

Minutes of College Meeting No. 27 - 3 October 2012

Members present: Oda Helen Sletnes, Sverrir Haukur Gunnlaugsson and Sabine Monauni-Tömördy

Officials present: Per Andreas Bjørgan, Ólafur Jóhannes Einarsson, Erik Eidem, Gisle Solstad, Karoline Mathisen, Gabrielle Sommers, Jonas Pålshammar, Sigrún Kristjánsdóttir, Steven Verhulst, Rakel Jensdóttir, Agata Walaszczyk, Cyrille Hugon, Lennart Garnes, Xavier Lewis, Trygve Mellvang-Berg, Markus Schneider, Clémence Perrin and Nina Hoppe

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1. Agenda

Event [645842](#)

The College approved the Agenda

2. Decision(s) taken by delegation procedure

Decision 339/12/COL to amend the list contained in point 39 of Part 1.2 of Chapter I of Annex I to the Agreement on the European Economic Area listing border inspection posts in Iceland and Norway agreed for veterinary checks on live animals and animal products from third countries and repealing EFTA Surveillance Authority Decision No 92/12/COL, taken by Sverrir Haukur Gunnlaugsson on 20 September 2012

3. Case 71784: Non-incorporation by Norway of Regulation (EC) No 631/2009 laying down detailed rules for the implementation of Annex I to Regulation (EC) No 78/2009

¹ OJ L 141, 31.5.2012

Event [646622](#)

The College adopted the decision to close a case against Norway for failure to incorporate the Act referred to at point 45zz of Chapter I of Annex II to the Agreement on the European Economic Area (*Commission Regulation (EC) No 631/2009 of 22 July 2009 laying down detailed rules for the implementation of Annex I to Regulation (EC) No 78/2009 of the European Parliament and of the Council on the type-approval of motor vehicles with regard to the protection of pedestrians and other vulnerable road users, amending Directive 2007/46/EC and repealing Directives 2003/102/EC and 2005/66/EC*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 340/12/COL**

4. **Case 71768: Non-incorporation by Norway of Regulation (EC) 1060/2008 on motor vehicles**

Event [646668](#)

The College adopted the decision to close a case against Norway for failure to incorporate the Act referred to at point 45zx first indent of Chapter I of Annex II to the Agreement on the European Economic Area (*Commission Regulation (EC) No 1060/2008 of 7 October 2008 replacing Annexes I, III, IV, VI, VII, XI and XV to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive)*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 341/12/COL**

5. **Case 71781: Non-incorporation by Norway of Regulation (EU) No 371/2010 on motor vehicles**

Event [646585](#)

The College adopted the decision to close a case against Norway for failure to incorporate the Act referred to at point 45zx fifth indent of Chapter I of Annex II to the Agreement on the European Economic Area (*Commission Regulation (EU) No 371/2010 of 16 April 2010 replacing Annexes V, X, XV and XVI to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive)*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 342/12/COL**

6. **Case 71776: Non-incorporation by Norway of Regulation (EU) No 385/2009 on motor vehicles**

Event [646632](#)

The College adopted the decision to close a case against Norway for failure to incorporate the Act referred to at point 45zx third indent of Chapter I of Annex II to the Agreement on the European Economic Area (*Commission Regulation (EC) No 385/2009 of 7 May 2009 replacing Annex IX to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive)*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 343/12/COL**

7. **Case 71788: Non-implementation by Liechtenstein of Directive 2010/22/EU on technical requirements for forestry and agricultural tractors**

Event [646829](#)

The College adopted the decision to close a case against Liechtenstein for failure to implement the Act referred to at points 18 fourth indent, 20 seventh indent, 21 second indent, 22 seventh indent, 28 fifth indent and 29 third indent of Chapter II of Annex II to the Agreement on the European Economic Area (*Commission Directive 2010/22/EU of 15 March 2010 amending, for the purposes of their adaptation to technical progress, Council Directives 80/720/EEC, 86/298/EEC, 86/415/EEC and 87/402/EEC and Directives 2000/25/EC and 2003/37/EC of the European Parliament and of the Council relating to the type-approval of agricultural or forestry tractors*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 344/12/COL**

8. **Case 71765: Non-implementation by Norway of Directive 2007/46/EU on motor vehicles**

Event [645791](#)

