

EUROPEAN ECONOMIC AREA

JOINT COMMITTEE

Restricted

12 May 2014

ONE HUNDRED AND NINETY FIRST MEETING

Friday, 16 May 2014 at 10.00

*EEAS Building, Rond-Point Schuman 9A,
Block LOI, floor 4, Room A372, 1046 Brussels*

President: Mr Gianluca Grippa (European External Action Service)

EFTA Chairman: Ambassador Mr Atle Leikvoll

Draft agenda

1. Adoption of the agenda
2. Approval of the minutes of the 190th EEA Joint Committee meeting of 4 April 2014
3. Minutes of the Subcommittees I-II-III-IV meetings of 20 March 2014 and 6 May 2014
4. Decisions
 - Decision No 63/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Implementing Decision 2013/491/EU (amending Decision 2009/821/EC list of border inspection posts), Commission Implementing Decision 2013/764/EU (animal health control measures relating to classical swine fever in certain Member States)
 - Decision No 64/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Implementing Decision 2013/445/EU (amending Annex E to Council Directive 91/68/EEC model health certificates for intra-Union trade in ovine and caprine animals and the health requirements relating to scrapie)
 - Decision No 65/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Implementing Decision 2013/784/EU (amending the model health certificates I, II and III for intra-Union trade in ovine and caprine animals for slaughter, fattening and breeding set out in Annex E to Council Directive 91/68/EEC)
 - Decision No 66/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Implementing Decision 2013/709/EU (authorising a laboratory in the United States of America to carry out serological tests to monitor the effectiveness of rabies vaccines)

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- Decision No 67/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Implementing Decision 2013/706/EU (amending Annex I to Decision 2009/177/EC disease-free status of Denmark for viral haemorrhagic septicaemia and of Ireland and Northern Ireland territory of The United Kingdom for Koi herpes virus disease)
- Decision No 68/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Decision 2013/302/EU (amending Annex II to Decision 2009/861/EC transitional measures under Regulation (EC) No 853/2004 of the European Parliament and of the Council as regards the processing of non-compliant raw milk in certain milk processing establishments in Bulgaria)
- Decision No 69/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Regulation (EU) No 1079/2013 (laying down transitional measures for the application of Regulations (EC) No 853/2004 and (EC) No 854/2004 of the European Parliament and of the Council)
- Decision No 70/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Regulation (EU) No 216/2014 (amending Regulation (EC) No 2075/2005 laying down specific rules on official controls for *Trichinella* in meat)
- Decision No 71/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Implementing Regulation (EU) No 1006/2013 (authorisation of L-cystine as a feed additive for all animal species), Commission Implementing Regulation (EU) No 1014/2013 (amending Regulations (EC) No 2380/2001, (EC) No 1289/2004, (EC) No 1455/2004, (EC) No 1800/2004, (EC) No 600/2005, (EU) No 874/2010, Implementing Regulations (EU) No 388/2011, (EU) No 532/2011 and (EU) No 900/2011 name of the holder of the authorisation of certain additives in animal feed), Commission Implementing Regulation (EU) No 1016/2013 (authorisation of a preparation of a micro-organism strain DSM 11798 of the *Coriobacteriaceae* family as a feed additive for pigs), Commission Implementing Regulation (EU) No 1061/2013 (authorisation of a preparation of *Enterococcus faecium* NCIMB 10415 as a feed additive for calves, kids, cats and dogs and amending Regulation (EC) No 1288/2004), Commission Implementing Regulation (EU) No 1059/2013 (authorisation of a preparation of *Saccharomyces cerevisiae* MUCL 39885 as a feed additive for cattle for fattening) and amending Regulation (EC) No 492/2006), Commission Implementing Regulation (EU) No 1077/2013 (authorisation of a preparation of *Enterococcus faecium* NBIMCC 8270, *Lactobacillus acidophilus* NBIMCC 8242, *Lactobacillus helveticus* NBIMCC 8269, *Lactobacillus delbrueckii* ssp. *lactis* NBIMCC 8250, *Lactobacillus delbrueckii* ssp. *bulgaricus* NBIMCC 8244, and *Streptococcus thermophilus* NBIMCC 8253 as a feed additive for suckling piglets), Commission Implementing Regulation (EU) No 1101/2013 (authorisation of a preparation of *Enterococcus faecium* DSM 7134 and *Lactobacillus rhamnosus* DSM 7133 as a feed additive for calves for rearing and amending Regulation (EC) No 1288/2004)
- Decision No 72/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Regulation (EU) No 1275/2013 (amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council maximum levels for arsenic, cadmium, lead, nitrites, volatile mustard oil and harmful botanical impurities), Commission Implementing Regulation (EU) No 1334/2013 amending Regulation (EC) No 1290/2008 (name of the holder of the authorisation and as regards the recommended dose of a preparation of *Lactobacillus rhamnosus* (CNCM-I-3698) and *Lactobacillus farciminis* (CNCM-I-3699))
- Decision No 73/2014 amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement – Commission Directive 2010/60/EU (providing for certain derogations for marketing of fodder plant seed mixtures intended for use in the preservation of the natural environment)
- Decision No 74/2014 amending Annex I (Veterinary and phytosanitary matters) and Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission

