

**Annex 7
to Decision No 7/94
of the EEA Joint Committee**

ANNEX VII (MUTUAL RECOGNITION OF PROFESSIONAL QUALIFICATIONS) to the EEA Agreement shall be amended as specified below.

A. General system

1. The following new point shall be inserted after point 1 (Council Directive 89/48/EEC):

"1a. 392 L 0051: Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC (OJ No L 209, 24.7.1992, p. 25).

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

(a) Amendments to Annexes C and D according to Article 15 of the Directive shall be carried out according to the following procedures:

I. Amendments concerning courses of education and training provided in an EC Member State

1. Where the reasoned request is submitted by an EC Member State:

a) EFTA experts shall participate in the Community internal decision-making procedure provided for in Article 15 of the Directive in accordance with Article 100 of the Agreement.

b) The Community decision shall be transmitted to the EEA Joint Committee in accordance with Article 102 of the Agreement.

2. Where the reasoned request is submitted by an EFTA State:

a) The EFTA State shall submit a request for amendment to the EEA Joint Committee.

b) The EEA Joint Committee shall transmit the request to the Commission.

c) The Commission shall refer the request to the committee provided for in Article 15 of the Directive; EFTA experts shall participate in accordance with Article 100 of the Agreement.

d) The Community decision shall be transmitted to the EEA Joint Committee in accordance with Article 102 of the Agreement.

II. Amendments concerning courses of education and training provided in an EFTA State:

1. Where the reasoned request is submitted by an EFTA State:

- a) The EFTA State shall submit a request for amendment to the EEA Joint Committee.
 - b) The EEA Joint Committee shall transmit the request via the competent sub-committee to a working group, composed, for the EC side, of the members of the EC Committee established under Article 15 of the Directive and, for the EFTA side, of experts from the EFTA States.
 - c) The EEA Joint Committee shall take its decision on an amendment of Annexes C and D on the basis of the report submitted by the working group referred to in b).
2. Where the reasoned request is submitted by an EC Member State:
- a) The EC Member State shall submit its request to the Commission.
 - b) The Commission shall transmit the request to the EEA Joint Committee.
 - c) The EEA Joint Committee shall follow the procedure laid down in 1.b) and c).
- (b) The following shall be added to Annex C:

LIST OF COURSES HAVING A SPECIAL STRUCTURE AS REFERRED TO IN POINT (ii) OF THE SECOND INDENT OF THE FIRST SUBPARAGRAPH OF ARTICLE 1(a)

- (a) Under the heading "1. Paramedical and childcare training courses" the following shall be inserted:

in Austria

training for

- contact lens optician ("Kontaktlinsenoptiker")
- pedicurist ("Fusspfleger")
- acoustic-aid technician ("Hörgeräteakustiker")
- druggist ("Drogist")

which represent education and training courses of a total duration of at least fourteen years, including at least five years' training followed within a structured training framework, divided into an apprenticeship of at least three years' duration, comprising training partly received in the workplace and partly provided by a vocational training establishment, and a period of professional practice and training, culminating in a professional examination conferring the rights to exercise the profession and to train apprentices.

training for

- masseur ("Masseur")

which represents education and training courses of a total duration of fourteen years, including five years' training within a structured training framework, comprising an apprenticeship of two years' duration, a period of professional practice and training of two years' duration and a training course of one year culminating in a professional examination conferring the rights to exercise the profession and to train apprentices

--- kindergarten worker ("Kindergärtner/in")

--- child care worker ("Erzieher")

which represent education and training courses of a total duration of thirteen years, including five years of professional training in a specialized school, culminating in an examination."