The College adopted the decision to close a case against Norway for failure to implement the Act referred to at 45zx of Chapter I of Annex II to the Agreement on the European Economic Area (*Directive 2007/46/EC of the European Parliament and of the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive)*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 345/12/COL**

9. **Case 67474: Registration tax on motor vehicles used in Norway with a temporary foreign license plate**

Event [645312](#)

The College adopted the decision to close a complaint case arising from an alleged failure by Norway to comply with the EEA rules on the free movement of goods by maintaining in force legislation on the use in Norway of a foreign-registered motor vehicle carrying a temporary registration plate issued in another EEA State, as **Decision No. 346/12/COL**

10. Case 62717: Conformity assessment of Directive 2004/72/EC in Norway on market practices concerning insider information

Event [646185](#)

The College adopted the decision to close an own-initiative case arising from an alleged failure by Norway to adopt the necessary measures to fully implement the Act referred to at point 29c of Annex IX to the Agreement on the European Economic Area (*Commission Directive 2004/72/EC of 29 April 2004 implementing Directive 2003/6/EC of the European Parliament and of the Council as regards accepted market practices, the definition of inside information in relation to derivatives on commodities, the drawing up of lists of insiders, the notification of managers' transactions and the notification of suspicious transactions*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law, as **Decision No. 347/12/COL**

11. Case 70841: Closure of a complaint case against Iceland in the field of free movement of capital (Foreign indexed loans)

Event [644406](#)

The College adopted the decision to close a complaint case in the field of free movement of capital regarding foreign indexed loans (Iceland), as **Decision No. 348/12/COL**

12. Cases 72131, 72132 and 72133: Non-incorporation by Iceland of Regulations (EC) No 595/2009, 79/2009 and Regulation (EU) No 183/2011 (Type approval of motor vehicles and engines)

Event [640829](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at points 45zt, 45zx and 45zzj of Chapter I of Annex II of the Agreement on the European Economic Area (*Regulation (EC) No 595/2009 of the European Parliament and of the Council of 18 June 2009 on type-approval of motor vehicles and engines with respect to emissions from heavy duty vehicles (Euro VI) and on access to vehicle repair and maintenance information and amending Regulation (EC) No 715/2007 and Directive 2007/46/EC and repealing Directives 80/1269/EEC, 2005/55/EC and 2005/78/EC; Regulation (EC) No 79/2009 of the European Parliament and of the Council of 14 January 2009 on type-approval of hydrogen-powered motor vehicles, and amending Directive 2007/46/EC and Commission Regulation (EU) No 183/2011 of 22 February 2011 amending Annexes IV and VI to Directive*

2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers and of systems, components and separate technical units intended for such vehicles (Framework Directive)), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 349/12/COL**

13. Cases 72141, 72137, 72138, 72139 and 72140: Non-incorporation by Iceland of Regulations (EU) No 582/2011, 406/2010, 678/2011, 459/2011 and 566/2011 (Emissions from heavy duty vehicles)

Event [640975](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at points 45zx, 45zzk, 45zzm, 45zz, 45zt and 45zu of Chapter I of Annex II of the Agreement on the European Economic Area (Commission Regulation (EU) No 582/2011 of 25 May 2011 implementing and amending Regulation (EC) No 595/2009 of the European Parliament and of the Council with respect to emissions from heavy duty vehicles (Euro VI) and amending Annexes I and III to Directive 2007/46/EC of the European Parliament and of the Council; Commission Regulation (EU) No 406/2010 of 26 April 2010 implementing Regulation (EC) No 79/2009 of the European Parliament and of the Council on type-approval of hydrogen-powered motor vehicles; Commission Regulation (EU) No 678/2011 of 14 July 2011 replacing Annex II and amending Annexes IV, IX and XI to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive); Commission Regulation (EU) No 459/2011 of 12 May 2011 amending the Annex to Regulation (EC) No 631/2009 laying down detailed rules for the implementation of Annex I to Regulation (EC) No 78/2009 of the European Parliament and of the Council on the type-approval of motor vehicles with regard to the protection of pedestrians and other vulnerable road users and Commission Regulation (EU) No 566/2011 of 8 June 2011 amending Regulation (EC) No 715/2007 of the European Parliament and of the Council and Commission Regulation (EC) No 692/2008 as regards access to vehicle repair and maintenance information), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 350/12/COL**