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Regulation (EU) No 1019/2013 (amending Annex I to Regulation (EC) No 2073/2005 histamine in fishery products)

- Decision No 75/2014 amending Annex I (Veterinary and phytosanitary matters) and Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Regulation (EU) No 1138/2013 (amending Annexes II, III and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council maximum residue levels for bitertanol, chlorfenvinphos, dodine and vinclozolin in or on certain)
- Decision No 76/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Directive 2013/60/EU (amending for the purposes of adapting to technical progress, Directive 97/24/EC of the European Parliament and of the Council on certain components and characteristics of two or three-wheel motor vehicles, Directive 2002/24/EC of the European Parliament and of the Council relating to the type-approval of two or three-wheel motor vehicles and Directive 2009/67/EC of the European Parliament and of the Council on the installation of lighting and light-signalling devices on two- or three-wheel motor vehicles)
- Decision No 77/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Regulation (EU) No 1017/2013 (refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health), Commission Regulation (EU) No 1018/2013 (amending Regulation (EU) No 432/2012 establishing a list of permitted health claims made on foods other than those referring to the reduction of disease risk and to children's development and health), Commission Regulation (EU) No 1069/2013 (amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council the use of sodium phosphates (E 339) in natural casings for sausages), Commission Regulation (EU) No 1067/2013 (amending Regulation (EC) No 1881/2006 maximum levels of the contaminants dioxins, dioxin-like PCBs and non-dioxin-like PCBs in liver of terrestrial animals), Commission Regulation (EU) No 1066/2013 (refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health), Commission Recommendation 2013/165/EU (on the presence of T-2 and HT-2 toxin in cereals and cereal products)
- Decision No 78/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Regulation (EU) No 1274/2013 (amending and correcting Annexes II and III to Regulation (EC) No 1333/2008 of the European Parliament and of the Council and the Annex to Commission Regulation (EU) No 231/2012), Commission Regulation (EU) No 59/2014 (amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council (use of sulphur dioxide — sulphites (E 220-228) in aromatised wine-based products)
- Decision No 79/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Recommendation 2013/647/EU (on investigations into the levels of acrylamide in food)
- Decision No 80/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Implementing Regulation (EU) No 1056/2013 (amending the Annex to Regulation (EU) No 37/2010 pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance neomycin), Commission Implementing Regulation (EU) No 1057/2013 (amending the Annex to Regulation (EU) No 37/2010 pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance manganese carbonate)
- Decision No 81/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Implementing Regulation (EU) No 1235/2013

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(amending the Annex to Regulation (EU) No 37/2010 pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance diclazuril)

- Decision No 82/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Implementing Decision 2013/196/EU (amending Implementing Decision 2012/715/EU establishing a list of third countries with a regulatory framework applicable to active substances for medicinal products for human use and the respective control and enforcement activities ensuring a level of protection of public health equivalent to that in the Union)
- Decision No 83/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Regulation (EU) No 1272/2013 (amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards polycyclic aromatic hydrocarbons)
- Decision No 84/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Decision 2013/121/EU (safety requirements to be met by European standards for certain seats for children pursuant to Directive 2001/95/EC of the European Parliament and of the Council on general product safety)
- Decision No 85/2014 amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement – Commission Regulation (EU) No 681/2013 (amending part III of Annex II to Directive 2009/48/EC of the European Parliament and of the Council (safety of toys))
- Decision No 86/2014 amending Annex II (Technical regulations, standards, testing and certification) and Annex IV (Energy) to the EEA Agreement – Commission Regulation (EU) No 4/2014 (amending Regulation (EC) No 640/2009 implementing Directive 2005/32/EC of the European Parliament and of the Council (ecodesign requirements for electric motors))
- ~~• Decision No 87/2014 amending Annex IX (Financial Services) to the EEA Agreement – Directive 2013/14/EU of the European Parliament and of the Council (amending Directive 2003/41/EC activities and supervision of institutions for occupational retirement provision, Directive 2009/65/EC coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) and Directive 2011/61/EU Alternative Investment Funds Managers in respect of over reliance on credit ratings)~~
- Decision No 88/2014 amending Annex XIII (Transport) to the EEA Agreement - Regulation (EC) No 1071/2009 of the European Parliament and of the Council (establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator and repealing Council Directive 96/26/EC), Regulation (EC) No 1073/2009 of the European Parliament and of the Council (common rules for access to the international market for coach and bus services, and amending Regulation (EC) No 561/2006), Regulation (EC) No 1072/2009 of the European Parliament and of the Council (common rules for access to the international road haulage market)
- Decision No 89/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Regulation (EU) No 611/2012 (amending Annex II to Regulation (EC) No 1073/2009 of the European Parliament and of the Council common rules for access to the international market for coach and bus services), Commission Regulation (EU) No 612/2012 (amending Annexes II and III to Regulation (EC) No 1072/2009 of the European Parliament and of the Council common rules for access to the international road haulage market), Commission Regulation (EU) No 613/2012 (amending Annex III to Regulation (EC) No 1071/2009 of the European Parliament and of the Council establishing common rules concerning the conditions to be complied with to pursue the occupation of road transport operator)

