

**DECISION OF THE EEA JOINT COMMITTEE****No 37/2009****of 17 March 2009****amending Annex XXI (Statistics) 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 XXI to the Agreement was amended by Decision of the EEA Joint Committee No 131/2008 of 5 December 2008 <sup>(1)</sup>.
- (2) 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 <sup>(2)</sup> is to be incorporated into the Agreement.
- (3) Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council of 22 October 2008 on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities (Codified version) <sup>(3)</sup> is to be incorporated into the Agreement.
- (4) Regulation (EC, Euratom) No 1101/2008 repeals Regulation (Euratom, EEC) No 1588/90 <sup>(4)</sup>, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement.
- (5) Regulation (EC, Euratom) No 1101/2008 is a codified version of Regulation (Euratom, EEC) No 1588/90 and therefore the current EEA adaptations to the latter should be maintained,

HAS DECIDED AS FOLLOWS:

*Article 1*

Annex XXI to the Agreement shall be amended as follows:

1. the following point shall be inserted after point 18v (Regulation (EC) No 453/2008 of the European Parliament and of the Council):

'18va. **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).';

<sup>(1)</sup> OJ L 25, 29.1.2009, p. 40.

<sup>(2)</sup> OJ L 285, 29.10.2008, p. 3.

<sup>(3)</sup> OJ L 304, 14.11.2008, p. 70.

<sup>(4)</sup> OJ L 151, 15.6.1990, p. 1.

2. the text of point 17 (Council Regulation (EEC) No 1588/90) shall be replaced by the following:

**32008 R 1101:** Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council of 22 October 2008 on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities (Codified version) (OJ L 304, 14.11.2008, p. 70).

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

(a) the following paragraph shall be added to Article 2:

“(k) staff of the EFTA Statistical Office: staff of the EFTA Secretariat working on the premises of Eurostat.”;

(b) in the second sentence of Article 5(1), the term “Eurostat” shall be replaced by “Eurostat and of the EFTA Statistical Office”;

(c) the following subparagraph shall be added to Article 5(2):

“Confidential statistical data transmitted to Eurostat through the EFTA Statistical Office shall be accessible also to the staff of this Office.”;

(d) in Article 6, the term “Eurostat” shall, for these purposes, be read as to include the EFTA Statistical Office.’.

#### Article 2

The texts of Regulations (EC) No 1062/2008 and (EC, Euratom) No 1101/2008 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 18 March 2009, 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, 17 March 2009.

For the EEA Joint Committee

The President

Alan SEATTER

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(\*) No constitutional requirements indicated.