

**DECISION OF THE EEA JOINT COMMITTEE****No 173/2004****of 3 December 2004****amending Annex XX (Environment) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

- (1) Annex XX to the Agreement was amended by Decision of the EEA Joint Committee No 135/2004 of 24 September 2004 <sup>(1)</sup>.
- (2) Commission Decision 2004/461/EC of 29 April 2004 laying down a questionnaire to be used for annual reporting on ambient air quality assessment under Council Directives 96/62/EC and 1999/30/EC and under Directives 2000/69/EC and 2002/3/EC of the European Parliament and of the Council <sup>(2)</sup>, as corrected by OJ L 202, 7.6.2004, p. 63, is to be incorporated into the Agreement.
- (3) Decision 2004/461/EC repeals Commission Decision 2001/839/EC <sup>(3)</sup>, which is incorporated into the Agreement and which is consequently to be deleted from the Agreement,

HAS DECIDED AS FOLLOWS:

*Article 1*

Annex XX to the Agreement shall be amended as follows:

1. the following point shall be inserted after point 21ai (Commission Decision 2004/224/EC):

'21aj. **32004 D 0461**: Commission Decision 2004/461/EC of 29 April 2004 laying down a questionnaire to be used for annual reporting on ambient air quality assessment under Council Directives 96/62/EC and 1999/30/EC and under Directives 2000/69/EC and 2002/3/EC of the European Parliament and of the Council (OJ L 156, 30.4.2004, p. 84), as corrected by OJ L 202, 7.6.2004, p. 63.

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<sup>(1)</sup> OJ L 64, 10.3.2005, p. 76.

<sup>(2)</sup> OJ L 156, 30.4.2004, p. 84.

<sup>(3)</sup> OJ L 319, 4.12.2001, p. 45.

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

The following shall be added at the end of Form 25b in the Annex to the Decision:

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2. the text of point 21af (Commission Decision 2001/839/EC) shall be deleted.

*Article 2*

The text of Decision 2004/461/EC, as corrected by OJ L 202, 7.6.2004, p. 63, in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

*Article 3*

This Decision shall enter into force on 4 December 2004, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (\*).

*Article 4*

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 3 December 2004.

*For the EEA Joint Committee*  
*The President*  
 Kjartan JÓHANNSSON

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(\*) No constitutional requirements indicated.