DECISION OF THE EEA JOINT COMMITTEE

No 12/2013

of 1 February 2013

amending Annex IV (Energy) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

(1) Commission Implementing Decision 2011/877/EU of 19 December 2011 establishing harmonised efficiency reference values for separate production of electricity and heat in application of Directive 2004/8/EC of the European Parliament and of the Council and repealing Commission Decision 2007/74/EC [1] is to be incorporated into the EEA Agreement.

(2) Implementing Decision 2011/877/EU repeals Commission Decision 2007/74/EC [2] which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.

(3) Annex IV to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex IV to the EEA Agreement shall be amended as follows:

(1) the following point is inserted after point 24a (Commission Decision 2008/952/EC):

'24b. **32011 D 0877**: Commission Implementing Decision 2011/877/EU of 19 December 2011 establishing harmonised efficiency reference values for separate production of electricity and heat in application of Directive 2004/8/EC of the European Parliament and of the Council and repealing Commission Decision 2007/74/EC (OJ L 343, 23.12.2011, p. 91).';

(2) the text of point 29 (Commission Decision 2007/74/EC) is deleted.

Article 2

The text of Implementing Decision 2011/877/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 2 February 2013, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

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, 1 February 2013.

For the EEA Joint Committee

The President

Gianluca GRIPPA

[1] OJ L 343, 23.12.2011, p. 91.

[2] OJ L 32, 6.2.2007, p. 183.

(*) No constitutional requirements indicated.