DECISION OF THE EEA JOINT COMMITTEE

No 151/2006

of 8 December 2006

amending Annex IV (Energy) 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 IV to the Agreement was amended by Decision of the EEA Joint Committee No 146/2005 of 2 December 2005 ([1]).

(2) Directive 2004/8/EC of the European Parliament and of the Council of 11 February 2004 on the promotion of cogeneration based on a useful heat demand in the internal energy market and amending Directive 92/42/EEC ([2]) is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Annex IV to the Agreement shall be amended as follows:

1. the following point shall be inserted after point 23 (Directive 2003/55/EC of the European Parliament and of the Council):

'24. **32004 L 0008**: Directive 2004/8/EC of the European Parliament and of the Council of 11 February 2004 on the promotion of cogeneration based on a useful heat demand in the internal energy market and amending Directive 92/42/EEC (OJ L 52, 21.2.2004, p. 50).

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

The Directive shall not apply to geothermal cogeneration as regards Iceland.';

2. the following indent shall be added in point 10 (Council Directive 92/42/EEC):

'— **32004 L 0008**: Directive 2004/8/EC of the European Parliament and of the Council of 11 February 2004 (OJ L 52, 21.2.2004, p. 50).'

Article 2

The text of Directive 2004/8/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 9 December 2006, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

([1]) OJ L 53, 23.2.2006, p. 43.
([2]) OJ L 52, 21.2.2004, p. 50.
(*) Constitutional requirements indicated.

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, 8 December 2006.

For the EEA Joint Committee

The President

Oda Helen SLETNES