

## ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

### DECISION No 1/2013 OF THE EUROPEAN UNION/SWITZERLAND STATISTICAL COMMITTEE

of 12 June 2013

replacing Annex A to the Agreement between the European Community and the Swiss Confederation on cooperation in the field of statistics

(2013/394/EU)

THE EUROPEAN UNION/SWITZERLAND STATISTICAL COMMITTEE,

Having regard to the Agreement between the European Community and the Swiss Confederation on cooperation in the field of statistics <sup>(1)</sup>, hereinafter referred to as 'the Agreement', and in particular Article 4(4) thereof,

Whereas:

- (1) The Agreement entered into force on 1 January 2007 and contains Annex A concerning legal acts in the field of statistics.

- (2) New legal acts in the field of statistics have been adopted and should be referred to in Annex A. Consequently, Annex A should be amended,

HAS DECIDED AS FOLLOWS:

*Article 1*

Annex A to the Agreement is replaced by the Annex to this Decision.

*Article 2*

This Decision shall enter into force on the date of its adoption.

Done at Geneva, on 12 June 2013.

*For the Joint Committee*

*The Head of the EU Delegation*  
W. RADERMACHER

*The Head of the Swiss Delegation*  
F. BAUMGARTNER

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<sup>(1)</sup> OJ L 90, 28.3.2006, p. 2.

## ANNEX

## 'ANNEX A

**LEGAL ACTS IN THE FIELD OF STATISTICS REFERRED TO IN ARTICLE 2****SECTORAL ADAPTATION**

1. By virtue of the Treaty of Lisbon, entered into force on 1 December 2009, the European Union shall replace and succeed the European Community.
2. The term 'Member State(s)' contained in the acts referred to in this Annex shall be understood to include Switzerland, in addition to its meaning in the relevant European Union acts.
3. The Statistical Programme Committee (SPC) referred to in Article 3(2) of this Agreement has been replaced by the European Statistical System Committee (ESS Committee) established by Article 7(1) of Regulation (EC) No 223/2009 of the European Parliament and of the Council of 11 March 2009 on European statistics and repealing Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities, Council Regulation (EC) No 322/97 on Community Statistics, and Council Decision 89/382/EEC, Euratom establishing a Committee on the Statistical Programmes of the European Communities <sup>(1)</sup>.
4. The Community statistical programme referred to in Article 5(1) and (2), and in Article 8(1) of this Agreement has been replaced by the European statistical programme provided for in Article 13 of Regulation (EC) No 223/2009.
5. The Joint Committee notes that the rules governing the handling of statistics from Switzerland referred to in Article 5(3) of this Agreement are now provided for in Regulation (EC) No 223/2009 without prejudice to more specific rules which are referred to in this Annex.
6. References to the 'Nomenclature of the Economic Activities in the European Communities (NACE Rev. 1)' shall, except where otherwise provided, be read as references to 'Nomenclature of Economic Activities in the European Communities (NACE Rev. 2)', as defined by Regulation (EC) No 1893/2006 of the European Parliament and of the Council of 20 December 2006 establishing the statistical classification of economic activities NACE Revision 2 and amending Council Regulation (EEC) No 3037/90 as well as certain EC Regulations on specific statistical domains <sup>(2)</sup>. The referred code numbers shall be read as the corresponding converted code numbers in NACE Rev. 2.
7. Provisions laying down by whom the costs for carrying out surveys and the like shall be borne shall not apply for the purposes of this Agreement.

**ACTS REFERRED TO**

## BUSINESS STATISTICS

- 32008 R 0295: Regulation (EC) No 295/2008 of the European Parliament and of the Council of 11 March 2008 concerning structural business statistics (recast) (OJ L 97, 9.4.2008, p. 13), as amended by:
- 32009 R 0251: Commission Regulation (EC) No 251/2009 of 11 March 2009 (OJ L 86, 31.3.2009, p. 170).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Switzerland shall not be bound by the regional breakdown of the data required by this Regulation;
- (b) Switzerland is exempted from providing data at the 4-digit level of the NACE Rev. 2;
- (c) Switzerland is exempted from providing data required by this Regulation for kind of activity units;
- (d) For Annex IX, variables 11910, 11930, 16910, 16911, 16930 and 16931, Switzerland shall supply data having as reference year 2011;
- (e) Under Annex VII, Switzerland is exempted from providing data 'Geographical Breakdown' for the Series 7E.

<sup>(1)</sup> OJ L 87, 31.3.2009, p. 164.

<sup>(2)</sup> OJ L 393, 30.12.2006, p. 1.

- 32009 R 0250: Commission Regulation (EC) No 250/2009 of 11 March 2009 implementing Regulation (EC) No 295/2008 of the European Parliament and of the Council as regards the definitions of characteristics, the technical format for the transmission of data, the double reporting requirements for NACE Rev. 1.1 and NACE Rev. 2 and derogations to be granted for structural business statistics (OJ L 86, 31.3.2009, p. 1).
- 32009 R 0251: Commission Regulation (EC) No 251/2009 of 11 March 2009 implementing and amending Regulation (EC) No 295/2008 of the European Parliament and of the Council as regards the series of data to be produced for structural business statistics and the adaptations necessary after the revision of the statistical classification of products by activity (CPA) (OJ L 86, 31.3.2009, p. 170).
- 32010 R 0275: Commission Regulation (EU) No 275/2010 of 30 March 2010 implementing Regulation (EC) No 295/2008 of the European Parliament and of the Council, as regards the criteria for the evaluation of the quality of structural business statistics (OJ L 86, 1.4.2010, p. 1).
- 31998 R 1165: Council Regulation (EC) No 1165/98 of 19 May 1998 concerning short-term statistics (OJ L 162, 5.6.1998, p. 1), as amended by:
  - 32005 R 1158: Regulation (EC) No 1158/2005 of the European Parliament and of the Council of 6 July 2005 (OJ L 191, 22.7.2005, p. 1);
  - 32006 R 1503: Commission Regulation (EC) No 1503/2006 of 28 September 2006 (OJ L 281, 12.10.2006, p. 15), as amended by:
    - 32008 R 1178: Commission Regulation (EC) No 1178/2008 of 28 November 2008 (OJ L 319, 29.11.2008, p. 16);
  - 32009 R 0329: Commission Regulation (EC) No 329/2009 of 22 April 2009 (OJ L 103, 23.4.2009, p. 3);
  - 32012 R 0461: Commission Regulation (EU) No 461/2012 of 31 May 2012 (OJ L 142, 1.6.2012, p. 26).
- 32001 R 0586: Commission Regulation (EC) No 586/2001 of 26 March 2001 on implementing Council Regulation (EC) No 1165/98 concerning short-term statistics as regards the definition of Main Industrial Groupings (MIGS) (OJ L 86, 27.3.2001, p. 11), as amended by:
  - 32007 R 0656: Commission Regulation (EC) No 656/2007 of 14 June 2007 (OJ L 155, 15.6.2007, p. 3).
- 32006 R 1503: Commission Regulation (EC) No 1503/2006 of 28 September 2006 implementing and amending Council Regulation (EC) No 1165/98 concerning short-term statistics as regards definitions of variables, list of variables and frequency of data compilation (OJ L 281, 12.10.2006, p. 15), as amended by:
  - 32008 R 1178: Commission Regulation (EC) No 1178/2008 of 28 November 2008 (OJ L 319, 29.11.2008, p. 16);
  - 32012 R 0461: Commission Regulation (EU) No 461/2012 of 31 May 2012 (OJ L 142, 1.6.2012, p. 26).
- 32008 R 0472: Commission Regulation (EC) No 472/2008 of 29 May 2008 implementing Council Regulation (EC) No 1165/98 concerning short-term statistics as regards the first base year to be applied for time series in NACE Revision 2 and, for time series prior to 2009 to be transmitted according to NACE Revision 2, the level of detail, the form, the first reference period, and the reference period (OJ L 140, 30.5.2008, p. 5).
- 32009 R 0596: Regulation (EC) No 596/2009 of the European Parliament and of the Council of 18 June 2009 adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468/EC with regard to the regulatory procedure with scrutiny — Adaptation to the regulatory procedure with scrutiny — Part Four (OJ L 188, 18.7.2009, p. 14).