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- Decision No 90/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Decision 2009/992/EU (on minimum requirements for the data to be entered in the national electronic register of road transport undertakings)
- Decision No 91/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Regulation (EU) No 1213/2010 (establishing common rules concerning the interconnection of national electronic registers on road transport undertakings)
- Decision No 92/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Regulation (EU) No 1236/2013 (technical specification for interoperability relating to the subsystem 'rolling stock - freight wagons' of the rail system in the European Union and amending Regulation (EU) No 321/2013), Commission Decision 2013/710/EU (amending Decision 2012/757/EU technical specification for interoperability relating to the 'operation and traffic management' subsystem of the rail system in the European Union), Commission Regulation (EU) No 1273/2013 (amending Regulation (EU) No 454/2011 technical specification for interoperability relating to the subsystem 'telematics applications for passenger services' of the trans-European rail system)
- Decision No 93/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Implementing Decision 2013/753/EU (amending Decision 2012/226/EU second set of common safety targets for the rail system)
- Decision No 94/2014 amending Annex XIII (Transport) to the EEA Agreement - Regulation (EU) No 530/2012 of the European Parliament and of the Council (accelerated phasing-in of double-hull or equivalent design requirements for single-hull oil tankers)
- Decision No 95/2014 amending Annex XIII (Transport) to the EEA Agreement - Regulation (EU) No 996/2010 of the European Parliament and of the Council (investigation and prevention of accidents and incidents in civil aviation and repealing Directive 94/56/EC)
- Decision No 96/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Decision 2012/780/EU (access rights to the European Central Repository of Safety Recommendations and their responses established by Article 18(5) of Regulation (EU) No 996/2010 of the European Parliament and of the Council on the investigation and prevention of accidents and incidents in civil aviation and repealing Directive 94/56/EC)
- Decision No 97/2014 amending Annex XIII (Transport) to the EEA Agreement - Commission Implementing Regulation (EU) No 1103/2013 (amending Regulation (EU) No 185/2010 recognising the equivalence of security standards of third countries), Commission Implementing Regulation (EU) No 1116/2013 (amending Regulation (EU) No 185/2010 clarification, harmonisation and simplification of certain specific aviation security measures), Commission Implementing Decision 2013/7275/EU (amending Commission Decision C(2010) 774 clarification, harmonisation and simplification of certain specific aviation security measures)
- Decision No 98/2014 amending Annex XV (State Aid) to the EEA Agreement - Commission Regulation (EU) No 1407/2013 (on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to *de minimis* aid)
- Decision No 99/2014 amending Annex XVI (Procurement) to the EEA Agreement - Commission Regulation (EU) No 1336/2013 (amending Directives 2004/17/EC, 2004/18/EC and 2009/81/EC of the European Parliament and of the Council in respect of the application thresholds for the procedures for the awards of contract)
- Decision No 100/2014 amending Annex XX (Environment) to the EEA Agreement - Commission Decision 2013/131/EU (establishing the user's guide setting out the steps needed to participate in EMAS, under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS))

