# DECISION OF THE EEA JOINT COMMITTEE

## No 149/2005

## of 2 December 2005

## amending Annex XIII (Transport) 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 XIII to the Agreement was amended by Decision of the EEA Joint Committee No 122/2005 [1].

(2) Commission Regulation (EC) No 13/2004 of 8 December 2003 determining the composition of the list of waterways of a maritime character provided for in Article 3(d) of Council Regulation (EEC) No 1108/70 [2] is to be incorporated into the Agreement.

(3) Regulation (EC) No 13/2004 repeals Commission Regulation (EEC) No 281/71 [3], which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

*Article 1*

Annex XIII to the Agreement shall be amended as follows:

1. the text of point 3 (Commission Regulation (EEC) No 281/71) shall be deleted;

2. the following point shall be inserted after point 3 (Commission Regulation (EEC) No 281/71, deleted):

'3a. **32004 R 0013**: Commission Regulation (EC) No 13/2004 of 8 December 2003 determining the composition of the list of waterways of a maritime character provided for in Article 3(d) of Council Regulation (EEC) No 1108/70 (OJ L 3, 7.1.2004, p. 3).'

*Article 2*

The texts of Regulation (EC) No 13/2004 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 3 December 2005, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*).

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(1) OJ L 339, 22.12.2005, p. 30.
(2) OJ L 3, 7.1.2004, p. 3.
(3) OJ L 33, 10.2.1971, p. 11.
(*) No 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, 2 December 2005.

*For the EEA Joint Committee*

*The President*

H.S.H. Prinz Nikolaus von LIECHTENSTEIN