14. Cases 72091, 72092, 72093, 72094, 72095, 72096, 72097, 72098, 72099 and 72100: Non-incorporation by Iceland of Regulation (EC) No 661/2009 and Regulations No (EU) 407/2011, 672/2010, 1003/2011, 1005/2010, 1008/2010, 1009/2010, 19/2011, 109/2011 and 458/2011 (Type approval requirements for the general safety of motor vehicles)

Event [640419](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at points 45zx, 45zza, 45zzb, 45zzc,

45zzd, 45zze, 45zzf, 45zzg, 45zzh and 45zzi of Chapter I of Annex II of the Agreement on the European Economic Area (Regulation (EC) No 661/2009 of the European Parliament and of the Council of 13 July 2009 concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 407/2011 of 27 April 2011 amending Regulation (EC) No 661/2009 of the European Parliament and of the Council as regards the inclusion of certain Regulations of the United Nations Economic Commission for Europe on the type-approval of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 672/2010 of 27 July 2010 concerning type-approval requirements for windscreen defrosting and demisting systems of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 1003/2010 of 8 November 2010 concerning type-approval requirements for the space for mounting and the fixing of rear registration plates on motor vehicles and their trailers and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 1005/2010 of 8 November 2010 concerning type-approval requirements for motor vehicle towing devices and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 1008/2010 of 9 November 2010 concerning type-approval requirements for windscreen wiper and washer systems of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 1009/2010 of 9 November 2010 concerning type-approval requirements for wheel guards of certain motor vehicles and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 19/2011 of 11 January 2011 concerning type-approval requirements for the manufacturer's statutory plate and for the vehicle identification number of motor vehicles and their trailers and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefore; Commission Regulation (EU) No 109/2011 of 27 January 2011 implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council as regards type-approval requirements for certain categories of motor vehicles and their trailers as regards spray suppression systems and Commission Regulation (EU) No 458/2011 of 12 May 2011 concerning type-approval requirements for motor vehicles and their trailers with regard to the installation of their tyres and implementing Regulation (EC) No 661/2009 of the European Parliament and of the Council concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components

and separate technical units intended therefore), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 351/12/COL**

15. Case 72456: Non-incorporation by Iceland of Regulation (EU) No 100/2012 (Emission trading scheme of aircraft operators)

Event [645548](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at point 21as of Chapter III of Annex XX of the Agreement on the European Economic Area (*Commission Regulation (EU) No 100/2012 of 3 February 2012 amending Regulation (EC) No 748/2009 on the list of aircraft operators that performed an aviation activity listed in Annex I to Directive 2003/87/EC of the European Parliament and of the Council on or after 1 January 2006 specifying the administering Member State for each aircraft operator also taking into consideration the expansion of the Union emission trading scheme to EEA-EFTA countries*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 352/12/COL**

16. Case 72242: Non-incorporation by Norway of Regulation (EU) No 413/2010 (Shipment of waste)

Event [642133](#)

The College adopted the decision to issue a letter of formal notice against Norway for failure to incorporate the Act referred to at point 32c of Annex XX of the Agreement on the European Economic Area (*Commission Regulation (EU) No 413/2010 of 12 May 2010 amending Annexes III, IV and V to Regulation (EC) No 1013/2006 of the European Parliament and of the Council on shipments of waste so as to take account of changes adopted by OECD Council Decision C(2008) 156*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 353/12/COL**

17. Case 72480: Non-incorporation by Norway of Regulation (EU) No 1276/2011 (Viable parasites in fishery products for human consumption)

Event [646468](#)

The College adopted the decision to issue a letter of formal notice against Norway for failure to incorporate the Act referred to at the tenth indent of point 17 in Part 6.1 of Chapter I of Annex I of the Agreement on the European Economic Area (*Commission Regulation (EU) No 1276/2011 of 8 December 2011 amending Annex III to Regulation (EC) No 853/2004 of the European Parliament and of the Council as regards the treatment to kill viable parasites in fishery products for human consumption*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as

Decision No. 354/12/COL

18. **Case 72143: Non-incorporation by Norway of Regulation (EC) No 110/2008 (Definition, description, presentation, labelling and the protection of geographical indications of spirit drinks)**

Event [641030](#)

