16).
- 2h.<sup>{88}</sup> **32017 D 1216:** Commission Decision (EU) 2017/1216 of 23 June 2017 establishing the EU Ecolabel criteria for dishwasher detergents (OJ L 180, 12.7.2017, p. 31), as amended by:
- <sup>{89}</sup> **32018 D 0993:** Commission Decision (EU) 2018/993 of 11 July 2018 (OJ L 177, 13.7.2018, p. 14),
- <sup>{90}</sup> **32019 D 0418:** Commission Decision (EU) 2019/418 of 13 March 2019 (OJ L 73, 15.3.2019, p. 188).
- 2i.<sup>{91}</sup> [ ]
- 2j. <sup>{92}</sup> **32009 D 0300:** Commission Decision 2009/300/EC of 12 March 2009 establishing the revised ecological criteria for the award of the Community Eco-label to televisions (OJ L 82, 28.3.2009, p. 3), as amended by:
- <sup>{93}</sup> **32013 D 0295:** Commission Decision 2013/295/EU of 17 June 2013 (OJ L 167, 19.6.2013, p. 57),
- <sup>{94}</sup> **32014 D 0336:** Commission Decision 2014/336/EU of 5 June 2014 (OJ L 168, 7.6.2014, p. 112),
- <sup>{95}</sup> **32015 D 2056:** Commission Decision (EU) 2015/2056 of 13 November 2015 (OJ L 300, 17.11.2015, 41),
- <sup>{96}</sup> **32016 D 2003:** Commission Decision (EU) 2016/2003 of 14 November 2016 (OJ L 308, 16.11.2016, p. 59),
- <sup>{97}</sup> **32018 D 0059:** Commission Decision (EU) 2018/59 of 11 January 2018 (OJ L 10, 13.1.2018, p. 17).

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<sup>{85}</sup> Text of point 2f (Commission Decision 2002/371/EC) replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010.

<sup>{86}</sup> Indent and words “, as amended by: “, added by Decision No 207/2013 (OJ L 92, 27.3.2014, p. 33 and EEA Supplement No 19, 27.3.2014, p. 36), e.i.f. 9.11.2013.

<sup>{87}</sup> Text of point 2g (Commission Decision 2002/231/EC) replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010, subsequently text of point 2g replaced by Decision No 250/2016 (OJ L 215, 23.8.2016, p. 47 and EEA Supplement No 56, 23.8.2016, p. 63), e.i.f. 3.12.2016.

<sup>{88}</sup> Point 2h (Commission Decision 2003/31/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013 subsequently point 2h (Commission Decision 2011/263/EU) replaced by Decision No 189/2017 (OJ L 174, 27.6.2017, p. 62 and EEA Supplement No 52, 27.6.2017, p. 73), e.i.f. 23.9.2017.

<sup>{89}</sup> Indent and words “, as amended by: “, added by Decision No 24/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{90}</sup> Indent added by Decision No 175/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{91}</sup> Text of point 2i (Commission Decision 2001/405/EC) replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010. Text of point 2i (Commission Decision 2009/568/EC) deleted by Decision No 176/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{92}</sup> Text of point 2j (Commission Decision 2002/255/EC) replaced by Decision No 19/2011 (OJ L 171, 30.6.2011, p. 17 and EEA Supplement No 37, 30.6.2011, p. 19), e.i.f. 2.4.2011.

<sup>{93}</sup> Indent and words “, as amended by:”, added by Decision No 207/2013 (OJ L 92, 27.3.2014, p. 33 and EEA Supplement No 19, 27.3.2014, p. 36), e.i.f. 9.11.2013.

<sup>{94}</sup> Indent added by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{95}</sup> Indent added by Decision No 57/2016 (OJ L 270, 19.10.2017, p. 27 and EEA Supplement No 66, 19.10.2017, p. 29), e.i.f. 19.3.2016.

<sup>{96}</sup> Indent added by Decision No 43/2017 (OJ L 297, 22.11.2018, p. 54 and EEA Supplement No 78, 22.11.2018, p. 64), e.i.f. 4.2.2017.

<sup>{97}</sup> Indent added by Decision No 98/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.4.2018.

- 2k.<sup>{98}</sup> **32009 D 0607**: Commission Decision 2009/607/EC of 9 July 2009 establishing the ecological criteria for the award of the Community eco-label to hard coverings (OJ L 208, 12.8.2009, p. 21), as amended by:
- <sup>{99}</sup> **32013 D 0295**: Commission Decision 2013/295/EU of 17 June 2013 (OJ L 167, 19.6.2013, p. 57),
- <sup>{100}</sup> **32017 D 2076**: Commission Decision (EU) 2017/2076 of 7 November 2017 (OJ L 295, 14.11.2017, p. 74).
- 2l. [ ]<sup>{101}</sup>
- 2m.<sup>{102}</sup> **32017 D 0175**: Commission Decision (EU) 2017/175 of 25 January 2017 on establishing EU Ecolabel criteria for tourist accommodation (OJ L 28, 2.2.2017, p. 9), as corrected by OJ L 11, 16.1.2018, p. 6.
- 2n. [ ]<sup>{103}</sup>
- 2o.<sup>{104}</sup> **32011 D 0331**: Commission Decision 2011/331/EU of 6 June 2011 on establishing the ecological criteria for the award of the EU Ecolabel for light sources (OJ L 148, 7.6.2011, p. 13), as amended by:
- <sup>{105}</sup> **32013 D 0295**: Commission Decision 2013/295/EU of 17 June 2013 (OJ L 167, 19.6.2013, p. 57),
- <sup>{106}</sup> **32014 D 0336**: Commission Decision 2014/336/EU of 5 June 2014 (OJ L 168, 7.6.2014, p. 112).
- 2p. [ ]<sup>{107}</sup>
- 2q.<sup>{108}</sup> **32016 D 1371**: Commission Decision (EU) 2016/1371 of 10 August 2016 establishing the ecological criteria for the award of the EU Ecolabel for personal, notebook and tablet computers (OJ L 217, 12.8.2016, p. 9).

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<sup>{98}</sup> Text of point 2k (Commission Decision 2002/272/EC) replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010.

<sup>{99}</sup> Indent and words “, as amended by:”, added by Decision No 207/2013 (OJ L 92, 27.3.2014, p. 33 and EEA Supplement No 19, 27.3.2014, p. 36), e.i.f. 9.11.2013.

<sup>{100}</sup> Indent added by Decision No 160/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

<sup>{101}</sup> Text of point 2l (Commission Decision 2003/121/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{102}</sup> Text of point 2m (Commission Decision 2003/287/EC) replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010 and subsequently text of point 2m (Commission Decision 2009/578/EC) replaced by Decision No 108/2017 (OJ L 142, 7.6.2018, p. 7 and EEA Supplement No 37, 7.6.2018, p. 7), e.i.f. 14.6.2017. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 6.7.2018.

<sup>{103}</sup> Text of point 2n (Commission Decision 2004/669/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{104}</sup> Point 2o (Commission Decision 2002/747/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013.

<sup>{105}</sup> Indent and words “, as amended by:”, added by Decision No 207/2013 (OJ L 92, 27.3.2014, p. 33 and EEA Supplement No 19, 27.3.2014, p. 36), e.i.f. 9.11.2013.

<sup>{106}</sup> Indent added by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{107}</sup> Text of point 2p (Commission Decision 2005/338/EC) replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010, text of the Act subsequently corrected by Corrigendum noted in the EEA Joint Committee Meeting on the 1.4.2011 and subsequently text of point 2p (Commission Decision 2009/564/EC) deleted by Decision No 108/2017 (OJ L 142, 7.6.2018, p. 7 and EEA Supplement No 37, 7.6.2018, p. 7), e.i.f. 14.6.2017.

<sup>{108}</sup> Point 2q (Commission Decision 2005/341/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013, subsequently text of point 2q replaced by Decision No 250/2016 (OJ L 215, 23.8.2018, p. 47 and EEA Supplement No 56, 23.8.2018, p. 63), e.i.f. 3.12.2016.

- 2r.<sup>{109}</sup> **32017 D 1214:** Commission Decision (EU) 2017/1214 of 23 June 2017 establishing the EU Ecolabel criteria for hand dishwashing detergents (OJ L 180, 12.7.2017, p. 1), as amended by:
- <sup>{110}</sup> **32018 D 0993:** Commission Decision (EU) 2018/993 of 11 July 2018 (OJ L 177, 13.7.2018, p. 14),
  - <sup>{111}</sup> **32019 D 0418:** Commission Decision (EU) 2019/418 of 13 March 2019 (OJ L 73, 15.3.2019, p. 188).
- 2s. [ ]<sup>{112}</sup>
- 2t.<sup>{113}</sup> **32017 D 1217:** Commission Decision (EU) 2017/1217 of 23 June 2017 establishing the EU Ecolabel criteria for hard surface cleaning products (OJ L 180, 12.7.2017, p. 45), as amended by:
- <sup>{114}</sup> **32019 D 0418:** Commission Decision (EU) 2019/418 of 13 March 2019 (OJ L 73, 15.3.2019, p. 188).
- 2u.<sup>{115}</sup> **32011 D 0381:** Commission Decision 2011/381/EU of 24 June 2011 on establishing the ecological criteria for the award of the EU Ecolabel to lubricants (OJ L 169, 29.6.2011, p. 28), as amended by:
- <sup>{116}</sup> **32015 D 0877:** Commission Decision (EU) 2015/877 of 4 June 2015 (OJ L 142, 6.6.2015, p. 32).
- 2v.<sup>{117}</sup> **32014 D 0312:** Commission Decision 2014/312/EU of 28 May 2014 establishing the ecological criteria for the award of the EU Ecolabel for indoor and outdoor paints and varnishes (OJ L 164, 3.6.2014, p. 45), as amended by:
- <sup>{118}</sup> **32015 D 0886:** Commission Decision (EU) 2015/886 of 8 June 2015 (OJ L 144, 10.6.2015, p. 12),
  - <sup>{119}</sup> **32016 D 0397:** Commission Decision (EU) 2016/397 of 16 March 2016 (OJ L 73, 18.3.2016, p. 100),
  - <sup>{120}</sup> **32018 D 0666:** Commission Decision (EU) 2018/666 of 27 April 2018 (OJ L 111, 2.5.2018, p. 2).

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<sup>{109}</sup> Point 2r (Commission Decision 2005/342/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013 subsequently point 2r (Commission Decision 2011/382/EU) replaced by Decision No 189/2017 (OJ L 174, 27.6.2019, p. 62 and EEA Supplement No 52, 27.6.2019, p. 73), e.i.f. 23.9.2017.

<sup>{110}</sup> Indent and words “, as amended by: “, added by Decision No 24/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{111}</sup> Indent added by Decision No 175/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{112}</sup> Point 2s (Commission Decision 2005/343/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013, subsequently text of point 2s deleted by Decision No 250/2016 (OJ L 215, 23.8.2018, p. 47 and EEA Supplement No 56, 23.8.2018, p. 63), e.i.f. 3.12.2016.

<sup>{113}</sup> Point 2t (Commission Decision 2005/344/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013 subsequently point 2t (Commission Decision 2011/383/EU) replaced by Decision No 189/2017 (OJ L 174, 27.6.2019, p. 62 and EEA Supplement No 52, 27.6.2019, p. 73), e.i.f. 23.9.2017.

<sup>{114}</sup> Indent and words “, as amended by:” added by Decision No 175/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{115}</sup> Point 2u (Commission Decision 2005/360/EC) replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013.

<sup>{116}</sup> Indent and words “, as amended by: “, added by Decision No 283/2015 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.11.2015.

<sup>{117}</sup> Point 2v (Commission Decision 2002/739/EC) inserted by Decision No 48/2006 (OJ L 175, 9.29.6.2006, p. 97 and EEA Supplement No 34, 29.6.2006, p. 10), e.i.f. 29.4.2006 and subsequently replaced by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010. Text of point 2v (Commission Decision 2009/544/EC) replaced by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{118}</sup> Indent and words “, as amended by: “, added by Decision No 283/2015 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.11.2015.

<sup>{119}</sup> Indent added by Decision No 128/2016 (OJ L 308, 23.11.2017, p. 35 and EEA Supplement No 76, 23.11.2017, p. 40), e.i.f. 4.6.2016.

<sup>{120}</sup> Indent added by Decision No 161/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

- 2w.<sup>{121}</sup> **32014 D 0391**: Commission Decision 2014/391/EU of 23 June 2014 establishing the ecological criteria for the award of the EU Ecolabel for bed mattresses (OJ L 184, 25.6.2014, p. 18) , as amended by:
- <sup>{122}</sup> **32018 D 1590**: Commission Decision (EU) 2018/1590 of 19 October 2018 (OJ L 264, 23.10.2018, p. 24).
- 2x.<sup>{123}</sup> [ ]
- 2y.<sup>{124}</sup> **32014 D 0893**: Commission Decision 2014/893/EU of 9 December 2014 establishing the ecological criteria for the award of the EU Ecolabel for rinse-off cosmetic products (OJ L 354, 11.12.2014, p. 47), as amended by:
- <sup>{125}</sup> **32018 D 1590**: Commission Decision (EU) 2018/1590 of 19 October 2018 (OJ L 264, 23.10.2018, p. 24).
- 2z. [ ]<sup>{126}</sup>
- 2za.<sup>{127}</sup> **32009 D 0967**: Commission Decision 2009/967/EC of 30 November 2009 on establishing the ecological criteria for the award of the Community Ecolabel for textile floor coverings (OJ L 332, 17.12.2009, p. 1), as amended by:
- <sup>{128}</sup> **32013 D 0295**: Commission Decision 2013/295/EU of 17 June 2013 (OJ L 167, 19.6.2013, p. 57).
- 2zb.<sup>{129}</sup> **32017 D 0176**: Commission Decision (EU) 2017/176 of 25 January 2017 on establishing EU Ecolabel criteria for wood-, cork- and bamboo-based floor coverings (OJ L 28, 2.2.2017, p. 44).
- 2zc.<sup>{130}</sup> **32007 D 0742**: Commission Decision 2007/742/EC of 9 November 2007 establishing the ecological criteria for the award of the Community eco-label to electrically driven, gas driven or gas absorption heat pumps (OJ L 301, 20.11.2007, p. 14), as amended by:
- **32009 D 0888**: Commission Decision 2009/888/EC of 30 November 2009 (OJ L 318, 4.12.2009, p. 43),
- <sup>{131}</sup> **32011 D 0740**: Commission Decision 2011/740/EU of 14 November 2011 (OJ L 297, 16.11.2011, p. 64),

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<sup>{121}</sup> Point 2w (Commission Decision 2002/740/EC) inserted by Decision No 48/2006 (OJ L 175, 9.29.6.2006, p. 97 and EEA Supplement No 34, 29.6.2006, p. 10), e.i.f. 29.4.2006 and subsequently replaced by Decision No 93/2010 ( OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010. Text of point 2w (Commission Decision 2009/598/EC) replaced by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{122}</sup> Indent and words “, as amended by: “, added by Decision No 94/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{123}</sup> Point 2x (Commission Decision 2002/741/EC) inserted by Decision No 48/2006 (OJ L 175, 9.29.6.2006, p. 97 and EEA Supplement No 34, 29.6.2006, p. 10), e.i.f. 29.4.2006 replaced by Decision No 201/2012 (OJ L 21, 24.1.2013, p. 51 and EEA Supplement No 6, 24.1.2013, p. 19), e.i.f. 1.7.2013. Text of point 2x (Commission Decision 2011/333/EU) deleted by Decision No 176/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{124}</sup> Point inserted by Decision No 14/2008 (OJ L 154, 12.6.2008, p. 28 and EEA Supplement No 33, 12.6.2008, p. 21), e.i.f. 2.2.2008. Text of point 2y (Commission Decision 2007/506/EC) replaced by Decision No 119/2015 (OJ L 211, 4.8.2016, p. 80 and EEA Supplement No 42, 4.8.2016, p. 77), e.i.f. 1.5.2015.

<sup>{125}</sup> Indent and words “, as amended by: “, added by Decision No 94/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{126}</sup> Point inserted by Decision No 93/2010 (OJ L 277, 21.10.2010, p. 47 and EEA Supplement No 59, 21.10.2010, p. 17), e.i.f. 3.7.2010. Text of point 2z (Commission Decision 2009/543/EC) deleted by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{127}</sup> Point inserted by Decision No 125/2010 (OJ L 58, 3.3.2011, p. 83 and EEA Supplement No 12, 3.3.2011, p. 28), e.i.f. 11.11.2010.

<sup>{128}</sup> Indent and words “, as amended by: “, added by Decision No 207/2013 (OJ L 92, 27.3.2014, p. 33 and EEA Supplement No 19, 27.3.2014, p. 36), e.i.f. 9.11.2013.

<sup>{129}</sup> Point inserted by Decision No 125/2010 (OJ L 58, 3.3.2011, p. 83 and EEA Supplement No 12, 3.3.2011, p. 28), e.i.f. 11.11.2010 subsequently corrected by Corrigendum noted in the Joint Committee Meeting on the 15.7.2013 and subsequently corrected by Corrigendum noted in the Joint Committee Meeting on the 4.10.2013 and subsequently text of point 2zb (Commission Decision 2010/18/EC) replaced by Decision No 108/2017 (OJ L 142, 7.6.2018, p. 7 and EEA Supplement No 37, 7.6.2018, p. 7), e.i.f. 14.6.2017.

<sup>{130}</sup> Point and indent inserted by Decision No 154/2011 (OJ L 76, 15.3.2012, p. 38 and EEA Supplement No 15, 15.3.2012, p. 44), e.i.f. 3.12.2011.

- {<sup>132</sup>} **32013 D 0135**: Commission Decision 2013/135/EU of 15 March 2013 (OJ L 75, 19.3.2013, p. 34),
- {<sup>133</sup>} **32014 D 0363**: Commission Decision 2014/363/EU of 13 June 2014 (OJ L 177, 17.6.2014, p. 60),
- {<sup>134</sup>} **32013 D 0633**: Commission Decision 2013/633/EU of 30 October 2013 (OJ L 292, 1.11.2013, p. 18).
- 2zd.{<sup>135</sup>} **32016 D 1332**: Commission Decision (EU) 2016/1332 of 28 July 2016 establishing the ecological criteria for the award of the EU Ecolabel for furniture (OJ L 210, 4.8.2016, p. 100).
- 2ze.{<sup>136</sup>} [ ]
- 2zf.{<sup>137</sup>} **32012 D 0481**: Commission Decision 2012/481/EU of 16 August 2012 establishing the ecological criteria for the award of the EU Ecolabel for printed paper (OJ L 223, 21.8.2012, p. 55) as corrected by OJ L 125, 7.5.2013, p. 35, as amended by:
- {<sup>138</sup>} **32014 D 0345**: Commission Decision 2014/345/EU of 6 June 2014 (OJ L 170, 11.6.2014, p. 64),
- {<sup>139</sup>} **32015 D 0877**: Commission Decision (EU) 2015/877 of 4 June 2015 (OJ L 142, 6.6.2015, p. 32),
- {<sup>140</sup>} **32018 D 1590**: Commission Decision (EU) 2018/1590 of 19 October 2018 (OJ L 264, 23.10.2018, p. 24).
- 2zg.{<sup>141</sup>} **32017 D 1215**: Commission Decision (EU) 2017/1215 of 23 June 2017 establishing the EU Ecolabel criteria for industrial and institutional dishwasher detergents (OJ L 180, 12.7.2017, p. 16), as amended by:
- {<sup>142</sup>} **32018 D 0993**: Commission Decision (EU) 2018/993 of 11 July 2018 (OJ L 177, 13.7.2018, p. 14),
- {<sup>143</sup>} **32019 D 0418**: Commission Decision (EU) 2019/418 of 13 March 2019 (OJ L 73, 15.3.2019, p. 188).
- 2zh.{<sup>144</sup>} **32017 D 1219**: Commission Decision (EU) 2017/1219 of 23 June 2017 establishing the EU Ecolabel criteria for industrial and institutional laundry detergents (OJ L 180, 12.7.2017, p. 79), as amended by:

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{<sup>131</sup>} Indent added by Decision No 184/2012 (OJ L 341, 13.12.2012, p. 38 and EEA Supplement No 70, 13.12.2012, p. 46), e.i.f. 1.7.2013.

{<sup>132</sup>} Indent added by Decision No 30/2014 (OJ L 211, 17.7.2014, p. 40 and EEA Supplement No 42, 17.7.2014, p. 37), e.i.f. 15.2.2014.

{<sup>133</sup>} Indent added by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

{<sup>134</sup>} Indent added by Decision No 319/2015 (OJ L 263, 12.10.2017, p. 40 and EEA Supplement No 64, 12.10.2017, p. 48), e.i.f. 12.12.2015.

{<sup>135</sup>} Point inserted by Decision No 155/2011 (OJ L 76, 15.3.2012, p. 40 and EEA Supplement No 15, 15.3.2012, p. 46), e.i.f. 3.12.2011, subsequently text of point 2zd replaced by Decision No 251/2016 (OJ L 215, 23.8.2018, p. 49 and EEA Supplement No 56, 23.8.2018, p. 65), e.i.f. 3.12.2016.

{<sup>136</sup>} Point inserted by Decision No 231/2012 (OJ L 81, 21.3.2013, p. 33 and EEA Supplement No 18, 21.3.2013, p. 39), e.i.f. 1.7.2013 subsequently text of point 2ze (Commission Decision 2012/448/EU) deleted by Decision No 176/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

{<sup>137</sup>} Point inserted by Decision No 231/2012 (OJ L 81, 21.3.2013, p. 33 and EEA Supplement No 18, 21.3.2013, p. 39), e.i.f. 1.7.2013 subsequently corrected by Corrigendum noted in the Joint Committee Meeting on the 15.7.2013.

{<sup>138</sup>} Indent added by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

{<sup>139</sup>} Indent added by Decision No 283/2015 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.11.2015.

{<sup>140</sup>} Indent added by Decision No 94/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

{<sup>141</sup>} Point 2zg (Commission Decision 2012/720/EU) inserted by Decision No 44/2013 (OJ L 231, 29.8.2013, p. 18 and EEA Supplement No 49, 29.8.2013, p. 20), e.i.f. 1.7.2013 subsequently replaced by Decision No 189/2017 (OJ L 174, 27.6.2019, p. 62 and EEA Supplement No 52, 27.6.2019, p. 73), e.i.f. 23.9.2017.

{<sup>142</sup>} Indent and words “as amended by: “added by Decision No 24/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

{<sup>143</sup>} Indent added by Decision No 175/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.



- <sup>{145}</sup> **32018 D 0993**: Commission Decision (EU) 2018/993 of 11 July 2018 (OJ L 177, 13.7.2018, p. 14),
- <sup>{146}</sup> **32019 D 0418**: Commission Decision (EU) 2019/418 of 13 March 2019 (OJ L 73, 15.3.2019, p. 188).
- 2zi.<sup>{147}</sup> **32013 D 0250**: Commission Decision 2013/250/EU of 21 May 2013 establishing the ecological criteria for the award of the EU Ecolabel for sanitary tapware (OJ L 145, 31.5.2013, p. 6) as corrected by OJ L 280, 22.10.2013, p. 32.
- 2zj.<sup>{148}</sup> **32013 D 0641**: Commission Decision 2013/641/EU of 7 November 2013 establishing the ecological criteria for the award of the EU Ecolabel for flushing toilets and urinals (OJ L 299, 9.11.2013, p. 38).
- 2zk.<sup>{149}</sup> **32013 D 0806**: Commission Decision 2013/806/EU of 17 December 2013 establishing the ecological criteria for the award of the EU Ecolabel for imaging equipment (OJ L 353, 28.12.2013, p. 53).
- 2zl.<sup>{150}</sup> **32014 D 0256**: Commission Decision 2014/256/EU of 2 May 2014 establishing the ecological criteria for the award of the EU Ecolabel for converted paper products (OJ L 135, 8.5.2014, p. 24), as corrected by OJ L 66, 11.3.2015, p. 20, as amended by:
- <sup>{151}</sup> **32017 D 1525**: Commission Decision (EU) 2017/1525 of 4 September 2017 (OJ L 230, 6.9.2017, p. 28).
- 2zm.<sup>{152}</sup> **32014 D 0314**: Commission Decision 2014/314/EU of 28 May 2014 establishing the criteria for the award of the EU Ecolabel for water-based heaters (OJ L 164, 3.6.2014, p. 83).
- 2zn.<sup>{153}</sup> **32014 D 0350**: Commission Decision 2014/350/EU of 5 June 2014 establishing the ecological criteria for the award of the EU Ecolabel for textile products (OJ L 174, 13.6.2014, p. 45), as amended by:
- <sup>{154}</sup> **32017 D 1392**: Commission Decision (EU) 2017/1392 of 25 July 2017 (OJ L 195, 27.7.2017, p. 36).
- 2zo.<sup>{155}</sup> **32014 D 0763**: Commission Decision 2014/763/EU of 24 October 2014 establishing the ecological criteria for the award of the EU Ecolabel for absorbent hygiene products (OJ L 320, 6.11.2014, p. 46), as amended by:
- <sup>{156}</sup> **32018 D 1590**: Commission Decision (EU) 2018/1590 of 19 October 2018 (OJ L 264, 23.10.2018, p. 24).
- 2zp.<sup>{157}</sup> **32018 D 0680**: Commission Decision (EU) 2018/680 of 2 May 2018 establishing EU Ecolabel criteria for indoor cleaning services (OJ L 114, 4.5.2018, p. 22).

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<sup>{144}</sup> Point 2zh (Commission Decision 2012/721/EU) inserted by Decision No 44/2013 (OJ L 231, 29.8.2013, p. 18 and EEA Supplement No 49, 29.8.2013, p. 20), e.i.f. 1.7.2013 subsequently replaced by Decision No 189/2017 (OJ L 174, 27.6.2019, p. 62 and EEA Supplement No 52, 27.6.2019, p. 73), e.i.f. 23.9.2017.

