DECISION OF THE EEA JOINT COMMITTEE

No 34/2006

of 10 March 2006

amending Annex XIII (Transport) 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 XIII to the Agreement was amended by Decision of the EEA Joint Committee No 11/2006 of 27 January 2006 ([1]).

(2) Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security ([2]) was incorporated into the Agreement by Decision of the EEA Joint Committee No 14/2005 of 8 February 2005 ([3]).

(3) Commission Regulation (EC) No 884/2005 of 10 June 2005 laying down procedures for conducting Commission inspections in the field of maritime security ([4]) is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 56q (Regulation (EC) No 789/2004 of the European Parliament and of the Council) of Annex XIII to the Agreement:

'56r. **32005 R 0884**: Commission Regulation (EC) No 884/2005 of 10 June 2005 laying down procedures for conducting Commission inspections in the field of maritime security (OJ L 148, 11.6.2005, p. 25).

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

The following shall be added to Article 5(3):

"In their respective inspections the Commission may call upon national inspectors listed by EFTA States and the EFTA Surveillance Authority may call upon national inspectors listed by EC Member States.

In their respective inspections, the Commission and the EFTA Surveillance Authority may invite each other to participate as observers."'

([1]) OJ L 92, 30.3.2006, p. 34.
([2]) OJ L 129, 29.4.2004, p. 6.
([3]) OJ L 161, 23.6.2005, p. 33.
([4]) OJ L 148, 11.6.2005, p. 25.

Article 2

The texts of Regulation (EC) No 884/2005 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 11 March 2006, provided that all the notifications under Article 103(1) of the 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, 10 March 2006.

For the EEA Joint Committee
The President
R. WRIGHT

(*) Constitutional requirements indicated.