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

Switzerland is exempted from providing data for the variables 220 and 230 until 2015.

- 32008 R 0177: Regulation (EC) No 177/2008 of the European Parliament and of the Council of 20 February 2008 establishing a common framework for business registers for statistical purposes and repealing Council Regulation (EEC) No 2186/93 (OJ L 61, 5.3.2008, p. 6).
- 32009 R 0192: Commission Regulation (EC) No 192/2009 of 11 March 2009 implementing Regulation (EC) No 177/2008 of the European Parliament and of the Council establishing a common framework for business registers for statistical purposes, as regards the exchange of confidential data between the Commission (Eurostat) and Member States (OJ L 67, 12.3.2009, p. 14).

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

Switzerland is exempted from transmitting individual data of turnover for enterprises described in Annex A Turnover data until end 2013.

- 32010 R 1097: Commission Regulation (EU) No 1097/2010 of 26 November 2010 implementing Regulation (EC) No 177/2008 of the European Parliament and of the Council establishing a common framework for business registers for statistical purposes, as regards the exchange of confidential data between the Commission (Eurostat) and central banks (OJ L 312, 27.11.2010, p. 1).
- 32009 D 0252: Commission Decision 2009/252/EC of 11 March 2009 concerning derogations from certain provisions of Regulation (EC) No 177/2008 of the European Parliament and of the Council establishing a common framework for business registers for statistical purposes (OJ L 75, 21.3.2009, p. 11).

#### TRANSPORT AND TOURISM STATISTICS

- 32012 R 0070: Regulation (EU) No 70/2012 of the European Parliament and of the Council of 18 January 2012 on statistical returns in respect of the carriage of goods by road (OJ L 32, 3.2.2012, p. 1).
- 32001 R 2163: Commission Regulation (EC) No 2163/2001 of 7 November 2001 concerning the technical arrangements for data transmission for statistics on the carriage of goods by road (OJ L 291, 8.11.2001, p. 13), as amended by:
  - 32007 R 0973: Commission Regulation (EC) No 973/2007 of 20 August 2007 (OJ L 216, 21.8.2007, p. 10).
- 32003 R 0006: Commission Regulation (EC) No 6/2003 of 30 December 2002 concerning the dissemination of statistics on the carriage of goods by road (OJ L 1, 4.1.2003, p. 45), as amended by:
  - 32010 R 0202: Commission Regulation (EU) No 202/2010 of 10 March 2010 (OJ L 61, 11.3.2010, p. 24).
- 32004 R 0642: Commission Regulation (EC) No 642/2004 of 6 April 2004 on precision requirements for data collected in accordance with Council Regulation (EC) No 1172/98 on statistical returns in respect of the carriage of goods by road (OJ L 102, 7.4.2004, p. 26).
- 32007 R 0833: Commission Regulation (EC) No 833/2007 of 16 July 2007 ending the transitional period provided for in Council Regulation (EC) No 1172/98 on statistical returns in respect of the carriage of goods by road (OJ L 185, 17.7.2007, p. 9).
- 31993 D 0704: Council Decision 93/704/EC of 30 November 1993 on the creation of a Community database on road accidents (OJ L 329, 30.12.1993, p. 63).
- 32003 R 0091: Regulation (EC) No 91/2003 of the European Parliament and of the Council of 16 December 2002 on rail transport statistics (OJ L 14, 21.1.2003, p. 1), as amended by:
  - 32003 R 1192: Commission Regulation (EC) No 1192/2003 of 3 July 2003 (OJ L 167, 4.7.2003, p. 13);
  - 32007 R 1304: Commission Regulation (EC) No 1304/2007 of 7 November 2007 (OJ L 290, 8.11.2007, p. 14).
- 32007 R 0332: Commission Regulation (EC) No 332/2007 of 27 March 2007 on the technical arrangements for the transmission of railway transport statistics (OJ L 88, 29.3.2007, p. 16).
- 32003 R 0437: Regulation (EC) No 437/2003 of the European Parliament and of the Council of 27 February 2003 on statistical returns in respect of the carriage of passengers, freight and mail by air (OJ L 66, 11.3.2003, p. 1), as amended by:
  - 32003 R 1358: Commission Regulation (EC) No 1358/2003 of 31 July 2003 (OJ L 194, 1.8.2003, p. 9);

- 32005 R 0546: Commission Regulation (EC) No 546/2005 of 8 April 2005 (OJ L 91, 9.4.2005, p. 5).
- 32003 R 1358: Commission Regulation (EC) No 1358/2003 of 31 July 2003 implementing Regulation (EC) No 437/2003 of the European Parliament and of the Council on statistical returns in respect of the carriage of passengers, freight and mail by air and amending Annexes I and II thereto (OJ L 194, 1.8.2003, p. 9), as amended by:
  - 32005 R 0546: Commission Regulation (EC) No 546/2005 of 8 April 2005 (OJ L 91, 9.4.2005, p. 5);
  - 32006 R 1792: Commission Regulation (EC) No 1792/2006 of 23 October 2006 (OJ L 362, 20.12.2006, p. 1);
  - 32007 R 0158: Commission Regulation (EC) No 158/2007 of 16 February 2007 (OJ L 49, 17.2.2007, p. 9).
- 32011 R 0692: Regulation (EU) No 692/2011 of the European Parliament and of the Council of 6 July 2011 concerning European statistics on tourism and repealing Council Directive 95/57/EC (OJ L 192, 22.7.2011, p. 17).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Switzerland shall transmit the data listed in Annex I, Sections 1 and 2, Heading A, concerning the type of accommodation NACE 55.2 from 2016 (reference year) onwards;
  - (b) Switzerland shall transmit the data listed in Annex I, Section 2, Heading B, concerning the type of accommodation NACE 55.2 for all reference periods within 4 months after the end of the reference year, from 2016 (reference year) onwards;
  - (c) Switzerland shall transmit the data listed in Annex I, Section 2, Heading B, concerning the type of accommodation NACE 55.3 for all reference periods within 4 months after the end of the reference year;
  - (d) Switzerland shall transmit the data listed in Annex II within 12 months after the end of the reference period, together with a report on the quality of the data.
- 32011 R 1051: Commission Implementing Regulation (EU) No 1051/2011 of 20 October 2011 implementing Regulation (EU) No 692/2011 of the European Parliament and of the Council concerning European statistics on tourism, as regards the structure of the quality reports and the transmission of the data (OJ L 276, 21.10.2011, p. 13).