<sup>{145}</sup> Indent and words “as amended by: “added by Decision No 24/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{146}</sup> Indent added by Decision No 175/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{147}</sup> Point inserted by Decision No 208/2013 (OJ L 92, 27.3.2014, p. 34 and EEA Supplement No 19, 27.3.2014, p. 38), e.i.f. 9.11.2013 subsequently corrected by Corrigendum noted in the Joint Committee Meeting on the 13.12.2013.

<sup>{148}</sup> Point inserted by Decision No 54/2014 (OJ L 256, 28.8.2014, p. 32 and EEA Supplement No 49, 28.8.2014, p. 28), e.i.f. 1.1.2015.

<sup>{149}</sup> Point inserted by Decision No 101/2014 (OJ L 310, 30.10.2014, p. 69 and EEA Supplement No 63, 30.10.2014, p. 59), e.i.f. 17.5.2014.

<sup>{150}</sup> Point inserted by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{151}</sup> Indent and words “, as amended by:” added by Decision No 162/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

<sup>{152}</sup> Point inserted by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{153}</sup> Point inserted by Decision No 118/2015 (OJ L 211, 4.8.2016, p. 77 and EEA Supplement No 42, 4.8.2016, p. 74), e.i.f. 1.5.2015.

<sup>{154}</sup> Indent and words “, as amended by: “ added by Decision No 203/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.10.2017

<sup>{155}</sup> Point inserted by Decision No 120/2015 (OJ L 211, 4.8.2016, p. 81 and EEA Supplement No 42, 4.8.2016, p. 78), e.i.f. 1.5.2015.

<sup>{156}</sup> Indent and words “, as amended by: “, added by Decision No 94/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{157}</sup> Point inserted by Decision No 163/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

2zq.<sup>{158}</sup> **32018 D 1702**: Commission Decision (EU) 2018/1702 of 8 November 2018 establishing the EU Ecolabel criteria for lubricants (OJ L 285, 13.11.2018, p. 82).

2zr.<sup>{159}</sup> **32019 D 0070**: Commission Decision (EU) 2019/70 of 11 January 2019 establishing the EU Ecolabel criteria for graphic paper and the EU Ecolabel criteria for tissue paper and tissue products (OJ L 15, 17.1.2019, p. 27).

## II. WATER

3. [ ] <sup>{160}</sup>

4.<sup>{161}</sup> **32006 L 0011**: Directive 2006/11/EC of the European Parliament and of the Council of 15 February 2006 on pollution caused by certain dangerous substances discharged into the aquatic environment of the Community (Codified version) (OJ L 64, 4.3.2006, p. 52).

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

The following shall be added after the first paragraph of Article 13:

“The time limit for transposition into national law for Directive 2000/60/EC set out in Part B of Annex II shall not apply and shall be replaced by the date of entry into force of the Decision of the EEA Joint Committee incorporating Directive 2000/60/EC into this Agreement.”

5. [ ] <sup>{162}</sup>

6. [ ] <sup>{163}</sup>

7. [ ] <sup>{164}</sup>

7a.<sup>{165}</sup> **398 L 0083**: Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption (OJ L 330, 5.12.1998, p. 32), as amended by:

-<sup>{166}</sup> **32015 L 1787**: Commission Directive (EU) 2015/1787 of 6 October 2015 (OJ L 260, 7.10.2015, p. 6).

<sup>{167}</sup>The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Estonia (Annex VI, Chapter 9, Section C, point 2), Latvia (Annex VIII, Chapter 10, Section C, point 2), Hungary (Annex X, Chapter 8, Section B, point 2) and Malta (Annex XI, Chapter 10, Section C, point 4) shall apply.

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<sup>{158}</sup> Point inserted by Decision No 95/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{159}</sup> Point inserted by Decision No 176/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{160}</sup> Text of Point 3 (Council Directive 75/440/EEC) (OJ L 194, 25.7.1975, p. 26) deleted with effect from 22 December 2007 by Decision No 125/2007 (OJ L 47, 21.2.2008, p. 53 and EEA Supplement No 9, 21.2.2008, p. 41), e.i.f. 1.5.2009.

<sup>{161}</sup> Text of point 4 (Council Directive 76/464/EEC) replaced by Decision No 33/2007 (OJ L 209, 9.8.2007, p. 60 and EEA Supplement No 38, 9.8.2007, p. 38), e.i.f. 28.4.2007.

<sup>{162}</sup> Text of Point 5 (Council Directive 79/869/EEC) (OJ L 271, 29.10.1979, p.44) deleted with effect from 22.12.2007 by Decision No 125/2007 (OJ L 047, 21.2.2008, p. 53 and EEA Supplement No 9, 21.2.2008, p. 41), e.i.f. 1.5.2009.

<sup>{163}</sup> Text of Point 6 (Council Directive 80/68/EEC) deleted with effect from 22.12.2013 by Decision No 125/2007 (OJ L 047, 21.2.2008, p. 53 and EEA Supplement No 9, 21.2.2008, p. 41), e.i.f. 1.5.2009.

<sup>{164}</sup> Text of point 7 (Council Directive 80/778/EC) and adaptation text deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{165}</sup> Point inserted by Decision No 7/2001 (OJ L 66, 8.3.2001, p. 49 and EEA Supplement No 12, 8.3.2001, p. 7), e.i.f. 1.2.2001.

<sup>{166}</sup> Indent and words “, as amended by:” added by Decision No 157/2016 (OJ L 73, 15.3.2018, p. 31 and EEA Supplement No 16, 15.3.2018, p. 36), e.i.f. 9.7.2016.

<sup>{167}</sup> Text added by the 2004 EEA Enlargement Agreement (OJ L 130, 29.4.2004, p. 3 and EEA Supplement No 23, 29.4.2004, p. 1), e.i.f. 1.5.2004.

{<sup>168</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section C, point 5), shall apply.

{<sup>169</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 9 December 2011 for Croatia (Annex V, Chapter 10, Section IV, Point 2) shall apply.

8. [ ] {<sup>170</sup>}

9. [ ] {<sup>171</sup>}

10. [ ] {<sup>172</sup>}

11. [ ] {<sup>173</sup>}

12. [ ] {<sup>174</sup>}

13. **391 L 0271:** Council Directive 91/271/EEC of 21 May 1991 concerning urban waste water treatment (OJ No L 135, 30.5.1991, p.40), as amended by:

-{<sup>175</sup>} **398 L 0015:** Commission Directive 98/15/EC of 27 February 1998 (OJ L 67, 7.3.1998, p. 29), as corrected by OJ L 189, 17.7.2015, p. 41.

{<sup>176</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for the Czech Republic (Annex V, Chapter 7, Section B), Estonia (Annex VI, Chapter 9, Section C, point 1), Cyprus (Annex VII, Chapter 9, Section C), Latvia (Annex VIII, Chapter 10, Section C, point 1), Lithuania (Annex IX, Chapter 10, Section C), Hungary (Annex X, Chapter 8, Section B, point 1), Malta (Annex XI, Chapter 10, Section C, point 3), Poland (Annex XII, Chapter 13, Section C, point 2), Slovenia (Annex XIII, Chapter 9, Section B) and Slovakia (Annex XIV, Chapter 9, Section C, point 3) shall apply.

{<sup>177</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section C) and Romania (Annex VII, Chapter 9, Section C, point 4), shall apply.

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{<sup>168</sup>} Text added by the 2007 EEA Enlargement Agreement (OJ L 221, 25.8.2007 and EEA Supplement No 39, 26.7.2008), provisionally applicable as of 1.8.2007, e.i.f. 9.11.2011, the words “or, as the case may be, to the Protocol of Accession of 25 April 2005” subsequently deleted by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

{<sup>169</sup>} Sentence added by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

{<sup>170</sup>} Text of point 8 (Council Directive 82/176/EEC) deleted with effect from 22 December 2012 by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

{<sup>171</sup>} Text of point 9 (Council Directive 83/513/EEC) deleted with effect from 22 December 2012 by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

{<sup>172</sup>} Text of point 10 (Council Directive 84/156/EEC) deleted with effect from 22 December 2012 by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

{<sup>173</sup>} Text of point 11 (Council Directive 84/491/EEC) deleted with effect from 22 December 2012 by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

{<sup>174</sup>} Text of point 12 (Council Directive 86/280/EEC) deleted with effect from 22 December 2012 by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

{<sup>175</sup>} Indent and words “, as amended by:” above, inserted by Decision No 88/1999 (OJ L 296, 23.11.2000, p. 49 and EEA Supplement No 54, p. 271 (Icelandic) and Del 2, p. 235 (Norwegian)), e.i.f. 26.6.1999. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 25.9.2015.

{<sup>176</sup>} Text inserted by the 2004 EEA Enlargement Agreement (OJ L 130, 29.4.2004, p. 3 and EEA Supplement No 23, 29.4.2004, p. 1), e.i.f. 1.5.2004.

{<sup>177</sup>} Text inserted by the 2007 EEA Enlargement Agreement (OJ L 221, 25.8.2007 and EEA Supplement No 39, 26.7.2008), provisionally applicable as of 1.8.2007, e.i.f. 9.11.2011, the words “or, as the case may be, to the Protocol of Accession of 25 April 2005” subsequently deleted by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

{<sup>178</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 9 December 2011 for Croatia (Annex V, Chapter 10, Section IV, Point 1) shall apply.

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

Iceland shall put into effect the measures necessary for it to comply with the provisions of this Directive as from 1 January 1995.

13a.{<sup>179</sup>} **32014 D 0431**: Commission Implementing Decision 2014/431/EU of 26 June 2014 concerning formats for reporting on the national programmes for the implementation of Council Directive 91/271/EEC (OJ L 197, 4.7.2014, p. 77).

13b.{<sup>180</sup>} **391 L 0676**: Council Directive 91/676/EEC of 12 December 1991 concerning the protection of waters against pollution caused by nitrates from agricultural sources (OJ No L 375, 31.12.1991, p. 1).

13c.{<sup>181</sup>} **392 D 0446**: Commission Decision 92/446/EEC of 27 July 1992 concerning questionnaires relating to directives in the water sector (OJ No L 247, 27.8.1992, p. 10), as amended by:

-{<sup>182</sup>} **395 D 0337**: Commission Decision 95/337/EC of 25 July 1995 (OJ No L 200, 24.8.1995, p. 1).

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

The provisions of this Decision and Annexes apply only to Directives included in the EEA Agreement.

13ca.{<sup>183</sup>} **32000 L 0060**: Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (OJ L 327, 22.12.2000, p. 1), as amended by:

-{<sup>184</sup>} **32001 D 2455**: Decision No 2455/2001/EC of the European Parliament and of the Council of 20 November 2001 (OJ L 331, 15.12.2001, p. 1),

-{<sup>185</sup>} **32008 L 0105**: Directive 2008/105/EC of the European Parliament and of the Council of 16 December 2008 (OJ L 348, 24.12.2008, p. 84),

-{<sup>186</sup>} **32009 L 0031**: Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 140, 5.6.2009, p. 114),

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{<sup>178</sup>} Sentence added by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

{<sup>179</sup>} Point inserted by Decision No 152/1999 (OJ L 15, 18.1.2001, p. 53 and EEA Supplement No 3, 18.1.2001, p. 260), e.i.f. 6.11.1999. Text of point 13a (Commission Decision 93/481/EEC) replaced by Decision No 168/2015 (OJ L 341, 15.12.2016, p. 68 and EEA Supplement No 69, 15.12.2016, p. 69), e.i.f. 12.6.2015.

{<sup>180</sup>} Point renumbered by Decision No 152/1999 (OJ L 15, 18.1.2001, p. 53 and EEA Supplement No 3, 18.1.2001, p. 260), e.i.f. 6.11.1999.

{<sup>181</sup>} Point renumbered by Decision No 152/1999 (OJ L 15, 18.1.2001, p. 53 and EEA Supplement No 3, 18.1.2001, p. 260), e.i.f. 6.11.1999.

{<sup>182</sup>} Indent, and words “, as amended by:” above, added by Decision No 44/96 (OJ L OJ L 291, 14.11.1996, p. 34 and EEA Supplement No 51, 14.11.1996, p. 30), e.i.f. 1.7.1996.

{<sup>183</sup>} Point inserted by Decision No 125/2007 (OJ L 047, 21.2.2008, p. 53 and EEA Supplement No 9, 21.2.2008, p. 41), e.i.f. 1.5.2009.

{<sup>184</sup>} Indent and words “, as amended by:” above, added by Decision No 126/2007 (OJ L 047, 21.2.2008, p. 57 and EEA Supplement No 9, 21.2.2008, p. 43), e.i.f. 29.9.2007.

{<sup>185</sup>} Indent added by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

{<sup>186</sup>} Indent added by Decision No 115/2012 (OJ L 270, 4.10.2012, p. 38 and EEA Supplement No 56, 4.10.2012, p. 39), e.i.f. 1.6.2013.

-{<sup>187</sup>} **32013 L 0039**: Directive 2013/39/EU of the European Parliament and of the Council of 12 August 2013 (OJ L 226, 24.8.2013, p. 1),

-{<sup>188</sup>} **32014 L 0101**: Commission Directive 2014/101/EU of 30 October 2014 (OJ L 311, 31.10.2014, p. 32).

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

- (a) Without prejudice to future development by the EEA Joint Committee, it should be noted that the following Community acts are not incorporated into the EEA Agreement:
- (i) Council Directive 76/160/EEC of 8 December 1975 on the quality of bathing water (The Bathing Water Directive),
  - (ii) Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds (The Birds Directive),
  - (iii) Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora (The Habitats Directive),
  - (iv) Council Directive 79/923/EEC of 30 October 1979 on the quality required of shellfish waters,
  - (v) Council Directive 78/659/EEC of 18 July 1978 on the quality of fresh waters needing protection or improvement in order to support fish life, and
  - (vi) Council Decision 77/795/EEC of 12 December 1977 establishing a common procedure for the exchange of information on the quality of surface fresh water in the Community.
- (b) The time limits mentioned in Articles 4(1)(a)(ii) and (iii), 4(1)(b)(ii), 4(1)(c), 5(1) and 5(2), 6(1), 8(2), 10(2), 11(7) and 11(8), 13(6) and 13(7) as well as 17(4) of the Directive, which run from the date of entry into force of the Directive, shall be understood to run from the date of entry into force of the Decision of the EEA Joint Committee No 125/2007 of 28 September 2007 incorporating this Directive into the Agreement.

In accordance with Paragraph 11 of Protocol 1 on horizontal adaptations, any reference to the date mentioned in Article 24 shall be understood to refer to the date of entry into force of the Decision of the EEA Joint Committee No 125/2007 of 28 September 2007 incorporating this Directive into the Agreement.

13caa.{<sup>189</sup>} **32006 L 0118**: Directive 2006/118/EC of the European Parliament and of the Council of 12 December 2006 on the protection of groundwater against pollution and deterioration (OJ L 372, 27.12.2006, p. 19), as amended by:

-{<sup>190</sup>} **32014 L 0080**: Commission Directive 2014/80/EU of 20 June 2014 (OJ L 182, 21.6.2014, p. 52).

13cab.{<sup>191</sup>} **32018 D 0229**: Commission Decision (EU) 2018/229 of 12 February 2018 establishing, pursuant to Directive 2000/60/EC of the European Parliament and of the Council, the values of the Member State monitoring system classifications as a result of the intercalibration exercise and repealing Commission Decision 2013/480/EU (OJ L 47, 20.2.2018, p. 1).

{<sup>187</sup>} Indent added by Decision No 194/2014 (OJ L 202, 30.7.2015, p. 48 and EEA Supplement No 43, 30.7.2015, p. 48), e.i.f. 1.6.2015.

{<sup>188</sup>} Indent added by Decision No 66/2015 (OJ L 129, 19.5.2016, p. 50 and EEA Supplement No 29, 19.5.2016, p. 51), e.i.f. 21.3.2015.

{<sup>189</sup>} Point inserted by Decision No 87/2009 (OJ L 277, 22.10.2009, p. 39 and EEA Supplement No 56, 22.10.2009, p. 17), e.i.f. 1.7.2011.

{<sup>190</sup>} Indent and words “, as amended by:” added by Decision No 67/2015 (OJ L 129, 19.5.2016, p. 51 and EEA Supplement No 29, 19.5.2016, p. 52), e.i.f. 21.3.2015.

{<sup>191</sup>} Point inserted by Decision No 126/2010 (OJ L 58, 3.3.2011, p. 84 and EEA Supplement No 12, 3.3.2011, p. 29), e.i.f. 1.7.2011 and subsequently replaced by Decision No 195/2014 (OJ L 202, 30.7.2015, p. 49 and EEA Supplement No 43, 30.7.2015, p. 49), e.i.f. 26.9.2014. Text of point replaced by Decisions No 164/2018 (Commission Decision (EU) 2018/229) (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

13cac.<sup>{192}</sup>**32005 D 0646**: Commission Decision 2005/646/EC of 17 August 2005 on the establishment of a register of sites to form the intercalibration network in accordance with Directive 2000/60/EC of the European Parliament and of the Council (OJ L 243, 19.9.2005, p. 1).

13cad.<sup>{193}</sup>**32008 L 0105**: Directive 2008/105/EC of the European Parliament and of the Council of 16 December 2008 on environmental quality standards in the field of water policy, amending and subsequently repealing Council Directives 82/176/EEC, 83/513/EEC, 84/156/EEC, 84/491/EEC, 86/280/EEC and amending Directive 2000/60/EC of the European Parliament and of the Council (OJ L 348, 24.12.2008, p. 84) , as amended by:

-<sup>{194}</sup> **32013 L 0039**: Directive 2013/39/EU of the European Parliament and of the Council of 12 August 2013 (OJ L 226, 24.8.2013, p. 1).

13cae.<sup>{195}</sup>**32009 L 0090**: Commission Directive 2009/90/EC of 31 July 2009 laying down, pursuant to Directive 2000/60/EC of the European Parliament and of the Council, technical specifications for chemical analysis and monitoring of water status (OJ L 201, 1.8.2009, p. 36).

13caf.<sup>{196}</sup> **32018 D 0840**: Commission Implementing Decision (EU) 2018/840 of 5 June 2018 establishing a watch list of substances for Union-wide monitoring in the field of water policy pursuant to Directive 2008/105/EC of the European Parliament and of the Council and repealing Commission Implementing Decision (EU) 2015/495 (OJ L 141, 7.6.2018, p. 9).

### III. AIR

13d. [ ]<sup>{197}</sup>

13e. [ ]<sup>{198}</sup>

14. [ ]<sup>{199}</sup>

14a. [ ]<sup>{200}</sup>

14b. [ ]<sup>{201}</sup>

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<sup>{192}</sup> Point inserted by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

<sup>{193}</sup> Point inserted by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

<sup>{194}</sup> Indent and words “, as amended by:” added by Decision No 194/2014 (OJ L 202, 30.7.2015, p. 48 and EEA Supplement No 43, 30.7.2015, p. 48), e.i.f. 1.6.2015.

<sup>{195}</sup> Point inserted by Decision No 57/2011 (OJ L 196, 28.7.2011, p. 39 and EEA Supplement No 43, 28.7.2011, p. 18), e.i.f. 21.5.2011.

<sup>{196}</sup> Point inserted by Decision No 320/2015 (OJ L 263, 12.10.2017, p. 41 and EEA Supplement No 64, 12.10.2017, p. 49), e.i.f. 12.12.2015. Text of point 13caf (Commission Implementing Decision (EU) 2015/495) replaced by Decision 220/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 27.10.2018.

<sup>{197}</sup> Text of point 13d (Directive 2000/69/EC) inserted by Decision No 97/2001 (OJ L 251, 20.9.2001, p. 24 and EEA Supplement No 47, 20.9.2001, p. 11), e.i.f. 14.7.2001 deleted by Decision No 121/2011 (OJ L 341, 22.12.2011, p. 86 and EEA Supplement No 70, 22.12.2011, p. 22), e.i.f. 1.11.2012.

<sup>{198}</sup> Text of point 13e ( Council Directive 1999/30/EC) inserted by Decision No 138/2001 (OJ L 22, 24.1.2002, p. 30 and EEA Supplement No 6, 24.1.2002, p. 21), e.i.f. 10.11.2001 deleted by Decision No 121/2011 (OJ L 341, 22.12.2011, p. 86 and EEA Supplement No 70, 22.12.2011, p. 22), e.i.f. 1.11.2012.

<sup>{199}</sup> Text of point 14 (Council Directive 80/779/EEC) deleted with effect from 1 January 2005 by Decision No 138/2001 (OJ L 22, 24.1.2002, p. 30 and EEA Supplement No 6, 24.1.2002, p. 21), e.i.f. 10.11.2001.

<sup>{200}</sup> Text of point 14a (Council Directive 96/62/EC) inserted by Decision No 76/98 (OJ L 172, 8.7.1999, p. 55 and EEA Supplement No 30, 8.7.1999, p. 141), e.i.f. 1.1.1999 deleted by Decision No 121/2011 (OJ L 341, 22.12.2011, p. 86 and EEA Supplement No 70, 22.12.2011, p. 22), e.i.f. 1.11.2012.

<sup>{201}</sup> Text of point 14b ( Council Decision 97/101/EC) inserted by Decision No 97/98 (OJ L 189, 22.7.1999, p. 71 and EEA Supplement No 32, 22.7.1999, p. 178), e.i.f. 26.9.1998 deleted by Decision No 121/2011 (OJ L 341, 22.12.2011, p. 86 and EEA Supplement No 70, 22.12.2011, p. 22), e.i.f. 1.11.2012.

14c.<sup>{202}</sup> **32008 L 0050**: Directive 2008/50/EC of the European Parliament and of the Council of 21 May 2008 on ambient air quality and cleaner air for Europe (OJ L 152, 11.6.2008, p. 1), as amended by:

-<sup>{203}</sup> **32015 L 1480**: Commission Directive (EU) 2015/1480 of 28 August 2015 (OJ L 226, 29.8.2015, p. 4).

<sup>{204}</sup> The transitional arrangements set out in the Annexes to the Act of Accession of 9 December 2011 for Croatia (Annex V, Chapter 10, Section II) shall apply.

14ca.<sup>{205}</sup> **32011 D 0850**: Commission Implementing Decision 2011/850/EU of 12 December 2011 laying down rules for Directive 2004/107/EC and 2008/50/EC of the European Parliament and of the Council as regards the reciprocal exchange of information and reporting on ambient air quality (OJ L 335, 17.12.2011, p. 86) as corrected by OJ L 156, 20.6.2017, p. 36.

15. [ ] <sup>{206}</sup>

16. [ ] <sup>{207}</sup>

17. [ ] <sup>{208}</sup>

18. **387 L 0217**: Council Directive 87/217/EEC of 19 March 1987 on the prevention and reduction of environmental pollution by asbestos (OJ No L 85, 28.3.1987, p. 40), as amended by:

-<sup>{209}</sup> **1 94 N**: Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments of the Treaties on which the European Union is founded (OJ C 241, 29.8.1994, p. 21 as amended by OJ L 1, 1.1.1995, p. 1).

<sup>{210}</sup> The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Latvia (Annex VIII, Chapter 10, Section D, point 1) shall apply.

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

(a) in Article 9 "the Treaty" shall read "the EEA Agreement";

(b) Iceland shall put into effect the measures necessary for it to comply with the provisions of this Directive as from 1 January 1995.

<sup>{202}</sup> Point inserted by Decision No 121/2011 (OJ L 341, 22.12.2011, p. 86 and EEA Supplement No 70, 22.12.2011, p. 22), e.i.f. 1.11.2012.

<sup>{203}</sup> Indent and words “, as amended by:” added by Decision No 31/2016 (OJ L 189, 20.7.2017, p. 50 and EEA Supplement No 45, 20.7.2017, p. 53), e.i.f. 6.2.2016.

<sup>{204}</sup> Text inserted by Decision No 159/2014 (OJ L 15, 22.1.2015, p. 87 and EEA Supplement No 5, 22.1.2015, p. 10), e.i.f. pending; it shall apply from 9.7.2014.

<sup>{205}</sup> Point inserted by Decision No 30/2015 (OJ L 93, 7.4.2016, p. 46 and EEA Supplement No 21, 7.4.2016, p. 40), e.i.f. 26.2.2015. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 27.10.2017.

<sup>{206}</sup> Text of point 15 (Council Directive 82/884/EEC) deleted with effect from 1 January 2005 by Decision No 138/2001 (OJ L 22, 24.1.2002, p. 30 and EEA Supplement No 6, 24.1.2002, p. 21), e.i.f. 10.11.2001.

<sup>{207}</sup> The text of point 16 (Council Directive 84/360/EEC) deleted with effect from 30 October 2007 by Decision No 27/97 (OJ L 242, 4.9.1997, p. 76 and EEA Supplement No 37, 4.9.1997, p. 100), e.i.f. 1.5.1997.

<sup>{208}</sup> Text added in point 17 after the adaptation text by Decision No 138/2001 (OJ L 22, 24.1.2002, p. 30 and EEA Supplement No 6, 24.1.2002, p. 21), e.i.f. 10.11.2001. Text of point 17 deleted with effect from 1 January 2010 by Decision No 138/2001 (OJ L 22, 24.1.2002, p. 30 and EEA Supplement No 6, 24.1.2002, p. 21), e.i.f. 10.11.2001.

<sup>{209}</sup> Indent, and words “, as amended by:” above, added by Decision No 43/2005 (OJ L 198, 28.7.2005, p. 45 and EEA Supplement No 38, 28.7.2005, p. 26), e.i.f. 12.3.2005.

<sup>{210}</sup> Text inserted by the 2004 EEA Enlargement Agreement (OJ L 130, 29.4.2004, p. 3 and EEA Supplement No 23, 29.4.2004, p. 1), e.i.f. 1.5.2004.

19. [ ] {<sup>211</sup>}

19a. [ ] {<sup>212</sup>}

20. [ ] {<sup>213</sup>}

21. [ ] {<sup>214</sup>}

21a. [ ] {<sup>215</sup>}

21aa.{<sup>216</sup>}**32009 R 1005**: Regulation (EC) No 1005/2009 of the European Parliament and of the Council of 16 September 2009 on substances that deplete the ozone layer (recast) (OJ L 286, 31.10.2009, p. 1), as amended by:

- **32010 R 0744**: Commission Regulation (EU) No 744/2010 of 18 August 2010 (OJ L 218, 19.8.2010, p. 2),
- {<sup>217</sup>} **32013 R 1087**: Commission Regulation (EU) No 1087/2013 of 4 November 2013 (OJ L 293, 5.11.2013, p. 28),
- {<sup>218</sup>} **32017 R 0605**: Commission Regulation (EU) 2017/605 of 29 March 2017 (OJ L 84, 30.3.2017, p. 3).