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- Decision No 101/2014 amending Annex XX (Environment) to the EEA Agreement - Commission Decision 2013/806/EU (establishing the ecological criteria for the award of the EU Ecolabel for imaging equipment)
- Decision No 102/2014 amending Annex XX (Environment) to the EEA Agreement - Commission Regulation (EU) No 1042/2012 (amending Regulation (EU) No 1031/2010 list an auction platform to be appointed by the United Kingdom), Commission Regulation (EU) No 1143/2013 (amending Regulation (EU) No 1031/2010 timing, administration and other aspects of auctioning of greenhouse gas emission allowances pursuant to Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowances trading within the Community in particular to list an auction platform to be appointed by Germany)
- Decision No 103/2014 amending Annex XX (Environment) to the EEA Agreement - Commission Directive 2013/28/EU (amending Annex II to Directive 2000/53/EC of the European Parliament and of the Council (end-of-life vehicles))
- Decision No 104/2014 amending Annex XXI (Statistics) to the EEA Agreement - Commission Regulation (EU) No 830/2011 (establishing for 2011 the 'Prodcom list' of industrial products provided for by Council Regulation (EEC) No 3924/91), Commission Regulation (EU) No 907/2012 (establishing for 2012 the 'Prodcom list' of industrial products provided for by Council Regulation (EEC) No 3924/91), Commission Regulation (EU) No 936/2013 (establishing for 2013 the 'Prodcom list' of industrial products provided for by Council Regulation (EEC) No 3924/91)
- Decision No 105/2014 amending Annex XXI (Statistics) to the EEA Agreement - Commission Regulation (EU) No 912/2013 (implementing Regulation (EC) No 452/2008 of the European Parliament and of the Council production and development of statistics on education and lifelong learning, as regards statistics on education and training systems)
- Decision No 106/2014 amending Annex XXI (Statistics) to the EEA Agreement - Regulation (EU) No 1260/2013 of the European Parliament and of the Council (European demographic statistics)
- Decision No 107/2014 amending Annex XXI (Statistics) to the EEA Agreement - Commission Regulation (EU) No 859/2013 (implementing Regulation (EC) No 808/2004 of the European Parliament and of the Council Community statistics on the information society)
- Decision No 108/2014 amending Annex XXII (Company Law) to the EEA Agreement - Commission Regulation (EU) No 1374/2013 (amending Regulation (EC) No 1126/2008 adopting certain international accounting standards in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council as regards International Accounting Standard 36), Commission Regulation (EU) No 1375/2013 (amending Regulation (EC) No 1126/2008 adopting certain international accounting standards in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council as regards International Accounting Standard 39)
- Decision No 109/2014 amending Protocol 31 (on cooperation in specific fields outside the four freedoms) to the EEA Agreement - Regulation (EU) No 1291/2013 of the European Parliament and of the Council (establishing Horizon 2020 - the Framework Programme for Research and Innovation (2014-2020) and repealing Decision No 1982/2006/EC), Regulation (EU) 1292/2013 of the European Parliament and of the Council (amending Regulation (EC) No 294/2008 establishing the European Institute of Innovation and Technology)
- Decision No 110/2014 amending Protocol 31 (on cooperation in specific fields outside the four freedoms) to the EEA Agreement - Regulation (EU) No 1288/2013 of the European Parliament and of the Council (establishing 'Erasmus+': the Union programme for education, training, youth and sport and repealing Decisions No 1719/2006/EC, 1720/2006/EC and 1298/2008/EC)
- Decision No 111/2014 amending Protocol 31 (on cooperation in specific fields outside the four freedoms) to the EEA Agreement - Regulation (EU) No 1295/2013 of the European Parliament and of the Council (establishing the Creative Europe Programme (2014 to 2020) and repealing Decisions No 1718/2006/EC, No 1855/2006/EC and No 1041/2009/EC)

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- Decision No 112/2014 amending Protocol 47 (on the abolition of technical trade barriers to trade in wine) to the EEA Agreement - Commission Implementing Regulation (EU) No 314/2012 (amending Commission Regulations (EC) No 555/2008 and (EC) No 436/2009 documents accompanying consignments of wine products and wine sector registers to be kept), Commission Implementing Regulation (EU) No 315/2012 (amending Regulation (EC) No 606/2009 laying down certain detailed rules for implementing Council Regulation (EC) No 479/2008 as regards the categories of grapevine products, oenological practices and the applicable restrictions)

- 5. Capital controls in the EEA: state of play and reasons for justifying the continuation of restrictions

- 6. Monitoring of outstanding legal acts

- 7. List of acquis subject to simplified procedure in the food and veterinary field (1st quarter of 2014)

- 8. Meeting schedule for the Joint Committee and Subcommittees in the second half of 2014

- 9. Other business
 - Corrigenda

 - *EEA EFTA Comment on the Proposal for a Directive on payment services in the internal market*

 - *EEA EFTA Comment on the European Commission's proposal for a new Trade Mark Directive (COM(2013) 162 final)*

 - *List of marketing authorisations for medicinal products granted by the EEA EFTA States for the second half of 2013*