#### FOREIGN TRADE STATISTICS

- 32006 R 1833: Commission Regulation (EC) No 1833/2006 of 13 December 2006 on the nomenclature of countries and territories for the external trade statistics of the Community and statistics of trade between Member States (OJ L 354, 14.12.2006, p. 19).
- 32009 R 0471: Regulation (EC) No 471/2009 of the European Parliament and of the Council of 6 May 2009 on Community statistics relating to external trade with non-member countries and repealing Council Regulation (EC) No 1172/95 (OJ L 152, 16.6.2009, p. 23).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) All provisions related to the customs scheme of Centralised Clearance are not relevant;
- (b) Article 2 Definitions: The statistical territory shall comprise the customs territory excluding customs warehouses and duty-free warehouses;

Switzerland shall not be bound to compile statistics of trade between Switzerland and Liechtenstein;

- (c) Article 5(1) Statistical data: Statistical data referred to in Article 5(1)(e) shall be collected for the first time by 1 January 2016;

The provisions of Article 5(1)(f) and (k) shall not apply;

The classification referred to in Article 5(1)(h) shall be made at least down to the first six digits;

For Switzerland, the provisions of Article 5(1)(m)(ii) and (iii) shall not apply;

- (d) Article 6 Compilation of external trade statistics: The provisions of Article 6 shall not apply for statistical data for which Switzerland is exempted from collecting pursuant to Article 5 of the Regulation thereof;
- (e) Article 7 Data exchange: The provisions of Article 7(2) shall not apply.

- 32010 R 0092: Commission Regulation (EU) No 92/2010 of 2 February 2010 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards data exchange between customs authorities and national statistical authorities, compilation of statistics and quality assessment (OJ L 31, 3.2.2010, p. 4).
- 32010 R 0113: Commission Regulation (EU) No 113/2010 of 9 February 2010 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards trade coverage, definition of the data, compilation of statistics on trade by business characteristics and by invoicing currency, and specific goods or movements (OJ L 37, 10.2.2010, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) The following subparagraph shall be added to Article 4(2):

'For Switzerland the 'customs value' shall be defined within the respective national rules.;

- (b) The following subparagraph shall be added to Article 7(2):

'For Switzerland 'country of origin' shall be taken to mean the country in which the goods originated within the meaning of the respective national rules of origin.;

- (c) The reference to Regulation (EEC) No 2454/93 in Article 15(4) is not applicable.

#### STATISTICAL PRINCIPLES AND CONFIDENTIALITY

- 32008 D 0234: Decision 234/2008/EC of the European Parliament and of the Council of 11 March 2008 establishing the European Statistical Advisory Committee and repealing Council Decision 91/116/EEC (OJ L 73, 15.3.2008, p. 13).
- 32008 D 0235: Decision 235/2008/EC of the European Parliament and of the Council of 11 March 2008 establishing the European Statistical Governance Advisory Board (OJ L 73, 15.3.2008, p. 17).
- 32009 R 0223: Regulation (EC) No 223/2009 of the European Parliament and of the Council of 11 March 2009 on European statistics and repealing Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities, Council Regulation (EC) No 322/97 on Community Statistics, and Council Decision 89/382/EEC, Euratom establishing a Committee on the Statistical Programmes of the European Communities (OJ L 87, 31.3.2009, p. 164).
- 32002 R 0831: Commission Regulation (EC) No 831/2002 of 17 May 2002 implementing Council Regulation (EC) No 322/97 on Community Statistics, concerning access to confidential data for scientific purposes (OJ L 133, 18.5.2002, p. 7), as amended by:
  - 32006 R 1104: Commission Regulation (EC) No 1104/2006 of 18 July 2006 (OJ L 197, 19.7.2006, p. 3);
  - 32007 R 1000: Commission Regulation (EC) No 1000/2007 of 29 August 2007 (OJ L 226, 30.8.2007, p. 7);
  - 32008 R 0606: Commission Regulation (EC) No 606/2008 of 26 June 2008 (OJ L 166, 27.6.2008, p. 16);
  - 32010 R 0520: Commission Regulation (EU) No 520/2010 of 16 June 2010 (OJ L 151, 17.6.2010, p. 14).
- 32004 D 0452: Commission Decision 2004/452/EC of 29 April 2004 laying down a list of bodies whose researchers may access confidential data for scientific purposes (OJ L 156, 30.4.2004, p. 1), as amended by:
  - 32005 D 0412: Commission Decision 2005/412/EC of 25 May 2005 (OJ L 140, 3.6.2005, p. 11);
  - 32005 D 0746: Commission Decision 2005/746/EC of 20 October 2005 (OJ L 280, 25.10.2005, p. 16);
  - 32006 D 0429: Commission Decision 2006/429/EC of 22 June 2006 (OJ L 172, 24.6.2006, p. 17);
  - 32006 D 0699: Commission Decision 2006/699/EC of 17 October 2006 (OJ L 287, 18.10.2006, p. 36);

- 32007 D 0081: Commission Decision 2007/81/EC of 2 February 2007 (OJ L 28, 3.2.2007, p. 23);
- 32007 D 0229: Commission Decision 2007/229/EC of 11 April 2007 (OJ L 99, 14.4.2007, p. 11);
- 32007 D 0439: Commission Decision 2007/439/EC of 25 June 2007 (OJ L 164, 26.6.2007, p. 30);
- 32007 D 0678: Commission Decision 2007/678/EC of 16 October 2007 (OJ L 280, 24.10.2007, p. 22);
- 32008 D 0052: Commission Decision 2008/52/EC of 20 December 2007 (OJ L 13, 16.1.2008, p. 29);
- 32008 D 0291: Commission Decision 2008/291/EC of 18 March 2008 (OJ L 98, 10.4.2008, p. 11);
- 32008 D 0595: Commission Decision 2008/595/EC of 25 June 2008 (OJ L 192, 19.7.2008, p. 60);
- 32008 D 0876: Commission Decision 2008/876/EC of 6 November 2008 (OJ L 310, 21.11.2008, p. 28);
- 32009 D 0411: Commission Decision 2009/411/EC of 25 May 2009 (OJ L 132, 29.5.2009, p. 16);
- 32010 D 0373: Commission Decision 2010/373/EU of 1 July 2010 (OJ L 169, 3.7.2010, p. 19);
- 32011 D 0511: Commission Decision 2011/511/EU of 17 August 2011 (OJ L 214, 19.8.2011, p. 19);
- 32012 D 0200: Commission Decision 2012/200/EU of 18 April 2012 (OJ L 108, 20.4.2012, p. 37).

#### **Acts of which the Contracting Parties shall take note**

The Contracting Parties shall take note of the following recommendations which shall have no binding force:

- 52005 PC 0217: Commission Recommendation COM(2005) 217 of 25 May 2005 on the independence, integrity and accountability of the national and Community statistical authorities (OJ C 172, 12.7.2005, p. 22).
- 32009 H 0498: Commission Recommendation 2009/498/EC of 23 June 2009 on reference metadata for the European Statistical System (OJ L 168, 30.6.2009, p. 50).

#### DEMOGRAPHIC AND SOCIAL STATISTICS

- 31998 R 0577: Council Regulation (EC) No 577/98 of 9 March 1998 on the organisation of a labour force sample survey in the Community (OJ L 77, 14.3.1998, p. 3), as amended by:
  - 32002 R 1991: Regulation (EC) No 1991/2002 of the European Parliament and of the Council of 8 October 2002 (OJ L 308, 9.11.2002, p. 1);
  - 32002 R 2104: Commission Regulation (EC) No 2104/2002 of 28 November 2002 (OJ L 324, 29.11.2002, p. 14);
  - 32003 R 2257: Regulation (EC) No 2257/2003 of the European Parliament and of the Council of 25 November 2003 (OJ L 336, 23.12.2003, p. 6);
  - 32007 R 1372: Regulation (EC) No 1372/2007 of the European Parliament and of the Council of 23 October 2007 (OJ L 315, 3.12.2007, p. 42).