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

- (a) The references to Regulation (EC) No 450/2008 of the European Parliament and of the Council of 23 April 2008 laying down the Community Customs Code (Modernised Customs Code) shall not apply.
- (b) Article 8(4) and (5)(b) shall not apply.
- (c) With regard to the EFTA States, the words “, the respective quantities, the period for which the exemption shall be valid and those users which may take advantage of those essential laboratory and analytical uses” in Article 10(2) shall not apply.
- (d) Article 10(6) shall not apply.
- (e) In Article 11(2) the words “, except for 10(6),” shall be inserted after the words “Article 10(3) to (7)”.
- (f) Article 11(5) shall not apply.
- (g) Article 14(1), (3) and (4) shall not apply.

{<sup>211</sup>} Text of point 19 (Commission Directive 88/609/EEC) deleted with effect from 1.1.2008 by Decision No 147/2002 (OJ L 19, 23.1.2003, p. 17 and EEA Supplement No 4, 23.1.2003, p. 12), e.i.f. 9.11.2002.

{<sup>212</sup>} Point and adaptation text added by Decision No 147/2002 (OJ L 19, 23.1.2003, p. 17 and EEA Supplement No 4, 23.1.2003, p. 12), e.i.f. 9.11.2002. Text of point 19a (Directive 2001/80/EC of the European Parliament and of the Council) deleted with effect from 1 January 2016 by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>213</sup>} Text of point 20 (Council Directive 89/369/EEC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>214</sup>} Text of point 21 (Council Directive 89/429/EEC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

{<sup>215</sup>} Point inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994, subsequently text of point 21a (Council Directive 92/72/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

{<sup>216</sup>} Text of point 21aa (Council Regulation (EC) No 3093/94) replaced by Decision No 134/2002 (OJ L 336, 12.12.2002, p. 34 and EEA Supplement No 61, 12.12.2002, p. 28), e.i.f. 28.9.2002 and subsequently point 21aa (Regulation (EC) No 2037/2000) replaced by Decision No 202/2012 (OJ L 21, 24.1.2013, p. 54 and EEA Supplement No 6, 24.1.2013, p. 22), e.i.f. 1.11.2012.

{<sup>217</sup>} Indent added by Decision No 31/2015 (OJ L 93, 7.4.2016, p. 48 and EEA Supplement No 21, 7.4.2016, p. 42), e.i.f. 26.2.2015.

{<sup>218</sup>} Indent added by Decision No 190/2017 (OJ L 174, 27.6.2019, p. 65 and EEA Supplement No 52, 27.6.2019, p. 76), e.i.f. 23.9.2017.



- (h) Chapter IV shall not apply.
- (i) The provisions concerning import and export in Article 24 shall not apply.
- (j) Articles 27 and 28 shall not apply.

The EFTA States shall, at national level, put into effect the measures necessary to comply with the corresponding provisions of the Montreal Protocol and with the corresponding measures in Regulation (EC) No 1005/2009 of the European Parliament and of the Council.

21aaa.<sup>{219}</sup> **32011 R 0291**: Commission Regulation (EU) No 291/2011 of 24 March 2011 on essential uses of controlled substances other than hydro chlorofluorocarbons for laboratory and analytical purposes in the Union under Regulation (EC) No 1005/2009 of the European Parliament and of the Council on substances that deplete the ozone (OJ L 79, 25.3.2011, p. 4).

21ab. [ ] <sup>{220}</sup>

21aba.<sup>{221}</sup> **32000 D 0541**: Commission Decision 2000/541/EC of 6 September 2000 on criteria for assessing national plans according to Article 6 of Council Directive 1999/13/EC (OJ L 230, 12.9.2000, p. 16).

21abb. [ ] <sup>{222}</sup>

21abc. [ ] <sup>{223}</sup>

21abd. [ ] <sup>{224}</sup>

21abe.<sup>{225}</sup> **32010 D 0681**: Commission Decision 2010/681/EU of 9 November 2010 concerning a questionnaire for Member States reports on the implementation of Council Directive 1999/13/EC on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations during the period 2011-2013 (OJ L 292, 10.11.2010, p. 65).

21ac.<sup>{226}</sup> **399 L 0094**: Directive 1999/94/EC of the European Parliament and of the Council of 13 December 1999 relating to the availability of consumer information on fuel economy and CO<sub>2</sub> emissions in respect of the marketing of new passenger cars (OJ L 12, 18.1.2000, p. 16), as amended by:

-<sup>{227}</sup> **32003 L 0073**: Commission Directive 2003/73/EC of 24 July 2003 (OJ L 186, 25.7.2003, p. 34).

21ad.<sup>{228}</sup> **32016 L 0802**: Directive (EU) 2016/802 of the European Parliament and of the Council of 11 May 2016 relating to a reduction in the sulphur content of certain liquid fuels (OJ L 132, 21.5.2016, p. 58).

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<sup>{219}</sup> Point inserted by Decision No 202/2012 (OJ L 21, 24.1.2013, p. 54 and EEA Supplement No 6, 24.1.2013, p. 22), e.i.f. 1.11.2012.

<sup>{220}</sup> Point inserted by Decision No 22/2000 (OJ L 103, 12.4.2001, p. 46 and EEA Supplement No 20, 12.4.2001, p. 234), e.i.f. 1.9.2000. Text of point 21ab (Council Directive 1999/13/EC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

<sup>{221}</sup> Point inserted by Decision No 80/2001 (OJ L 238, 6.9.2001, p. 31 and EEA Supplement No 44, 6.9.2001, p. 25), e.i.f. 20.6.2001.

<sup>{222}</sup> Point inserted by Decision No 14/2003 (OJ L 94, 10.4.2003, p. 69 and EEA Supplement No 19, 10.4.2003, p. 17), e.i.f. 1.2.2003 subsequently text of point 21abb (Commission Decision 2002/529/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{223}</sup> Point inserted by Decision No 169/2007 (OJ L 124, 8.5.2008, p. 37 and EEA Supplement No 26, 8.5.2008, p. 30), e.i.f. 8.12.2007 subsequently text of point 21abc (Commission Decision 2006/534/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{224}</sup> Point inserted by Decision No 54/2008 (OJ L 223, 21.8.2008, p. 52 and EEA Supplement No 52, 21.8.2008, p.25), e.i.f. 26.4.2008 subsequently text of point 21abd (Commission Decision 2007/531/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{225}</sup> Point inserted by Decision No 132/2011 (OJ L 76, 15.3.2012, p. 16 and EEA Supplement No 15, 15.3.2012, p. 19), e.i.f. 3.12.2011.

<sup>{226}</sup> Point inserted by Decision No 8/2001 (OJ L 66, 8.3.2001, p. 50 and EEA Supplement No 12, 8.3.2001, p. 8), e.i.f. 1.9.2001.

<sup>{227}</sup> Indent and words “, as amended by:” above, added by Decision No 48/2004 (OJ L 277, 26.8.2004, p. 15 and EEA Supplement No 43, 26.8.2004, p. 14), e.i.f. 24.4.2004.

21ada.<sup>{229}</sup> **32010 D 0769**: Commission Decision 2010/769/EU of 13 December 2010 on the establishment of criteria for the use by liquefied natural gas carriers of technological methods as an alternative to using low sulphur marine fuels meeting the requirements of Article 4b of Council Directive 1999/32/EC relating to a reduction in the sulphur content of certain liquid fuels as amended by Directive 2005/33/EC of the European Parliament and of the Council on the sulphur content of marine fuels (OJ L 328, 14.12.2010, p. 15).

21adb.<sup>{230}</sup> **32015 D 0253**: Commission Implementing Decision (EU) 2015/253 of 16 February 2015 laying down the rules concerning the sampling and reporting under Council Directive 1999/32/EC as regards the sulphur content of marine fuels (OJ L 41, 17.2.2015, p. 55).

21ae.<sup>{231}</sup> **32009 R 0443**: Regulation (EC) No 443/2009 of the European Parliament and of the Council of 23 April 2009 setting emission performance standards for new passenger cars as part of the Community's integrated approach to reduce CO<sub>2</sub> emissions from light-duty vehicles (OJ L 140, 5.6.2009, p. 1), as amended by:

- **32013 R 0397**: Commission Regulation (EU) No 397/2013 of 30 April 2013 (OJ L 120, 1.5.2013, p. 4),
- **32014 R 0333**: Regulation (EU) No 333/2014 of the European Parliament and of the Council of 11 March 2014 (OJ L 103, 5.4.2014, p. 15),
- **32015 R 0006**: Commission Delegated Regulation (EU) 2015/6 of 31 October 2014 (OJ L 3, 7.1.2015, p. 1),
- <sup>{232}</sup> **32017 R 1502**: Commission Delegated Regulation (EU) 2017/1502 of 2 June 2017 (OJ L 221, 26.8.2017, p. 4),
- <sup>{233}</sup> **32018 R 0649**: Commission Delegated Regulation (EU) 2018/649 of 23 January 2018 (OJ L 108, 27.4.2018, p. 14).

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

(a) The following subparagraph shall be added in Article 7(2):

“If the pool includes only manufacturers established in the EFTA States, the manufacturers shall file the information with the EFTA Surveillance Authority. If the pool includes at least one manufacturer established in the Union and at least one manufacturer established in the EFTA States, the manufacturers shall file the information with the Commission and the EFTA Surveillance Authority.”

(b) The following subparagraph shall be added in Article 7(3):

“The EFTA Surveillance Authority shall notify manufacturers established in the EFTA States.”

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<sup>{228}</sup> Point 21ad (Council Directive 1999/32/EC) inserted by Decision No 90/2001 (OJ L 251, 20.9.2001, p. 15 and EEA Supplement No 47, 20.9.2001, p. 2), e.i.f. 14.7.2001 subsequently replaced by Decision No 29/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 10.2.2018.

<sup>{229}</sup> Point inserted by Decision No 96/2012 (OJ L 248, 13.9.2012, p. 34 and EEA Supplement No 50, 13.9.2012, p. 39), e.i.f. 1.5.2012.

<sup>{230}</sup> Point inserted by Decision No 321/2015 (OJ L 263, 12.10.2015, p. 42 and EEA Supplement No 64, 12.10.2015, p. 50), e.i.f. 12.12.2015.

<sup>{231}</sup> Point 21ae (Decision No 1753/2000/EC of the European Parliament and of the Council) inserted by Decision No 121/2001 (OJ L 322, 6.12.2001, p. 37 and EEA Supplement No 60, 6.12.2001, p. 34), e.i.f. 29.9.2001 and subsequently replaced by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019.

<sup>{232}</sup> Indent added by Decision 247/2017 (OJ L [to be published] and EEA Supplement No [to be published]) e.i.f. 1.2.2019

<sup>{233}</sup> Indent added by Decision 25/2019 (OJ L [to be published] and EEA Supplement No [to be published]) e.i.f. 9.2.2019.

- (c) The following subparagraph shall be added in Article 7(4):
- “If the pool includes only manufacturers established in the EFTA States, the manufacturers shall jointly inform the EFTA Surveillance Authority. If the pool includes or is extended to include at least one manufacturer established in the Union and at least one manufacturer established in the EFTA States, the manufacturers shall jointly inform both the Commission and the EFTA Surveillance Authority.”
- (d) In Article 7(5), the words “Articles 81 and 82 of the Treaty” shall read “Articles 53 and 54 of the EEA Agreement” and the word “Community” shall read “EEA”.
- (e) In Article 7(7) and Article 10(1), the words “or the EFTA Surveillance Authority” shall be inserted after the word “Commission”.
- (f) The data reported by the EFTA States shall also be kept in the central register referred to in Article 8(4).
- (g) The following subparagraph shall be added in Article 8(4):
- “The EFTA Surveillance Authority shall make the calculations set out in subparagraph 1 for manufacturers established in the EFTA States and notify each manufacturer established in the EFTA States in accordance with the second subparagraph.”
- (h) Without prejudice to Protocol 1 to the Agreement, in Article 8(5) and (6), Article 11(3), (4), (5) and (6), the words “or the EFTA Surveillance Authority, as the case may be,” shall be inserted after the word “Commission”.
- (i) The following subparagraphs shall be added in Article 9(1):
- “Where the manufacturer or pool manager is established in an EFTA State, the EFTA Surveillance Authority shall impose the excess emissions premium.
- The amounts of the excess emissions premium shall be distributed between the Commission and the EFTA Surveillance Authority proportionally to the share of the registrations of new passenger cars registered in the EU or in the EFTA States, respectively, relative to the total number of new passenger cars registered in the EEA.”
- (j) The following subparagraphs shall be added in Article 9(3):
- “The European Commission shall use its established means for collecting excess emissions premiums as stipulated in Commission Decision 2012/100/EU under paragraph 1 also in relation to the registrations in EFTA States of manufacturers established in the EU.
- The EFTA Surveillance Authority shall determine the means for collecting excess emissions premiums under paragraph 1. These means shall be based on the Commission’s means.”
- (k) The following subparagraph shall be added in Article 9(4):
- “For the EFTA States, the EFTA States shall determine the allocation of the amounts of the excess emissions premium.”
- (l) Without prejudice to Protocol 1 to the Agreement, in Article 11(2) and (4) second subparagraph, the words “, or, in the case of a manufacturer established in the EFTA States, to the EFTA Surveillance Authority,” shall be inserted after the word “Commission”.
- (m) The following subparagraph shall be added in Article 12(2):
- “Suppliers or manufacturers established in the EFTA States shall send applications pursuant to this Article to the Commission. The Commission shall give the same priority to such applications as to other applications pursuant to this Article.”
- (n) The following subparagraph shall be added in Article 12(4):

“Commission Decisions approving innovative technologies pursuant to this Article are generally applicable and shall be incorporated into the EEA Agreement.”

- (o) This Regulation shall not apply to Liechtenstein.

21aea.<sup>{234}</sup>**32011 R 0063**: Commission Regulation (EU) No 63/2011 of 26 January 2011 laying down detailed provisions for the application for a derogation from the specific CO<sub>2</sub> emission targets pursuant to Article 11 of Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 23, 27.1.2011, p. 16), as amended by:

-<sup>{235}</sup> **32019 R 0248**: Commission Delegated Regulation (EU) 2019/248 of 13 November 2018 (OJ L 42, 13.2.2019, p. 5).

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

- (a) Without prejudice to Protocol 1 to the Agreement, in Article 7(1), the words “, or the EFTA Surveillance Authority, as the case may be,” shall be inserted after the word “Commission”.
- (b) Article 7(2) and the email set out in Annex I shall not apply as regards the EFTA Surveillance Authority.

21aeb.<sup>{236}</sup>**32011 R 0725**: Commission Implementing Regulation (EU) No 725/2011 of 25 July 2011 establishing a procedure for the approval and certification of innovative technologies for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 194, 26.7.2011, p. 19), as amended by:

-<sup>{237}</sup> **32018 R 0258**: Commission Implementing Regulation (EU) 2018/258 of 21 February 2018 (OJ L 49, 22.2.2018, p. 1).

21aec.<sup>{238}</sup>**32010 R 1014**: Commission Regulation (EU) No 1014/2010 of 10 November 2010 on monitoring and reporting of data on the registration of new passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 293, 11.11.2010, p. 15), as amended by:

-<sup>{239}</sup> **32012 R 0429**: Commission Implementing Regulation (EU) No 429/2012 of 22 May 2012 (OJ L 132, 23.5.2012, p. 11),

-<sup>{240}</sup> **32013 R 0396**: Commission Implementing Regulation (EU) No 396/2013 of 30 April 2013 (OJ L 120, 1.5.2013, p. 1),

-<sup>{241}</sup> **32017 R 1153**: Commission Implementing Regulation (EU) 2017/1153 of 2 June 2017 (OJ L 175, 7.7.2017, p. 679).

<sup>{242}</sup> The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

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<sup>{234}</sup> Point and adaptation text inserted by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019.

<sup>{235}</sup> Indent and words “, as amended by: “added by Decision No 194/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 11.7.2019.

<sup>{236}</sup> Point inserted by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019.

<sup>{237}</sup> Indent and words “as amended by: “added by Decision No 26/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{238}</sup> Point inserted by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019.

<sup>{239}</sup> Indent added by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019.

<sup>{240}</sup> Indent added by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019.

<sup>{241}</sup> Indent added by Decision No 71/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{242}</sup> Adaptation text added by Decision No 109/2017 (OJ L 142, 7.6.2018, p. 41 and EEA Supplement No 37, 7.6.2018, p. 9), e.i.f. 1.2.2019

- (a) In Articles 8 and 9, the words “, or, in the case of a manufacturer established in the EFTA States, to the EFTA Surveillance Authority,” shall be inserted after the word “Commission”.
- (b) Article 9(5) shall not apply as regards the EFTA Surveillance Authority.’

21aed.<sup>{243}</sup>**32013 D 0128**: Commission Implementing Decision 2013/128/EU of 13 March 2013 on the approval of the use of light emitting diodes in certain lighting functions of an MI vehicle as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 70, 14.3.2013, p. 7).

21aef.<sup>{244}</sup>**32013 D 0341**: Commission Implementing Decision 2013/341/EU of 27 June 2013 on the approval of the Valeo Efficient Generation Alternator as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 179, 29.6.2013, p. 98).

21aef.<sup>{245}</sup>**32013 D 0451**: Commission Implementing Decision 2013/451/EU of 10 September 2013 on the approval of the Daimler engine compartment encapsulation system as an innovative technology for reducing CO<sub>2</sub> emissions from new passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 242, 11.9.2013, p. 12).

21aeg.<sup>{246}</sup>**32013 D 0529**: Commission Implementing Decision 2013/529/EU of 25 October 2013 on the approval of the Bosch system for navigation-based preconditioning of the battery state of charge for hybrid vehicles as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 284, 26.10.2013, p. 36).

21aeh.<sup>{247}</sup>**32014 D 0128**: Commission Implementing Decision 2014/128/EU of 10 March 2014 on the approval of the light emitting diodes low beam module ‘E-Light’ as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 70, 11.3.2014, p. 30).

21aei.<sup>{248}</sup>**32014 D 0465**: Commission Implementing Decision 2014/465/EU of 16 July 2014 on the approval of the DENSO efficient alternator as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council and amending Commission Implementing Decision 2013/341/EU (OJ L 210, 17.7.2014, p. 17).

21aej.<sup>{249}</sup>**32014 D 0806**: Commission Implementing Decision 2014/806/EU of 18 November 2014 on the approval of the battery charging Webasto solar roof as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 332, 19.11.2014, p. 34).

21aek.<sup>{250}</sup>**32015 D 0158**: Commission Implementing Decision (EU) 2015/158 of 30 January 2015 on the approval of two Robert Bosch GmbH high efficient alternators as the innovative technologies for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 26, 31.1.2015, p. 31).

21ael.<sup>{251}</sup>**32015 D 0206**: Commission Implementing Decision (EU) 2015/206 of 9 February 2015 on the approval of the Daimler AG efficient exterior lighting using light emitting diodes as an innovative

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<sup>{243}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{244}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{245}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{246}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{247}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{248}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{249}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{250}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{251}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 33, 10.2.2015, p. 52).

- 21aem.<sup>{252}</sup>**32015 D 0279**: Commission Implementing Decision (EU) 2015/279 of 19 February 2015 on the approval of the battery charging Asola solar roof as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 47, 20.2.2015, p. 26).
- 21aen.<sup>{253}</sup>**32015 D 0295**: Commission Implementing Decision (EU) 2015/295 of 24 February 2015 on the approval of the MELCO GXi efficient alternator as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 53, 25.2.2015, p. 11).
- 21aen.<sup>{254}</sup>**32015 D 1132**: Commission Implementing Decision (EU) 2015/1132 of 10 July 2015 on the approval of the Porsche AG coasting function as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 184, 11.7.2015, p. 22).
- 21aen.<sup>{255}</sup>**32015 D 2280**: Commission Implementing Decision (EU) 2015/2280 of 7 December 2015 on the approval of the DENSO efficient alternator as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 322, 8.12.2015, p. 64).
- 21aen.<sup>{256}</sup>**32016 D 0160**: Commission Implementing Decision (EU) 2016/160 of 5 February 2016 on the approval of the Toyota Motor Europe efficient exterior lighting using light emitting diodes as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 31, 6.2.2016, p. 70).
- 21aen.<sup>{257}</sup>**32016 D 0265**: Commission Implementing Decision (EU) 2016/265 of 25 February 2016 on the approval of the MELCO Motor Generator as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 50, 26.2.2016, p. 30).
- 21aen.<sup>{258}</sup>**32016 D 0362**: Commission Implementing Decision (EU) 2016/362 of 11 March 2016 on the approval of the MAHLE Behr GmbH & Co. KG enthalpy storage tank as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 67, 12.3.2016, p. 59).
- 21aen.<sup>{259}</sup>**32016 D 0587**: Commission Implementing Decision (EU) 2016/587 of 14 April 2016 on the approval of the technology used in efficient vehicle exterior lighting using light emitting diodes as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 101, 16.4.2016, p. 17).
- 21aen.<sup>{260}</sup>**32016 D 0588**: Commission Implementing Decision (EU) 2016/588 of 14 April 2016 on the approval of the technology used in 12 Volt efficient alternators as an innovative technology for reducing CO<sub>2</sub>

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<sup>{252}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{253}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{254}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{255}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{256}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{257}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{258}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{259}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{260}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 101, 16.4.2016, p. 25).

- 21aev.<sup>{261}</sup>**32016 D 1721**: Commission Implementing Decision (EU) 2016/1721 of 26 September 2016 on the approval of the Toyota efficient exterior lighting using light emitting diodes for the use in non-externally chargeable hybrid electrified vehicles as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 259, 27.9.2016, p. 71).
- 21aew.<sup>{262}</sup>**32016 D 1926**: Commission Implementing Decision (EU) 2016/1926 of 3 November 2016 on the approval of the battery-charging photovoltaic roof as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 297, 4.11.2016, p. 18).
- 21aex.<sup>{263}</sup>**32017 R 0785**: Commission Implementing Decision (EU) 2017/785 of 5 May 2017 on the approval of efficient 12 V motor-generators for use in conventional combustion engine powered passenger cars as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 118, 6.5.2017, p. 20).
- 21aey.<sup>{264}</sup>**32017 R 1152**: Commission Implementing Regulation (EU) 2017/1152 of 2 June 2017 setting out a methodology for determining the correlation parameters necessary for reflecting the change in the regulatory test procedure with regard to light commercial vehicles and amending Implementing Regulation (EU) No 293/2012 (OJ L 175, 7.7.2017, p. 644), as amended by:
- <sup>{265}</sup> **32018 R 2042**: Commission Implementing Regulation (EU) 2018/2042 of 18 December 2018 (OJ L 327, 21.12.2018, p. 53),
  - <sup>{266}</sup> **32018 R 1003**: Commission Implementing Regulation (EU) 2018/1003 of 16 July 2018 (OJ L 180, 17.7.2018, p. 16).
- 21aез.<sup>{267}</sup>**32017 R 1153**: Commission Implementing Regulation (EU) 2017/1153 of 2 June 2017 setting out a methodology for determining the correlation parameters necessary for reflecting the change in the regulatory test procedure and amending Regulation (EU) No 1014/2010 (OJ L 175, 7.7.2017, p. 679), as amended by:
- <sup>{268}</sup> **32017 R 1231**: Commission Implementing Regulation (EU) 2017/1231 (OJ L 177, 8.7.2017, p. 11),
  - <sup>{269}</sup> **32018 R 2043**: Commission Implementing Regulation (EU) 2018/2043 of 18 December 2018 (OJ L 327, 21.12.2018, p. 58),
  - <sup>{270}</sup> **32018 R 1002**: Commission Implementing Regulation (EU) 2018/1002 of 16 July 2018 (OJ L 180, 17.7.2018, p. 10).
- 21aeza.<sup>{271}</sup>**32017 D 1402**: Commission Implementing Decision (EU) 2017/1402 of 28 July 2017 on the approval of the BMW AG engine idle coasting function as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 199, 29.7.2017, p. 14).

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<sup>{261}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{262}</sup> Point inserted by Decision No 248/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019 and subsequently corrected [before publication] by Corrigendum of 6.7.2018.

<sup>{263}</sup> Point inserted by Decision No 71/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{264}</sup> Point inserted by Decision No 71/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{265}</sup> Indent and words “, as amended by:” added by Decision No 132/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.6.2019.

<sup>{266}</sup> Indent added by Decision No 195/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 11.7.2019.

<sup>{267}</sup> Point inserted by Decision No 71/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{268}</sup> Point inserted by Decision No 73/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{269}</sup> Indent added by Decision No 132/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.6.2019.

<sup>{270}</sup> Indent added by Decision No 196/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 11.7.2019.

<sup>{271}</sup> Point inserted by Decision No 72/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

21aeb.<sup>{272}</sup>**32018 D 2079**: Commission Implementing Decision (EU) 2018/2079 of 19 December 2018 on the approval of the engine idle coasting function as an innovative technology for reducing CO<sub>2</sub> emissions from passenger cars pursuant to Regulation (EC) No 443/2009 of the European Parliament and of the Council (OJ L 331, 28.12.2018, p. 225).

21af. [ ] <sup>{273}</sup>

21ag. [ ] <sup>{274}</sup>

21ah.<sup>{275}</sup>**32004 D 0279**: Commission Decision 2004/279/EC of 19 March 2004 concerning guidance for implementation of Directive 2002/3/EC of the European Parliament and of the Council relating to ozone in ambient air (OJ L 87, 25.3.2004, p. 50).

21ai. [ ] <sup>{276}</sup>

21aj. [ ] <sup>{277}</sup>

21ak.<sup>{278}</sup>**32004 L 0107**: Directive 2004/107/EC of the European Parliament and of the Council of 15 December 2004 relating to arsenic, cadmium, mercury, nickel and polycyclic aromatic hydrocarbons in ambient air (OJ L 23, 26.1.2005, p. 3), as amended by:

-<sup>{279}</sup> **32015 L 1480**: Commission Directive (EU) 2015/1480 of 28 August 2015 (OJ L 226, 29.8.2015, p. 4).

