

**DECISION OF THE EEA JOINT COMMITTEE****No 197/2012****of 26 October 2012****amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Decision 2010/81/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards adhesives for ceramic tiles<sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Decision 2010/82/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards decorative wallcoverings in roll and panel form<sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Decision 2010/83/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards air drying jointing compounds<sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (4) Commission Decision 2010/85/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards cementitious screeds, calcium sulphate screeds and synthetic resin floor screeds<sup>(4)</sup> is to be incorporated into the EEA Agreement.
- (5) Commission Decision 2010/679/EU of 8 November 2010 amending Decision 95/467/EC implementing Article 20(2) of Council Directive 89/106/EEC on construction products<sup>(5)</sup> is to be incorporated into the EEA Agreement.
- (6) Commission Decision 2010/683/EU of 9 November 2010 amending Decision 97/555/EC on the procedure

for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards cements, building limes and other hydraulic binders<sup>(6)</sup> is to be incorporated into the EEA Agreement.

- (7) Commission Decision 2010/737/EU of 2 December 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards steel sheets with polyester coating and with plastisol coating<sup>(7)</sup> is to be incorporated into the EEA Agreement.
- (8) Commission Decision 2010/738/EU of 2 December 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards fibrous gypsum plaster casts<sup>(8)</sup> is to be incorporated into the EEA Agreement.
- (9) Commission Decision 2011/14/EU of 13 January 2011 amending Decision 97/556/EC on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards external thermal insulation composite systems/kits with rendering (ETICS)<sup>(9)</sup> is to be incorporated into the EEA Agreement.
- (10) Commission Decision 2011/19/EU of 14 January 2011 on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards sealants for non-structural use in joints in buildings and pedestrian walkways<sup>(10)</sup> is to be incorporated into the EEA Agreement.
- (11) Commission Decision 2011/232/EU of 11 April 2011 amending Decision 2000/367/EC establishing a classification system for resistance-to-fire performance for construction products, construction works and parts thereof<sup>(11)</sup> is to be incorporated into the EEA Agreement.

<sup>(1)</sup> OJ L 38, 11.2.2010, p. 9.<sup>(2)</sup> OJ L 38, 11.2.2010, p. 11.<sup>(3)</sup> OJ L 38, 11.2.2010, p. 13.<sup>(4)</sup> OJ L 38, 11.2.2010, p. 17.<sup>(5)</sup> OJ L 292, 10.11.2010, p. 55.<sup>(6)</sup> OJ L 293, 11.11.2010, p. 60.<sup>(7)</sup> OJ L 317, 3.12.2010, p. 39.<sup>(8)</sup> OJ L 317, 3.12.2010, p. 42.<sup>(9)</sup> OJ L 10, 14.1.2011, p. 5.<sup>(10)</sup> OJ L 11, 15.1.2011, p. 49.<sup>(11)</sup> OJ L 97, 12.4.2011, p. 49.

- (12) Commission Decision 2011/246/EU of 18 April 2011 amending Decision 1999/93/EC on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards doors, windows, shutters, blinds, gates and related building hardware <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (13) Commission Decision 2011/284/EU of 12 May 2011 on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards power, control and communication cables <sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (14) Commission Implementing Decision 2012/201/EU of 26 March 2012 amending Decision 98/213/EC on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards internal partition kits <sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (15) Commission Implementing Decision 2012/202/EU of 29 March 2012 amending Decision 1999/94/EC on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards precast normal/lightweight/autoclaved aerated concrete products <sup>(4)</sup> is to be incorporated into the EEA Agreement.
- (16) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

#### Article 1

Chapter XXI of Annex II to the EEA Agreement shall be amended as follows:

- (1) the following shall be added in the 10th indent (Commission Decision 95/467/EC) of point 1 (Council Directive 89/106/EEC):
- ‘, as amended by:
- **32010 D 0679**: Commission Decision 2010/679/EU of 8 November 2010 (OJ L 292, 10.11.2010, p. 55).’;
- (2) the following shall be added in the 18th indent (Commission Decision 97/555/EC) of point 1 (Council Directive 89/106/EEC):

<sup>(1)</sup> OJ L 103, 19.4.2011, p. 114.

<sup>(2)</sup> OJ L 131, 18.5.2011, p. 22.