(b) Under the heading "2. Master craftsman sector ("Mester/Meister/Maître") which represents education and training courses concerning skills not covered by the Directives listed in Annex A" the following shall be inserted:

"In Austria

training for

--- surgical truss maker ("Bandagist")

--- corset maker ("Miederwarenerzeuger")

--- optician ("Optiker")

--- orthopaedic shoemaker ("Orthopädienschuhmacher")

--- orthopaedic technician ("Orthopädietechniker")

--- dental technician ("Zahntechniker")

--- gardener ("Gärtner")

which represent education and training of a total duration of at least fourteen years, including at least five years' training within a structured training framework, divided into an apprenticeship of at least three years' duration, comprising training received partly in the workplace and partly provided by a vocational training establishment, and a period of professional practice and training of at least two years' duration culminating in a mastership examination conferring the rights to exercise the profession, to train apprentices and to use the title "Meister".

training for master craftsmen in the field of agriculture and forestry, namely,

--- master in agriculture ("Meister in der Landwirtschaft")

--- master in rural home economics ("Meister in der ländlichen Hauswirtschaft")

--- master in horticulture ("Meister im Gartenbau")

--- master in market gardening ("Meister im Feldgemüsebau")

- master in pomology and fruit-processing ("Meister im Obstbau und in der Obstverwertung")
- master in viniculture and wine-production ("Meister im Weinbau und in der Kellerwirtschaft")
- master in dairy farming ("Meister in der Molkerei und Käsereiwirtschaft")
- master in horse husbandry ("Meister in der Pferdewirtschaft")
- master in fishery ("Meister in der Fischereiwirtschaft")
- master in poultry farming ("Meister in der Geflügelwirtschaft")
- master in apiculture ("Meister in der Bienenwirtschaft")
- master in forestry ("Meister in der Forstwirtschaft")
- master in forestry plantation and forest management ("Meister in der Forstgarten- und Forstpflégewirtschaft")
- master in agricultural warehousing ("Meister in der landwirtschaftlichen Lagerhaltung")

These courses are of a total duration of at least fifteen years including at least six years' training followed within a structured training framework divided into an apprenticeship of at least three years' duration, comprising training partly received in the business and partly provided by a vocational training establishment, and a period of three years of professional practice culminating in a mastership examination which confers the rights to train apprentices and to use the title "Meister".

In Norway

training for:

- landscape gardener ("anleggsgartner")
- dental technician ("tanntekniker")

These courses are of a total duration of at least fourteen years, including at least five years training within a structured training framework divided into an apprenticeship of at least three years' duration, comprising training partly received in the workplace and partly provided by a vocational training establishment, and a period of professional practice and training of two years' duration, culminating in a mastership examination relating to the craft and conferring the rights to train apprentices and to use the title "Mester".

(c) "Under the heading "3. Seafaring sector" the following shall be inserted:

(i) under the subheading "(a) Sea transport":

"In Iceland

training for:

- ship's captain ("skipstjóri")
- chief mate ("stýrimaður")
- watchkeeping officer ("undirstýrimaður")
- marine engineer, first grade ("yélstjóri 1. stigs")

In Norway

training for

- master mariner/deck officer Class 1 ("skipsfører")
- chief mate/deck officer Class 2 ("overstyrmann")
- master home trade/deck officer Class 3 ("kystskipper")
- mate/watchkeeping officer/deck officer Class 4 ("styrmann")
- chief engineer officer/engineer officer Class 1 ("maskinsjef")
- second engineer officer/engineer officer Class 2 ("1. maskinist")
- solo engineer/engineer officer Class 3 ("enemaskinist")
- watchkeeping engineer/engineer officer Class 4 ("maskinoffiser")

which represents training

- in Iceland, of nine or ten years' primary schooling followed by two years' service at sea, supplemented by three years of specialized vocational training (five years for the marine engineer)
- in Norway, of nine years' primary schooling followed by a course of basic training and service at sea of three years (two and a half years for engineering officers), supplemented by
- for watchkeeping officers, one year of specialized vocational training,
- for the others, two years of specialized vocational training

and by further service at sea and which is recognized under the International STCW Convention (International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978).

In Norway

training for

- electro-automation officer (ship's electrician)("elektroautomasjonstekniker/skipselektriker")

which represents training of nine years' primary schooling followed by a two year course of basic training, supplemented by one year of practical experience and service at sea and one year of specialized vocational training."