The College adopted the decision to issue a letter of formal notice against Norway for failure to incorporate the Act referred to at point 9 of Chapter XXVII of Annex II of the Agreement on the European Economic Area (*Regulation (EC) No 110/2008 of the European Parliament and of the Council of 15 January 2008 on the definition, description, presentation, labelling and the protection of geographical indications of spirit drinks and repealing Council Regulation (EEC) No 1576/89*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 355/12/COL**

19. **Cases 72144 and 72145: Non-incorporation by Iceland of Regulation (EC) No 470/2009 and Regulation (EU) No 37/2010 (Pharmacologically active substances in foodstuffs of animal origin)**

Event [641046](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at points 12, 15p, 15zb and 13 of Chapter XIII of Annex II of the Agreement on the European Economic Area (*Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council and Corrigendum to Commission Regulation (EU) No 37/2010 of 22 December 2009 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 356/12/COL**

20. **Cases 72146 and 72147: Non-incorporation by Iceland of Regulations (EU) No 890/2010 and 914/2010 (Pharmacologically active substances and their classification)**

Event [641084](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at point 13 of Chapter XIII of Annex II of the Agreement on the European Economic Area (*Commission Regulation*

*(EU) No 890/2010 of 8 October 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance derquantel and Commission Regulation (EU) No 914/2010 of 12 October 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance sodium salicylate), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 357/12/COL***

21. Cases 72148, 72149 and 72150: Non-incorporation by Iceland of Regulations (EU) No 758/2010, 759/2010 and 761/2010 (Pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin)

Event [641121](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at point 13 of Chapter XIII of Annex II of the Agreement on the European Economic Area (*Commission Regulation (EU) No 758/2010 of 24 August 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance valnemulin, Commission Regulation (EU) No 759/2010 of 24 August 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance tildipirosin and Commission Regulation (EU) No 761/2010 of 25 August 2010 amending the Annex to Regulation (EU) No 37/2010 on pharmacologically active substances and their classification regarding maximum residue limits in foodstuffs of animal origin, as regards the substance methylprednisolon e*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 358/12/COL**

22. Cases 72484, 72485, 72486, 72487, 72488, 72489, 72490, 72491, 72492, 72493 and 72494: Non-incorporation by Iceland of Regulations (EU) No 1161/2011, 1258/2011, 1259/2011, 1129/2011, 1130/2011, 1131/2011, 1282/2011, 234/2011, 1160/2011, 1170/2011 and 1171/2011 (Feed additives)

Event [646777](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at points 54zzi, 54zzzu, 54zzzzl, 54zzzz, 54zzzzr, 55, 64, 65, 66 and 67 of Chapter XII of Annex II of the Agreement on the European Economic Area (*Commission Regulation (EU) No 1161/2011 of 14 November 2011 amending Directive 2002/46/EC of the European Parliament and of the Council, Regulation (EC) No 1925/2006 of the European Parliament and of the Council and Commission Regulation (EC) No 953/2009 as regards the lists of mineral substances that can be added to foods; Commission*

*Regulation (EU) No 1258/2011 of 2 December 2011 amending Regulation (EC) No 1881/2006 as regards maximum levels for nitrates in foodstuffs; Commission Regulation (EU) No 1259/2011 of 2 December 2011 amending Regulation (EC) No 1881/2006 as regards maximum levels for dioxins, dioxin-like PCBs and non dioxin-like PCBs in foodstuffs; Commission Regulation (EU) No 1129/2011 of 11 November 2011 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council by establishing a Union list of food additives; Commission Regulation (EU) No 1130/2011 of 11 November 2011 amending Annex III to Regulation (EC) No 1333/2008 of the European Parliament and of the Council on food additives by establishing a Union list of food additives approved for use in food additives, food enzymes, food flavourings and nutrients; Commission Regulation (EU) No 1131/2011 of 11 November 2011 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council with regard to steviol glycosides; Commission Regulation (EU) No 1282/2011 of 28 November 2011 amending and correcting Commission Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food; Commission Regulation (EU) No 234/2011 of 10 March 2011 implementing Regulation (EC) No 1331/2008 of the European Parliament and of the Council establishing a common authorisation procedure for food additives, food enzymes and food flavourings; Commission Regulation (EU) No 1160/2011 of 14 November 2011 on the authorisation and refusal of authorisation of certain health claims made on foods and referring to the reduction of disease risk; Commission Regulation (EU) No 1170/2011 of 16 November 2011 refusing to authorise certain health claims made on foods and referring to the reduction of disease risk and Commission Regulation (EU) No 1171/2011 of 16 November 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 359/12/COL***