21al.<sup>{280}</sup> **32003 L 0087**: Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ L 275, 25.10.2003, p. 32), as amended by:

- **32004 L 0101**: Directive 2004/101/EC of the European Parliament and of the Council of 27 October 2004 (OJ L 338, 13.11.2004, p. 18),

-<sup>{281}</sup>**32008 L 0101**: Directive 2008/101/EC of the European Parliament and of the Council of 19 November 2008 (OJ L 8, 13.1.2009, p. 3),

-<sup>{282}</sup> **32009 L 0029**: Directive 2009/29/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 140, 5.6.2009, p. 63),

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<sup>{272}</sup> Point inserted by Decision No 133/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.6.2019.

<sup>{273}</sup> Text of point 21af (Commission Decision 2001/839/EC) deleted by Decision No 173/2004 (OJ L 133, 26.5.2005, p. 25 and EEA Supplement No 26, 26.5.2005, p. 18), e.i.f. 4.12.2004.

<sup>{274}</sup> Text of point 21ag (Directive 2002/3/EC) inserted by Decision No 175/2002 (OJ L 38, 13.2.2003, p. 44 and EEA Supplement No 9, 13.2.2003, p. 28), e.i.f. 1.7.2003; deleted by Decision No 121/2011 (OJ L 341, 22.12.2011, p. 86 and EEA Supplement No 70, 22.12.2011, p. 22), e.i.f. 1.11.2012.

<sup>{275}</sup> Point inserted by Decision No 135/2004 (OJ L 64, 10.3.2005, p. 76 and EEA Supplement No 12, 10.3.2005, p. 54), e.i.f. 25.9.2004.

<sup>{276}</sup> Point inserted by Decision No 172/2004 (OJ L 133, 26.5.2005, p. 23 and EEA Supplement No 26, 26.5.2005, p. 17), e.i.f. 4.12.2004. Point 21ai (Commission Decision 2004/224/EC) deleted by Decision No 30/2015 (OJ L 93, 7.4.2016, p. 46 and EEA Supplement No 21, 7.4.2016, p. 40), e.i.f. 26.2.2015.

<sup>{277}</sup> Point inserted by Decision No 173/2004 (OJ L 133, 26.5.2005, p. 25 and EEA Supplement No 26, 26.5.2005, p. 18), e.i.f. 4.12.2004, as corrected by Corrigendum noted by the EEA Joint Committee Meeting 10.6.2005. Point 21aj (Commission Decision 2004/461/EC) deleted by Decision No 30/2015 (OJ L 93, 7.4.2016, p. 46 and EEA Supplement No 21, 7.4.2016, p. 40), e.i.f. 26.2.2015.

<sup>{278}</sup> Point inserted by Decision No 34/2007 (OJ L 209, 9.8.2007, p. 62 and EEA Supplement No 38, 9.8.2007, p. 39), e.i.f. 28.4.2007.

<sup>{279}</sup> Indent and words “, as amended by:” added by Decision No 31/2016 (OJ L 189, 20.7.2017, p. 50 and EEA Supplement No 45, 20.7.2017, p. 53), e.i.f. 6.2.2016.

<sup>{280}</sup> Point inserted by Decision No 146/2007 (OJ L 100, 10.4.2008, p. 92 and EEA Supplement No 19, 10.4.2008, p. 90), e.i.f. 29.12.2007.

<sup>{281}</sup> Indent added by Decision No 6/2011 (OJ L 93, 7.4.2011, p. 35 and EEA Supplement No 19, 7.4.2011, p. 11), e.i.f. 2.4.2011.

<sup>{282}</sup> Indent added by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.



- <sup>{283}</sup>**1 2012 J003**: Act concerning the conditions of accession of the Republic of Croatia and the adjustments to the Treaty on European Union, the Treaty on the Functioning of the European Union and the Treaty establishing the European Atomic Energy Community, adopted on 9 December 2011 (OJ L 112, 24.4.2012, p. 21),
- <sup>{284}</sup>**32014 R 0421**: Regulation (EU) No 421/2014 of the European Parliament and of the Council of 16 April 2014 (OJ L 129, 30.4.2014, p. 1),
- <sup>{285}</sup>**32013 D 1359**: Decision No 1359/2013/EU of the European Parliament and of the Council of 17 December 2013 (OJ L 343, 19.12.2013, p. 1),
- <sup>{286}</sup>**32017 R 2392**: Regulation (EU) 2017/2392 of the European Parliament and of the Council of 13 December 2017 (OJ L 350, 29.12.2017, p. 7),
- <sup>{287}</sup>**32015 D 1814**: Decision (EU) 2015/1814 of the European Parliament and of the Council of 6 October 2015 (OJ L 264, 9.10.2015, p. 1),
- <sup>{288}</sup>**32019 R 0226**: Commission Regulation (EU) 2019/226 of 6 February 2019 (OJ L 41, 12.2.2019, p. 100).

<sup>{289}</sup> The transitional arrangements set out in the Annexes to the Act of Accession of 9 December 2011 for Croatia (Annex V, Chapter 10, Section I, Point 1) shall apply.

<sup>{290}</sup> The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Without prejudice to future development by the EEA Joint Committee, it should be noted that the following Community acts are not incorporated into this Agreement:
- (i) Council Decision 2002/358/EC of 25 April 2002 concerning the approval, on behalf of the European Community, of the Kyoto Protocol to the United Nations Framework Convention on Climate Change and the joint fulfilment of commitments thereunder<sup>1</sup>,  
1. OJ L 130, 15.5.2002, p. 1.
  - (ii) Decision No 280/2004/EC of the European Parliament and of the Council of 11 February 2004 concerning a mechanism for monitoring Community greenhouse gas emissions and for implementing the Kyoto Protocol<sup>2</sup>.  
2. OJ L 49, 19.2.2004, p. 1.
- (b) At the time of incorporation of the Directive, Liechtenstein does not have any aviation activities as defined in the Directive operated on its territory. Liechtenstein will comply with the Directive when relevant aviation activities take place on its territory.
- (c) The following subparagraph shall be added in Article 3c(4):  
"The EEA Joint Committee shall, in accordance with the procedures laid down in the Agreement and based on figures provided by the EFTA Surveillance Authority in cooperation with Eurocontrol, decide on the EEA-wide historical aviation emissions by adding the relevant numbers concerning flights within and between the territories of the EFTA States and flights between the

<sup>{283}</sup> Indent added by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

<sup>{284}</sup> Indent added by Decision No 62/2014 (OJ L 256, 28.8.2014, p. 41 and EEA Supplement No 49, 28.8.2014, p. 36), e.i.f. 30.4.2014.

<sup>{285}</sup> Indent added by Decision No 140/2014 (OJ L 342, 27.11.2014, p. 48 and EEA Supplement No 71, 27.11.2014, p. 46), e.i.f. 28.6.2014.

<sup>{286}</sup> Indent added by Decision No 99/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.4.2018.

<sup>{287}</sup> Indent added by Decision No 165/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

<sup>{288}</sup> Indent added by Decision No 177/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{289}</sup> Sentence added by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

<sup>{290}</sup> Adaptation text replaced by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

EFTA States and third countries to the Commission decision when incorporating the latter into the EEA Agreement."

- (d) In Article 3d(4), the second subparagraph shall be deleted.
- (e) The following subparagraph shall be added in Articles 3e(2) and 3f(4):  
"By the same date, the EFTA States shall submit applications received to the EFTA Surveillance Authority, which shall promptly pass them onto the Commission.";
- (f) The following subparagraphs shall be added in Article 3e(3):  
"The EEA Joint Committee shall, in accordance with the procedures laid down in the Agreement and based on figures provided by the EFTA Surveillance Authority in cooperation with Eurocontrol, decide on the EEA-wide number for the total number of allowances, the number of allowances to be auctioned, the number of allowances in the special reserve and the number of free allowances, by adding the relevant numbers concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries to the Commission decision when incorporating the latter into the EEA Agreement.  
The Commission shall decide on the EEA-wide benchmark. During the decision-making process the Commission shall cooperate closely with the EFTA Surveillance Authority. The calculation and publication by the EFTA States under Article 3e(4) shall take place subsequent to the decision of the EEA Joint Committee incorporating the decision adopted by the Commission into the EEA Agreement.";
- (g) The following subparagraph shall be added in Article 3f(5):  
"The Commission shall decide on the EEA-wide benchmark. During the decision-making process the Commission shall cooperate closely with the EFTA Surveillance Authority. The calculation and publication by the EFTA States under Article 3f(7) shall take place subsequent to the decision of the EEA Joint Committee incorporating the decision adopted by the Commission into the EEA Agreement.";
- (h) The following paragraphs shall be inserted in Article 9:  
"The increase in the average annual total quantity of allowances in the EU ETS due to the extension of the scheme to cover Liechtenstein and Norway pursuant to paragraph 1 shall be in accordance with the EFTA Surveillance Authority's decisions concerning their national allocation plans for the period from 2008 to 2012.  
The increase in the average annual total quantity of allowances in the EU ETS due to the extension of the scheme to cover Iceland pursuant to paragraph 1 shall correspond to 23 934 tonnes of CO<sub>2</sub> equivalent.  
In respect of the EFTA States, the figures to be taken into account for the calculation of the EEA-wide quantity of allowances to be issued from 2013 onwards pursuant to this Article are set out in Part A of the Appendix.";
- (i) The following sentence shall be added in Article 9a(1):  
"For Norway, the average annual quantity of allowances issued in respect of the installations mentioned in this paragraph is 878 850.";
- (j) The following subparagraph shall be added in Article 9a(2):  
"With regard to installations in the EFTA States carrying out activities listed in Annex I which are only included in the Community scheme from 2013 onwards, the average annual emissions of the reported period for the adjustment shall be:  
Iceland: 1 862 571 tonnes of CO<sub>2</sub> equivalent.  
Liechtenstein: 0 tonnes of CO<sub>2</sub> equivalent.  
Norway: 5 269 254 tonnes of CO<sub>2</sub> equivalent.";
- (k) The following paragraphs shall be added after Article 9a(4):

- "5. In respect of the EFTA States, the figures to be taken into account for the adjustment of the EEA-wide quantity of allowances to be issued from 2013 onwards pursuant to this Article are set out in Part A of the Appendix.
6. The Commission shall calculate and adjust the annual EEA-wide quantity of allowances to be issued from 2013 onwards in accordance with Article 9 and this Article in order to include the EFTA States' figures as set out in Part A of the Appendix. The Commission shall publish the adjusted EEA-wide quantities of allowances for 2013 and onwards.";
- (l) The following paragraph shall be added in Article 10(2):  
"For the purposes of point (a), in respect of Liechtenstein and Norway, their shares shall be calculated on the basis of the following emissions:  
Liechtenstein: 20 943 tonnes of CO2 equivalent.  
Norway: 18 635 669 tonnes of CO2 equivalent.  
In respect of Iceland, the share referred to in point (a) shall be calculated on the basis of 36 196 tonnes of CO2 equivalent adjusted by 899 645 tonnes of CO2 equivalent, representing the share of verified emissions for 2005 from installations carrying out activities listed in Annex I, which are only included in the Community scheme from 2013 onwards. Iceland's share shall thus be calculated on the basis of 935 841 tonnes of CO2 equivalent. ";
- (m) Article 10(3) shall not apply to the EFTA States.
- (n) The following subparagraph shall be added after the fifth subparagraph of Article 11a(8):  
"In respect of the EFTA States, the figures to be taken into account for the calculation of the EEA-wide reductions pursuant to the fifth subparagraph are set out in Part B of the Appendix.";
- (o) The second sentence in Article 16(3) shall be replaced by the following:  
"The EFTA States shall provide for excess emissions penalties that are equivalent to those in the EU Member States.";
- (p) The following paragraph shall be inserted after Article 16(12):  
"13. The EFTA States shall submit any requests pursuant to Article 16(5) and (10) to the EFTA Surveillance Authority, which shall promptly pass them on to the Commission.";
- (q) The following subparagraph shall be added in Article 18a(1):  
"Reallocation of aircraft operators to the EFTA States should take place during year 2011, after fulfilment by the operator of its 2010 obligations. A different timeline for reallocation of aircraft operators initially assigned to a Member State on the basis of the criteria mentioned under point (b) of this paragraph, can be agreed by the initial administering Member State, further to an explicit request introduced by the operator within 6 months from the adoption by the Commission of the EEA-wide list of operators provided for in point (b) of Article 18a(3). In this case, reallocation shall take place no later than in 2020 with regard to the trading period beginning in 2021.";
- (r) In point (b) of Article 18a(3), the words "for the whole EEA" shall be inserted after the words "aircraft operators".
- (s) The following subparagraph shall be added in Article 18b:  
"For the purposes of carrying out their tasks under the Directive, the EFTA States and the EFTA Surveillance Authority may request the assistance of Eurocontrol or another relevant organisation and may conclude to that effect any appropriate agreements with those organisations.";
- (t) The following paragraph shall be added to Article 20:  
"4. The issue, transfer and cancellation of allowances concerning the EFTA States, their operators and the aircraft operators administered by them shall be registered in the independent transaction log referred to in paragraph 1.

The Central Administrator shall be competent to perform the tasks referred to in paragraphs 1 to 3 when the EFTA States, their operators or the aircraft operators administered by them are concerned. ”;

- (u) The following paragraph shall be added to Article 25:

”3. Allowances of the Community system include allowances issued or traded by the EFTA States or their operators under the Community system. Upon conclusion by the Community of an agreement referred to in this Article, no distinction shall be made between such allowances.

The Commission shall keep the EFTA States informed at an early stage regarding the negotiation and conclusion of agreements or non-binding arrangements according to this Article.”;

- (v) The EFTA States participating in the EU Emission Trading Scheme will provide information according to the relevant requirements in the first subparagraph of Article 30(3), while the reporting requirements under the second subparagraph shall not apply to them.

- (w) The following shall be added after Annex V:

## "APPENDIX

### PART A

#### **EFTA States' figures relevant to the calculation and adjustment of the EEA-wide quantity of allowances to be issued from 2013 onwards pursuant to Articles 9 and 9a of Directive 2003/87/EC**

#### **1. EFTA States' figures pursuant to Article 9**

For the determination of these figures, the linear factor of 1, 74 % has been applied.

##### **Iceland**

These figures are based on the average annual verified emissions from 2005 to 2010 from activities falling in principle under Directive 2003/87/EC during the period from 2008 to 2012 corresponding to 23 934 allowances.

Year	Amount of allowances
2013	22 684
2014	22 268
2015	21 851
2016	21 435
2017	21 018
2018	20 602
2019	20 186
2020	19 769

##### **Liechtenstein**

These figures are based on an average annual total quantity of allowances by Liechtenstein for the period from 2008 to 2012 corresponding to 17 943 allowances as set out in Liechtenstein's National Allocation Plan.

Year	Amount of allowances
2013	17 006
2014	16 694
2015	16 382
2016	16 070

2017	15 758
2018	15 445
2019	15 133
2020	14 821

### Norway

These figures are based on an average annual total quantity of allowances by Norway for the period from 2008 to 2012 corresponding to 14 255 268 allowances, as set out in the Norwegian National Allocation Plan.

Year	Amount of allowances
2013	13 511 143
2014	13 263 101
2015	13 015 060
2016	12 767 018
2017	12 518 976
2018	12 270 935
2019	12 022 893
2020	11 774 851

### 2. EFTA States' figures pursuant to Article 9a(1)

For the determination of these figures, the linear factor of 1,74 % has been applied.

### Norway

Year	Amount of allowances
2013	832 974
2014	817 682
2015	802 390
2016	787 098
2017	771 806
2018	756 514
2019	741 222
2020	725 930

### 3. EFTA States' figures pursuant to Article 9a(2)

For the determination of these figures, the linear factor of 1,74 % has been applied.

### Iceland

Year	Amount of allowances
2013	1 732 936
2014	1 700 527
2015	1 668 119
2016	1 635 710
2017	1 603 301
2018	1 570 892

2019	1 538 484
2020	1 506 075

**Norway**

Year	Amount of allowances
2013	4 994 199
2014	4 902 514
2015	4 810 829
2016	4 719 144
2017	4 627 459
2018	4 535 774
2019	4 444 089
2020	4 352 404

**PART B**

**EFTA States' figures relevant to the calculation of  
the EEA-wide reductions pursuant to the fifth subparagraph of Article 11a(8)**

	Emissions in 2005 from existing sectors (in tonnes of CO2 equivalent)	Emissions in 2005 from new sectors included as of 2013 (in tonnes of CO2 equivalent)
Iceland	36 196	899 645
Liechtenstein	18 121	0
Norway	19 730 000	6 140 000

21a(a).<sup>{291}</sup>**32010 R 1031**: Commission Regulation (EU) No 1031/2010 of 12 November 2010 on the timing, administration and other aspects of auctioning of greenhouse gas emission allowances pursuant to Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowances trading within the Community (OJ L 302, 18.11.2010, p.1), as amended by:

- <sup>{292}</sup>**32011 R 1210**: Commission Regulation (EU) No 1210/2011 of 23 November 2011(OJ L 308, 24.11.2011, p. 2).
- <sup>{293}</sup>**32012 R 0784**: Commission Regulation (EU) No 784/2012 of 30 August 2012 (OJ L 234, 31.8.2012, p. 4),
- <sup>{294}</sup>**32012 R 1042**: Commission Regulation (EU) No 1042/2012 of 7 November 2012 (OJ L 310, 9.11.2012, p. 19),
- <sup>{295}</sup>**32013 R 1143**: Commission Regulation (EU) No 1143/2013 of 13 November 2013 (OJ L 303, 14.11.2013, p. 10),

<sup>{291}</sup> Point and adaptation text inserted by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

<sup>{292}</sup> Indent and words “, as amended by” added by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

<sup>{293}</sup> Indent added by Decision No 235/2012 (OJ L 81, 21.3.2013, p. 37 and EEA Supplement No 18, 21.3.2013, p. 43), e.i.f. 1.1.2013.

<sup>{294}</sup> Indent added by Decision No 102/2014 (OJ L 310, 30.10.2014, p. 70 and EEA Supplement No 63, 30.10.2014, p. 60), e.i.f. 17.5.2014.

<sup>{295}</sup> Indent added by Decision No 102/2014 (OJ L 310, 30.10.2014, p. 70 and EEA Supplement No 63, 30.10.2014, p. 60), e.i.f. 17.5.2014.

-<sup>{296}</sup>**32014 R 0176**: Commission Regulation (EU) No 176/2014 of 25 February 2014 (OJ L 56, 26.2.2014, p. 11),

-<sup>{297}</sup>**32017 R 1902**: Commission Regulation (EU) No 2017/1902 of 18 October 2017 (OJ L 269, 19.10.2017, p. 13).

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

- (a) <sup>{298}</sup> As regards the EFTA States, the first sentence of Article 22(7) shall read as follows:  
 “The EFTA States shall notify the identity of the auctioneer(s) and its (their) contact details to the EFTA Surveillance Authority, which will forward the information to the Commission.”;
- (b) The following sentences shall be added in Article 24(2):  
 “Subject to the conclusion by the EFTA States and by the Commission on its own account and on behalf of the Member States of an agreement whereby the EFTA States join the Joint Procurement Agreement to Procure an Auction Monitor, the EFTA States shall participate in the joint action pursuant to this Article.”;
- (c) The following sentence shall be added in Article 26(1):  
 “Subject to the conclusion by the EFTA States and by the Commission on its own account and on behalf of the participating Member States of an agreement whereby the EFTA States join the Joint Procurement Agreement to Procure Common Auction Platforms, the EFTA States shall participate in the joint action pursuant to this Article.”;
- (d) Articles 30 to 32 shall not apply to the EFTA States;
- (e) The following subparagraph shall be added in Article 52(3):  
 “The share of the costs of the auction monitor relating to the auction platform appointed pursuant to Article 26(1) shall be distributed between the Member States participating in the joint action and the EFTA States in accordance with their shares of the total volume of allowances auctioned on the auction platform concerned.”

21alb.<sup>{299}</sup> **32014 D 0746**: Commission Decision 2014/746/EU of 27 October 2014 determining, pursuant to Directive 2003/87/EC of the European Parliament and of the Council, a list of sectors and subsectors which are deemed to be exposed to a significant risk of carbon leakage, for the period 2015 to 2019 (OJ L 308, 29.10.2014, p. 114).

21alc.<sup>{300}</sup> **32011 D 0278**: Commission Decision 2011/278/EU of 27 April 2011 determining transitional Union-wide rules for harmonised free allocation of emission allowances pursuant to Article 10a of Directive 2003/87/EC of the European Parliament and of the Council (OJ L 130, 17.5.2011, p. 1), as amended by:

-<sup>{301}</sup> **32011 D 0745**: Commission Decision 2011/745/EU of 11 November 2011 (OJ L 299, 17.11.2011, p. 9),

-<sup>{302}</sup> **32012 D 0498**: Commission Decision 2012/498/EU of 17 August 2012 (OJ L 241, 7.9.2012, p. 52),

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<sup>{296}</sup> Indent added by Decision No 196/2014 (OJ L 202, 30.7.2015, p. 50 and EEA Supplement No 43, 30.7.2015, p. 50), e.i.f. 26.9.2014.

<sup>{297}</sup> Indent added by Decision No 259/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 6.12.2018.

<sup>{298}</sup> Adaptation text replaced by Decision No 259/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 6.12.2018.

<sup>{299}</sup> Point inserted by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012. Text of point 21alb (Commission Decision 2010/2/EU) replaced by Decision No 192/2015 (OJ L 8, 12.1.2017, p. 28 and EEA Supplement No 3, 12.1.2017, p. 24), e.i.f. 11.7.2015.

<sup>{300}</sup> Point inserted by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

<sup>{301}</sup> Indent and words “, as amended by” added by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

<sup>{302}</sup> Indent added by Decision No 235/2012 (OJ L 81, 21.3.2013, p. 37 and EEA Supplement No 18, 21.3.2013, p. 43), e.i.f. 1.1.2013.

- {<sup>303</sup>} **32014 D 0009**: Commission Decision 2014/9/EU of 18 December 2013 (OJ L 9, 14.1.2014, p. 9).

21alca.{<sup>304</sup>}**32013 D 0447**: Commission Decision 2013/447/EU of 5 September 2013 on the standard capacity utilisation factor pursuant to Article 18(2) of Decision 2011/278/EU (OJ L 240, 7.9.2013, p. 23).

21ald.{<sup>305</sup>} **32010 D 0670**: Commission Decision 2010/670/EU of 3 November 2010 laying down criteria and measures for the financing of commercial demonstration projects that aim at the environmentally safe capture and geological storage of CO<sub>2</sub> as well as demonstration projects of innovative renewable energy technologies under the scheme for greenhouse gas emission allowance trading within the Community established by Directive 2003/87/EC of the European Parliament and of the Council (OJ L 290, 6.11.2010, p. 39), as amended by:

-{<sup>306</sup>} **32015 D 0191**: Commission Decision (EU) 2015/191 of 5 February 2015 (OJ L 31, 7.2.2015, p. 31).

21ale.{<sup>307</sup>}**32011 R 0550**: Commission Regulation (EU) No 550/2011 of 7 June 2011 on determining, pursuant to Directive 2003/87/EC of the European Parliament and of the Council, certain restrictions applicable to the use of international credits from projects involving industrial gases (OJ L 149, 8.6.2011, p. 1).

21alf.{<sup>308</sup>}**32010 D 0634**: Commission Decision 2010/634/EU of 22 October 2010 adjusting the Union-wide quantity of allowances to be issued under the Union Scheme for 2013 and repealing Decision 2010/384/EU (OJ L 279, 23.10.2010, p. 34), as amended by:

- **32013 D 0448**: Commission Decision 2013/448/EU of 5 September 2013 (OJ L 240, 7.9.2013, p. 27).

21alg.{<sup>309</sup>}**32013 D 0448**: Commission Decision 2013/448/EU of 5 September 2013 concerning national implementation measures for the transitional free allocation of greenhouse gas emission allowances in accordance with Article 11(3) of Directive 2003/87/EC of the European Parliament and of the Council (OJ L 240, 7.9.2013, p. 27), as amended by:

-{<sup>310</sup>} **32017 D 0126**: Commission Decision (EU) 2017/126 of 24 January 2017 (OJ L 19, 25.1.2017, p. 93).

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

Articles 1 and 2 shall not apply.

21alh.{<sup>311</sup>}**32013 R 1123**: Commission Regulation (EU) No 1123/2013 of 8 November 2013 on determining international credit entitlements pursuant to Directive 2003/87/EC of the European Parliament and of the Council (OJ L 299, 9.11.2013, p. 32).

21ali.{<sup>312</sup>}**32016 D 0775**: Commission Implementing Decision (EU) 2016/775 of 18 May 2016 on the benchmark to allocate greenhouse gas emission allowances free of charge to aircraft operators pursuant to Article 3f(5) of Directive 2003/87/EC of the European Parliament and of the Council (OJ L 128, 19.5.2016, p. 10).

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{<sup>303</sup>} Indent added by Decision No 141/2014 (J L 342, 27.11.2014, p. 49 and EEA Supplement No 71, 27.11.2014, p. 47), e.i.f. 28.6.2014.

{<sup>304</sup>} Point inserted by Decision No 238/2013 (OJ L 154, 22.5.2014, p. 42 and EEA Supplement No 29, 22.5.2014, p. 39), e.i.f. 14.12.2013.

{<sup>305</sup>} Point inserted by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

{<sup>306</sup>} Indent and words “, as amended by” added by Decision No 121/2015 (OJ L 211, 4.8.2016, p. 82 and EEA Supplement No 42, 4.8.2016, p. 79), e.i.f. 1.5.2015.

{<sup>307</sup>} Point inserted by Decision No 152/2012 (OJ L 309, 8.11.2012, p. 38 and EEA Supplement No 63, 8.11.2012, p. 43), e.i.f. 27.7.2012.

