DECISION OF THE EEA JOINT COMMITTEE

No 95/2011

of 30 September 2011

amending Annex I (Veterinary and phytosanitary matters) and 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, 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 63/2011 of 1 July 2011 ([1]).

(2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 70/2011 of 1 July 2011 ([2]).

(3) Commission Decision 2010/617/EU of 14 October 2010 amending Decision 2009/821/EC as regards the lists of border inspection posts and veterinary units in Traces ([3]) is to be incorporated into the Agreement.

(4) Commission Decision 2010/653/EU of 21 October 2010 amending Annex II to Decision 2009/861/EC on 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 ([4]) is to be incorporated into the Agreement.

(5) Commission Decision 2010/654/EU of 27 October 2010 amending Decision 2009/852/EC as regards the list of certain milk processing establishments in Romania subjected to certain transitional measures ([5]) is to be incorporated into the Agreement.

(6) Commission Decision 2011/9/EU of 10 January 2011 amending Decision 2010/89/EU as regards transitional measures concerning the application to establishments in Romania of certain structural requirements of Regulations (EC) No 852/2004 and (EC) No 853/2004 of the European Parliament and of the Council ([6]) is to be incorporated into the Agreement.

(7) This Decision is not to apply to Liechtenstein,

([1]) OJ L 262, 6.10.2011, p. 16.
([2]) OJ L 262, 6.10.2011, p. 26.
([3]) OJ L 271, 15.10.2010, p. 8.
([4]) OJ L 283, 29.10.2010, p. 28.
([5]) OJ L 283, 29.10.2010, p. 34.
([6]) OJ L 6, 11.1.2011, p. 30.

HAS ADOPTED THIS DECISION:

Article 1

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

(1) the following indent shall be added in point 39 (Commission Decision 2009/821/EC) in Part 1.2:

'— **32010 D 0617**: Commission Decision 2010/617/EU of 14 October 2010 (OJ L 271, 15.10.2010, p. 8).';

(2) the following shall be added in the first indent (Commission Decision 2009/852/EC) under the heading 'The transitional arrangements set out in the following acts shall apply:' in points 16 (Regulation (EC) No 852/2004 of the European Parliament and of the Council) and 17 (Regulation (EC) No 853/2004 of the European Parliament and of the Council) in Part 6.1:

', as amended by:

— **32010 D 0654**: Commission Decision 2010/654/EU of 27 October 2010 (OJ L 283, 29.10.2010, p. 34).';

(3) the following shall be added in the second indent (Commission Decision 2010/89/EU) under the heading 'The transitional arrangements set out in the following acts shall apply:' in point 16 (Regulation (EC) No 852/2004 of the European Parliament and of the Council) in Part 6.1:

', as amended by:

— **32011 D 0009**: Commission Decision 2011/9/EU of 10 January 2011 (OJ L 6, 11.1.2011, p. 30).';

(4) the following indent shall be added in the second indent (Commission Decision 2009/861/EC) under the heading 'The transitional arrangements set out in the following acts shall apply:' in point 17 (Regulation (EC) No 853/2004 of the European Parliament and of the Council) in Part 6.1:

'— **32010 D 0653**: Commission Decision 2010/653/EU of 21 October 2010 (OJ L 283, 29.10.2010, p. 28).'.

Article 2

Point 54zzzh (Regulation (EC) No 852/2004 of the European Parliament and of the Council) of Chapter XII of Annex II to the Agreement shall be amended as follows:

(1) under the heading 'The transitional arrangements set out in the following acts shall apply:' the following shall be added in the first indent (Commission Decision 2009/852/EC):

', as amended by:

— **32010 D 0654**: Commission Decision 2010/654/EU of 27 October 2010 (OJ L 283, 29.10.2010, p. 34).';

(2) under the heading 'The transitional arrangements set out in the following acts shall apply:' the following shall be added in the second indent (Commission Decision 2010/89/EU):

', as amended by:

— **32011 D 0009**: Commission Decision 2011/9/EU of 10 January 2011 (OJ L 6, 11.1.2011, p. 30).'.

Article 3

The texts of Decisions 2010/617/EU, 2010/653/EU, 2010/654/EU and 2011/9/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 4

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

Article 5

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, 30 September 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

(*) No constitutional requirements indicated.