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

For Switzerland, irrespective of the provisions of Article 2(4), the sampling unit is an individual and the information concerning the other members of the household may include at least the characteristics listed pursuant to Article 4(1).

- 32000 R 1575: Commission Regulation (EC) No 1575/2000 of 19 July 2000 implementing Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community concerning the codification to be used for data transmission from 2001 onwards (OJ L 181, 20.7.2000, p. 16).
- 32000 R 1897: Commission Regulation (EC) No 1897/2000 of 7 September 2000 implementing Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community concerning the operational definition of unemployment (OJ L 228, 8.9.2000, p. 18).

- 32002 R 2104: Commission Regulation (EC) No 2104/2002 of 28 November 2002 adapting Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community and Commission Regulation (EC) No 1575/2000 implementing Council Regulation (EC) No 577/98 as far as the list of education and training variables and their codification to be used for data transmission from 2003 onwards are concerned (OJ L 324, 29.11.2002, p. 14).
- 32003 R 0246: Commission Regulation (EC) No 246/2003 of 10 February 2003 adopting the programme of ad hoc modules, covering the years 2004 to 2006, to the labour force sample survey provided by Council Regulation (EC) No 577/98 (OJ L 34, 11.2.2003, p. 3).
- 32005 R 0384: Commission Regulation (EC) No 384/2005 of 7 March 2005 adopting the programme of ad hoc modules, covering the years 2007 to 2009, for the labour force sample survey provided for by Council Regulation (EC) No 577/98 (OJ L 61, 8.3.2005, p. 23).

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

Independently of the provisions of Article 1, Switzerland is exempted from carrying out the 2007 ad hoc module.

- 32007 R 0102: Commission Regulation (EC) No 102/2007 of 2 February 2007 adopting the specifications of the 2008 ad hoc module on the labour market situation of migrants and their immediate descendants, as provided for by Council Regulation (EC) No 577/98 and amending Regulation (EC) No 430/2005 (OJ L 28, 3.2.2007, p. 3), as amended by:
  - 32008 R 0391: Commission Regulation (EC) No 391/2008 of 30 April 2008 (OJ L 117, 1.5.2008, p. 15).

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

Independently of the provisions of Article 2, Switzerland is exempted from providing the variables mentioned in columns 211/212, and for column 215 of the Annex.

- 32008 R 0207: Commission Regulation (EC) No 207/2008 of 5 March 2008 adopting the specifications of the 2009 ad hoc module on the entry of young people into the labour market provided for by Council Regulation (EC) No 577/98 (OJ L 62, 6.3.2008, p. 4).
- 32008 R 0365: Commission Regulation (EC) No 365/2008 of 23 April 2008 adopting the programme of ad hoc modules, covering the years 2010, 2011 and 2012, for the labour force sample survey provided for by Council Regulation (EC) No 577/98 (OJ L 112, 24.4.2008, p. 22).
- 32008 R 0377: Commission Regulation (EC) No 377/2008 of 25 April 2008 implementing Council Regulation (EC) No 577/98 on the organisation of a labour force sample survey in the Community as regards the codification to be used for data transmission from 2009 onwards, the use of a sub-sample for the collection of data on structural variables and the definition of the reference quarters (OJ L 114, 26.4.2008, p. 57), as amended by:
  - 32009 R 1022: Commission Regulation (EC) No 1022/2009 of 29 October 2009 (OJ L 283, 30.10.2009, p. 3).
- 32009 R 0020: Commission Regulation (EC) No 20/2009 of 13 January 2009 adopting the specifications of the 2010 ad hoc module on reconciliation between work and family life provided for by Council Regulation (EC) No 577/98 (OJ L 9, 14.1.2009, p. 7).
- 32010 R 0220: Commission Regulation (EU) No 220/2010 of 16 March 2010 adopting the programme of ad-hoc modules, covering the years 2013 to 2015, for the labour force sample survey provided for by Council Regulation (EC) No 577/98 (OJ L 67, 17.3.2010, p. 1).
- 32010 R 0317: Commission Regulation (EU) No 317/2010 of 16 April 2010 adopting the specifications of the 2011 ad hoc module on employment of disabled people for the labour force sample survey provided for by Council Regulation (EC) No 577/98 (OJ L 97, 17.4.2010, p. 3).

- 32011 R 0249: Commission Regulation (EU) No 249/2011 of 14 March 2011 adopting the specifications of the 2012 ad hoc module on transition from work to retirement provided for by Council Regulation (EC) No 577/98 (OJ L 67, 15.3.2011, p. 18).
- 31999 R 0530: Council Regulation (EC) No 530/1999 of 9 March 1999 concerning structural statistics on earnings and labour costs (OJ L 63, 12.3.1999, p. 6), as amended by:
  - 31999 R 1726: Commission Regulation (EC) No 1726/1999 of 27 July 1999 (OJ L 203, 3.8.1999, p. 28), as amended by:
    - 32007 R 0973: Commission Regulation (EC) No 973/2007 of 20 August 2007 (OJ L 216, 21.8.2007, p. 10);
    - 32005 R 1737: Commission Regulation (EC) No 1737/2005 of 21 October 2005 (OJ L 279, 22.10.2005, p. 11);
  - 32006 R 1893: Regulation (EC) No 1893/2006 of the European Parliament and of the Council of 20 December 2006 (OJ L 393, 30.12.2006, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) For the statistics on the structure and distribution of earnings, Switzerland shall collect the data required in Article 6(2) of this Regulation for the first time in 2010;
- (b) For the statistics on the level and composition of labour costs, Switzerland shall collect the data required in Article 6(1) of this Regulation in 2008 for some variables only and for the first time in 2012 for all variables;
- (c) For the year 2008, Switzerland shall be allowed:
  - to provide the information required in Article 6(1)(a) based on enterprises (instead of local units), at national level, according to NACE Rev. 1.1 at section and section aggregates level and without breakdown by size of the enterprise;
  - to forward the results within a period of 24 months from the end of the reference year (instead of 18 months as stated in Article 9).
- 32000 R 1916: Commission Regulation (EC) No 1916/2000 of 8 September 2000 on implementing Council Regulation (EC) No 530/1999 concerning structural statistics on earnings and on labour costs as regards the definition and transmission of information on structure of earnings (OJ L 229, 9.9.2000, p. 3), as amended by:
  - 32005 R 1738: Commission Regulation (EC) No 1738/2005 of 21 October 2005 (OJ L 279, 22.10.2005, p. 32), as amended by:
    - 32009 R 1022: Commission Regulation (EC) No 1022/2009 of 29 October 2009 (OJ L 283, 30.10.2009, p. 3);
  - 32007 R 0973: Commission Regulation (EC) No 973/2007 of 20 August 2007 (OJ L 216, 21.8.2007, p. 10).
- 32006 R 0698: Commission Regulation (EC) No 698/2006 of 5 May 2006 implementing Council Regulation (EC) No 530/1999 as regards quality evaluation of structural statistics on labour costs and earnings (OJ L 121, 6.5.2006, p. 30), as amended by:
  - 32009 R 1022: Commission Regulation (EC) No 1022/2009 of 29 October 2009 (OJ L 283, 30.10.2009, p. 3).
- 32003 R 0450: Regulation (EC) No 450/2003 of the European Parliament and of the Council of 27 February 2003 concerning the labour cost index (OJ L 69, 13.3.2003, p. 1), as amended by:
  - 32006 R 1893: Regulation (EC) No 1893/2006 of the European Parliament and of the Council of 20 December 2006 (OJ L 393, 30.12.2006, p. 1).