23. Cases 72499, 72500, 72501, 72502, 72503 and 72504: Non-incorporation by Iceland of Regulations (EU) No 170/2011, 495/2011, 515/2011, 371/2011, 527/2011 and 575/2011 (Feed additives)

Event [647026](#)

The College adopted the decision to issue a letter of formal notice against Iceland for failure to incorporate the Act referred to at points 1zzm, 2t, 1zzzg, 2za, 2zf, 2zg and 51 of Chapter II of Annex I of the Agreement on the European Economic Area (*Commission Regulation (EU) No 170/2011 of 23 February 2011 concerning the authorisation of *Saccharomyces cerevisiae* MUCL 39885 as a feed additive for piglets (weaned) and amending Regulation (EC) No 1200/2005 (holder of authorisation Prosol SpA); Commission Implementing Regulation (EU) No 495/2011 of 20 May 2011 amending Regulation (EC) No 109/2007 as regards the composition of the feed additive monensin sodium; Commission Implementing Regulation (EU) No 371/2011 of 15 April 2011 concerning the authorisation of dimethylglycine sodium salt as feed additive for chickens for fattening (holder of the authorisation Taminco N.V.); Commission Implementing Regulation (EU) No 515/2011 of 25 May 2011 concerning the authorisation of vitamin B 6 as a feed additive for all animal species; Commission Implementing Regulation (EU) No*

*527/2011 of 30 May 2011 concerning the authorisation of a preparation of endo-1,4- α -xylanase produced by *Trichoderma reesei* (MUCL 49755), endo-1,3(4)- α -glucanase produced by *Trichoderma reesei* (MUCL 49754) and polygalacturonase produced by *Aspergillus aculeatus* (CBS 589.94) as feed additive for weaned piglets (holder of the authorisation Aveve NV) and Commission Regulation (EU) No 575/2011 of 16 June 2011 on the Catalogue of feed materials), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 360/12/COL***

24. Case 72439: Non-implementation by Iceland of Directive 2003/35/EC (Public participation regarding plans and programmes (EIA))

Event [645149](#)

The College adopted the decision to issue a letter of formal notice to Iceland for failure to implement the Act referred to at points 1a and 1k of Annex XX to the Agreement on the European Economic Area (*Directive 2003/35/EC of the European Parliament and of the Council of 26 May 2003 providing for public participation in respect of the drawing up of certain plans and programmes relating to the environment and amending with regard to public participation and access to justice Council Directives 85/337/EEC and 96/61/EC*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 361/12/COL**

25. Case 72440: Non-implementation by Liechtenstein of Directive 2003/35/EC (Public participation regarding plans and programmes (EIA))

Event [645150](#)

The College adopted the decision to issue a letter of formal notice to Liechtenstein for failure to implement the Act referred to at points 1a and 1k of Annex XX to the Agreement on the European Economic Area (*Directive 2003/35/EC of the European Parliament and of the Council of 26 May 2003 providing for public participation in respect of the drawing up of certain plans and programmes relating to the environment and amending with regard to public participation and access to justice Council Directives 85/337/EEC and 96/61/EC*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 362/12/COL**

26. Case 72249: Non-implementation by Iceland of Directive 2011/71/EU (Creosote as an active substance)

Event [642183](#)

The College adopted the decision to issue a letter of formal notice to Iceland for failure to implement the Act referred to at point 12n of Chapter XV of Annex II to the Agreement on the European Economic Area (*Commission Directive*

2011/71/EU of 26 July 2011 amending Directive 98/8/EC of the European Parliament and of the Council to include creosote as an active substance in Annex I thereto), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 363/12/COL**

27. Case 72257: Non-implementation by Iceland of Directive 2010/79/EU (Limitation of emissions of volatile organic compounds)

Event [645580](#)

The College adopted the decision to issue a letter of formal notice to Iceland for failure to implement the Act referred to at point 9 of Chapter XVII of Annex II to the Agreement on the European Economic Area (*Commission Directive 2010/79/EU of 19 November 2010 on the adaptation to technical progress of Annex III to Directive 2004/42/EC of the European Parliament and of the Council on the limitation of emissions of volatile organic compounds*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 364/12/COL**

28. Case 72479: Non-implementation by Norway of Directive 2007/43/EU (Minimum rules for the protection of chickens kept for meat production)