(ii) Under the sub-heading "(b) Sea fishing":

"In Iceland

training for:

--- ship's captain ("skipstjóri")

--- chief mate ("stýrimaður")

--- watchkeeping officer ("undirstýrimaður")

which represents training of nine or ten years' primary schooling followed by two years' service at sea, supplemented by two years of specialized vocational training culminating in an examination and is recognized under the Torremolinos Convention (1977 International Convention for the Safety of Fishing Vessels)."

(iii) Under a new sub-heading "(c) Mobile drilling rig personnel":

"In Norway

training for

--- platform manager ("plattformsjef")

--- stability section manager ("stabilitetssjef")

--- control room operator ("kontrollromoperatør")

--- technical section leader ("teknisk sjef")

--- assistant technical section leader ("teknisk assistent")

which represents training of nine years' primary schooling, followed by a two year course of basic training, supplemented by at least one year's service off-shore and,

--- for the control room operator, one year of specialized vocational training

--- for the others, two and a half years of specialized vocational training."

(d) Under the heading "4. Technical sector" the following shall be inserted:

"In Austria

training for

- forester ("Förster")
- technical consulting ("Technisches Büro")
- labour leasing ("Überlassung von Arbeitskräften - Arbeitsleihe")
- employment agent ("Arbeitsvermittlung")
- investment adviser ("Vermögensberater")
- private investigator ("Berufsdetektiv")
- security guard ("Bewachungsgewerbe")
- real estate agent ("Immobilienmakler")
- real estate manager ("Immobilienverwalter")
- advertising and promotion agent ("Werbeagentur")
- building project organizer
("Bauträger/Bauorganisator/Baubetreuer")
- debt-collecting agent ("Inkassobüro/Inkassoinstitut")

which represents education and training of a total duration of at least fifteen years, comprising eight years' compulsory schooling followed by five years' secondary technical or commercial study, culminating in a technical or commercial mature level qualifying examination, supplemented by at least two years' workplace education and training culminating in a professional examination.

- insurance consultant ("Berater in Versicherungsangelegenheiten")

which represents an education and training course of a total duration of 15 years and includes six years' training followed within a structured training framework, divided into an apprenticeship of three years' duration and a three year period of professional practice and training, culminating in an examination.

- master builder/planning and technical calculation ("Planender Baumeister")
- master woodbuilder/planning and technical calculation ("Planender Zimmermeister")

which represents education and training of a total duration of at least eighteen years, including at least nine years' vocational training divided into four years' of secondary technical study and five years' of professional practice and training culminating in a professional examination conferring the rights to exercise the profession and to train apprentices, insofar as this training relates to the right to plan buildings, to make technical calculations and to supervise construction work ("the Maria Theresian privilege") ⁽¹⁾.

B. MEDICAL AND PARA-MEDICAL ACTIVITIES

⁽¹⁾ Activities relating to building and construction fall within Council Directive 64/427 of 7 July 1964 laying down detailed provisions concerning transitional measures in respect of activities of self-employed persons in manufacturing and processing industries falling within ISIC Major Groups 23-40 (Industry and small craft industries) (OJ No 117, 23.7.1964, p. 1863), as adapted for the purposes of the Agreement on the European Economic Area by Article 30 of the Agreement and point 31 of Annex VII thereto.

1. The following shall be added in point 3 (Council Directive 81/1057/EEC):

", as amended by:

393 L 0016: Council Directive 93/16/EEC of 5 April 1993 (OJ No L 165, 7.7.1993, p. 1)."

2. The acts referred to in point 4 (Council Directive 75/362/EEC and amending acts) shall be replaced by the following:

"4. 393 L 0016: Council Directive 93/16/EEC of 5 April 1993 to facilitate the free movement of doctors and the mutual recognition of their diplomas, certificates and other evidence of formal qualifications (OJ No L 165, 7.7.1993, p. 1)."

The following shall be inserted thereafter before the existing adaptations:

"Norway, by derogation from the provisions of Article 30 of Directive 93/16/EEC, as adapted for the purposes of this Agreement, shall comply with the obligations stated therein at the latest by 1 January 1995 instead of the date of entry into force of the Agreement."

3. The text of points 5 and 6 shall be deleted.
