DECISION OF THE EEA JOINT COMMITTEE

No 35/2012

of 30 March 2012

amending Annex I (Veterinary and phytosanitary matters) 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 3/2012 of 10 February 2012 [1].

(2) Commission Regulation (EU) No 350/2011 of 11 April 2011 amending Regulation (EC) No 1251/2008 as regards the placing on the market requirements for consignments of Pacific oysters intended for Member States or parts thereof with national measures regarding ostreid herpes virus 1 µvar (OsHV-1 µvar) approved by Decision 2010/221/EU [2] is to be incorporated into the Agreement.

(3) Commission Implementing Decision 2011/358/EU of 17 June 2011 amending Decision 2009/719/EC authorising certain Member States to revise their annual BSE monitoring programmes [3] is to be incorporated into the Agreement.

(4) This Decision concerns legislation regarding veterinary matters. Legislation regarding veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the Agreement. This Decision is therefore not to apply to Liechtenstein,

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 86 (Commission Regulation (EC) No 1251/2008) in Part 4.2:

'— **32011 R 0350**: Commission Regulation (EU) No 350/2011 of 11 April 2011 (OJ L 97, 12.4.2011, p. 9).';

(2) under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the following indent shall be added in point 41b (Commission Decision 2009/719/EC) in Part 7.2:

'— **32011 D 0358**: Commission Implementing Decision 2011/358/EU of 17 June 2011 (OJ L 161, 21.6.2011, p. 29).'.

Article 2

The texts of Regulation (EU) No 350/2011 and Implementing Decision 2011/358/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 3

This Decision shall enter into force on 31 March 2012, 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, 30 March 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

[1] OJ L 161, 21.6.2012, p. 5.
[2] OJ L 97, 12.4.2011, p. 9.
[3] OJ L 161, 21.6.2011, p. 29.

(*) No constitutional requirements indicated.