

DECISION OF THE EEA JOINT COMMITTEE**No 17/2005****8 February 2005****amending Annex XIV (Competition) 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 XIV to the Agreement was amended by Decision of the EEA Joint Committee No 130/2004 of 24 September 2004 ⁽¹⁾.
- (2) Commission Regulation (EC) No 463/2004 of 12 March 2004 amending Regulation (EC) No 823/2000 on the application of Article 81(3) of the Treaty to certain categories of agreements, decisions and concerted practices between liner shipping companies (consortia) ⁽²⁾ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Point 11c (Commission Regulation (EC) No 823/2000) of Annex XIV to the Agreement shall be amended as follows:

1. The following indent shall be added:

‘— **32004 R 0463**: Commission Regulation (EC) No 463/2004 of 12 March 2004 (OJ L 77, 13.3.2004, p. 23).’

2. Adaptations (b) to (g) shall be replaced by the following:

‘(b) In Article 12, paragraph 1, the following shall be added after the words “in accordance with Article 29 of Council Regulation (EC) No 1/2003”: “or the corresponding provision in Article 29 (1) of Chapter II of Part I of Protocol 4 to the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice.”’

(c) In Article 13, paragraph 2, the words “as from 1 May 2004” shall be deleted.’

⁽¹⁾ OJ L 64, 10.3.2005, p. 57.

⁽²⁾ OJ L 77, 13.3.2004, p. 23.

Article 2

The texts of Regulation (EC) No 463/2004 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 9 February 2005, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee (*), or on the day of entry into force of Decision of the EEA Joint Committee No 130/2004 of 24 September 2004, whichever is the later.

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, 8 February 2005.

For the EEA Joint Committee

The President

Richard WRIGHT

(*) No constitutional requirements indicated.