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

Switzerland shall compile and report the quarterly labour cost index from the first quarter of 2015 (reference period) onwards.

- 32003 R 1216: Commission Regulation (EC) No 1216/2003 of 7 July 2003 implementing Regulation (EC) No 450/2003 of the European Parliament and of the Council concerning the labour cost index (OJ L 169, 8.7.2003, p. 37), as amended by:
  - 32007 R 0973: Commission Regulation (EC) No 973/2007 of 20 August 2007 (OJ L 216, 21.8.2007, p. 10).
- 32003 R 1177: Regulation (EC) No 1177/2003 of the European Parliament and of the Council of 16 June 2003 concerning Community statistics on income and living conditions (EU-SILC) (OJ L 165, 3.7.2003, p. 1), as amended by:
  - 32005 R 1553: Regulation (EC) No 1553/2005 of the European Parliament and of the Council of 7 September 2005 (OJ L 255, 30.9.2005, p. 6).
- 32003 R 1980: Commission Regulation (EC) No 1980/2003 of 21 October 2003 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards definitions and updated definitions (OJ L 298, 17.11.2003, p. 1), as amended by:
  - 32006 R 0676: Commission Regulation (EC) No 676/2006 of 2 May 2006 (OJ L 118, 3.5.2006, p. 3).
- 32003 R 1981: Commission Regulation (EC) No 1981/2003 of 21 October 2003 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the fieldwork aspects and the imputation procedures (OJ L 298, 17.11.2003, p. 23).
- 32003 R 1982: Commission Regulation (EC) No 1982/2003 of 21 October 2003 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the sampling and tracing rules (OJ L 298, 17.11.2003, p. 29).
- 32003 R 1983: Commission Regulation (EC) No 1983/2003 of 7 November 2003 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the list of target primary variables (OJ L 298, 17.11.2003, p. 34), as amended by:
  - 32007 R 0973: Commission Regulation (EC) No 973/2007 of 20 August 2007 (OJ L 216, 21.8.2007, p. 10).
- 32004 R 0028: Commission Regulation (EC) No 28/2004 of 5 January 2004 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the detailed content of intermediate and final quality reports (OJ L 5, 9.1.2004, p. 42).
- 32006 R 0315: Commission Regulation (EC) No 315/2006 of 22 February 2006 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the list of target secondary variables relating to housing conditions (OJ L 52, 23.2.2006, p. 16).
- 32007 R 0215: Commission Regulation (EC) No 215/2007 of 28 February 2007 on implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the list of target secondary variables relating to over-indebtedness and financial exclusion (OJ L 62, 1.3.2007, p. 8).
- 32008 R 0362: Council Regulation (EC) No 362/2008 of 14 April 2008 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the 2009 list of target secondary variables on material deprivation (OJ L 112, 24.4.2008, p. 1).
- 32009 R 0646: Commission Regulation (EC) No 646/2009 of 23 July 2009 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the 2010 list of target secondary variables on intra-household sharing of resources (OJ L 192, 24.7.2009, p. 3).

- 32010 R 0481: Commission Regulation (EU) No 481/2010 of 1 June 2010 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the 2011 list of target secondary variables on intergenerational transmission of disadvantages (OJ L 135, 2.6.2010, p. 38).
- 32010 R 1157: Commission Regulation (EU) No 1157/2010 of 9 December 2010 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC), as regards the 2012 list of target secondary variables on housing conditions (OJ L 326, 10.12.2010, p. 3).
- 32012 R 0062: Commission Regulation (EU) No 62/2012 of 24 January 2012 implementing Regulation (EC) No 1177/2003 of the European Parliament and of the Council concerning Community statistics on income and living conditions (EU-SILC) as regards the 2013 list of target secondary variables on well-being (OJ L 22, 25.1.2012, p. 9).
- 32007 R 0862: Regulation (EC) No 862/2007 of the European Parliament and of the Council of 11 July 2007 on Community statistics on migration and international protection and repealing Council Regulation (EEC) No 311/76 on the compilation of statistics on foreign workers (OJ L 199, 31.7.2007, p. 23).
- 32010 R 0216: Commission Regulation (EU) No 216/2010 of 15 March 2010 implementing Regulation (EC) No 862/2007 of the European Parliament and of the Council on Community statistics on migration and international protection, as regards the definitions of categories of the reasons for the residence permits (OJ L 66, 16.3.2010, p. 1).
- 32010 R 0351: Commission Regulation (EU) No 351/2010 of 23 April 2010 implementing Regulation (EC) No 862/2007 of the European Parliament and of the Council on Community statistics on migration and international protection as regards the definitions of the categories of the groups of country of birth, groups of country of previous usual residence, groups of country of next usual residence and groups of citizenship (OJ L 104, 24.4.2010, p. 37).

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

For data items 1.2 (Groups of country of birth), 1.3 (Groups of country of previous usual residence), and 1.4 (Groups of country of next usual residence) in the Annex the first reference year applicable to Switzerland is 2011.

- 32008 R 0453: Regulation (EC) No 453/2008 of the European Parliament and of the Council of 23 April 2008 on quarterly statistics on Community job vacancies (OJ L 145, 4.6.2008, p. 234).
- 32008 R 1062: Commission Regulation (EC) No 1062/2008 of 28 October 2008 implementing Regulation (EC) No 453/2008 of the European Parliament and of the Council on quarterly statistics on Community job vacancies, as regards seasonal adjustment procedures and quality reports (OJ L 285, 29.10.2008, p. 3).
- 32009 R 0019: Commission Regulation (EC) No 19/2009 of 13 January 2009 implementing Regulation (EC) No 453/2008 of the European Parliament and of the Council on quarterly statistics on Community job vacancies, as regards the definition of a job vacancy, the reference dates for data collection, data transmission specifications and feasibility studies (OJ L 9, 14.1.2009, p. 3).

#### **Acts of which the Contracting Parties shall take note**

The Contracting Parties shall take note of the following recommendation which shall have no binding force:

- 32009 H 0824: Commission Recommendation 2009/824/EC of 29 October 2009 on the use of the International Standard Classification of Occupations (ISCO-08) (OJ L 292, 10.11.2009, p. 31).

#### ECONOMIC STATISTICS

- 31995 R 2494: Council Regulation (EC) No 2494/95 of 23 October 1995 concerning harmonised indices of consumer prices (OJ L 257, 27.10.1995, p. 1).

For Switzerland the Regulation applies to the harmonisation of consumer price indices for international comparisons.

It is not relevant as regards the explicit purposes of calculating harmonised CPI's in the context of the Economic and Monetary Union.

