IV

(Other acts)

EUROPEAN ECONOMIC AREA

THE EEA JOINT COMMITTEE

DECISION OF THE EEA JOINT COMMITTEE

No 40/2008

of 25 April 2008

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 1/2008 of 1 February 2008 ([1]).

(2) Commission Decision 2007/399/EC of 11 June 2007 amending Decision 93/52/EEC as regards the declaration that Romania is officially free of brucellosis (*B. melitensis*) and Decision 2003/467/EC as regards the declaration that Slovenia is officially free of bovine brucellosis ([2]) is to be incorporated into the Agreement.

(3) Commission Decision 2007/522/EC of 18 July 2007 amending Decision 2006/802/EC as regards pigmeat obtained from pigs which were vaccinated with a live attenuated conventional vaccine in Romania ([3]) is to be incorporated into the Agreement.

(4) Commission Decision 2007/559/EC of 2 August 2007 amending Decision 2003/467/EC as regards the declaration that certain administrative regions of Poland are officially free of enzootic bovine leucosis ([4]) is to be incorporated into the Agreement.

(5) Commission Decision 2007/584/EC of 21 August 2007 amending Decision 2004/558/EC implementing Council Directive 64/432/EEC as regards additional guarantees for intra-Community trade in bovine animals relating to infectious bovine rhinotracheitis and the approval of the eradication programmes presented by certain Member States ([5]) is to be incorporated into the Agreement.

([1]) OJ L 154, 12.6.2008, p. 1.
([2]) OJ L 150, 12.6.2007, p. 11.
([3]) OJ L 193, 25.7.2007, p. 23.
([4]) OJ L 212, 14.8.2007, p. 20.
([5]) OJ L 219, 24.8.2007, p. 37.

(6) Commission Decision 2007/590/EC of 27 August 2007 on introducing preventive vaccination against highly pathogenic avian influenza and related provisions for movements in the Netherlands [1] is to be incorporated into the Agreement.

(7) Commission Decision 2007/598/EC of 28 August 2007 concerning measures to prevent the spread of highly pathogenic avian influenza to other captive birds kept in zoos and approved bodies, institutes or centres in the Member States [2] is to be incorporated into the Agreement.

(8) Commission Decision 2007/603/EC of 7 September 2007 amending Decision 2001/618/EC to include Slovakia in the list of regions free of Aujeszky's disease and regions of Spain in the list of regions where approved Aujeszky's disease control programmes are in place [3] is to be incorporated into the Agreement.

(9) This Decision is not to apply to Liechtenstein and Iceland,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter I of Annex I to the Agreement shall be amended as specified in the Annex to this Decision.

Article 2

The texts of Decisions 2007/399/EC, 2007/522/EC, 2007/559/EC, 2007/584/EC, 2007/590/EC, 2007/598/EC and 2007/603/EC, in the Norwegian language, 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 26 April 2008, 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, 25 April 2008.

For the EEA Joint Committee
The President
Alan SEATTER

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[1] OJ L 222, 28.8.2007, p. 16.
[2] OJ L 230, 1.9.2007, p. 20.
[3] OJ L 236, 8.9.2007, p. 7.
(*) No constitutional requirements indicated.

ANNEX

Chapter I of Annex I to the Agreement shall be amended as follows:

1. the following shall be inserted after point 38 (Commission Decision 2007/268/EC) in Part 3.2:

'39. **32007 D 0598**: Commission Decision 2007/598/EC of 28 August 2007 concerning measures to prevent the spread of highly pathogenic avian influenza to other captive birds kept in zoos and approved bodies, institutes or centres in the Member States (OJ L 230, 1.9.2007, p. 20).

This act shall not apply to Iceland.';

2. under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the following shall be added in point 37 (Commission Decision 2006/802/EC) in Part 3.2:

', as amended by:

— **32007 D 0522**: Commission Decision 2007/522/EC of 18 July 2007 (OJ L 193, 25.7.2007, p. 23).';

3. under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the following shall be inserted after point 40 (Commission Decision 2007/24/EC) in Part 3.2:

'41. **32007 D 0590**: Commission Decision 2007/590/EC of 27 August 2007 on introducing preventive vaccination against highly pathogenic avian influenza and related provisions for movements in the Netherlands (OJ L 222, 28.8.2007, p. 16).

This act shall not apply to Iceland.';

4. the following indent shall be added in point 14 (Commission Decision 93/52/EEC) in Part 4.2:

'— **32007 D 0399**: Commission Decision 2007/399/EC of 11 June 2007 (OJ L 150, 12.6.2007, p. 11).';

5. the following indent shall be added in point 64 (Commission Decision 2001/618/EC) in Part 4.2:

'— **32007 D 0603**: Commission Decision 2007/603/EC of 7 September 2007 (OJ L 236, 8.9.2007, p. 7).';

6. the following indents shall be added in point 70 (Commission Decision 2003/467/EC) in Part 4.2:

'— **32007 D 0399**: Commission Decision 2007/399/EC of 11 June 2007 (OJ L 150, 12.6.2007, p. 11),

— **32007 D 0559**: Commission Decision 2007/559/EC of 2 August 2007 (OJ L 212, 14.8.2007, p. 20).';

7. the following shall be added in point 80 (Commission Decision 2004/558/EC) in Part 4.2:

', as amended by:

— **32007 D 0584**: Commission Decision 2007/584/EC of 21 August 2007 (OJ L 219, 24.8.2007, p. 37).'.