{<sup>308</sup>} Point and indent inserted by Decision No 238/2013 (OJ L 154, 22.5.2014, p. 42 and EEA Supplement No 29, 22.5.2014, p. 39), e.i.f. 14.12.2013.

{<sup>309</sup>} Point and adaptation texts inserted by Decision No 238/2013 (OJ L 154, 22.5.2014, p. 42 and EEA Supplement No 29, 22.5.2014, p. 39), e.i.f. 14.12.2013.

{<sup>310</sup>} Indent and words “, as amended by:” added by Decision No 110/2017 (OJ L 142, 7.6.2018, p. 9 and EEA Supplement No 37, 7.6.2018, p. 13), e.i.f. 14.6.2017.

{<sup>311</sup>} Point inserted by Decision No 60/2014 (OJ L 256, 28.8.2014, p. 39 and EEA Supplement No 49, 28.8.2014, p. 34), e.i.f. 11.4.2014.

{<sup>312</sup>} Point inserted by Decision No 252/2016 (OJ L 215, 23.8.2018, p. 50 and EEA Supplement No 56, 23.8.2018, p. 66), e.i.f. 3.12.2016.



21aj.<sup>{313}</sup> **32015 D 1814**: Decision (EU) 2015/1814 of the European Parliament and of the Council of 6 October 2015 concerning the establishment and operation of a market stability reserve for the Union greenhouse gas emission trading scheme and amending Directive 2003/87/EC (OJ L 264, 9.10.2015, p. 1).

21am. [ ]<sup>{314}</sup>

21an. [ ]<sup>{315}</sup>

21ana.<sup>{316}</sup> **32013 R 0389**: Commission Regulation (EU) No 389/2013 of 2 May 2013 establishing a Union Registry pursuant to Directive 2003/87/EC of the European Parliament and of the Council, Decisions No 280/2004/EC and No 406/2009/EC of the European Parliament and of the Council and repealing Commission Regulations (EU) No 920/2010 and No 1193/2011 (OJ L 122, 3.5.2013, p. 1), as amended by:

-<sup>{317}</sup> **32015 R 1844**: Commission Delegated Regulation (EU) 2015/1844 of 13 July 2015 (OJ L 268, 15.10.2015, p. 1),

-<sup>{318}</sup> **32018 R 0208**: Commission Regulation (EU) 2018/208 of 12 February 2018 (OJ L 39, 13.2.2018, p. 3),

-<sup>{319}</sup> **32019 R 0401**: Commission Delegated Regulation (EU) 2019/401 of 19 December 2018 (OJ L 72, 14.3.2019, p. 4), as corrected by OJ L 73, 15.3.2019, p. 193.

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

- (a) The issue, transfer and cancellation of allowances concerning the EFTA States, their operators and the aircraft operators administered by them shall be registered in the European Union Transaction Log (EUTL).

The Central Administrator shall be competent to perform the tasks referred to in paragraphs 1 to 3 of Article 20 of Directive 2003/87/EC when the EFTA States, their operators or the aircraft operators administered by them are concerned.

- (b) In Article 8(4), the following sentence shall be added:

“The EFTA Surveillance Authority shall coordinate the implementation of this Regulation with the national administrators of each EFTA State and the Central Administrator.”

- (c) In Article 34(7), the following sentence shall be added:

<sup>{313}</sup> Point inserted by Decision No 165/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

<sup>{314}</sup> Point 21am (Commission Decision 2004/156/EC) inserted by Decision No 146/2007 (OJ L 100, 10.4.2008, p. 92 and EEA Supplement No 19, 10.4.2008, p.90), e.i.f. 29.12.2007, and subsequently replaced by Decision No 55/2008 (OJ L 223, 21.8.2008, p. 53 and EEA Supplement No 52, 21.8.2008, p.26), e.i.f. 26.4.2008 and subsequently deleted with effect from 1.1.2013 by Decision No 235/2012 (OJ L 81, 21.3.2013, p. 37 and EEA Supplement No 18, 21.3.2013, p. 43), e.i.f. 1.1.2013

<sup>{315}</sup> Text of point 21an (Commission Regulation (EC) No 2216/2004) inserted by Decision No 146/2007 (OJ L 100, 10.4.2008, p. 92 and EEA Supplement No 19, 10.4.2008, p. 90), e.i.f. 29.12.2007, subsequently replaced by Decision No 156/2011 (OJ L 76, 15.3.2012, p. 41 and EEA Supplement No 15, 15.3.2012, p. 47), e.i.f. 1.1.2012, subsequently deleted by Decision No 59/2014 (OJ L 256, 28.8.2014, p. 36 and EEA Supplement No 49, 28.8.2014, p. 31), e.i.f. 11.4.2014

<sup>{316}</sup> Point and adaptation texts inserted by Decision No 236/2012 (OJ L 81, 21.3.2013, p. 38 and EEA Supplement No 18, 21.3.2013, p. 45), e.i.f. 1.1.2013, subsequently replaced by Decision No 59/2014 (OJ L 256, 28.8.2014, p. 36 and EEA Supplement No 49, 28.8.2014, p. 31), e.i.f. 11.4.2014.

<sup>{317}</sup> Indent and words “, as amended by” added by Decision No 284/2015 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.11.2015.

<sup>{318}</sup> Indent added by Decision No 100/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.4.2018.

<sup>{319}</sup> Indent added by Decision No 178/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

“The word “Commission” shall be replaced by the words “EFTA Surveillance Authority” when account holders under the jurisdiction of an EFTA State are concerned.”

- (d) The following sub-paragraph shall be added in Articles 51(2), 52(2), 54(2) and 55(3):

“Where national allocation tables of the EFTA States are concerned, the Central Administrator shall be instructed by the EFTA Surveillance Authority.”

- (e) The following sub-paragraph shall be added in Article 59(2):

“Where international credit entitlements of the EFTA States are concerned, the Central Administrator shall be instructed by the EFTA Surveillance Authority.”

- (f) The following sub-paragraphs shall be added in Articles 96(1) and 97(2):

“When accounts under the jurisdiction of an EFTA State are concerned, the Commission shall immediately inform the EFTA Surveillance Authority of the instructions given to the Central Administrator and the reasons for these instructions.

In case the suspension of access is not horizontal and to the extent that it is directed at individual accounts under the jurisdiction of an EFTA State, the EFTA Surveillance Authority shall within three working days adopt a decision on the applicability of the Commission’s instructions, based on the explanations given by the Commission. The absence of a decision from the EFTA Surveillance Authority shall have no effect on the validity of the instructions given by the Commission or of the action taken by the Central Administrator.”

- (g) The following sub-paragraph shall be added in Article 97(3):

“The word “Commission” shall be replaced by the words “EFTA Surveillance Authority” when account holders under the jurisdiction of an EFTA State are concerned.”

- (h) The following sub-paragraph shall be added in Article 99(3):

“A national administrator of an EFTA State may request the EFTA Surveillance Authority to reinstate processes suspended in accordance with paragraph 1 if it considers that the outstanding issues that caused suspension have been resolved. If this is the case, the EFTA Surveillance Authority shall, upon consultation with the Commission, instruct the Central Administrator to reinstate those processes. It shall otherwise reject the request within a reasonable period and inform the national administrator without delay, stating its reasons and setting out criteria to be fulfilled for a subsequent request to be accepted.”

- (i) The following sub-paragraph shall be added in Article 110(3):

“When account holders under the jurisdiction of an EFTA State are concerned, such data may be provided by the Central Administrator following the prior consent of the EFTA Surveillance Authority.”

- (j) The following sub-paragraph shall be added in Article 110(6):

“Europol shall keep the EFTA Surveillance Authority and the Commission informed of the use it makes of the data when account holders under the jurisdiction of an EFTA State are concerned.”

21ao.<sup>{320}</sup> **32006 D 0780**: Commission Decision 2006/780/EC of 13 November 2006 on avoiding double counting of greenhouse gas emission reductions under the Community emissions trading scheme for project activities under the Kyoto Protocol pursuant to Directive 2003/87/EC of the European Parliament and of the Council (OJ L 316, 16.11.2006, p. 12).

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<sup>{320}</sup> Point inserted by Decision No 146/2007 (OJ L 100, 10.4.2008, p. 92 and EEA Supplement No 19, 10.4.2008, p.90), e.i.f. 29.12.2007.

21ap.<sup>{321}</sup> **32005 D 0381**: Commission Decision 2005/381/EC of 4 May 2005 establishing a questionnaire for reporting on the application of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ L 126, 19.5.2005, p. 43), as amended by:

-<sup>{322}</sup> **32006 D 0803**: Commission Decision 2006/803/EC of 23 November 2006 (OJ L 329, 25.11.2006, p. 38),

-<sup>{323}</sup> **32014 D 0166**: Commission Implementing Decision 2014/166/EU of 21 March 2014 (OJ L 89, 25.3.2014, p. 45).

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

Article 2 shall read:

“The reports of the EFTA States, as far as an EFTA State is concerned, shall be submitted to the EFTA Surveillance Authority by 30 June each year and shall cover the preceding calendar year from 1 January to 31 December. The first report, covering the calendar year 2008, shall be due on 30 June 2009.”

21apa.<sup>{324}</sup> **32009 D 0450**: Commission Decision 2009/450/EC of 8 June 2009 on the detailed interpretation of the aviation activities listed in Annex I to Directive 2003/87/EC of the European Parliament and of the Council (OJ L 149, 12.6.2009, p. 69).

21apb.<sup>{325}</sup> **32011 D 0149**: Commission Decision 2011/149/EU of 7 March 2011 on historical aviation emissions pursuant to Article 3c(4) of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community (OJ L 61, 8.3.2011, p. 42).

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

The following paragraphs shall be added in Article 1:

“The historical aviation emissions corresponding to the flights within and between the territories of the EFTA States and the flights between the EFTA States and third countries are set at 1 943 935 tonnes of CO<sub>2</sub>.

The EEA-wide historical aviation emissions are set at 221 420 279 tonnes of CO<sub>2</sub>.

21apc.<sup>{326}</sup> **32011 D 0389**: Commission Decision 2011/389/EU of 30 June 2011 on the Union-wide quantity of allowances referred to in Article 3e(3) (a) to (d) of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowances trading within the Community (OJ L 173, 1.7.2011, p.13).

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

(a) The following paragraphs shall be added in Article 1(1):

“The total number of allowances referred to in Article 3c(1) of Directive 2003/87/EC relating to the period from 1 January 2012 to 31 December 2012 concerning flights within and

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<sup>{321}</sup> Point inserted by Decision No 34/2008 (OJ L 182, 10.7.2008, p. 32 and EEA Supplement No 42, 10.7.2008, p. 20), e.i.f. 15.3.2008.

<sup>{322}</sup> Indent and words “, as amended by:” above, added by Decision No 34/2008 (OJ L 182, 10.7.2008, p. 32 and EEA Supplement No 42, 10.7.2008, p. 20), e.i.f. 15.3.2008.

<sup>{323}</sup> Indent added by Decision No 197/2014 (OJ L 202, 30.7.2015, p. 51 and EEA Supplement No 43, 30.7.2015, p. 51), e.i.f. 26.9.2014.

<sup>{324}</sup> Point inserted by Decision No 43/2011 (OJ L 171, 30.6.2011, p. 44 and EEA Supplement No 37, 30.6.2011, p. 52), e.i.f. 2.4.2011.

<sup>{325}</sup> Point and adaptation text inserted by Decision No 87/2011 (OJ L 262, 6.10.2011, p. 59 and EEA Supplement No 54, 6.10.2011, p. 74), e.i.f. 2.7.2011.

<sup>{326}</sup> Point and adaptation text inserted by Decision No 93/2011 (OJ L 262, 6.10.2011, p. 65 and EEA Supplement No 54, 6.10.2011, p. 82), e.i.f. 21.7.2011.

between the territories of the EFTA States and flights between the EFTA States and third countries is 1 885 617.

The EEA-wide total number of allowances referred to in Article 3c(1) of Directive 2003/87/EC relating to the period from 1 January 2012 to 31 December 2012 is 214 777 670.”

- (b) The following paragraphs shall be added in Article 1(2):

“The total number of allowances referred to in Article 3c(2) of Directive 2003/87/EC relating to each year of the period beginning on 1 January 2013 concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries is 1 846 738.

The EEA-wide total number of allowances referred to in Article 3c(2) of Directive 2003/87/EC relating to each year of the period beginning on 1 January 2013 is 210 349 264.”

- (c) The following paragraphs shall be added in Article 2(1):

“The total number of allowances referred to in Article 3d(1) of Directive 2003/87/EC relating to the period from 1 January 2012 to 31 December 2012 concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries is 282 843.

The EEA-wide total number of allowances referred to in Article 3d(1) of Directive 2003/87/EC relating to the period from 1 January 2012 to 31 December 2012 is 32 216 651.”

- (d) The following paragraphs shall be added in Article 2(2):

“The total number of allowances referred to in Article 3d(2) of Directive 2003/87/EC relating to each year of the period beginning on 1 January 2013 concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries is 277 011.

The EEA-wide total number of allowances referred to in Article 3d(2) of Directive 2003/87/EC relating to each year of the period beginning on 1 January 2013 is 31 552 390.”

- (e) The following paragraphs shall be added in Article 3:

“The total number of allowances referred to in Article 3f(1) of Directive 2003/87/EC relating to the special reserve concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries is 443 216.

The EEA-wide total number of allowances referred to in Article 3f(1) of Directive 2003/87/EC relating to the special reserve is 50 483 824.”

- (f) The following paragraphs shall be added in Article 4(1):

“The total number of allowances referred to in Article 3e(3)(d) of Directive 2003/87/EC relating to the period from 1 January 2012 to 31 December 2012 concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries is 1 602 774.

The EEA-wide total number of allowances referred to in Article 3e(3)(d) of Directive 2003/87/EC relating to the period from 1 January 2012 to 31 December 2012 is 182 561 019.”

- (g) The following paragraphs shall be added in Article 4(2):

“The total number of allowances referred to in Article 3e(3)(d) of Directive 2003/87/EC relating to each year of the period beginning on 1 January 2013 concerning flights within and between the territories of the EFTA States and flights between the EFTA States and third countries is 1 514 325.

The EEA-wide total number of allowances referred to in Article 3e(3)(d) of Directive 2003/87/EC relating to each year of the period beginning on 1 January 2013 is 172 486 396.”

21apf.<sup>{327}</sup>**32011 D 0638**: Commission Decision 2011/638/EU of 26 September 2011 on benchmarks to allocate greenhouse gas emission allowances free of charge to aircraft operators pursuant to Article 3e of Directive 2003/87/EC of the European Parliament and of the Council (OJ L 252, 28.09.2011, p. 20).

21ape.<sup>{328}</sup>**32010 R 0606**: Commission Regulation (EU) No 606/2010 of 9 July 2010 on the approval of a simplified tool developed by the European organisation for air safety navigation (Eurocontrol) to estimate the fuel consumption of certain small emitting aircraft operators (OJ L 175, 10.7.2010, p. 25).

21apf.<sup>{329}</sup>**32012 R 0600**: Commission Regulation (EU) No 600/2012 of 21 June 2012 on the verification of greenhouse gas emission reports and tonne-kilometre reports and the accreditation of verifiers pursuant to Directive 2003/87/EC of the European Parliament and of the Council (OJ L 181, 12.7.2012, p. 1).

21apg.<sup>{330}</sup>**32012 R 0601**: Commission Regulation (EU) No 601/2012 of 21 June 2012 on the monitoring and reporting of greenhouse gas emissions pursuant to Directive 2003/87/EC of the European Parliament and of the Council (OJ L 181, 12.7.2012, p. 30), as corrected by OJ L 347, 15.11.2012, p. 43, as amended by:

-<sup>{331}</sup> **32014 R 0206**: Commission Regulation (EU) No 206/2014 of 4 March 2014 (OJ L 65, 5.3.2014, p. 27),

-<sup>{332}</sup> **32014 R 0743**: Commission Regulation (EU) No 743/2014 of 9 July 2014 (OJ L 201, 10.7.2014, p. 1).

21aph.<sup>{333}</sup>**32013 D 0377**: Decision No 377/2013/EU of the European Parliament and of the Council of 24 April 2013 derogating temporarily from Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community (OJ L 113, 25.4.2013, p. 1).

21api.<sup>{334}</sup>**32014 D 0389**: Commission Implementing Decision 2014/389/EU of 23 June 2014 on additional historical aviation emissions and additional aviation allowances to take into consideration the accession of Croatia to the European Union (OJ L 183, 24.6.2014, p. 135).

21aq.<sup>{335}</sup>**32014 R 0517**: Regulation (EU) No 517/2014 of the European Parliament and of the Council of 16 April 2014 on fluorinated greenhouse gases and repealing Regulation (EC) No 842/2006 (OJ L 150, 20.5.2014, p. 195).

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

(a) In Article 4(2), as regards the EFTA States, the words “31 December 2016” shall read “one year after the date of entry into force of Decision of the EEA Joint Committee No 160/2019 of 13 June 2019”.

(b) In Article 5(2), as regards the EFTA States, the words “1 January 2017” shall read “one year after the date of entry into force of Decision of the EEA Joint Committee No 160/2019 of 13 June 2019”.

<sup>{327}</sup> Point inserted by Decision No 122/2011 (OJ L 341, 22.12.2011, p. 87 and EEA Supplement No 70, 22.12.2011, p. 24), e.i.f. 1.11.2011.

<sup>{328}</sup> Point inserted by Decision No 185/2012 (OJ L 341, 13.12.2012, p. 39 and EEA Supplement No 70, 13.12.2012, p. 47), e.i.f. 1.11.2012.

<sup>{329}</sup> Point inserted by Decision No 234/2012 (OJ L 81, 21.3.2013, p. 36 and EEA Supplement No 18, 21.3.2013, p. 42), e.i.f. 1.1.2013.

<sup>{330}</sup> Point inserted by Decision No 235/2012 (OJ L 81, 21.3.2013, p. 37 and EEA Supplement No 18, 21.3.2013, p. 43), e.i.f. 1.1.2013.

<sup>{331}</sup> Indent and words “, as amended by: “added by Decision No 61/2014 (OJ L 256, 28.8.2014, p. 40 and EEA Supplement No 49, 28.8.2014, p. 35), e.i.f. 11.4.2014.

<sup>{332}</sup> Indent added by Decision No 295/2014 (OJ L 311, 26.11.2015, p. 50 and EEA Supplement No 71, 26.11.2015, p. 49), e.i.f. 13.12.2014.

<sup>{333}</sup> Point inserted by Decision No 50/2013 (OJ L 231, 29.8.2013, p. 24 and EEA Supplement No 49, 29.8.2013, p. 27), e.i.f. 30.4.2013

<sup>{334}</sup> Point inserted by Decision No 294/2014 (OJ L 311, 26.11.2015, p. 49 and EEA Supplement No 71, 26.11.2015, p. 47), provisionally applicable as of 13.12.2014, e.i.f. pending.

<sup>{335}</sup> Point 21aq (Regulation (EC) No 842/2006 of the European Parliament and of the Council) inserted by Decision No 112/2008 (OJ L 339, 18.12.2008, p. 100 and EEA Supplement No 79, 18.12.2008, p. 8), e.i.f. 1.4.2010 replaced by Decision No 160/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019

- (c) In Article 12(3)(c), as regards the EFTA States, the words “1 January 2017” shall read “one year after the date of entry into force of Decision of the EEA Joint Committee No 160/2019 of 13 June 2019”.
- (d) Articles 14 to 19 and Article 25(2) shall not apply.

21aqa.<sup>{336}</sup>**32015 R 2068**: Commission Implementing Regulation (EU) 2015/2068 of 17 November 2015 establishing, pursuant to Regulation (EU) No 517/2014 of the European Parliament and of the Council, the format of labels for products and equipment containing fluorinated greenhouse gases (OJ L 301, 18.11.2015, p. 39).

21aqb.<sup>{337}</sup>**32007 R 1497**: Commission Regulation (EC) No 1497/2007 of 18 December 2007 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, standard leakage checking requirements for stationary fire protection systems containing certain fluorinated greenhouse gases (OJ L 333, 19.12.2007, p. 4).

21aqc.<sup>{338}</sup>**32007 R 1516**: Commission Regulation (EC) No 1516/2007 of 19 December 2007 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, standard leakage checking requirements for stationary refrigeration, air conditioning and heat pump equipment containing certain fluorinated greenhouse gases (OJ L 335, 20.12.2007, p. 10).

21aqd.<sup>{339}</sup>**32015 R 2067**: Commission Implementing Regulation (EU) 2015/2067 of 17 November 2015 establishing, pursuant to Regulation (EU) No 517/2014 of the European Parliament and of the Council, minimum requirements and the conditions for mutual recognition for the certification of natural persons as regards stationary refrigeration, air conditioning and heat pump equipment, and refrigeration units of refrigerated trucks and trailers, containing fluorinated greenhouse gases and for the certification of companies as regards stationary refrigeration, air conditioning and heat pump equipment, containing fluorinated greenhouse gases (OJ L 301, 18.11.2015, p. 28).

21aqe.<sup>{340}</sup>**32008 R 0304**: Commission Regulation (EC) No 304/2008 of 2 April 2008 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, minimum requirements and the conditions for mutual recognition for the certification of companies and personnel as regards stationary fire protection systems and fire extinguishers containing certain fluorinated greenhouse gases (OJ L 92, 3.4.2008, p. 12).

21aqf.<sup>{341}</sup>**32015 R 2066**: Commission Implementing Regulation (EU) 2015/2066 of 17 November 2015 establishing, pursuant to Regulation (EU) No 517/2014 of the European Parliament and of the Council, minimum requirements and the conditions for mutual recognition for the certification of natural persons carrying out installation, servicing, maintenance, repair or decommissioning of electrical switchgear containing fluorinated greenhouse gases or recovery of fluorinated greenhouse gases from stationary electrical switchgear (OJ L 301, 18.11.2015, p. 22).

21aqg.<sup>{342}</sup>**32008 R 0306**: Commission Regulation (EC) No 306/2008 of 2 April 2008 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, minimum requirements and the conditions for mutual recognition for the certification of personnel recovering certain

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<sup>{336}</sup> Point 21aqa (Commission Regulation (EC) No 1494/2007) inserted by Decision No 30/2009 (OJ L 130, 28.5.2009, p. 23 and EEA Supplement No 28, 28.5.2009, p. 21), e.i.f. 1.4.2010 replaced by Decision No 161/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{337}</sup> Point inserted by Decision No 30/2009 (OJ L 130, 28.5.2009, p. 23 and EEA Supplement No 28, 28.5.2009, p. 21), e.i.f. 1.4.2010.

<sup>{338}</sup> Point inserted by Decision No 30/2009 (OJ L 130, 28.5.2009, p. 23 and EEA Supplement No 28, 28.5.2009, p. 21), e.i.f. 1.4.2010.

<sup>{339}</sup> Point 21aqd (Commission Regulation (EC) No 303/2008) inserted by Decision No 27/2010 (OJ L 143, 10.6.2010, p. 20 and EEA Supplement No 30, 10.6.2010, p. 26), e.i.f. 1.11.2010 replaced by Decision No 161/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{340}</sup> Point inserted by Decision No 27/2010 (OJ L 143, 10.6.2010, p. 20 and EEA Supplement No 30, 10.6.2010, p. 26), e.i.f. 1.11.2010.

<sup>{341}</sup> Point 21aqf (Commission Regulation (EC) No 305/2008) inserted by Decision No 27/2010 (OJ L 143, 10.6.2010, p. 20 and EEA Supplement No 30, 10.6.2010, p. 26), e.i.f. 1.11.2010 replaced by Decision No 161/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{342}</sup> Point inserted by Decision No 27/2010 (OJ L 143, 10.6.2010, p. 20 and EEA Supplement No 30, 10.6.2010, p. 26), e.i.f. 1.11.2010.

fluorinated greenhouse gas-based solvents from equipment (OJ L 92, 3.4.2008, p. 21), as corrected by OJ L 280, 23.10.2008, p. 38.

21aqh.<sup>{343}</sup>**32008 R 0307**: Commission Regulation (EC) No 307/2008 of 2 April 2008 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, minimum requirements for training programmes and the conditions for mutual recognition of training attestations for personnel as regards air-conditioning systems in certain motor vehicles containing certain fluorinated greenhouse gases (OJ L 92, 3.4.2008, p. 25).

21aqi.<sup>{344}</sup>**32015 R 2065**: Commission Implementing Regulation (EU) 2015/2065 of 17 November 2015 establishing, pursuant to Regulation (EU) No 517/2014 of the European Parliament and of the Council, the format for notification of the training and certification programmes of the Member States (OJ L 301, 18.11.2015, p. 14).

21ar.<sup>{345}</sup> **32001 L 0081**: Directive 2001/81/EC of the European Parliament and of the Council of 23 October 2001 on national emission ceilings for certain atmospheric pollutants (OJ L 309, 27.11.2009, p. 22), as amended by:

- **1 03 T**: Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded adopted on 16 April 2003 (OJ L 236, 23.9.2003, p. 33),

- **32006 L 0105**: Council Directive 2006/105/EC of 20 November 2006 (OJ L 363, 20.12.2006, p. 368),

-<sup>{346}</sup> **32013 L 0017**: Council Directive 2013/17/EU of 13 May 2013 (OJ L 158, 10.6.2013, p. 193).

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

(a) The following subparagraph shall be added in Article 2:

“(f) for Norway, emissions in the territory of Svalbard.”

(b) With regard to the obligations laid down in Article 4, the following national emission ceilings to be attained by the year 2010 by the EFTA States shall be added to Annex I:

Country	SO2 Kilotonnes	NOx Kilotonnes	VOC Kilotonnes	NH3 Kilotonnes
Iceland	90	27	31	8
Liechtenstein	0.11	0.37	0.86	0.15
Norway	22	156	195	23

(c) The text of Article 6(1) shall be replaced by the following:

“The EFTA States shall, by 1 March 2010 at the latest, draw up programmes for the reduction of national emissions of the pollutants referred to in Article 4 with the aim of complying at least with the national emission ceilings laid down in Annex I by 2010 at the latest.”

(d) The text of Article 6(3) shall not apply.