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Article 2(c), as well as references to MUICP in Article 8(1) and Article 11, are not applicable;
  - (b) Article 5(1)(a) is not applicable;
  - (c) Article 5(2) is not applicable;
  - (d) The consultation of the EMI as specified in Article 5(3) is not applicable.
- 31996 R 1749: Commission Regulation (EC) No 1749/96 of 9 September 1996 on initial implementing measures for Council Regulation (EC) No 2494/95 concerning harmonised indices of consumer prices (OJ L 229, 10.9.1996, p. 3), as amended by:
- 31998 R 1687: Council Regulation (EC) No 1687/98 of 20 July 1998 (OJ L 214, 31.7.1998, p. 12);
  - 31998 R 1688: Council Regulation (EC) No 1688/98 of 20 July 1998 (OJ L 214, 31.7.1998, p. 23);
  - 32007 R 1334: Commission Regulation (EC) No 1334/2007 of 14 November 2007 (OJ L 296, 15.11.2007, p. 22).
- 31996 R 2214: Commission Regulation (EC) No 2214/96 of 20 November 1996 concerning harmonised indices of consumer prices: transmission and dissemination of sub-indices of the HICP (OJ L 296, 21.11.1996, p. 8), as amended by:
- 31999 R 1617: Commission Regulation (EC) No 1617/1999 of 23 July 1999 (OJ L 192, 24.7.1999, p. 9);
  - 31999 R 1749: Commission Regulation (EC) No 1749/1999 of 23 July 1999 (OJ L 214, 13.8.1999, p. 1);
  - 32001 R 1920: Commission Regulation (EC) No 1920/2001 of 28 September 2001 (OJ L 261, 29.9.2001, p. 46);
  - 32005 R 1708: Commission Regulation (EC) No 1708/2005 of 19 October 2005 (OJ L 274, 20.10.2005, p. 9).
- 31998 R 2646: Commission Regulation (EC) No 2646/98 of 9 December 1998 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for the treatment of tariffs in the Harmonised Index of Consumer Prices (OJ L 335, 10.12.1998, p. 30).
- 31999 R 1617: Commission Regulation (EC) No 1617/1999 of 23 July 1999 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for the treatment of insurance in the Harmonised Index of Consumer Prices and modifying Commission Regulation (EC) No 2214/96 (OJ L 192, 24.7.1999, p. 9).
- 31999 R 2166: Council Regulation (EC) No 2166/1999 of 8 October 1999 laying down detailed rules for the implementation of Regulation (EC) No 2494/95 as regards minimum standards for the treatment of products in the health, education and social protection sectors in the Harmonised Index of Consumer Prices (OJ L 266, 14.10.1999, p. 1).
- 32000 R 2601: Commission Regulation (EC) No 2601/2000 of 17 November 2000 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards the timing of entering purchaser prices into the Harmonised Index of Consumer Prices (OJ L 300, 29.11.2000, p. 14).
- 32000 R 2602: Commission Regulation (EC) No 2602/2000 of 17 November 2000 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for the treatment of price reductions in the Harmonised Index of Consumer Prices (OJ L 300, 29.11.2000, p. 16), as amended by:
- 32001 R 1921: Commission Regulation (EC) No 1921/2001 of 28 September 2001 (OJ L 261, 29.9.2001, p. 49).

- 32001 R 1920: Commission Regulation (EC) No 1920/2001 of 28 September 2001 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for the treatment of service charges proportional to transaction values in the harmonised index of consumer prices and amending Regulation (EC) No 2214/96 (OJ L 261, 29.9.2001, p. 46).
- 32001 R 1921: Commission Regulation (EC) No 1921/2001 of 28 September 2001 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for revisions of the harmonised index of consumer prices and amending Regulation (EC) No 2602/2000 (OJ L 261, 29.9.2001, p. 49).
- 32005 R 1708: Commission Regulation (EC) No 1708/2005 of 19 October 2005 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards the common index reference period for the harmonised index of consumer prices, and amending Regulation (EC) No 2214/96 (OJ L 274, 20.10.2005, p. 9).
- 32006 R 0701: Council Regulation (EC) No 701/2006 of 25 April 2006 laying down detailed rules for the implementation of Regulation (EC) No 2494/95 as regards the temporal coverage of price collection in the harmonised index of consumer prices (OJ L 122, 9.5.2006, p. 3).
- 32009 R 0330: Commission Regulation (EC) No 330/2009 of 22 April 2009 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for the treatment of seasonal products in the Harmonised Indices of Consumer Prices (HICP) (OJ L 103, 23.4.2009, p. 6).
- 32010 R 1114: Commission Regulation (EU) No 1114/2010 of 1 December 2010 laying down detailed rules for the implementation of Council Regulation (EC) No 2494/95 as regards minimum standards for the quality of HICP weightings and repealing Commission Regulation (EC) No 2454/97 (OJ L 316, 2.12.2010, p. 4).
- 32007 R 1445: Regulation (EC) No 1445/2007 of the European Parliament and of the Council of 11 December 2007 establishing common rules for the provision of basic information on Purchasing Power Parities and for their calculation and dissemination (OJ L 336, 20.12.2007, p. 1).
- 32011 R 0193: Commission Regulation (EU) No 193/2011 of 28 February 2011 implementing Regulation (EC) No 1445/2007 of the European Parliament and of the Council as regards the system of quality control used for Purchasing Power Parities (OJ L 56, 1.3.2011, p. 1).
- 31996 R 2223: Council Regulation (EC) No 2223/96 of 25 June 1996 on the European system of national and regional accounts in the Community (OJ L 310, 30.11.1996, p. 1), as amended by:
  - 31998 R 0448: Council Regulation (EC) No 448/98 of 16 February 1998 (OJ L 58, 27.2.1998, p. 1);
  - 32000 R 1500: Commission Regulation (EC) No 1500/2000 of 10 July 2000 (OJ L 172, 12.7.2000, p. 3);
  - 32000 R 2516: Regulation (EC) No 2516/2000 of the European Parliament and of the Council of 7 November 2000 (OJ L 290, 17.11.2000, p. 1);
  - 32001 R 0995: Commission Regulation (EC) No 995/2001 of 22 May 2001 (OJ L 139, 23.5.2001, p. 3);
  - 32001 R 2558: Regulation (EC) No 2558/2001 of the European Parliament and of the Council of 3 December 2001 (OJ L 344, 28.12.2001, p. 1);
  - 32002 R 0113: Commission Regulation (EC) No 113/2002 of 23 January 2002 (OJ L 21, 24.1.2002, p. 3);
  - 32002 R 1889: Commission Regulation (EC) No 1889/2002 of 23 October 2002 (OJ L 286, 24.10.2002, p. 1);
  - 32003 R 1267: Regulation (EC) No 1267/2003 of the European Parliament and of the Council of 16 June 2003 (OJ L 180, 18.7.2003, p. 1);
  - 32007 R 1392: Regulation (EC) No 1392/2007 of the European Parliament and of the Council of 13 November 2007 (OJ L 324, 10.12.2007, p. 1);

- 32009 R 0400: Regulation (EC) No 400/2009 of the European Parliament and of the Council of 23 April 2009 (OJ L 126, 21.5.2009, p. 11);
- 32010 R 0715: Commission Regulation (EU) No 715/2010 of 10 August 2010 (OJ L 210, 11.8.2010, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Switzerland shall be permitted to compile data by institutional units when the provisions of the Regulation refer to industry;
- (b) Switzerland shall not be bound by the regional breakdown of the data as required by the Regulation;
- (c) Switzerland shall not be bound by the EU/third countries breakdown of exports and imports of services as required by the Regulation;
- (d) In Annex B, under 'Derogations by Member State', the following shall be added after point 27. UNITED KINGDOM:

'28. SWITZERLAND

28.1. Derogations for tables

Table No	Variable/item	Derogation	Reference period covered by the derogation	First transmission
1	All	Exempted	1980-1989	1998
	Employment	No distinction employed/self-employed	All	
	Compensation of employees	Breakdown of D.1 only for yearly data at T + 9	All	
3	All	Exempted	1980-1989	1998
		Breakdown A21	1990-1997	
		Breakdown A64 with some aggregation	1998 onwards	
	Employment	No distinction employed/self-employed	All	
5	COICOP	Exempted	1980-1989	1998
6-7	All	Exempted	1995-1999	2005
		Transmission at T + 11 (household sector) and T + 21 (other sectors)	2000-2014	
		Transmission at T + 9 (household sector) and T + 11 (other sectors)	2015 onwards	2016
	F.51, F.7	No breakdown	All	
8	All	Transmission at T + 18	1990-2014	
		Transmission at T + 9	2015 onwards	2016
10	All	Exempted	All	

Table No	Variable/item	Derogation	Reference period covered by the derogation	First transmission
11	COFOG	Exempted	1995-2004	2008
12-13, 15-26	All	Exempted	All	

— 31997 D 0178: Commission Decision 97/178/EC, Euratom of 10 February 1997 on the definition of a methodology for the transition between the European System of National and Regional Accounts in the Community (ESA 95) and the European System of Integrated Economic Accounts (ESA second edition) (OJ L 75, 15.3.1997, p. 44).

