IV

(Other acts)

EUROPEAN ECONOMIC AREA

THE EEA JOINT COMMITTEE

DECISION OF THE EEA JOINT COMMITTEE

No 95/2008

of 26 September 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 hereof,

Whereas:

(1) Annex I to the Agreement was amended by Decision of the EEA Joint Committee No 42/2008 of 25 April 2008 ([1]).

(2) Commission Regulation (EC) No 688/2006 of 4 May 2006 amending Annexes III and XI to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards the monitoring of transmissible spongiform encephalopathies and specified risk material of bovine animals in Sweden ([2]) is to be incorporated into the Agreement.

(3) Commission Regulation (EC) No 722/2007 of 25 June 2007 amending Annexes II, V, VI, VIII, IX and XI to Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ([3]) is to be incorporated into the Agreement.

(4) Commission Regulation (EC) No 727/2007 of 26 June 2007 amending Annexes I, III, VII and X to Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies ([4]) is to be incorporated into the Agreement.

([1]) OJ L 223, 21.8.2008, p. 33.
([2]) OJ L 120, 5.5.2006, p. 10.
([3]) OJ L 164, 26.6.2007, p. 7.
([4]) OJ L 165, 27.6.2007, p. 8.

(5) Commission Regulation (EC) No 1275/2007 of 29 October 2007 amending Annex IX to Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies [1] is to be incorporated into the Agreement.

(6) Commission Decision 2007/667/EC of 15 October 2007 authorising the use of at risk bovine animals until the end of their productive lives in Germany following official confirmation of the presence of BSE [2] is to be incorporated into the Agreement.

(7) This Decision shall apply to Iceland with the transitional period specified in paragraph 2 of the Introductory Part of Chapter I of Annex I.

(8) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

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

1. The following indents shall be added in point 12 (Regulation (EC) No 999/2001 of the European Parliament and of the Council) in Part 7.1:

'— **32006 R 0688**: Commission Regulation (EC) No 688/2006 of 4 May 2006 (OJ L 120, 5.5.2006, p. 10),

— **32007 R 0722**: Commission Regulation (EC) No 722/2007 of 25 June 2007 (OJ L 164, 26.6.2007, p. 7),

— **32007 R 0727**: Commission Regulation (EC) No 727/2007 of 26 June 2007 (OJ L 165, 27.6.2007, p. 8),

— **32007 R 1275**: Commission Regulation (EC) No 1275/2007 of 29 October 2007 (OJ L 284, 30.10.2007, p. 8).'

2. The text of adaptation A of point 12 (Regulation (EC) No 999/2001 of the European Parliament and of the Council) in Part 7.1 shall be replaced by the following:

'In Annex III, Chapter A, Part I, the following point shall be added:

2.3. By way of derogation from point 2.2, and with regard to bovine animals born, reared and slaughtered on its territory, Norway may decide to examine only a random sample. The sample shall comprise at least 10 000 animals per year.'

[1] OJ L 284, 30.10.2007, p. 8.
[2] OJ L 271, 16.10.2007, p. 16.

3. The text of adaptation C of point 12 (Regulation (EC) No 999/2001 of the European Parliament and of the Council) in Part 7.1 shall be deleted.

4. Under the heading '*ACTS OF WHICH THE EFTA STATES AND THE EFTA SURVEILLANCE AUTHORITY SHALL TAKE DUE ACCOUNT*' the following point shall be inserted after point 41 (Commission Decision 2007/411/EC) in Part 7.2:

'41a. **32007 D 0667**: Commission Decision 2007/667/EC of 15 October 2007 authorising the use of at risk bovine animals until the end of their productive lives in Germany following official confirmation of the presence of BSE (OJ L 271, 16.10.2007, p. 16).'

Article 2

The texts of Regulations (EC) No 688/2006, No 722/2007, No 727/2007 and No 1275/2007 and Decision 2007/667/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 27 September 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, 26 September 2008.

For the EEA Joint Committee

The President

H.S.H. Prinz Nikolaus von LIECHTENSTEIN

(*) Constitutional requirements indicated.