Event [646462](#)

The College adopted the decision to issue a letter of formal notice to Norway for failure to implement the Act referred to at point 13 in Part 9.1 of Chapter I of Annex I to the Agreement on the European Economic Area (*Council Directive 2007/43/EC of 28 June 2007 laying down minimum rules for the protection of chickens kept for meat production*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 365/12/COL**

29. Case 72211: Non-implementation by Norway of Directive 2011/38/EU (Maximum pH values for platelets concentrates at the end of the shelf life)

Event [641791](#)

The College adopted the decision to issue a letter of formal notice to Norway for failure to implement the Act referred to at point 15v of Chapter XIII of Annex II to the Agreement on the European Economic Area (*Commission Implementing Directive 2011/38/EU of 11 April 2011 amending Annex V to Directive 2004/33/EC with regards to maximum pH values for platelets concentrates at the end of the shelf life*), as adapted to the EEA Agreement by Protocol 1 thereto, into its national law and its failure to notify the Authority forthwith thereof, as **Decision No. 366/12/COL**

30. Case 72009: Own initiative case against Norway concerning the rules on the

use of personal watercrafts on the Norwegian watersEvent [639677](#)

The College adopted the decision to issue a letter of formal notice against Norway for failure to fulfil its obligations arising from Article 11 of the EEA Agreement by maintaining in force a general ban on the use of water scooters with limited exceptions, such as laid down in Sections 40 and 40a of the Recreational Boats Act No 47 of 26 June 1998 and in the Regulation No 567 of 22 June 2012 concerning the use of personal watercrafts, as **Decision No. 367/12/COL**

31. Case 71681: Non-incorporation by Iceland of Regulation (EC) No 1222/2009 (Labelling of tyres with respect to fuel efficiency and other essential parameters)Event [646227](#)

The College adopted the decision to deliver a reasoned opinion to Iceland, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Iceland to make the Act referred to at point 43 of Annex IV to the Agreement on the European Economic Area (*Regulation (EC) No 1222/2009 of the European Parliament and of the Council of 25 November 2009 on the labelling of tyres with respect to fuel efficiency and other essential parameters*) part of its internal legal order, as **Decision No. 368/12/COL**

32. Case 71682: Non-incorporation by Norway of Regulation (EC) No 1222/2009 (Labelling of tyres with respect to fuel efficiency and other essential parameters)Event [646265](#)

The College adopted the decision to deliver a reasoned opinion to Norway, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Norway to make the Act referred to at point 43 of Annex IV to the Agreement on the European Economic Area (*Regulation (EC) No 1222/2009 of the European Parliament and of the Council of 25 November 2009 on the labelling of tyres with respect to fuel efficiency and other essential parameters*) part of its internal legal order, as **Decision No. 369/12/COL**

33. Case 71738: Non-incorporation by Norway of Regulation (EC) No 1152/2010 (Registration, evaluation, authorisation and restriction of chemicals (REACH))Event [646215](#)

The College adopted the decision to deliver a reasoned opinion to Norway, in accordance with Article 31 of the Agreement between the EFTA States on the

Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Norway to make the Act referred to at point 12zza of Chapter XV of Annex II to the Agreement on the European Economic Area (*Commission Regulation (EU) No 1152/2010 of 8 December 2010 amending, for the purpose of its adaptation to technical progress, Regulation (EC) No 440/2008 laying down test methods pursuant to Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)*) part of its internal legal order, as **Decision No. 370/12/COL**

34. Case 71736: Non-incorporation by Norway of Regulation (EC) No 761/2009 (Registration, evaluation, authorisation and restriction of chemicals (REACH))

Event [646138](#)

The College adopted the decision to deliver a reasoned opinion to Norway, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Norway to make the Act referred to at point 12zza of Chapter Xv of Annex II to the Agreement on the European Economic Area (*Commission Regulation (EC) No 761/2009 of 23 July 2009 amending, for the purpose of its adaptation to technical progress, Regulation (EC) No 440/2008 laying down test methods pursuant to Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)*) part of its internal legal order, as **Decision No. 371/12/COL**

35. Case 71676: Non-implementation by Iceland of Directive 2001/81/EC (National emission ceilings for certain atmospheric pollutants (NEC Directive))

Event [641922](#)