(e) The following sentence shall be added in the first subparagraph of Article 8(2):

“With regard to the EFTA States, the date by which they shall at the latest inform the EFTA Surveillance Authority, in accordance with paragraph 4(a) of Protocol 1 to the EEA

<sup>{343}</sup> Point inserted by Decision No 27/2010 (OJ L 143, 10.6.2010, p. 20 and EEA Supplement No 30, 10.6.2010, p. 26), e.i.f. 1.11.2010.

<sup>{344}</sup> Point 21aqi (Commission Regulation (EC) No 308/2008) inserted by Decision No 27/2010 (OJ L 143, 10.6.2010, p. 20 and EEA Supplement No 30, 10.6.2010, p. 26), e.i.f. 1.11.2010 replaced by Decision No 161/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 15.6.2019.

<sup>{345}</sup> Point and text inserted by Decision No 149/2009 (OJ L 62, 11.3.2010, p. 49 and EEA Supplement No 12, 11.3.2010, p. 48), e.i.f. 1.1.2012.

<sup>{346}</sup> Indent added by Decision No 159/2014 (OJ L 15, 22.1.2015, p. 87 and EEA Supplement No 5, 22.1.2015, p. 10), e.i.f. pending; it shall apply from 9.7.2014.

Agreement, of the programmes drawn up in accordance with Article 6(1) and (2) shall be 31 March 2010.”

(f) The following subparagraph shall be inserted in Article 8(3):

“When the Commission and the EFTA Surveillance Authority, in accordance with paragraph 4(a) of Protocol 1 to the EEA Agreement, exchange information on the national programmes received from the EU Member States or the EFTA States respectively, the Commission shall communicate the information received from the EFTA Surveillance Authority to the EU Member States and the EFTA Surveillance Authority shall communicate the information received from the Commission to the EFTA States, within one month of their receipt.

21as.<sup>{347}</sup> **32009 R 0748**: Commission Regulation (EC) No 748/2009 of 5 August 2009 on the list of aircraft operators which performed an aviation activity listed in Annex I to Directive 2003/87/EC on or after 1 January 2006 specifying the administering Member State for each aircraft operator (OJ L 219, 22.8.2009, p. 1), as amended by:

- **32011 R 0394**: Commission Regulation (EU) No 394/2011 of 20 April 2011 (OJ L 107, 27.4.2011, p. 1),
- <sup>{348}</sup> **32012 R 0100**: Commission Regulation (EU) No 100/2012 of 3 February 2012 (OJ L 39, 11.2.2012, p. 1),
- <sup>{349}</sup> **32013 R 0109**: Commission Regulation (EU) No 109/2013 of 29 January 2013 (OJ L 40, 9.2.2013, p. 1),
- <sup>{350}</sup> **32013 R 0815**: Commission Regulation (EU) No 815/2013 of 27 August 2013 (OJ L 236, 4.9.2013, p. 1),
- <sup>{351}</sup> **32014 R 0100**: Commission Regulation (EU) No 100/2014 of 5 February 2014 (OJ L 37, 6.2.2014, p. 1),
- <sup>{352}</sup> **32015 R 0180**: Commission Regulation (EU) 2015/180 of 9 February 2015 (OJ L 34, 10.2.2015, p. 1),
- <sup>{353}</sup> **32016 R 0282**: Commission Regulation (EU) 2016/282 of 26 February 2016 (OJ L 56, 2.3.2016, p. 1),
- <sup>{354}</sup> **32017 R 0294**: Commission Regulation (EU) 2017/294 of 20 February 2017 (OJ L 43, 21.2.2017, p. 3),
- <sup>{355}</sup> **32018 R 0336**: Commission Regulation (EU) 2018/336 of 8 March 2018 (OJ L 70, 13.3.2018, p. 1),
- <sup>{356}</sup> **32019 R 0225**: Commission Regulation (EU) 2019/225 of 6 February 2019 (OJ L 41, 12.2.2019, p. 1).

21at.<sup>{357}</sup> **32009 L 0031**: Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 on the geological storage of carbon dioxide and amending Council Directive 85/337/EEC, European

<sup>{347}</sup> Point and indent inserted by Decision No 86/2011 (OJ L 262, 6.10.2011, p. 58 and EEA Supplement No 54, 6.10.2011, p. 72), e.i.f. 2.7.2011.

<sup>{348}</sup> Indent added by Decision No 116/2012 (OJ L 270, 4.10.2012, p. 39 and EEA Supplement No 56, 4.10.2012, p. 41), e.i.f. 16.6.2012.

<sup>{349}</sup> Indent added by Decision No 96/2013 (OJ L 291, 31.10.2013, p. 62 and EEA Supplement No 61, 31.10.2013, p. 70), e.i.f. 4.5.2013.

<sup>{350}</sup> Indent added by Decision No 56/2014 (OJ L 256, 28.8.2014, p. 34 and EEA Supplement No 49, 28.8.2014, p. 29), e.i.f. 9.4.2014.

<sup>{351}</sup> Indent added by Decision No 56/2014 (OJ L 256, 28.8.2014, p. 34 and EEA Supplement No 49, 28.8.2014, p. 29), e.i.f. 9.4.2014.

<sup>{352}</sup> Indent added by Decision No 169/2015 (OJ L 341, 15.12.2016, p. 69 and EEA Supplement No 69, 15.12.2016, p. 70), e.i.f. 12.6.2015.

<sup>{353}</sup> Indent added by Decision No 158/2016 (OJ L 73, 15.3.2018, p. 32 and EEA Supplement No 16, 15.3.2018, p. 37), e.i.f. 9.7.2016.

<sup>{354}</sup> Indent added by Decision No 147/2017 (OJ L 128, 16.5.2019, p. 48 and EEA Supplement No 40, 16.5.2019, p. 49), e.i.f. 8.7.2017.

<sup>{355}</sup> Indent added by Decision No 166/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 7.7.2018.

<sup>{356}</sup> Indent added by Decision No 43/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 29.3.2019.



Parliament and Council Directives 2000/60/EC, 2001/80/EC, 2004/35/EC, 2006/12/EC, 2008/1/EC and Regulation (EC) No 1013/2006 (OJ L 140, 5.6.2009, p. 114).

21ata.<sup>{358}</sup>**32011 D 0092**: Commission Decision 2011/92/EU of 10 February 2011 introducing the questionnaire to be used for the first report on the implementation of Directive 2009/31/EC of the European Parliament and of the Council on the geological storage of carbon dioxide (OJ L 37, 11.2.2011, p. 19).

21au.<sup>{359}</sup>**32009 L 0126**: Directive 2009/126/EC of the European Parliament and of the Council of 21 October 2009 on Stage II petrol vapour recovery during refuelling of motor vehicles at service stations (OJ L 285, 31.10.2009, p. 36), as amended by:

-<sup>{360}</sup> **32014 L 0099**: Commission Directive 2014/99/EU of 21 October 2014 (OJ L 304, 23.10.2014, p. 89).

21av.<sup>{361}</sup>**32009 L 0033**: Directive 2009/33/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of clean and energy-efficient road transport vehicles (OJ L 120, 15.5.2009, p. 5).

21aw.<sup>{362}</sup>**32015 R 0757**: Regulation (EU) 2015/757 of the European Parliament and of the Council of 29 April 2015 on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport, and amending Directive 2009/16/EC (OJ L 123, 19.5.2015, p. 55), as amended by:

-<sup>{363}</sup> **32016 R 2071**: Commission Delegated Regulation (EU) 2016/2071 of 22 September 2016 (OJ L 320, 26.11.2016, p. 1).

21awa.<sup>{364}</sup>**32016 R 2072**: Commission Delegated Regulation (EU) 2016/2072 of 22 September 2016 on the verification activities and accreditation of verifiers pursuant to Regulation (EU) 2015/757 of the European Parliament and of the Council on monitoring, reporting and verification of carbon dioxide emissions from maritime transport (OJ L 320, 26.11.2016, p. 5).

21awb.<sup>{365}</sup>**32016 R 1927**: Commission Implementing Regulation (EU) 2016/1927 of 4 November 2016 on templates for monitoring plans, emissions reports and documents of compliance pursuant to Regulation (EU) 2015/757 of the European Parliament and of the Council on monitoring, reporting and verification of carbon dioxide emissions from maritime transport (OJ L 299, 5.11.2016, p. 1).

21awc.<sup>{366}</sup>**32016 R 1928**: Commission Implementing Regulation (EU) 2016/1928 of 4 November 2016 on determination of cargo carried for categories of ships other than passenger, ro-ro and container ships pursuant to Regulation (EU) 2015/757 of the European Parliament and of the Council on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport (OJ L 299, 5.11.2016, p. 22).

21ay.<sup>{367}</sup>**32011 R 0510**: Regulation (EU) No 510/2011 of the European Parliament and of the Council of 11 May 2011 setting emission performance standards for new light commercial vehicles as part of the Union's integrated approach to reduce CO2 emissions from light-duty vehicles (OJ L 145, 31.5.2011, p. 1), as amended by:

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<sup>{357}</sup> Point inserted by Decision No 115/2012 (OJ L 270, 4.10.2012, p. 38 and EEA Supplement No 56, 4.10.2012, p. 39), e.i.f. 1.6.2013.

<sup>{358}</sup> Point inserted by Decision No 186/2012 (OJ L 341, 13.12.2012, p. 40 and EEA Supplement No 70, 13.12.2012, p. 48), e.i.f. 1.6.2013.

<sup>{359}</sup> Point inserted by Decision No 45/2013 (OJ L 231, 29.8.2013, p. 19 and EEA Supplement No 49, 29.8.2013, p. 21), e.i.f. 1.2.2014.

<sup>{360}</sup> Indent and words “, as amended by:” added by Decision No 122/2015 (OJ L 211, 4.8.2016, p. 83 and EEA Supplement No 42, 4.8.2016, p. 80), e.i.f. 1.1.2016.

<sup>{361}</sup> Point inserted by Decision No 173/2013 (OJ L 58, 27.2.2014, p. 27 and EEA Supplement No 13, 27.2.2014, p. 29), e.i.f. 1.7.2017.

<sup>{362}</sup> Point inserted by Decision No 215/2016 (OJ L 89, 5.4.2018, p. 18 and EEA Supplement No 22, 5.4.2018, p. 10), e.i.f. 1.7.2017.

<sup>{363}</sup> Indent and words”, as amended by:” added by Decision No 30/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 10.2.2018.

<sup>{364}</sup> Point inserted by Decision No 205/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.10.2017.

<sup>{365}</sup> Point inserted by Decision No 205/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.10.2017.

<sup>{366}</sup> Point inserted by Decision No 74/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 24.3.2018.

<sup>{367}</sup> Point inserted by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

- <sup>{368}</sup> **32012 R 0205**: Commission Delegated Regulation (EU) No 205/2012 of 6 January 2012 (OJ L 72, 10.3.2012, p. 2),
- <sup>{369}</sup> **32014 R 0253**: Regulation (EU) No 253/2014 of the European Parliament and of the Council of 26 February 2014 (OJ L 84, 20.3.2014, p. 38),
- <sup>{370}</sup> **32014 R 0404**: Commission Delegated Regulation (EU) No 404/2014 of 17 February 2014 (OJ L 121, 24.4.2014, p. 1),
- <sup>{371}</sup> **32017 R 0748**: Commission Delegated Regulation (EU) 2017/748 of 14 December 2016 (OJ L 113, 29.4.2017, p. 9),
- <sup>{372}</sup> **32017 R 1499**: Commission Delegated Regulation (EU) 2017/1499 of 2 June 2017 (OJ L 219, 25.8.2017, p. 1).

<sup>{373}</sup> The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) The following subparagraph shall be added in Article 7(2):

“If the pool includes only manufacturers established in the EFTA States, the manufacturers shall file the information with the EFTA Surveillance Authority. If the pool includes at least one manufacturer established in the Union and at least one manufacturer established in the EFTA States, the manufacturers shall file the information with the Commission and the EFTA Surveillance Authority.”

- (b) The following subparagraph shall be added in Article 7(3):

“The EFTA Surveillance Authority shall notify manufacturers established in the EFTA States.”

- (c) The following subparagraph shall be added in Article 7(4):

“If the pool includes only manufacturers established in the EFTA States, the manufacturers shall jointly inform the EFTA Surveillance Authority. If the pool includes or is extended to include at least one manufacturer established in the Union and at least one manufacturer established in the EFTA States, the manufacturers shall jointly inform both the Commission and the EFTA Surveillance Authority.”

- (d) In Article 7(5), the words “Articles 101 and 102 TFEU” shall read “Articles 53 and 54 of the EEA Agreement” and the word “Union” shall read “EEA”.

- (e) In Article 7(7) and Article 10(1), the words “or the EFTA Surveillance Authority” shall be inserted after the word “Commission”.

- (f) The data reported by the EFTA States shall also be kept in the central register referred to in Article 8(4).

- (g) The following subparagraph shall be added in Article 8(4):

“The EFTA Surveillance Authority shall make the calculations set out in the first subparagraph for manufacturers established in the EFTA States and notify each manufacturer established in the EFTA States in accordance with the second subparagraph.”

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<sup>{368}</sup> Indent added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{369}</sup> Indent added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{370}</sup> Indent added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{371}</sup> Indent added by Decision No 204/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{372}</sup> Indent added by Decision No 247/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

<sup>{373}</sup> Adaptation text added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

- (h) Without prejudice to Protocol 1 to the Agreement, in Article 8(5) and (6), Article 11(3), (4), (5) and (6), the words “or the EFTA Surveillance Authority, as the case may be,” shall be inserted after the word “Commission”.
- (i) The following subparagraphs shall be added in Article 9(1):
- “Where the manufacturer or pool manager is established in an EFTA State, the EFTA Surveillance Authority shall impose the excess emissions premium.
- The amounts of the excess emissions premium shall be distributed between the Commission and the EFTA Surveillance Authority proportionally to the share of the registrations of new light commercial vehicles in the EU or in the EFTA States, respectively, relative to the total number of new light commercial vehicles registered in the EEA.”
- (j) The following subparagraphs shall be added in Article 9(3):
- “The European Commission shall use its established means for collecting excess emissions premiums as stipulated in Commission Decision 2012/99/EU under paragraph 1 also in relation to the registrations in EFTA States of manufacturers established in the EU.
- The EFTA Surveillance Authority shall determine the means for collecting excess emissions premiums under paragraph 1. These means shall be based on the Commission’s means.”
- (k) The following subparagraph shall be added in Article 9(4):
- “For the EFTA States, the EFTA States shall determine the allocation of the amounts of the excess emissions premium.”
- (l) Without prejudice to Protocol 1 to the Agreement, in Article 11(2), the words “, or, in the case of a manufacturer established in the EFTA States, to the EFTA Surveillance Authority,” shall be inserted after the word “Commission”.
- (m) The following subparagraph shall be added in Article 12(2):
- “Suppliers or manufacturers established in the EFTA States shall send applications pursuant to this Article to the Commission. The Commission shall give the same priority to such applications as to other applications pursuant to this article.”
- (n) The following subparagraph shall be added in Article 12(4):
- “Commission Decisions approving innovative technologies pursuant to this Article are generally applicable and shall be incorporated into the EEA Agreement.”
- (o) This Regulation shall not apply to Liechtenstein.

21aya.<sup>{374}</sup>**32012 R 0293**: Commission Implementing Regulation (EU) No 293/2012 of 3 April 2012 on monitoring and reporting of data on the registration of new light commercial vehicles pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council (OJ L 98, 4.4.2012, p. 1), as amended by;

-<sup>{375}</sup> **32014 R 0410**: Commission Implementing Regulation (EU) No 410/2014 of 23 April 2014 (OJ L 121, 24.4.2014, p. 21),

-<sup>{376}</sup> **32017 R 1152**: Commission Implementing Regulation (EU) 2017/1152 of 2 June 2017 (OJ L 175, 7.7.2017, p. 644).

<sup>{377}</sup> The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

<sup>{374}</sup> Point inserted by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{375}</sup> Indent added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{376}</sup> Indent added by Decision No 71/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.2.2019.

- (a) In Articles 9 and 10, the words “, or, in the case of a manufacturer established in the EFTA States, to the EFTA Surveillance Authority,” shall be inserted after the word “Commission”.
- (b) Article 10a (3) shall not apply as regards the EFTA Surveillance Authority.

21ayb.<sup>{378}</sup>**32013 R 0114:** Commission Delegated Regulation (EU) No 114/2013 of 6 November 2012 supplementing Regulation (EU) No 510/2011 of the European Parliament and of the Council with regard to rules for the application for a derogation from the specific CO<sub>2</sub> emissions targets for new light commercial vehicles (OJ L 38, 9.2.2013, p. 1), as amended by:

-<sup>{379}</sup> **32013 R 1047:** Commission Delegated Regulation (EU) No 1047/2013 of 21 August 2013 (OJ L 285, 29.10.2013, p. 1),

-<sup>{380}</sup> **32014 R 0482:** Commission Delegated Regulation (EU) No 482/2014 of 4 March 2014 (OJ L 138, 13.05.2014, p. 51).

<sup>{381}</sup> The Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Without prejudice to Protocol 1 to the Agreement, in Article 6(1), the words “, or the EFTA Surveillance Authority, as the case may be,” shall be inserted after the word “Commission”.
- (b) Article 6(2) and the email set out in Annex I shall not apply as regards the EFTA Surveillance Authority.

21ayc. <sup>{382}</sup>**32014 R 0427:** Commission Implementing Regulation (EU) No 427/2014 of 25 April 2014 establishing a procedure for the approval and certification of innovative technologies for reducing CO<sub>2</sub> emissions from light commercial vehicles pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council (OJ L 125, 26.4.2014, p. 57), as amended by:

-<sup>{383}</sup> **32018 R 0259:** Commission Implementing Regulation (EU) 2018/259 of 21 February 2018 (OJ L 49, 22.2.2018, p. 9).

#### IV. CHEMICALS, INDUSTRIAL RISK AND BIOTECHNOLOGY

21b. [ ] <sup>{384}</sup>

21c.<sup>{385}</sup> **397 D 0283:** Commission Decision 97/283/EC of 21 April 1997 on harmonized measurement methods to determine the mass concentration of dioxins and furans in atmospheric emissions in accordance with Article 7(2) of Directive 94/67/EC on the incineration of hazardous waste (OJ No L 113, 30.4.1997, p. 11).

21d.<sup>{386}</sup> **398 D 0184:** Commission Decision 98/184/EC of 25 February 1998 concerning a questionnaire for Member States’ reports on the implementation of Council Directive 94/67/EC on the incineration of hazardous waste (implementation of Council Directive 91/692/EEC) (OJ L 67, 7.3.1998, p. 48).

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<sup>{377}</sup> Adaptation text added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019 and subsequently corrected by Corrigendum of 6.7.2018.

<sup>{378}</sup> Point inserted by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{379}</sup> Indent added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{380}</sup> Indent added by Decision No 112/2017 (OJ L 142, 7.6.2018, p. 10 and EEA Supplement No 37, 7.6.2018, p. 18), e.i.f. 1.2.2019.

<sup>{381}</sup> Adaptation text added by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{382}</sup> Point inserted by Decision No 111/2017 (OJ L 142, 7.6.2018, p. 45 and EEA Supplement No 37, 7.6.2018, p. 14), e.i.f. 1.2.2019.

<sup>{383}</sup> Indent and words “ as amended by: “ added by Decision No 27/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{384}</sup> Point inserted by Decision No 61/95 (OJ L 251, 3.10.1996, p. 61 and EEA Supplement No 45, 3.10.1996, p. 78), e.i.f. 1.12.1995. Text of point 21b (Council Directive 94/67/EC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

<sup>{385}</sup> Point inserted by Decision No 16/98 (OJ L 272, 8.10.1998, p. 23 and EEA Supplement No 42, 8.10.1998, p. 110), e.i.f. 7.3.1998.

<sup>{386}</sup> Point inserted by Decision No 98/98 (OJ L 189, 22.7.1999, p. 72 and EEA Supplement No 32, 22.7.1999, p. 188), e.i.f. 26.9.1998.

22.<sup>{387}</sup> **396 L 0059**: Council Directive 96/59/EC of 16 September 1996 on the disposal of polychlorinated biphenyls and polychlorinated terphenyls (PCB/PCT) (OJ No L 243, 24.9.1996, p. 31).

22a.<sup>{388}</sup> **32008 R 1102**: Regulation (EC) No 1102/2008 of the European Parliament and of the Council of 22 October 2008 on the banning of exports of metallic mercury and certain mercury compounds and mixtures and the safe storage of metallic mercury (OJ L 304, 14.11.2008, p. 75).

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

(a) Article 1 shall read:

“The export of metallic mercury (Hg, CAS RN 7439-97-6), cinnabar ore, mercury (I) chloride (Hg<sub>2</sub>Cl<sub>2</sub>, CAS RN 10112-91-1), mercury (II) oxide (HgO, CAS RN 21908-53-2) and mixtures of metallic mercury with other substances, including alloys of mercury, with a mercury concentration of at least 95% weight by weight from the EU to the EFTA States and vice versa as well as between the EFTA States shall be allowed.

This shall be without prejudice to stricter import or export bans existing in an EFTA State at the time of the incorporation of this Regulation into the EEA Agreement.

The EFTA States shall take effective measures to ensure that mercury and mercury compounds and mixtures as mentioned in the first subparagraph are not exported from the EU to a third country via an EFTA State. The same shall apply to the mixing of metallic mercury with other substances for the sole purpose of exporting metallic mercury from the EU to a third country via an EFTA State. This shall not apply to exports of compounds referred to in the first subparagraph for research and development, medical or analysis purposes.”

(b) Article 9 shall not apply with regard to the EFTA States.

23.<sup>{389}</sup> **32012 L 0018**: Directive 2012/18/EU of the European Parliament and of the Council of 4 July 2012 on the control of major-accident hazards involving dangerous substances, amending and subsequently repealing Council Directive 96/82/EC (OJ L 197, 24.7.2012, p. 1).

23a. [ ] <sup>{390}</sup>

23aa.<sup>{391}</sup> **32014 D 0896**: Commission Implementing Decision 2014/896/EU of 10 December 2014 establishing the format for communicating information from Member States on the implementation of Directive 2012/18/EU of the European Parliament and of the Council on the control of major-accident hazards involving dangerous substances (OJ L 355, 12.12.2014, p. 55).

23ab.<sup>{392}</sup> **32009 D 0010**: Commission Decision 2009/10/EC of 2 December 2008 establishing a major accident report form pursuant to Council Directive 96/82/EC on the control of major-accident hazards involving dangerous substances (OJ L 6, 10.1.2009, p. 64).

<sup>{387}</sup> Point introduced by Decision No 28/97 (OJ L 242, 4.9.1997, p. 77 and EEA Supplement No 37, 4.9.1997, p. 116), e.i.f. 1.5.1997, replaces former point.

<sup>{388}</sup> Point inserted by Decision No 26/2013 (OJ L 144, 30.5.2013, p. 32 and EEA Supplement No 31, 30.5.2013, p. 36), e.i.f. 2.2.2013.

<sup>{389}</sup> Text of point 23 deleted by Decision No 97/97 (OJ L 193, 9.7.1998, p. 53 and EEA Supplement No 27, 9.7.1998, p. 81), e.i.f. 1.12.1997. Text of point 23 replaced by Decision No 193/2015 (OJ L 8, 12.1.2017, p. 29 and EEA Supplement No 3, 12.1.2017, p. 25), e.i.f. 1.8.2016.

<sup>{390}</sup> Point inserted by Decision No 97/97 (OJ L 193, 9.7.1998, p. 53 and EEA Supplement No 27, 9.7.1998, p. 81), e.i.f. 1.12.1997. Text of point 23a (Council Directive 96/82/EC) deleted by Decision No 193/2015 (OJ L 8, 12.1.2017, p. 29 and EEA Supplement No 3, 12.1.2017, p. 25), e.i.f. 1.8.2016.

<sup>{391}</sup> Point inserted by Decision No 55/2003 (OJ L 193, 31.7.2003, p. 34 and EEA Supplement No 39, 31.7.2003, p. 21), e.i.f. 17.5.2003 text of point 23aa (Commission Decision 2002/605/EC) subsequently deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013. Text of point 23aa replaced by Decision No 32/2016 (OJ L 189, 20.7.2017, p. 51 and EEA Supplement No 45, 20.7.2017, p. 54), e.i.f. 1.8.2016.

<sup>{392}</sup> Point inserted by Decision No 203/2012 (OJ L 21, 24.1.2013, p. 56 and EEA Supplement No 6, 24.1.2013, p. 24), e.i.f. 1.11.2012.

- 23b.<sup>{393}</sup> **398 D 0433**: Commission Decision 98/433/EC of 26 June 1998 on harmonised criteria for dispensations according to Article 9 of Council Directive 96/82/EC on the control of major-accident hazards involving dangerous substances (OJ L 192, 8.7.1998, p. 19).
- 23c. [ ] <sup>{394}</sup>
- 23d.<sup>{395}</sup> **32014 D 0895**: Commission Implementing Decision 2014/895/EU of 10 December 2014 establishing the format for communicating the information referred to in Article 21(3) of Directive 2012/18/EU of the European Parliament and of the Council on the control of major-accident hazards involving dangerous substances (OJ L 355, 12.12.2014, p. 51).
24. <sup>{396}</sup> **32009 L 0041**: Directive 2009/41/EC of the European Parliament and of the Council of 6 May 2009 on the contained use of genetically modified micro-organisms (OJ L 125, 21.5.2009, p. 75).
- 24a. [ ] <sup>{397}</sup>
- 24b.<sup>{398}</sup> **32000 D 0608**: Commission Decision 2000/608/EC of 27 September 2000 concerning the guidance notes for risk assessment outlined in Annex III of Directive 90/219/EEC on the contained use of genetically modified micro-organisms (OJ L 258, 12.10.2000, p. 43).
- 24c. [ ] <sup>{399}</sup>
25. [ ] <sup>{400}</sup>
- 25a. [ ] <sup>{401}</sup>
- 25b. [ ] <sup>{402}</sup>
- 25c.<sup>{403}</sup> **393 D 0584**: Commission Decision 93/584/EEC of 22 October 1993 establishing the criteria for simplified procedures concerning the deliberate release into the environment of genetically modified plants pursuant to Article 6(5) of Council Directive 90/220/EEC (OJ No L 279, 12.11.1993, p. 42).

