

DECISION OF THE EEA JOINT COMMITTEE
No 37/2011

of 1 April 2011

amending Annex XIII (Transport) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XIII to the Agreement was amended by Decision of the EEA Joint Committee No 5/2011 of 11 February 2011¹.
- (2) Commission Decision 2010/409/EU of 19 July 2010 on Common Safety Targets as referred to in Article 7 of Directive 2004/49/EC of the European Parliament and of the Council² is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 42ec (Commission Regulation (EC) No 352/2009) of Annex XIII to the Agreement:

'42ed. **32010 D 0409:** Commission Decision 2010/409/EU of 19 July 2010 on Common Safety Targets as referred to in Article 7 of Directive 2004/49/EC of the European Parliament and of the Council (OJ L 189, 22.7.2010, p. 19).

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

- (a) The tables set out in the Annex to the Decision shall be supplemented as follows:

¹ OJ L 93, 7.4.2011, p. 33.

² OJ L 189, 22.7.2010, p. 19.

The following shall be added to the table in point 1.1:

| Country | NRV 1.1 ($\times 10^{-9}$) (*) | NRV 1.2 ($\times 10^{-9}$) (**) |
|-------------|----------------------------------|-----------------------------------|
| Norway (NO) | 4,91 | 0,0573 |

The following shall be added to the table in point 1.2:

| Country | NRV 2 ($\times 10^{-9}$) (*) |
|-------------|--------------------------------|
| Norway (NO) | 0,478 |

The following shall be added to the table in point 1.3:

| Country | NRV 3.1 ($\times 10^{-9}$) (*) | NRV 3.2 (**) |
|-------------|----------------------------------|--------------|
| Norway (NO) | 21 | n.a. |

The following shall be added to the table in point 1.4:

| Country | NRV 4 ($\times 10^{-9}$) (*) |
|-------------|--------------------------------|
| Norway (NO) | 3,24 |

The following shall be added to the table in point 1.5:

| Country | NRV 5 ($\times 10^{-9}$) (*) |
|-------------|--------------------------------|
| Norway (NO) | 22,6 |

The following shall be added to the table in point 1.6:

| Country | NRV 6 ($\times 10^{-9}$) (*) |
|-------------|--------------------------------|
| Norway (NO) | 55,2 |

(b) The measures laid down in this Decision shall not apply to the existing rail infrastructure in the territory of Liechtenstein.'

Article 2

The texts of Decision 2010/409/EU in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 2 April 2011, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee*.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 1 April 2011.

*For the EEA Joint Committee
The Acting President
Gianluca Grippa*

*The Secretaries
to the EEA Joint Committee
Bergdís Ellertsdóttir Peter Meyer
(Acting Secretary)*

* No constitutional requirements indicated.