

DECISION OF THE EEA JOINT COMMITTEE

No 87/2011

of 1 July 2011

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 57/2011 of 20 May 2011 ⁽¹⁾.
- (2) Commission Decision 2011/149/EU of 7 March 2011 on historical aviation emissions pursuant to Article 3c(4) of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community ⁽²⁾ is to be incorporated into the Agreement,
- (3) In accordance with Annex XX to the Agreement, under point 21al (Directive 2003/87/EC of the European Parliament and of the Council), adaptation bb, the EFTA Surveillance Authority has provided the historical aviation emissions figures corresponding to flights within and between the territories of the EFTA States and flights between the EFTA States and third countries. These figures have been determined in cooperation with Euro-control by applying the same methodology that was used to calculate the EU-wide historical aviation emissions.
- (4) According to the same adaptation text, the EEA Joint Committee shall decide on the EEA-wide historical aviation emissions by adding the historical aviation emissions from flights within and between the territories of the EFTA States and flights between the EFTA States and third countries to the EU-wide historical aviation emissions set out in Article 1 of Commission Decision 2011/149/EU,

HAS ADOPTED THIS DECISION:

Article 1

The following point shall be inserted after point 21apa (Commission Decision 2009/450/EC) of Annex XX to the Agreement:

'21apb. **32011 D 0149**: Commission Decision 2011/149/EU of 7 March 2011 on historical aviation emissions pursuant to Article 3c(4) of Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community (OJ L 61, 8.3.2011, p. 42).

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

The following paragraphs shall be added in Article 1:

"The historical aviation emissions corresponding to the flights within and between the territories of the EFTA States and the flights between the EFTA States and third countries are set at 1 943 935 tonnes of CO₂.

The EEA-wide historical aviation emissions are set at 221 420 279 tonnes of CO₂."

Article 2

The text of Decision 2011/149/EU 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 2 July 2011, provided that all the notifications pursuant to 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, 1 July 2011.

For the EEA Joint Committee

The President

Kurt JÄGER

⁽¹⁾ OJ L 196, 28.7.2011, p. 39.

⁽²⁾ OJ L 61, 8.3.2011, p. 42.

(*) No constitutional requirements indicated.