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

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- <sup>{393}</sup> Point inserted by Decision No 59/1999 (OJ 284, 9.11.2000, p. 36 and EEA Supplement No 50, 9.11.2000, p. 185), e.i.f. 1.5.1999.
- <sup>{394}</sup> Point inserted by Decision No 153/1999 (OJ L 15, 18.1.2001, p. 55 and EEA Supplement No 3, 18.1.2001, p. 294 (Norwegian) and p. 183 (Icelandic)), e.i.f. 6.11.1999 subsequently text of point 23c (Commission Decision 1999/314/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- <sup>{395}</sup> Point inserted by Decision No 32/2016 (OJ L 189, 20.7.2017, p. 51 and EEA Supplement No 45, 20.7.2017, p. 54), e.i.f. 1.8.2016.
- <sup>{396}</sup> Text of point 24 (Council Directive 90/219/EEC) replaced by Decision No 157/2011 (OJ L 76, 15.3.2012, p. 44 and EEA Supplement No 15, 15.3.2012, p. 50), e.i.f. 3.12.2011.
- <sup>{397}</sup> Point inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994, subsequently text of point 24a (Commission Decision 91/448/EC) and adaptation text deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- <sup>{398}</sup> Point inserted by Decision No 81/2001 (OJ L 238, 6.9.2001, p. 32 and EEA Supplement No 44, 6.9.2001, p. 26), e.i.f. 20.6.2001.
- <sup>{399}</sup> Point inserted by Decision No 13/2006 (OJ L 92, 30.3.2006, p. 42 and EEA Supplement No 17, 30.3.2006, p. 18), e.i.f. 28.1.2006 subsequently text of point 24c (Commission Decision 2005/174/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- <sup>{400}</sup> Text of Point 25 (Council Directive 90/220/EEC) deleted by Decision No 127/2007 (OJ L 047, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.
- <sup>{401}</sup> Point inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994, subsequently text of point 25a (Council Decision 91/596/EEC) and adaptation text deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- <sup>{402}</sup> Point inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994, subsequently text of point 25b (Commission Decision 92/146/EEC) and adaptation text deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- <sup>{403}</sup> Point inserted by Decision No 22/94 (OJ L 325, 17.12.1994, p. 74 and EEA Supplement No 50, 17.12.1994, p. 72), e.i.f. 1.2.1995.

Iceland, Norway [ ]<sup>{404}</sup> shall put into effect the measures necessary to comply with this Decision as from 1 January 1995.

25d.<sup>{405}</sup> **32001 L 0018**: Directive 2001/18/EC of the European Parliament and of the Council of 12 March 2001 on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC (OJ L 106, 17.4.2001, p. 1).

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

(a) The following paragraph shall be inserted at the end of Article 30(2):

“The EFTA States shall participate fully in the work of the Committee, but shall not have the right to vote. The internal rules of procedure of the Committee shall be adjusted to give full effect to the EFTA States’ participation.”

(b) Article 23 shall be replaced by the following:

“1. Where a Contracting Party has detailed grounds for considering that a GMO as or in a product which has been properly notified and has received written consent under this Directive constitutes a risk to human health or the environment, that Contracting Party may restrict or prohibit the use and/or sale of that GMO as or in a product on its territory. The Contracting Party shall ensure that in the event of a severe risk, emergency measures, such as suspension or termination of the placing on the market, shall be applied, including information to the public.

The Contracting Party shall immediately inform the other Contracting Parties through the EEA Joint Committee of actions taken under this Article and give reasons for its decision.

2. If a Contracting Party so requires, consultations on the appropriateness of the measures taken shall take place in the EEA Joint Committee. Part VII of the Agreement shall apply.”

(c) The Contracting Parties agree that the Directive only covers aspects relating to the potential risks to humans, plants, animals and the environment. The EFTA States therefore reserve the right to apply their national legislation in this area in relation to other concerns than health and environment, in so far as it is compatible with this Agreement.

(d) Liechtenstein shall not be obliged to receive and/or process applications concerning the first placing on the market of GMOs (Articles 12 to 24). However, Liechtenstein shall receive all information from other Member States within the authorisation procedures as foreseen by the Directive.

25e.<sup>{406}</sup> **32002 D 0623**: Commission Decision 2002/623/EC of 24 July 2002 establishing guidance notes supplementing Annex II to Directive 2001/18/EC of the European Parliament and of the Council on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC (OJ L 200, 30.7.2002, p. 22).

25f.<sup>{407}</sup> **32002 D 0811**: Council Decision 2002/811/EC of 3 October 2002 establishing guidance notes supplementing Annex VII to Directive 2001/18/EC of the European Parliament and of the Council on the deliberate release into the environment of genetically modified organisms and repealing Council Directive 90/220/EEC (OJ L 280, 18.10.2002, p. 27).

<sup>{404}</sup> Words ‘Austria, Finland’ and ‘and Sweden’ deleted by Decision No 43/2005 (OJ L 198, 28.7.2005, p. 45 and EEA Supplement No 38, 28.7.2005, p. 26), e.i.f. 12.3.2005.

<sup>{405}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.

<sup>{406}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.

<sup>{407}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.

- 25g.<sup>{408}</sup> **32002 D 0812**: Council Decision 2002/812/EC of 3 October 2002 establishing pursuant to Directive 2001/18/EC of the European Parliament and of the Council the summary information format relating to the placing on the market of genetically modified organisms as or in products (OJ L 280, 18.10.2002, p. 37).
- 25h.<sup>{409}</sup> **32002 D 0813**: Council Decision 2002/813/EC of 3 October 2002 establishing, pursuant to Directive 2001/18/EC of the European Parliament and of the Council, the summary notification information format for notifications concerning the deliberate release into the environment of genetically modified organisms for purposes other than for placing on the market (OJ L 280, 18.10.2002, p. 62).
- 25i.<sup>{410}</sup> **32003 D 0701**: Commission Decision 2003/701/EC of 29 September 2003 establishing pursuant to Directive 2001/18/EC of the European Parliament and of the Council a format for presenting the results of the deliberate release into the environment of genetically modified higher plants for purposes other than placing on the market (OJ L 254, 8.10.2003, p. 21).
- 25j.<sup>{411}</sup> **32004 D 0204**: Commission Decision 2004/204/EC of 23 February 2004 laying down detailed arrangements for the operation of the registers for recording information on genetic modifications in GMOs, provided for in Directive 2001/18/EC of the European Parliament and of the Council (OJ L 65, 3.3.2004, p. 20).
- 25k.<sup>{412}</sup> **32009 D 0770**: Commission Decision 2009/770/EC of 13 October 2009 establishing standard reporting formats for presenting the monitoring results of the deliberate release into the environment of genetically modified organisms, as or in products, for the purpose of placing on the market, pursuant to Directive 2001/18/EC of the European Parliament and of the Council (OJ L 275, 21.10.2010, p. 9).

## V. WASTE

26. [ ] <sup>{413}</sup>
27. [ ] <sup>{414}</sup>
28. [ ] <sup>{415}</sup>
29. [ ] <sup>{416}</sup>
30. [ ] <sup>{417}</sup>
31. [ ] <sup>{418}</sup>
32. **386 L 0278**: Council Directive 86/278/EEC of 12 June 1986 on the protection of the environment, and in particular of the soil, when sewage sludge is used in agriculture (OJ L 181, 4.7.1986, p.6), as amended by:

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- <sup>{408}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.
- <sup>{409}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.
- <sup>{410}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.
- <sup>{411}</sup> Point inserted by Decision No 127/2007 (OJ L 47, 21.2.2008, p. 58 and EEA Supplement No 9, 21.2.2008, p. 44), e.i.f. 1.11.2010.
- <sup>{412}</sup> Point inserted by Decision No 117/2012 (OJ L 270, 4.10.2012, p. 40 and EEA Supplement No 56, 4.10.2012, p. 42), e.i.f. 16.6.2012.
- <sup>{413}</sup> Text of point 26 (Council Directive 75/439/EEC) deleted by Decision No 85/2011 (OJ L 262, 6.10.2011, p. 57 and EEA Supplement No 54, 6.10.2011, p. 71), e.i.f. 1.11.2012.
- <sup>{414}</sup> Text of point 27 (Council Directive 75/442/EEC) replaced by Decision No 35/2007 (OJ L 209, 9.8.2007, p. 63 and EEA Supplement No 38, 9.8.2007, p. 40), e.i.f. 28.4.2007 and subsequently point 27 (Directive 2006/12/EC) deleted by Decision No 85/2011(OJ L 262, 6.10.2011, p. 57 and EEA Supplement No 54, 6.10.2011, p. 71), e.i.f. 1.11.2012.
- <sup>{415}</sup> Text of point 28 (Council Directive 78/176/EEC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.
- <sup>{416}</sup> Text of point 29 (Council Directive 78/319/EEC) and adaptation text deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.
- <sup>{417}</sup> Text of point 30 (Council Directive 82/883/EEC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.
- <sup>{418}</sup> Indent added by Decision No 43/2005 (OJ L 198, 28.7.2005, p. 45 and EEA Supplement No 38, 28.7.2005, p. 26), e.i.f. 12.3.2005 subsequently text of point 31 (Council Directive 84/631/EEC) and adaptation text deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.



-<sup>{419}</sup> **1 94 N**: Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments of the Treaties on which the European Union is founded (OJ C 241, 29.8.1994, p. 21 as amended by OJ L 1, 1.1.1995, p. 1).

32a. [ ] <sup>{420}</sup>

32aa.<sup>{421}</sup> **32000 D 0532**: Commission Decision 2000/532/EC of 3 May 2000 replacing Decision 94/3/EC establishing a list of wastes pursuant to Article 1(a) of Council directive 75/442/EEC on waste and Council Decision 94/904/EC establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive 91/689/EEC on hazardous waste (OJ L 226, 6.9.2000, p. 3), as amended by:

- **32001 D 0118**: Commission Decision 2001/118/EC of 16 January 2001 (OJ L 47 of 16.2.2001, p. 1),

- **32001 D 0119**: Commission Decision 2001/119/EC of 22 January 2001 (OJ L 47 of 16.2.2001, p. 32),

-<sup>{422}</sup> **32001 D 0573**: Council Decision 2001/573/EC of 23 July 2001 (OJ L 203, 28.7.2001, p. 18),

-<sup>{423}</sup> **32014 D 0955**: Commission Decision 2014/955/EU of 18 December 2014 (OJ L 370, 30.12.2014, p. 44), as corrected by OJ L 40, 17.2.2017, p. 78.

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

Liechtenstein may, for hazardous waste which is disposed of or recovered in Switzerland, apply Swiss regulations concerning hazardous waste which are applicable in Liechtenstein under the Treaty of 29 March 1923 regarding the inclusion of the Principality of Liechtenstein in the Swiss Customs Union, considering that these regulations guaranteed an equivalent level of environmental protection as laid down in Council Directive 75/442/EEC as amended by Directive 91/156/EEC, in Council Directive 91/689/EEC, and mentioned by Regulation (EC) No 1013/2006 of the European Parliament and of the Council. <sup>{424}</sup>

32ab. [ ] <sup>{425}</sup>

32b. [ ] <sup>{426}</sup>

<sup>{419}</sup> Indent, and words: “, as amended by:” above, added by Decision No 43/2005 (OJ L 198, 28.7.2005, p. 45 and EEA Supplement No 38, 28.7.2005, p. 26), e.i.f. 12.3.2005.

<sup>{420}</sup> Point inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994, and subsequently point 32a (Council Directive 91/689/EEC) deleted by Decision No 85/2011 (OJ L 262, 6.10.2011, p. 57 and EEA Supplement No 54, 6.10.2011, p. 71), e.i.f. 1.11.2012.

<sup>{421}</sup> Text of point 32aa (Council Decision 94/904/EC) replaced by Decision No 9/2002 (OJ L 88, 4.4.2002, p. 20 and EEA Supplement No 18, 4.4.2002, p. 12), e.i.f. 2.2.2002.

<sup>{422}</sup> Indent added by Decision No 40/2002 (OJ L 154, 13.6.2002, p. 27 and EEA Supplement No 29, 13.6.2002, p. 20), e.i.f. 20.4.2002.

<sup>{423}</sup> Indent added by Decision No 194/2015 (OJ L 8, 12.1.2017, p. 31 and EEA Supplement No 3, 12.1.2017, p. 26), e.i.f. 11.7.2015. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 7.7.2017.

<sup>{424}</sup> The words “and mentioned by Council Regulation (EEC) No 259/93” replaced by the words “and mentioned by Regulation (EC) No 1013/2006 of the European Parliament and of the Council” by Decision No 73/2008 (OJ L 257, 25.9.2008, p. 37 and EEA Supplement No 58, 25.9.2008, p. 19), e.i.f. 1.4.2010.

<sup>{425}</sup> Point inserted by Decision No 71/97 (OJ L 30, 5.2.1998, p. 44 and EEA Supplement No 5, 5.2.1998 p. 180), e.i.f. 5.10.1997 subsequently text of point 32ab (Commission Decision 96/302/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{426}</sup> Point inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994. Text of point 32b (Council Directive 92/112/EEC) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

32c.<sup>{427}</sup> **32006 R 1013**: Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste (OJ L 190, 12.7.2006, p. 1), as amended by:

- <sup>{428}</sup> **32007 R 1379**: Commission Regulation (EC) No 1379/2007 of 26 November 2007 (OJ L 309, 27.11.2007, p. 7),
- <sup>{429}</sup> **32008 R 0669**: Commission Regulation (EC) No 669/2008 of 15 July 2008 (OJ L 188, 16.7.2008, p. 7),
- <sup>{430}</sup> **32009 R 0308**: Commission Regulation (EC) No 308/2009 of 15 April 2009 (OJ L 97, 16.4.2009, p. 8),
- <sup>{431}</sup> **32011 R 0664**: Commission Regulation (EU) No 664/2011 of 11 July 2011 (OJ L 182, 12.7.2011, p. 2),
- <sup>{432}</sup> **32010 R 0413**: Commission Regulation (EU) No 413/2010 of 12 May 2010 (OJ L 119, 13.5.2010, p. 1),
- <sup>{433}</sup> **32009 L 0031**: Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 (OJ L 140, 5.6.2009, p. 114),
- <sup>{434}</sup> **32012 R 0135**: Commission Regulation (EU) No 135/2012 of 16 February 2012 (OJ L 46, 17.2.2012, p. 30),
- <sup>{435}</sup> **32013 R 0255**: Commission Regulation (EU) No 255/2013 of 20 March 2013 (OJ L 179, 21.3.2013, p. 19),
- <sup>{436}</sup> **32014 R 0660**: Regulation (EU) No 660/2014 of the European Parliament and of the Council of 15 May 2014 (OJ L 189, 27.6.2014, p. 135),
- <sup>{437}</sup> **32014 R 1234**: Commission Regulation (EU) No 1234/2014 of 18 November 2014 (OJ L 332, 19.11.2014, p. 15),
- <sup>{438}</sup> **32015 R 2002**: Commission Regulation (EU) 2015/2002 of 10 November 2015 (OJ L 294, 11.11.2015, p. 1),
- <sup>{439}</sup> **32013 R 1257**: Regulation (EU) No 1257/2013 of the European Parliament and of the Council of 20 November 2013 (OJ L 330, 10.12.2013, p. 1).

The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Latvia (Annex VIII, Chapter 10, Section B, point 1), Hungary (Annex X, Chapter 8, Section A, point 1), Malta (Annex XI, Chapter 10, Section B, point 1), Poland (Annex XII, Chapter 13, Section B, point 1) and

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<sup>{427}</sup> Text of point 32c (Council Regulation (EEC) No 259/93) inserted by Decision No 7/94 (OJ L 160, 28.6.1994, p. 1 and EEA Supplement No 17, 28.6.1994, p. 1), e.i.f. 1.7.1994, and consequently replaced by Decision No 73/2008 (OJ L 257, 25.9.2008, p. 37 and EEA Supplement No 58, 25.9.2008, p. 19), e.i.f. 1.4.2010.

<sup>{428}</sup> Indent, and words “, as amended by:” above, added by Decision No 122/2008 (OJ L 339, 18.12.2008, p. 114 and EEA Supplement No 79, 18.12.2008, p. 23), e.i.f. 1.4.2010.

<sup>{429}</sup> Indent added by Decision No 52/2009 (OJ L 162, 25.6.2009, p. 34 and EEA Supplement No 33, 25.6.2009, p. 23), e.i.f. 1.4.2010.

<sup>{430}</sup> Indent added by Decision No 150/2009 (OJ L 62, 11.3.2010, p. 51 and EEA Supplement No 12, 11.3.2010, 50), e.i.f. 1.4.2010.

<sup>{431}</sup> Indent added by Decision No 70/2012 (OJ L 207, 2.8.2012, p. 49 and EEA Supplement No 43, 2.8.2012, p. 60), e.i.f. 31.3.2012.

<sup>{432}</sup> Indent added by Decision No 97/2012 (OJ L 248, 13.9.2012, p. 35 and EEA Supplement No 50, 13.9.2012, p. 40), e.i.f. 1.5.2012.

<sup>{433}</sup> Indent added by Decision No 115/2012 (OJ L 270, 4.10.2012, p. 38 and EEA Supplement No 56, 4.10.2012, p. 39), e.i.f. 1.6.2013.

<sup>{434}</sup> Indent added by Decision No 27/2013 (OJ L 144, 30.5.2013, p. 33 and EEA Supplement No 31, 30.5.2013, p. 38), e.i.f. 2.2.2013.

<sup>{435}</sup> Indent added by Decision No 209/2013 (OJ L 92, 27.3.2014, p. 35 and EEA Supplement No 19, 27.3.2014, p. 39), e.i.f. 9.11.2013.

<sup>{436}</sup> Indent added by Decision No 230/2015 (OJ L 85, 30.3.2017, p. 57 and EEA Supplement No 19, 30.3.2017, p. 56), e.i.f. 1.8.2016.

<sup>{437}</sup> Indent added by Decision No 230/2015 (OJ L 85, 30.3.2017, p. 57 and EEA Supplement No 19, 30.3.2017, p. 56), e.i.f. 1.8.2016.

<sup>{438}</sup> Indent added by Decision No 101/2016 (OJ L 300, 16.11.2017, p. 62 and EEA Supplement No 73, 16.11.2017, p. 67), e.i.f. 30.4.2016.

<sup>{439}</sup> Indent added by Decision No 257/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 6.12.2018.

Slovakia (Annex XIV, Chapter 9, Section B, point 1) concerning Regulation (EEC) No 259/93 shall apply *mutatis mutandis*.

The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 1) and Romania (Annex VII, Chapter 9, Section B, point 1) concerning Regulation (EEC) No 259/93 shall apply *mutatis mutandis*.

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

- (a) As regards exports of waste for recovery (Title IV, Chapter 2 of the Regulation), Liechtenstein shall be deemed to be a country to which the OECD Decision applies.
- (b) For hazardous waste which is disposed of or recovered in Switzerland, Liechtenstein may use the Swiss notification and movement documents instead of the standard forms annexed to the Regulation.
- (c) In Article 2(29) the words “or into the territory of the EFTA States” shall be added after the words “customs territory of the Community”.

32ca. [ ] {440}

32cb. {441} **32007 R 1418**: Commission Regulation (EC) No 1418/2007 of 29 November 2007 concerning the export for recovery of certain waste listed in Annex III or IIIA to Regulation (EC) No 1013/2006 of the European Parliament and of the Council to certain countries to which the OECD Decision on the control of transboundary movements of wastes does not apply (OJ L 316, 4.12.2007, p. 6), as amended by:

-{442} **32008 R 0740**: Commission Regulation (EC) No 740/2008 of 29 July 2008 (OJ L 201, 30.7.2008, p. 36),

-{443} **32009 R 0967**: Commission Regulation (EC) No 967/2009 of 15 October 2009 (OJ L 271, 16.10.2009, p. 12),

-{444} **32010 R 0837**: Commission Regulation (EU) No 837/2010 of 23 September 2010 (OJ L 250, 24.9.2010, p. 1),

-{445} **32011 R 0661**: Commission Regulation (EU) No 661/2011 of 8 July 2011 (OJ L 181, 9.7.2011, p. 22),

-{446} **32012 R 0674**: Commission Regulation (EU) No 674/2012 of 23 July 2012 (OJ L 196, 24.7.2012, p. 12),

-{447} **32013 R 0057**: Commission Regulation (EU) No 57/2013 of 23 January 2013 (OJ L 21, 24.1.2013, p. 17),

-{448} **32013 R 0519**: Commission Regulation (EU) No 519/2013 of 21 February 2013 (OJ L 158, 10.6.2013, p. 74),

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{440} Text of point 32ca (Commission Decision 94/774/EC) inserted by Decision No 34/2000 (OJ L 141, 15.6.2000, p. 60 and EEA Supplement No 27, 15.6.2000, p. 13), e.i.f. 1.4.2000, and subsequently deleted by Decision No 73/2008 (OJ L 257, 25.9.2008, p. 37 and EEA Supplement No 58, 25.9.2008, p. 19), e.i.f. 1.4.2010.

{441} Point inserted by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{442} Indent added by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{443} Indent added by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{444} Indent added by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{445} Indent added by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{446} Indent added by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{447} Indent added by Decision No 32/2014 (OJ L 211, 17.7.2014, p. 41 and EEA Supplement No 42, 17.7.2014, p. 38), e.i.f. 15.2.2014.

{448} Indent added by Decision No 159/2014 (OJ L 15, 22.1.2015, p. 87 and EEA Supplement No 5, 22.1.2015, p. 10), e.i.f. pending; it shall apply from 9.7.2014.

-{<sup>449</sup>} **32014 R 0733**: Commission Regulation (EU) No 733/2014 of 24 June 2014 (OJ L 197, 4.7.2014, p. 10).

32d.{<sup>450</sup>} **399 L 0031**: Council Directive 1999/31/EC of 26 April 1999 on the landfill of waste (OJ L 182, 16.7.1999, p. 1), as amended by:

-{<sup>451</sup>} **32011 L 0097**: Council Directive 2011/97/EU of 5 December 2011 (OJ L 328, 10.12.2011, p. 49).

{<sup>452</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 16 April 2003 for Estonia (Annex VI, Chapter 9, Section B), Latvia (Annex VIII, Chapter 10, Section B, point 3) and Poland (Annex XII, Chapter 13, Section B, point 3) shall apply.

{<sup>453</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 3) and Romania (Annex VII, Chapter 9, Section B, point 3) shall apply.

{<sup>454</sup>}The transitional arrangements set out in the Annexes to the Act of Accession of 9 December 2011 for Croatia (Annex V, Chapter 10, Section III) shall apply.

32da.{<sup>455</sup>}**32000 D 0738**: Commission Decision 2000/738/EC of 17 November 2000 concerning a questionnaire for Member States reports on the implementation of Directive 1999/31/EC on landfill of waste (OJ L 298, 25.11.2000, p. 24).

32db.{<sup>456</sup>}**32003 D 0033**: Council Decision 2003/33/EC of 19 December 2002 establishing criteria and procedures for the acceptance of waste at landfills pursuant to Article 16 of and Annex II to Directive 1999/31/EC (OJ L 11, 16.1.2003, p. 27).

32e.{<sup>457</sup>} **32000 L 0053**: Directive 2000/53/EC of the European Parliament and of the Council of 18 September 2000 on end-of life vehicles (OJ L 269, 21.10. 2000, p. 34), as amended by:

-{<sup>458</sup>} **32002 D 0525**: Commission Decision 2002/525/EC of 27 June 2002 (OJ L 170, 29.6.2002, p. 81),

-{<sup>459</sup>} **32005 D 0438**: Commission Decision 2005/438/EC of 10 June 2005 (OJ L 152, 15.6.2005,

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{<sup>449</sup>} Indent added by Decision No 296/2014 (OJ L 311, 26.11.2015, p. 51 and EEA Supplement No 71, 26.11.2015, p. 50), e.i.f. 13.12.2014.

{<sup>450</sup>} Text of point 32d inserted by Decision No 56/2001 (OJ L 165, 21.6.2001, p. 62 and EEA Supplement No 32, 21.6.2001, p. 3), e.i.f. 1.4.2002.

{<sup>451</sup>} Indents and words “, as amended by” added by Decision No 28/2013 (OJ L 144, 30.5.2013, p. 34 and EEA Supplement No 31, 30.5.2013, p. 39), e.i.f. 2.2.2013.

{<sup>452</sup>} Text added by the 2004 EEA Enlargement Agreement (OJ L 130, 29.4.2004, p. 3 and EEA Supplement No 23, 29.4.2004, p. 1), e.i.f. 1.5.2004.

{<sup>453</sup>} Text added by the 2007 EEA Enlargement Agreement (OJ L 221, 25.8.2007 and EEA Supplement No 39, 26.7.2008), provisionally applicable as of 1.8.2007, e.i.f. 9.11.2011, the words “or, as the case may be, to the Protocol of Accession of 25 April 2005” subsequently deleted by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

{<sup>454</sup>} Sentence added by the 2014 EEA Enlargement Agreement (OJ L 170, 11.6.2014, p. 5 and EEA Supplement No 58, 9.10.2014, p. 1), provisionally applicable as of 12.4.2014, e.i.f. pending.

{<sup>455</sup>} Point inserted by Decision No 122/2001 (OJ L 322, 6.12.2001, p. 38 and EEA Supplement No 60, 6.12.2001, p. 35), e.i.f. 29.9.2001.

{<sup>456</sup>} Text of point 32db inserted by Decision No 92/2003 (OJ L 272, 23.10.2003, p. 28 and EEA Supplement No 54, 23.20.2003, p. 7), e.i.f. 12.7.2003.

{<sup>457</sup>} Former point 32db inserted by Decision No 162/2001 (OJ L 65, 7.3.2002, p. 42 and EEA Supplement No 13, 7.3.2002, p.24), e.i.f. 1.8.2002, as corrected by a Corrigendum published in the EEA Supplement No 44, 5.9.2002, p. 26 and subsequently renumbered 32e by Decision No 92/2003 (OJ L 272, 23.10.2003, p. 28 and EEA Supplement No 54, 23.20.2003, p. 7), e.i.f. 12.7.2003.