<sup>(3)</sup> OJ L 109, 21.4.2012, p. 20.

<sup>(4)</sup> OJ L 109, 21.4.2012, p. 22.

‘, as amended by:

— **32010 D 0683**: Commission Decision 2010/683/EU of 9 November 2010 (OJ L 293, 11.11.2010, p. 60).’;

- (3) the following shall be added in the 19th indent (Commission Decision 97/556/EC) of point 1 (Council Directive 89/106/EEC):

‘, as amended by:

— **32011 D 0014**: Commission Decision 2011/14/EU of 13 January 2011 (OJ L 10, 14.1.2011, p. 5).’;

- (4) the following shall be added in the 25th indent (Commission Decision 98/213/EC) of point 1 (Council Directive 89/106/EEC):

‘, as amended by:

— **32012 D 0201**: Commission Implementing Decision 2012/201/EU of 26 March 2012 (OJ L 109, 21.4.2012, p. 20).’;

- (5) the following shall be added in the 40th indent (Commission Decision 1999/93/EC) of point 1 (Council Directive 89/106/EEC):

‘, as amended by:

— **32011 D 0246**: Commission Decision 2011/246/EU of 18 April 2011 (OJ L 103, 19.4.2011, p. 114).’;

- (6) the following shall be added in the 41st indent (Commission Decision 1999/94/EC) of point 1 (Council Directive 89/106/EEC):

‘, as amended by:

— **32012 D 0202**: Commission Implementing Decision 2012/202/EU of 29 March 2012 (OJ L 109, 21.4.2012, p. 22).’;

- (7) the following shall be added in the 49th indent (Commission Decision 2000/367/EC) of point 1 (Council Directive 89/106/EEC):

‘, as amended by:

— **32011 D 0232**: Commission Decision 2011/232/EU of 11 April 2011 (OJ L 97, 12.4.2011, p. 49).’;

(8) the following points shall be inserted after point 2g (Commission Decision 2006/600/EC):

- 2h. **32010 D 0081**: Commission Decision 2010/81/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards adhesives for ceramic tiles (OJ L 38, 11.2.2010, p. 9).
- 2i. **32010 D 0082**: Commission Decision 2010/82/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards decorative wallcoverings in roll and panel form (OJ L 38, 11.2.2010, p. 11).
- 2j. **32010 D 0083**: Commission Decision 2010/83/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards air drying jointing compounds (OJ L 38, 11.2.2010, p. 13).
- 2k. **32010 D 0085**: Commission Decision 2010/85/EU of 9 February 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards cementitious screeds, calcium sulphate screeds and synthetic resin floor screeds (OJ L 38, 11.2.2010, p. 17).
- 2l. **32010 D 0737**: Commission Decision 2010/737/EU of 2 December 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards steel sheets with polyester coating and with plastisol coating (OJ L 317, 3.12.2010, p. 39).
- 2m. **32010 D 0738**: Commission Decision 2010/738/EU of 2 December 2010 establishing the classes of reaction-to-fire performance for certain construction products as regards fibrous gypsum plaster casts (OJ L 317, 3.12.2010, p. 42).
- 2n. **32011 D 0019**: Commission Decision 2011/19/EU of 14 January 2011 on the procedure for attesting the

conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards sealants for non-structural use in joints in buildings and pedestrian walkways (OJ L 11, 15.1.2011, p. 49).

- 2o. **32011 D 0284**: Commission Decision 2011/284/EU of 12 May 2011 on the procedure for attesting the conformity of construction products pursuant to Article 20(2) of Council Directive 89/106/EEC as regards power, control and communication cables (OJ L 131, 18.5.2011, p. 22).

#### Article 2

The texts of Decisions 2010/81/EU, 2010/82/EU, 2010/83/EU, 2010/85/EU, 2010/679/EU, 2010/683/EU, 2010/737/EU, 2010/738/EU, 2011/14/EU, 2011/19/EU, 2011/232/EU, 2011/246/EU and 2011/284/EU and Implementing Decisions 2012/201/EU and 2012/202/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 1 November 2012, provided that all the notifications under Article 103(1) of the EEA 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, 26 October 2012.

For the EEA Joint Committee

The President

Atle LEIKVOLL

(\*) No constitutional requirements indicated.