DECISION OF THE EEA JOINT COMMITTEE

No 104/2004

of 9 July 2004

amending Annex IX (Financial services) 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 IX to the Agreement was amended by Decision of the EEA Joint Committee No 73/2004 of 8 June 2004 [1].

(2) Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 on the supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate and amending Council Directives 73/239/EEC, 79/267/EEC, 92/49/EEC, 92/96/EEC, 93/6/EEC and 93/22/EEC, and Directives 98/78/EC and 2000/12/EC of the European Parliament and of the Council [2] is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex IX to the Agreement shall be amended as follows:

1. The following point shall be inserted after point 30d (Directive 2002/65/EC of the European Parliament and of the Council):

'30e. **32002 L 0087**: Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 on the supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate and amending Council Directives 73/239/EEC, 79/267/EEC, 92/49/EEC, 92/96/EEC, 93/6/EEC and 93/22/EEC, and Directives 98/78/EC and 2000/12/EC of the European Parliament and of the Council (OJ L 35, 11.2.2003, p. 1).'

2. The following indent shall be added in point 2 (First Council Directive 73/239/EEC), point 7a (Council Directive 92/49/EEC), point 30a (Council Directive 93/6/EEC), point 30b (Council Directive 93/22/EEC) and point 14 (Directive 2000/12/EC of the European Parliament and of the Council):

'— **32002 L 0087**: Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 (OJ L 35, 11.2.2003, p. 1).'

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[1] OJ L 349, 25.11.2004, p. 30.

[2] OJ L 35, 11.2.2003, p. 1.

3. The following shall be added in points 11 (Directive 2002/83/EC of the European Parliament and of the Council) and 12c (Directive 98/78/EC of the European Parliament and of the Council):

', as amended by:

— **32002 L 0087**: Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 (OJ L 35, 11.2.2003, p. 1).'

Article 2

The texts of Directive 2002/87/EC 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 10 July 2004, 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, 9 July 2004.

For the EEA Joint Committee

The President

Kjartan JÓHANNSSON

(*) Constitutional requirements indicated.