{<sup>458</sup>} Indent and words “, as amended by:” above, added by Decision No 56/2003 (OJ L 193, 31.7.2003, p. 36 and EEA Supplement No 39, 31.7.2003, p. 22), e.i.f. 17.5.2003.

{<sup>459</sup>} Indent added by Decision No 36/2006 (OJ L 147, 1.6.2006, p. 55 and EEA Supplement No 28, 1.6.2006, p. 22), e.i.f. 11.3.2006.

p. 19),

-<sup>{460}</sup> **32005 D 0673**: Council Decision 2005/673/EC of 20 September 2005 (OJ L 254, 30.9.2005, p. 69),

-<sup>{461}</sup> **32010 D 0115**: Commission Decision 2010/115/EU of 23 February 2010 (OJ L 48, 25.2.2010, p. 12),

-<sup>{462}</sup> **32008 L 0112**: Directive 2008/112/EC of the European Parliament and of the Council (OJ L 345, 23.12.2008, p. 68),

-<sup>{463}</sup> **32011 L 0037**: Commission Directive 2011/37/EU of 30 March 2011 (OJ L 85, 31.3.2011, p. 3),

-<sup>{464}</sup> **32013 L 0028**: Commission Directive 2013/28/EU of 17 May 2013 (OJ L 135, 22.5.2013, p. 14),

-<sup>{465}</sup> **32016 L 0774**: Commission Directive (EU) 2016/774 of 18 May 2016 (OJ L 128, 19.5.2016, p. 4),

-<sup>{466}</sup> **32017 L 2096**: Commission Directive (EU) 2017/2096 of 15 November 2017 (OJ L 299, 16.11.2017, p. 24).

32ea.<sup>{467}</sup> **32001 D 0753**: Commission Decision 2001/753/EC of 17 October 2001 concerning a questionnaire for Member States reports on the implementation of Directive 2000/53/EC of the European Parliament and of the Council on end-of-life vehicles (OJ L 282, 26.10.2001, p. 77).

32eb.<sup>{468}</sup> **32002 D 0151**: Commission Decision 2002/151/EC of 19 February 2002 on minimum requirements for the certificate of destruction issued in accordance with Article 5(3) of Directive 2000/53/EC of the European Parliament and of Council on end-of-life vehicles (OJ L 50, 21.2.2002, p. 94).

32ec.<sup>{469}</sup> **32003 D 0138**: Commission Decision 2003/138/EC of 27 February 2003 establishing component and material coding standards for vehicles pursuant to Directive 2000/53/EC of the European Parliament and of the Council on end-of-life vehicles (OJ L 53, 28.2.2003, p. 58).

32ed.<sup>{470}</sup> **32005 D 0293**: Commission Decision 2005/293/EC of 1 April 2005 laying down detailed rules on the monitoring of the reuse/recovery and reuse/recycling targets set out in Directive 2000/53/EC of the European Parliament and of the Council on end-of-life vehicles (OJ L 94, 13.4.2005, p. 30).

32f. [ ] <sup>{471}</sup>

<sup>{460}</sup> Indent added by Decision No 50/2006 (OJ L 175, 9.29.6.2006, p. 100 and EEA Supplement No 34, 29.6.2006, p. 12), e.i.f. 29.4.2006.

<sup>{461}</sup> Indent added by Decision No 42/2011 (OJ L 171, 30.6.2011, p. 43 and EEA Supplement No 37, 30.6.2011, p. 51), e.i.f. 2.4.2011.

<sup>{462}</sup> Indent added by Decision No 106/2012 (OJ L 270, 4.10.2012, p. 6 and EEA Supplement No 56, 4.10.2012, p. 8), e.i.f. 1.2.2013.

<sup>{463}</sup> Indent added by Decision No 187/2012 (OJ L 341, 13.12.2012, p. 41 and EEA Supplement No 70, 13.12.2012, p. 49), e.i.f. 1.11.2012.

<sup>{464}</sup> Indent added by Decision No 103/2014 (OJ L 310, 30.10.2014, p. 72 and EEA Supplement No 63, 30.10.2014, p. 61), e.i.f. 17.05.2014.

<sup>{465}</sup> Indent added by Decision No 196/2016 (OJ L 80, 22.3.2018, p. 41 and EEA Supplement No 19, 22.3.2018, p. 55), e.i.f. 24.9.2016.

<sup>{466}</sup> Indent added by Decision No 75/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 24.3.2018.

<sup>{467}</sup> Former point 32dc inserted by Decision No 15/2003 (OJ L 94, 10.4.2003, p. 71 and EEA Supplement No 19, 10.4.2003, p. 18), e.i.f. 1.2.2003, and subsequently renumbered 32ea by Decision No 92/2003 (OJ L 272, 23.10.2003, p. 28 and EEA Supplement No 54, 23.10.2003, p. 7), e.i.f. 12.7.2003.

<sup>{468}</sup> Former point 32dd inserted by Decision No 15/2003 (OJ L 94, 10.4.2003, p. 71 and EEA Supplement No 19, 10.4.2003, p. 18), e.i.f. 1.2.2003 and subsequently renumbered 32eb by Decision No 92/2003 (OJ L 272, 23.10.2003, p. 28 and EEA Supplement No 54, 23.10.2003, p. 7), e.i.f. 12.7.2003.

<sup>{469}</sup> Point inserted by Decision No 125/2003 (OJ L 331, 18.12.2003, p. 54 and EEA Supplement No 64, 18.12.2004, p. 31), e.i.f. 27.9.2003.

<sup>{470}</sup> Point inserted by Decision No 14/2006 (OJ L 92, 30.3.2006, p. 43 and EEA Supplement No 17, 30.3.2006, p. 19), e.i.f. 28.1.2006.

<sup>{471}</sup> Former point 32de inserted by Decision No 57/2003 (OJ L 193, 13.7.2003, p. 38 and EEA Supplement No 39, 13.7.2003, p. 23), e.i.f. 17.5.2003 and subsequently renumbered 32f by Decision No 92/2003 (OJ L 272, 23.10.2003, p. 28 and EEA Supplement No 54,

- 32fa.<sup>{472}</sup> **32012 L 0019**: Directive 2012/19/EU of the European Parliament and of the Council of 4 July 2012 on waste electrical and electronic equipment (WEEE) (recast) (OJ L 197, 24.7.2012, p. 38).
- 32fb.<sup>{473}</sup> **32004 D 0249**: Commission Decision 2004/249/EC of 11 March 2004 concerning a questionnaire for Member States reports on the implementation of Directive 2002/96/EC of the European Parliament and of the Council on waste electrical and electronic equipment (WEEE) (OJ L 78, 16.3.2004, p. 56).
- 32fc.<sup>{474}</sup> **32005 D 0369**: Commission Decision 2005/369/EC of 3 May 2005 laying down rules for monitoring compliance of Member States and establishing data formats for the purposes of Directive 2002/96/EC of the European Parliament and of the Council on waste electrical and electronic equipment (OJ L 119, 11.5.2005, p. 13).
- 32fd. [ ]<sup>{475}</sup>
- 32fe.<sup>{476}</sup> **32006 L 0021**: Directive 2006/21/EC of the European Parliament and of the Council of 15 March 2006 on the management of waste from extractive industries and amending Directive 2004/35/EC (OJ L 102, 11.4.2006, p. 15).
- 32fea.<sup>{477}</sup> **32009 D 0335**: Commission Decision 2009/335/EC of 20 April 2009 on technical guidelines for the establishment of the financial guarantee in accordance with Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 101, 21.4.2009, p. 25).
- 32feb.<sup>{478}</sup> **32009 D 0337**: Commission Decision 2009/337/EC of 20 April 2009 on the definition of the criteria for the classification of waste facilities in accordance with Annex III of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 102, 22.4.2009, p. 7).
- 32fec.<sup>{479}</sup> **32009 D 0358**: Commission Decision 2009/358/EC of 29 April 2009 on the harmonisation, the regular transmission of the information and the questionnaire referred to in Articles 22(1)(a) and 18 of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 110, 1.5.2009, p. 39).
- 32fed. <sup>{480}</sup> **32009 D 0359**: Commission Decision 2009/359/EC of 30 April 2009 completing the definition of inert waste in implementation of Article 22(1)(f) of Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 110, 1.5.2009, p. 46).

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23.10.2003, p. 7), e.i.f. 12.7.2003. Text of point 32f (Directive 2000/76/EC of the European Parliament and of the Council) deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.

<sup>{472}</sup> Point inserted by Decision No 82/2004 (OJ L349, 25.11.2004, p. 39 and EEA Supplement No 59, 25.11.2004, p. 15), e.i.f. 1.2.2006. Text of point 32fa (Directive 2002/96/EC of the European Parliament and of the Council) replaced by Decision No 195/2015 (OJ L 8, 12.1.2017, p. 32 and EEA Supplement No 3, 12.1.2017, p. 27), e.i.f. 1.4.2019.

<sup>{473}</sup> Point inserted by Decision No 135/2004 (OJ L 64, 10.3.2005, p. 76 and EEA Supplement No 12, 10.3.2005, p. 54), e.i.f. 25.9.2004

<sup>{474}</sup> Point inserted by Decision No 15/2006 (OJ L 92, 30.3.2006, p. 44 and EEA Supplement No 17, 30.3.2006, p. 20), e.i.f. 28.1.2006.

<sup>{475}</sup> Point 32fd (Commission Decision 2006/329/EC) inserted by Decision No 36/2007 (OJ L 209, 9.8.2007, p. 65 and EEA Supplement No 38, 9.8.2007, p. 41), e.i.f. 28.4.2007 and subsequently replaced by ( Commission Decision 2010/731/EU) Decision No 158/2011 (OJ L 76, 15.3.2012, p. 45 and EEA Supplement No 15, 15.3.2012, p. 51), e.i.f. 3.12.2011 and subsequently deleted with effect from 1.1.2013 by Decision No 150/2012 (OJ L 309, 8.11.2012, p. 35 and EEA Supplement No 63, 8.11.2012, p. 40), e.i.f. 14.7.2012.

<sup>{476}</sup> Point inserted by Decision No 18/2009 (OJ L 73, 19.3.2009, p. 57 and EEA Supplement No 16, 19.3.2009, p. 27), e.i.f. 1.8.2011.

<sup>{477}</sup> Point inserted by Decision No 71/2012 (OJ L 207, 2.8.2012, p. 50 and EEA Supplement No 43, 2.8.2012, p. 61), e.i.f. 31.3.2012.

<sup>{478}</sup> Point inserted by Decision No 71/2012 (OJ L 207, 2.8.2012, p. 50 and EEA Supplement No 43, 2.8.2012, p. 61), e.i.f. 31.3.2012.

<sup>{479}</sup> Point inserted by Decision No 71/2012 (OJ L 207, 2.8.2012, p. 50 and EEA Supplement No 43, 2.8.2012, p. 61), e.i.f. 31.3.2012.

<sup>{480}</sup> Point inserted by Decision No 71/2012 (OJ L 207, 2.8.2012, p. 50 and EEA Supplement No 43, 2.8.2012, p. 61), e.i.f. 31.3.2012.

32fee. <sup>{481}</sup>**32009 D 0360**: Commission Decision 2009/360/EC of 30 April 2009 completing the technical requirements for waste characterisation laid down by Directive 2006/21/EC of the European Parliament and of the Council concerning the management of waste from extractive industries (OJ L 110, 1.5.2009, p. 48).

32ff.<sup>{482}</sup> **32008 L 0098**: Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3), as amended by:

-<sup>{483}</sup> **32014 R 1357**: Commission Regulation (EU) No 1357/2014 of 18 December 2014 (OJ L 365, 19.12.2014, p. 89), as corrected by OJ L 42, 18.2.2017, p. 43,

-<sup>{484}</sup> **32015 L 1127**: Commission Directive (EU) 2015/1127 of 10 July 2015 (OJ L 184, 11.7.2015, p. 13), as corrected by OJ L 297, 13.11.2015, p. 9,

-<sup>{485}</sup> **32017 R 0997**: Council Regulation (EU) 2017/997 of 8 June 2017 (OJ L 150, 14.6.2017, p. 1).

32ffa.<sup>{486}</sup>**32011 R 0333**: Council Regulation (EU) No 333/2011 of 31 March 2011 establishing criteria determining when certain types of scrap metal cease to be waste under Directive 2008/98/EC of the European Parliament and of the Council (OJ L 94, 8.4.2011, p. 2).

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

In Article 2(e), and in point 6 of the Statement of Conformity set out in Annex III, the words ‘or the territories of the EFTA States’ shall be inserted after the words ‘the customs territory of the Union’.

32ffb.<sup>{487}</sup>**32012 R 1179**: Commission Regulation (EU) No 1179/2012 of 10 December 2012 establishing criteria determining when glass cullet ceases to be waste under Directive 2008/98/EC of the European Parliament and of the Council (OJ L 337, 11.12.2012, p. 31).

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

In Article 2(4), the words ‘or the territory of the EFTA States’ shall be inserted after the words ‘the customs territory of the Union’.

32ffc.<sup>{488}</sup>**32013 R 0715**: Commission Regulation (EU) No 715/2013 of 25 July 2013 establishing criteria determining when copper scrap ceases to be waste under Directive 2008/98/EC of the European Parliament and of the Council (OJ L 201, 26.7.2013, p. 14).

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

In Article 2(4), the words ‘or the territory of the EFTA States’ shall be inserted after the words ‘the customs territory of the Union’.

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<sup>{481}</sup> Point inserted by Decision No 71/2012 (OJ L 207, 2.8.2012, p. 50 and EEA Supplement No 43, 2.8.2012, p. 61), e.i.f. 31.3.2012.

<sup>{482}</sup> Point inserted by Decision No 85/2011 (OJ L 262, 6.10.2011, p. 57 and EEA Supplement No 54, 6.10.2011, p. 71), e.i.f. 1.11.2012.

<sup>{483}</sup> Indent and words “, as amended by:” added by Decision No 123/2015 (OJ L 211, 4.8.2016, p. 84 and EEA Supplement No 42, 4.8.2016, p. 81), e.i.f. 1.5.2015. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 7.7.2017.

<sup>{484}</sup> Indent added by Decision No 285/2015 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.11.2015. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 18.3.2016.

<sup>{485}</sup> Indent added by Decision No 206/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.10.2017.

<sup>{486}</sup> Point and text inserted by Decision No 138/2012 (OJ L 309, 8.11.2012, p. 20 and EEA Supplement No 63, 8.11.2012, p. 23), e.i.f. 1.4.2013.

<sup>{487}</sup> Point and text inserted by Decision No 174/2013 (OJ L 58, 27.2.2014, p. 28 and EEA Supplement No 13, 27.2.2014, p. 30), e.i.f. 9.10.2013.

<sup>{488}</sup> Point and text inserted by Decision No 142/2014 (J L 342, 27.11.2014, p. 50 and EEA Supplement No 71, 27.11.2014, p. 48), e.i.f. 28.6.2014.

32ffd.<sup>{489}</sup>**32011 D 0753**: Commission Decision 2011/753/EU of 18 November 2011 establishing rules and calculation methods for verifying compliance with the targets set in Article 11(2) of Directive 2008/98/EC of the European Parliament and of the Council (OJ L 310, 25.11.2011, p. 11).

32ffe.<sup>{490}</sup>**32013 D 0727**: Commission Implementing Decision 2013/727/EU of 6 December 2013 establishing a format for notifying the information on the adoption and substantial revisions of the waste management plans and the waste prevention programmes (OJ L 329, 10.12.2013, p. 44).

32fg.<sup>{491}</sup>**32011 D 0632**: Commission Implementing Decision 2011/632/EU of 21 September 2011 establishing a questionnaire to be used for reporting on the implementation of Directive 2000/76/EC of the European Parliament and of the Council on the incineration of waste (OJ L 247, 24.9.2011, p. 54).

32fh.<sup>{492}</sup>**32013 R 1257**: Regulation (EU) No 1257/2013 of the European Parliament and of the Council of 20 November 2013 on ship recycling and amending Regulation (EC) No 1013/2006 and Directive 2009/16/EC (OJ L 330, 10.12.2013, p. 1).

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

- (a) In Article 3(1)(10), the words “or, where applicable, in accordance with Council Directive 94/57/EC” shall be inserted after the words “Regulation (EC) No 391/2009 of the European Parliament and of the Council”.
- (b) In Articles 4 and 14, references to “relevant Union law”, “provisions of Union law” or “Union law provisions” shall be understood as referring to relevant provisions of the EEA Agreement.
- (c) In Article 16:
  - (i) in point (a) of paragraph 1, the following words shall be added after the words “Article 14(3)”:
 

“, or which are located in an EFTA State and have been notified by that EFTA State to the EFTA Surveillance Authority in accordance with Article 14(3)”;
  - (ii) in paragraph 2, the words “located in a Member State” shall be replaced by the words “located in the European Economic Area”;
  - (iii) in paragraph 6, the following subparagraph shall be added:
 

“For the purposes of this Article, the EFTA Surveillance Authority shall communicate to the Commission all relevant information it receives from an EFTA State pursuant to the first subparagraph or to Article 14.”

32fha. <sup>{493}</sup>**32015 D 2398**: Commission Implementing Decision (EU) 2015/2398 of 17 December 2015 on information and documentation related to an application for a facility located in a third country for inclusion in the European List of ship recycling facilities (OJ L 332, 18.12.2015, p. 145).

32fhb. <sup>{494}</sup>**32016 D 2321**: Commission Implementing Decision (EU) 2016/2321 of 19 December 2016 on the format of the ready for recycling certificate issued in accordance with Regulation (EU) No 1257/2013 of the European Parliament and of the Council on ship recycling (OJ L 345, 20.12.2016, p. 112).

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<sup>{489}</sup> Point inserted by Decision No 240/2014 (OJ L 230, 3.9.2015, p. 48 and EEA Supplement No 52, 3.9.2015, p. 46), e.i.f. 1.11.2014.

<sup>{490}</sup> Point inserted by Decision No 170/2015 (OJ L 341, 15.12.2016, p. 70 and EEA Supplement No 69, 15.12.2016, p. 71), e.i.f. 12.6.2015 and subsequently corrected before publication by Corrigendum of 25.9.2015.

<sup>{491}</sup> Point inserted by Decision No 150/2012 (OJ L 309, 8.11.2012, p. 35 and EEA Supplement No 63, 8.11.2012, p. 40), e.i.f. 14.7.2012.

<sup>{492}</sup> Point and adaptation text inserted by Decision No 257/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 6.12.2018.

<sup>{493}</sup> Point inserted by Decision No 260/2018 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 6.12.2018.

<sup>{494}</sup> Point inserted by Decision No 28/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.



- 32fhc.<sup>{495}</sup> **32016 D 2322**: Commission Implementing Decision (EU) 2016/2322 of 19 December 2016 on the format of the statement of completion of ship recycling required under Regulation (EU) No 1257/2013 of the European Parliament and of the Council on ship recycling (OJ L 345, 20.12.2016, p. 117).
- 32fhd.<sup>{496}</sup> **32016 D 2323**: Commission Implementing Decision (EU) 2016/2323 of 19 December 2016 establishing the European List of ship recycling facilities pursuant to Regulation (EU) No 1257/2013 of the European Parliament and of the Council on ship recycling (OJ L 345, 20.12.2016, p. 119), as amended by:
- **32018 D 0684**: Commission Implementing Decision (EU) 2018/684 of 4 May 2018 (OJ L 116, 7.5.2018, p. 47),
  - <sup>{497}</sup> **32018 D 1478**: Commission Implementing Decision (EU) 2018/1478 of 3 October 2018 (OJ L 249, 4.10.2018, p. 6),
  - <sup>{498}</sup> **32018 D 1906**: Commission Implementing Decision (EU) 2018/1906 of 30 November 2018 (OJ L 310, 6.12.2018, p. 2).
- 32fhe.<sup>{499}</sup> **32016 D 2324**: Commission Implementing Decision (EU) 2016/2324 of 19 December 2016 on the format of the report of planned start of ship recycling required under Regulation (EU) No 1257/2013 of the European Parliament and of the Council on ship recycling (OJ L 345, 20.12.2016, p.129).
- 32fhf.<sup>{500}</sup> **32016 D 2325**: Commission Implementing Decision (EU) 2016/2325 of 19 December 2016 on the format of the certificate on the inventory of hazardous materials issued in accordance with Regulation (EU) No 1257/2013 of the European Parliament and of the Council on ship recycling (OJ L 345, 20.12.2016, p. 131).

[ ]<sup>{501}</sup>

## VI. Noise

- 32g.<sup>{502}</sup> **32002 L 0049**: Directive 2002/49/EC of the European Parliament and of the Council of 25 June 2002 relating to the assessment and management of environmental noise (OJ L 189, 18.7.2002, p. 12).
- 32ga.<sup>{503}</sup> **32015 L 0996**: Commission Directive (EU) 2015/996 of 19 May 2015 establishing common noise assessment methods according to Directive 2002/49/EC of the European Parliament and of the Council (OJ L 168, 1.7.2015, p. 1) as corrected by OJ L 5, 10.1.2018, p. 35.

### *ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE*

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

33. **375 X 0436**: Council Recommendation 75/436/Euratom, ECSC, EEC of 3 March 1975 regarding cost allocation by public authorities on environmental matters (OJ L 194, 25.7.75, p.1).

<sup>{495}</sup> Point inserted by Decision No 28/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{496}</sup> Point and indent inserted by Decision No 28/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{497}</sup> Indent added by Decision No 96/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 30.3.2019.

<sup>{498}</sup> Indent added by Decision No 134/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 1.6.2019.

<sup>{499}</sup> Point inserted by Decision No 28/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{500}</sup> Point inserted by Decision No 28/2019 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 9.2.2019.

<sup>{501}</sup> Chapter 'VI NOISE', including the provisions, deleted by Decision No 149/1999 (OJ L 15, 18.1.2001, p. 47 and EEA Supplement No 3, 18.1.2001, p. 248 (Norwegian) and p. 137 (Icelandic)), e.i.f. 6.11.1999.

<sup>{502}</sup> Chapter 'VI NOISE', including the provisions, inserted by Decision No 160/2003 (OJ L 41, 12.2.2004, p. 58 and EEA Supplement No 7, 12.2.2004, p. 40), e.i.f. 1.6.2004.

<sup>{503}</sup> Point inserted by Decision No 207/2017 (OJ L [to be published] and EEA Supplement No [to be published]), e.i.f. 28.10.2017. Corrigendum to the EU act subsequently taken note of by the EEA Joint Committee on 6.7.2018.

34. **379 X 0003**: Council Recommendation 79/3/EEC of 19 December 1978 to the Member States regarding methods of evaluating the cost of pollution control to industry (OJ No L 5, 9.1.1979, p.28).
35. [ ] <sup>{504}</sup>
36. [ ] <sup>{505}</sup>
37. [ ] <sup>{506}</sup>
38. [ ] <sup>{507}</sup>
- 39.<sup>{508}</sup> **32001 H 0331**: Recommendation 2001/331/EC of the European Parliament and of the Council of 4 April 2001 providing for minimum criteria for environmental inspections in the Member States (OJ L 118, 27.4.2001, p. 41).
40. [ ] <sup>{509}</sup>
- 41.<sup>{510}</sup> **32003 H 0047**: Commission Recommendation 2003/47/EC of 15 January 2003 on the guidelines to assist a Member State in the preparation of a national emission reduction plan further to the provisions of Directive 2001/80/EC on the limitation of emissions of certain pollutants into the air from large combustion plants (OJ L 16, 22.1.2003, p. 59).
42. [ ] <sup>{511}</sup>
- 43.<sup>{512}</sup> **32006 H 0339**: Commission Recommendation 2006/339/EC of 8 May 2006 on the promotion of shore-side electricity for use by ships at berth in Community ports (OJ L 125, 12.5.2006, p. 38).

#### APPENDIX TO ANNEX XX <sup>{513}</sup> [ ]

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<sup>{504}</sup> Text of point 35 (Council Resolution of 15 July 1980) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{505}</sup> Text of point 36 (Council Resolution (89/C273/01)) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{506}</sup> Text of point 37 (Council Resolution (90/C122/02)) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{507}</sup> Text of point 38 (Communication from the Commission (SEC (89) 934 final)) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{508}</sup> Point inserted by Decision No 91/2002 (OJ L 266, 3.10.2002, p. 65 and EEA Supplement No 49, 3.10.2002, p. 48), e.i.f. 26.6.2002.

<sup>{509}</sup> Point inserted by Decision No 16/2003 (OJ L 94, 10.4.2003, p. 73 and EEA Supplement No 19, 10.4.2003, p. 19), e.i.f. 1.2.2003 subsequently text of point 40 (Commission Recommendation 2001/680/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{510}</sup> Point inserted by Decision No 130/2003 (OJ L 331, 18.12.2003, p.64 and EEA Supplement No 64, 18.12.2004, p. 36), e.i.f. 27.9.2003.

<sup>{511}</sup> Point inserted by Decision No 49/2004 (OJ L 277, 26.8.2004, p. 16 and EEA Supplement No 43, 26.8.2004, p. 15), e.i.f. 24.4.2004 subsequently text of point 42 (Commission Recommendation 2003/532/EC) deleted by Decision No 80/2013 (OJ L 291, 31.10.2013, p. 39 and EEA Supplement No 61, 31.10.2013, p. 44), e.i.f. 4.5.2013.

<sup>{512}</sup> Point inserted by Decision No 35/2008 (OJ L 182, 10.7.2008, p. 34 and EEA Supplement No 42, 10.7.2008, p. 22), e.i.f. 15.3.2008.

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<sup>{513}</sup> Heading and adaptations inserted by Decision No 57/2003 (OJ L 193, 31.7.2003, p. 38 and EEA Supplement No 39, 31.7.2003, p. 23), e.i.f. 17.5.2003. Text of Appendix to Annex XX deleted by Decision No 229/2015 (OJ L 85, 30.3.2017, p. 53 and EEA Supplement No 19, 30.3.2017, p. 52), e.i.f. 1.8.2016.