— 31998 D 0715: Commission Decision 98/715/EC of 30 November 1998 clarifying Annex A to Council Regulation (EC) No 2223/96 on the European system of national and regional accounts in the Community as concerns the principles for measuring prices and volumes (OJ L 340, 16.12.1998, p. 33).

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

Article 3 (classification of methods by product) shall not apply to Switzerland.

— 32002 D 0990: Commission Decision 2002/990/EC of 17 December 2002 further clarifying Annex A to Council Regulation (EC) No 2223/96 as concerns the principles for measuring prices and volumes in national accounts (OJ L 347, 20.12.2002, p. 42).

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

Article 2 (Classification of methods) shall not apply to Switzerland.

— 32002 R 1889: Commission Regulation (EC) No 1889/2002 of 23 October 2002 on the implementation of Council Regulation (EC) No 448/98 completing and amending Regulation (EC) No 2223/96 with respect to the allocation of financial intermediation services indirectly measured (FISIM) within the European System of national and regional Accounts (ESA) (OJ L 286, 24.10.2002, p. 11).

— 32003 R 1287: Council Regulation (EC, Euratom) No 1287/2003 of 15 July 2003 on the harmonisation of gross national income at market prices (GNI Regulation) (OJ L 181, 19.7.2003, p. 1).

— 32005 R 0116: Commission Regulation (EC, Euratom) No 116/2005 of 26 January 2005 on the treatment of repayments of VAT to non-taxable persons and to taxable persons for their exempt activities, for the purposes of Council Regulation (EC, Euratom) No 1287/2003 on the harmonisation of gross national income at market prices (OJ L 24, 27.1.2005, p. 6).

— 32005 R 1722: Commission Regulation (EC) No 1722/2005 of 20 October 2005 on the principles for estimating dwelling services for the purpose of Council Regulation (EC, Euratom) No 1287/2003 on the harmonisation of gross national income at market prices (OJ L 276, 21.10.2005, p. 5).

— 32000 R 0264: Commission Regulation (EC) No 264/2000 of 3 February 2000 on the implementation of Council Regulation (EC) No 2223/96 with respect to short-term public finance statistics (OJ L 29, 4.2.2000, p. 4).

The provisions in tables 25.1 and 25.2 of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

(a) Switzerland is exempted from the breakdown of the social benefits D.60 in D.62 and D.631M;

(b) Switzerland is exempted from the breakdown of the social contributions D.61 in D.611 and D.612;

(c) Switzerland is exempted from the breakdown of the capital transfers D.9 in D.91 and D.9N;

(d) The first data shall be transferred in the year 2012 + t12 (end of December) for the 3rd quarter of 2012 and retroactively as from the 1st quarter of 1999.

- 32002 R 1221: Regulation (EC) No 1221/2002 of the European Parliament and of the Council of 10 June 2002 on quarterly non-financial accounts for general government (OJ L 179, 9.7.2002, p. 1).

The provisions in tables 25.1 and 25.2 of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Switzerland is exempted from the breakdown of the social benefits D.60 in D.62 and D.631M;
  - (b) Switzerland is exempted from the breakdown of the social contributions D.61 in D.611 and D.612;
  - (c) Switzerland is exempted from the breakdown of the capital transfers D.9 in D.91 and D.9N;
  - (d) The first data shall be transferred in the year 2012 + t12 (end of December) for the 3rd quarter of 2012 and retroactively as from the 1st quarter of 1999.
- 32005 R 0184: Regulation (EC) No 184/2005 of the European Parliament and of the Council of 12 January 2005 on Community statistics concerning balance of payments, international trade in services and foreign direct investment (OJ L 35, 8.2.2005, p. 23), as amended by:

- 32006 R 0602: Commission Regulation (EC) No 602/2006 of 18 April 2006 (OJ L 106, 19.4.2006, p. 10);

- 32009 R 0707: Commission Regulation (EC) No 707/2009 of 5 August 2009 (OJ L 204, 6.8.2009, p. 3).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Switzerland is exempted from providing data for:
    - Table 1 (euro Indicators): Complete table;
    - Table 2 (quarterly balance of payments): Portfolio investment breakdown by country;
    - Table 3 (international trade in services): Services altogether geographical breakdown Level 3 and Government services sub-divisions;
    - Table 4 (direct investment flows T + 21) and Table 5 (direct investment stocks T + 21): NOGA branch of economic activity 3-digit code level;
  - (b) Switzerland is exempted from transmitting data until end 2014 for:
    - Table 2 (quarterly balance of payments): Balance of payments other than portfolio investment;
    - Table 3 (international trade in services): Services altogether geographical breakdown Level 2;
    - Table 4 (direct investment flows T + 9): Direct investment abroad total: geographical Breakdown level 3 and Direct investment in the reporting economy total: geographical Breakdown level 3;
    - Table 4 (direct investment flows T + 21): Direct investment abroad total: geographical Breakdown level 3 and Direct investment in the reporting economy total: geographical Breakdown level 3 and NOGA branch of economic activity, 2-digit code level;
    - Table 5 (direct investment stocks T + 21): Direct investment abroad total assets: Geographical breakdown level 3 and Direct investment in the reporting economy, total liabilities Geographical breakdown level 3 and NOGA branch of economic activity, 2-digit code level.
- 32006 R 0601: Commission Regulation (EC) No 601/2006 of 18 April 2006 implementing Regulation (EC) No 184/2005 of the European Parliament and of the Council as regards the format and the procedure for the transmission of data (OJ L 106, 19.4.2006, p. 7).

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

Switzerland is exempted from implementing the procedures regarding the format and procedures for the transmission of data until end 2014.

- 32008 R 1055: Commission Regulation (EC) No 1055/2008 of 27 October 2008 implementing Regulation (EC) No 184/2005 of the European Parliament and of the Council, as regards quality criteria and quality reporting for balance of payments statistics (OJ L 283, 28.10.2008, p. 3), as amended by:
- 32010 R 1227: Commission Regulation (EU) No 1227/2010 of 20 December 2010 (OJ L 336, 21.12.2010, p. 15).

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

Switzerland is exempted from supplying a quality report until end 2014.

