



From EU Law to EEA Law



Karoline Lumholdt Mathisen
Head of EEA Legal Coordination
EFTA Secretariat

From EU law to EEA Law

An introduction

Karoline Lumholdt Mathisen - Head of EEA Legal Coordination



From EU law to EEA law – an introduction



HOMOGENEITY



**INCORPORATION
STEP-BY-STEP**



**EEA
RESOURCES**



EEA and homogeneity

- **Homogeneity** is the main principle of the EEA Agreement
 - EEA is based on the same rules
- The different dimensions of homogeneity:
 - Judicial dimension
 - Surveillance dimension
 - Dynamic dimension
 - Art 102 EEA
- Internal market is constantly evolving





EEA relevance

- The EEA unites the three EEA EFTA States and the EU into an internal market based on the free movement of:
 - Goods
 - Services
 - Capital
 - Persons
- EEA is focused on the internal market
 - EU policies in other areas (e.g. agriculture, common trade policy etc) are outside the scope of the EEA
- Only EU legislation that falls within this scope should be incorporated





Incorporation: Main steps

- Decision shaping
- Adoption in the EU
- Assessment of acts
- Drafting stage
- Decisions adopted in the EEA Joint Committee





Formal decision-making

- EEA Joint Committee
 - Brings together the EEA EFTA States and the EU
 - EU represented by the Secretariat-General of the Commission
 - Can add legal acts to the EEA Agreement
 - Acts by consensus
- EFTA States speak with one voice
 - EFTA Standing Committee coordinates the position of the EEA EFTA States
 - Five Subcommittees
 - EFTA Working Groups and Expert Groups





Where to find EEA legal acts?

- EU legal acts become EEA legal acts upon incorporation
- Resources
 - [EEA Lex](#)
 - [Webtool](#) on how EU law becomes EEA law
 - [How to read EEA law](#)

Home > About EFTA > Legal documents > EEA Legal Texts > EEA-Lex > Factsheet - 32023R1771

Factsheet – 32023R1771

Commission Implementing Regulation (EU) 2023/1771 of 12 September 2023 amending Implementing Regulation (EU) 2017/373 as regards air traffic management and air navigation services systems and constituents and repealing Regulations (EC) No 1032/2006, (EC) No 633/2007 and (EC) No 262/2009

The timeline consists of six stages along a horizontal line with circular markers. The fifth stage, 'Incorporated into the EEA Agreement and in force', is highlighted with a red dot.

Proposed act with possible EEA relevance	Act under scrutiny by EEA EFTA	Draft Joint Committee Decision (JCD) under consideration	Entry into force of Joint Committee Decision (JCD) pending	Incorporated into the EEA Agreement and in force	Incorporated into the EEA Agreement but no longer in force
Legal status EU legal act incorporated into the EEA Agreement by a Joint Committee Decision (JCD)	Area (EEA Agreement) XIII Transport XIII.VI Civil Aviation	Joint committee decision (JCD) 162/2025	In force in the EEA Yes		

Thank you!