The College adopted the decision to deliver a reasoned opinion to Iceland, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Iceland to adopt the measures necessary to implement the Act referred to at point 21ar of Annex XX to the Agreement on the European Economic Area (*Directive 2001/81/EC of the European Parliament and of the Council of 23 October 2001 on national emission ceilings for certain atmospheric pollutants*) or, in any event, its failure to notify the Authority forthwith of the measures it has adopted to implement the Act, as **Decision No. 372/12/COL**

36. Case 71364: Non-implementation by Iceland of Directive 2010/48/EU (Roadworthiness test for motor vehicles and their trailers)

Event [642003](#)

The College adopted the decision to deliver a reasoned opinion to Iceland, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Iceland to adopt the measures necessary to implement the Act referred to at point 16a of Chapter II of Annex XIII to the Agreement on the European Economic Area (*Commission Directive 2010/48/EU of 5 July 2010 adapting to technical progress Directive 2009/40/EC of the European Parliament and of the Council on roadworthiness tests for motor vehicles and their trailers*) or, in any event, its failure to notify the Authority forthwith of the measures it has adopted to implement the Act, as **Decision No. 373/12/COL**

37. Case 71368: Non-implementation by Norway of Directive 2010/48/EU (Roadworthiness test for motor vehicles and their trailers)

Event [642009](#)

The College adopted the decision to deliver a reasoned opinion to Norway, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Norway to adopt the measures necessary to implement the Act referred to at point 16a of Chapter II of Annex XIII to the Agreement on the European Economic Area (*Commission Directive 2010/48/EU of 5 July 2010 adapting to technical progress Directive 2009/40/EC of the European Parliament and of the Council on roadworthiness tests for motor vehicles and their trailers*) or, in any event, its failure to notify the Authority forthwith of the measures it has adopted to implement the Act, as **Decision No. 374/12/COL**

38. Case 71527: Non-implementation by Iceland of Directive 2010/47/EU (Technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community)

Event [642019](#)

The College adopted the decision to deliver a reasoned opinion to Iceland, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Iceland to adopt the measures necessary to implement the Act referred to at point 17h of Chapter II of Annex XIII to the Agreement on the European Economic Area (*Commission Directive 2010/47/EU of 5 July 2010 adapting to technical progress Directive 2000/30/EC of the European Parliament and of the Council on the technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community*) or, in any event, its failure to notify the Authority forthwith of the measures it has adopted to implement the Act, as **Decision No. 375/12/COL**

39. Case 71528: Non-implementation by Norway of Directive 2010/47/EU (Technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community)

Event [642033](#)

The College adopted the decision to deliver a reasoned opinion to Norway, in accordance with Article 31 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice concerning the failure by Norway to adopt the measures necessary to implement the Act referred to at point 17h of Chapter II of Annex XIII to the Agreement on the European Economic Area (*Commission Directive 2010/47/EU of 5 July 2010 adapting to technical progress Directive 2000/30/EC of the European Parliament and of the Council on the technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community*) or, in any event, its failure to notify the Authority forthwith of the measures it has adopted to implement the Act, as **Decision No. 376/12/COL**

40. Case 70685: Proposal for authorisation of certain parts and rejection of other parts of a request for derogations and for a restrictive measure according to Directive 2008/68/EC (Inland transport of dangerous goods)

Event [639868](#)

The College adopted the decision to submit to the EFTA Working Group on Transport Assisting the EFTA Surveillance Authority draft measures to be taken by the EFTA Surveillance Authority with regard to a request from Norway for derogations and for application of a restrictive measure, based on Articles 5(2) and 6(2)(a) of the Act referred to at point 13c in Chapter I of Annex XIII to the Agreement of the European Economic Area (*Directive 2008/68/EC of the European Parliament and of the Council of 24 September 2008 on the inland transport of dangerous goods*), as **Decision No. 377/12/COL**

41. Other Business

None

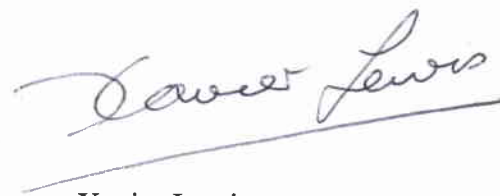
42. Minutes of the College Meeting no. 27, held on 3 October 2012

Event [647182](#)

The College approved the Minutes of the College Meeting held on 3 October 2012



Oda Helen Sletnes
President



Xavier Lewis
Director