#### NOMENCLATURES

- 31990 R 3037: Council Regulation (EEC) No 3037/90 of 9 October 1990 on the statistical classification of economic activities in the European Community (OJ L 293, 24.10.1990, p. 1), as amended by:
  - 31993 R 0761: Commission Regulation (EEC) No 761/93 of 24 March 1993 (OJ L 83, 3.4.1993, p. 1);
  - 32002 R 0029: Commission Regulation (EC) No 29/2002 of 19 December 2001 (OJ L 6, 10.1.2002, p. 3);
  - 32006 R 1893: Regulation (EC) No 1893/2006 of the European Parliament and of the Council of 20 December 2006 (OJ L 393, 30.12.2006, p. 1).
- 31993 R 0696: Council Regulation (EEC) No 696/93 of 15 March 1993 on the statistical units for the observation and analysis of the production system in the Community (OJ L 76, 30.3.1993, p. 1), as amended by:
  - 1 94 N: Act concerning the conditions of accession of the Kingdom of Norway, the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments to the Treaties on which the European Union is founded (OJ C 241, 29.8.1994, p. 21 as adjusted by OJ L 1, 1.1.1995, p. 1).
- 32003 R 1059: Regulation (EC) No 1059/2003 of the European Parliament and of the Council of 26 May 2003 on the establishment of a common classification of territorial units for statistics (NUTS) (OJ L 154, 21.6.2003, p. 1), as amended by:
  - 32008 R 0011: Commission Regulation (EC) No 11/2008 of 8 January 2008 (OJ L 5, 9.1.2008, p. 13);
  - 32008 R 0176: Regulation (EC) No 176/2008 of the European Parliament and of the Council of 20 February 2008 (OJ L 61, 5.3.2008, p. 1);
  - 32011 R 0031: Commission Regulation (EU) No 31/2011 of 17 January 2011 (OJ L 13, 18.1.2011, p. 3).
- 32008 R 0451: Regulation (EC) No 451/2008 of the European Parliament and of the Council of 23 April 2008 establishing a new statistical classification of products by activity (CPA) and repealing Council Regulation (EEC) No 3696/93 (OJ L 145, 4.6.2008, p. 65).

#### AGRICULTURAL STATISTICS

- 31996 L 0016: Council Directive 96/16/EC of 19 March 1996 on statistical surveys of milk and milk products (OJ L 78, 28.3.1996, p. 27), as amended by:
  - 32003 L 0107: Directive 2003/107/EC of the European Parliament and of the Council of 5 December 2003 (OJ L 7, 13.1.2004, p. 40).

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

Switzerland shall not be bound by the regional breakdown of the data as required by the Directive.

- 31997 D 0080: Commission Decision 97/80/EC of 18 December 1996 laying down provisions for the implementation of Council Directive 96/16/EC on statistical surveys of milk and milk products (OJ L 24, 25.1.1997, p. 26), as amended by:
  - 31998 D 0582: Council Decision 98/582/EC of 6 October 1998 (OJ L 281, 17.10.1998, p. 36);
  - 32005 D 0288: Commission Decision 2005/288/EC of 18 March 2005 (OJ L 88, 7.4.2005, p. 10);
  - 32011 D 0142: Commission Decision 2011/142/EU of 3 March 2011 (OJ L 59, 4.3.2011, p. 66).

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

Switzerland shall not be bound by the regional breakdown as required in Annex I, table 1: Annual production of cow milk.

- 32004 R 0138: Regulation (EC) No 138/2004 of the European Parliament and of the Council of 5 December 2003 on the economic accounts for agriculture in the Community (OJ L 33, 5.2.2004, p. 1), as amended by:
  - 32005 R 0306: Commission Regulation (EC) No 306/2005 of 24 February 2005 (OJ L 52, 25.2.2005, p. 9);
  - 32006 R 0909: Commission Regulation (EC) No 909/2006 of 20 June 2006 (OJ L 168, 21.6.2006, p. 14);
  - 32008 R 0212: Commission Regulation (EC) No 212/2008 of 7 March 2008 (OJ L 65, 8.3.2008, p. 5).
- 32008 R 1166: Regulation (EC) No 1166/2008 of the European Parliament and of the Council of 19 November 2008 on farm structure surveys and the survey on agricultural production methods and repealing Council Regulation (EEC) No 571/88 (OJ L 321, 1.12.2008, p. 14).

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

For Switzerland, entry VII of Annex III to the Regulation shall not apply.

- 32008 R 1242: Commission Regulation (EC) No 1242/2008 of 8 December 2008 establishing a Community typology for agricultural holdings (OJ L 335, 13.12.2008, p. 3), as amended by:
  - 32009 R 0867: Commission Regulation (EC) No 867/2009 of 21 September 2009 (OJ L 248, 22.9.2009, p. 17).
- 32009 R 1200: Commission Regulation (EC) No 1200/2009 of 30 November 2009 implementing Regulation (EC) No 1166/2008 of the European Parliament and of the Council on farm structure surveys and the survey on agricultural production methods, as regards livestock unit coefficients and definitions of the characteristics (OJ L 329, 15.12.2009, p. 1).
- 32008 R 1165: Regulation (EC) No 1165/2008 of the European Parliament and of the Council of 19 November 2008 concerning livestock and meat statistics and repealing Council Directives 93/23/EEC, 93/24/EEC and 93/25/EEC (OJ L 321, 1.12.2008, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Switzerland shall not be bound by the following detailed categories of livestock statistics as required by Annex II to the Regulation:
  - Switzerland is exempted from the statistics of animals for slaughter as required by Annex II, categories of livestock statistics, bovine animals aged over 1 year but under 2 years, female (heifers; animals that have not yet calved);
  - Switzerland is exempted from the statistics of other as required by Annex II, categories of livestock statistics, bovine animals aged over 1 year but under 2 years, female (heifers; animals that have not yet calved);
  - Switzerland is exempted from the statistics of animals for slaughter as required by Annex II, categories of livestock statistics, bovine animals of 2 years and over, female, heifers;

- Switzerland is exempted from the statistics of other as required by Annex II, categories of livestock statistics, bovine animals of 2 years and over, female, heifers;
  - Switzerland is exempted from the statistics of pigs with a live weight of 50 kg or more but less than 80 kg as required by Annex II, categories of livestock statistics, fattening pigs, including cull boars and cull sows;
  - Switzerland is exempted from the statistics of pigs with a live weight of 80 kg or more but less than 110 kg as required by Annex II, categories of livestock statistics, fattening pigs, including cull boars and cull sows;
  - Switzerland is exempted from the statistics of pigs with a live weight of 110 kg or more as required by Annex II, categories of livestock statistics, fattening pigs, including cull boars and cull sows;
  - Switzerland is exempted from the statistics of sows covered for the first time as required by Annex II, categories of livestock statistics, breeding pigs with a live weight of 50 kg and over, covered sows;
  - Switzerland is exempted from the statistics of gilts not yet covered as required by Annex II, categories of livestock statistics, breeding pigs with a live weight of 50 kg and over, other sows;
  - (b) Switzerland is exempted from the statistics of young cattle as required by Annex IV, categories of slaughtering statistics, bovine animals;
  - (c) Switzerland is exempted from the statistics of lambs and others as required by Annex IV, categories of slaughtering statistics, sheep;
  - (d) Switzerland is exempted from the statistics of goats as required by Annex IV, categories of slaughtering statistics;
  - (e) Switzerland is exempted from the statistics of ducks and others as required by Annex IV, categories of slaughtering statistics, poultry.
- 32009 R 0543: Regulation (EC) No 543/2009 of the European Parliament and of the Council of 18 June 2009 concerning crop statistics and repealing Council Regulations (EEC) No 837/90 and (EEC) No 959/93 (OJ L 167, 29.6.2009, p. 1).

#### ENERGY STATISTICS

- 31990 L 0377: Council Directive 90/377/EEC of 29 June 1990 concerning a Community procedure to improve the transparency of gas and electricity prices charged to industrial end-users (OJ L 185, 17.7.1990, p. 16).

#### ENVIRONMENTAL STATISTICS

- 32006 R 1893: Regulation (EC) No 1893/2006 of the European Parliament and of the Council of 20 December 2006 (OJ L 393, 30.12.2006, p. 1).
- 32007 R 0973: Commission Regulation (EC) No 973/2007 of 20 August 2007 (OJ L 216, 21.8.2007, p. 10).
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