

**DECISION OF THE EEA JOINT COMMITTEE**  
**No 209/2017**

**of 15 December 2017**

**amending Annex I (Veterinary and phytosanitary matters) 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) Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pairs and the germinal products thereof and amending Regulation (EU) No 609/2014, Council Directives 89/608/EEC and 90/425/EEC and repealing certain acts in the area of animal breeding (‘Animal Breeding Regulation’)<sup>1</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2017/1116 of 10 April 2017 laying down rules for the application of Regulation (EU) 2016/1012 of the European Parliament and of the Council with regard to the model forms to be used for the information to be included in the lists of recognised breeding societies and breeding operations<sup>2</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2017/717 of 10 April 2017 laying down rules for the application of Regulation (EU) 2016/1012 of the European Parliament and of the Council with regard to the model forms of zootechnical certificates for breeding animals and their germinal products<sup>3</sup> is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2017/1422 of 4 August 2017 designating the European Union reference centre responsible for the scientific and technical contribution to the harmonisation and improvement of the methods of performance testing and genetic evaluation of purebred breeding animals of the bovine species<sup>4</sup> is to be incorporated into the EEA Agreement.
- (5) Regulation (EU) 2016/1012 repeals, with effect from 1 November 2018, Council Directives 87/328/EEC<sup>5</sup>, 88/661/EEC<sup>6</sup>, 89/361/EEC<sup>7</sup>, 90/118/EEC<sup>8</sup>, 90/119/EEC<sup>9</sup>,

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<sup>1</sup> OJ L 171, 29.6.2016, p. 66.

<sup>2</sup> OJ L 109, 26.4.2017, p. 1.

<sup>3</sup> OJ L 109, 26.4.2017, p. 9.

<sup>4</sup> OJ L 204, 5.8.2017, p. 78.

<sup>5</sup> OJ L 167, 26.6.1987, p. 54.

<sup>6</sup> OJ L 382, 31.12.1988, p. 36.

<sup>7</sup> OJ L 153, 6.6.1989, p. 30.

<sup>8</sup> OJ L 71, 17.3.1990, p. 34.

<sup>9</sup> OJ L 71, 17.3.1990, p. 36.

90/427/EEC<sup>10</sup>, 91/174/EEC<sup>11</sup> and 2009/157/EC<sup>12</sup> and Council Decision 96/463/EC<sup>13</sup>, which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement with effect from 1 November 2018.

- (6) This Decision concerns legislation regarding live animals other than fish and aquaculture animals and animal products such as ova, embryo and semen. Legislation concerning these matters shall not apply to Iceland, as specified in paragraph 2 of the Introductory Part of Chapter I of Annex I to the EEA Agreement. This Decision is therefore not to apply to Iceland.
- (7) This Decision concerns legislation regarding veterinary matters. Legislation regarding veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (8) Annex I to the EEA Agreement should therefore be amended accordingly.

HAS ADOPTED THIS DECISION:

#### *Article 1*

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

1. The following indent is added in point 2 (Council Directive 90/425/EEC) in Part 1.1:
  - ‘ **32016 R 1012**: Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 (OJ L 171, 29.6.2016, p. 66).’
2. The following is added in point 3 (Council Directive 89/608/EEC) in Part 1.1:
  - ‘, as amended by:
    - **32016 R 1012**: Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 (OJ L 171, 29.6.2016, p. 66).’
3. The following is inserted after point 7 (Council Decision 96/463/EC) in Part 2.1.:
  - ‘**All breeding animals**
  - 8. **32016 R 1012**: Regulation (EU) 2016/1012 of the European Parliament and of the Council of 8 June 2016 on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pigs and the germinal products thereof and amending Regulation (EU) No 652/2014, Council Directives 89/608/EEC and 90/425/EEC and repealing certain acts in the area of animal breeding (‘Animal Breeding Regulation’) (OJ L 171, 29.6.2016, p. 66).

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

<sup>10</sup> OJ L 224, 18.8.1990, p. 55.

<sup>11</sup> OJ L 85, 5.4.1991, p. 37.

<sup>12</sup> OJ L 323, 10.12.2009, p. 1.

<sup>13</sup> OJ L 192, 2.8.1996, p. 19.

In Annex VI the following shall be added:

“29. The territory of the Kingdom of Norway with the exception of Svalbard”

This act shall not apply to Iceland.

9. **32017 R 1422:** Commission Implementing Regulation (EU) 2017/1422 of 4 August 2017 designating the European Union reference centre responsible for the scientific and technical contribution to the harmonisation and improvement of the methods of performance testing and genetic evaluation of purebred breeding animals of the bovine species (OJ L 204, 5.8.2017, p. 78).

This act shall not apply to Iceland.’

4. The following points are inserted after point 34 (Commission Decision 2009/712/EC) in Part 2.2 of Chapter I of Annex I to the EEA Agreement:

- ‘35. **32017 R 0716:** Commission Implementing Regulation (EU) 2017/716 of 10 April 2017 laying down rules for the application of Regulation (EU) 2016/1012 of the European Parliament and of the Council with regard to the model forms to be used for the information to be included in the lists of recognised breed societies and breeding operations (OJ L 109, 26.4.2017, p. 1).

This act shall not apply to Iceland.

36. **32017 R 0717:** Commission Implementing Regulation (EU) 2017/717 of 10 April 2017 laying down rules for the application of Regulation (EU) 2016/1012 of the European Parliament and of the Council with regard to the model forms of zootechnical certificates for breeding animals and their germinal products (OJ L 109, 26.4.2017, p. 9).

This act shall not apply to Iceland.

5. The texts of points 1a (Council Directive 2009/157/EC), 2 (Council Directive 88/661/EEC), 3 (Council Directive 88/361/EEC), 4 (Council Directive 90/427/EEC), 6 (Council Directive 91/144/EEC) and 7 (Council Decision 96/463/EC) in part 2.1 and points 5 (Council Directive 87/328/EEC), 14 (Council Directive 90/118/EEC) and 15 (Council Directive 90/119/EEC) in Part 2.2, shall be deleted with effect from 1 November 2016.

#### Article 2

The texts of Regulation (EU) 2016/1012 and Implementing Regulations (EU) 2017/716, (EU) 2017/717 and (EU) 2017/1422 in the Norwegian language, 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 16 December 2017, provided that all the notifications under Article 103(1) of the EEA Agreement have been made\*.

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\* [No constitutional requirements indicated.] [Constitutional requirements indicated.]

*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, 15 December 2017.

*For the EEA Joint Committee*

*The President*

*Sabine Monauni*

*The Secretaries*

*To the EEA Joint Committee*

*Dag Wernø Holtø / Vaclav Navratil*

Provisional text