

DECISION OF THE EEA JOINT COMMITTEE

No 83/2013

of 3 May 2013

amending Annex IX (Financial services) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) No 311/2012 of 21 December 2011 amending Regulation (EC) No 809/2004 implementing Directive 2003/71/EC of the European Parliament and of the Council as regards elements related to prospectuses and advertisements ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Delegated Regulation (EU) No 486/2012 of 30 March 2012 amending Regulation (EC) No 809/2004 as regards the format and the content of the prospectus, the base prospectus, the summary and the final terms and as regards the disclosure requirements ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Delegated Regulation (EU) No 862/2012 of 4 June 2012 amending Regulation (EC) No 809/2004 as regards information on the consent to use of the prospectus, information on underlying indexes and the requirement for a report prepared by independent accountants or auditors ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Annex IX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indents are added in point 29ba (Commission Regulation (EC) No 809/2004) of Annex IX to the EEA Agreement:

— **32012 R 0311**: Commission Delegated Regulation (EU) No 311/2012 of 21 December 2011 (OJ L 103, 13.4.2012, p. 13),

— **32012 R 0486**: Commission Delegated Regulation (EU) No 486/2012 of 30 March 2012 (OJ L 150, 9.6.2012, p. 1),

— **32012 R 0862**: Commission Delegated Regulation (EU) No 862/2012 of 4 June 2012 (OJ L 256, 22.9.2012, p. 4).'

Article 2

The texts of Delegated Regulation (EU) No 311/2012, (EU) No 486/2012 and (EU) No 862/2012 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 May 2013, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

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 May 2013.

*For the EEA Joint Committee**The President*

Gianluca GRIPPA

⁽¹⁾ OJ L 103, 13.4.2012, p. 13.

⁽²⁾ OJ L 150, 9.6.2012, p. 1.

⁽³⁾ OJ L 256, 22.9.2012, p. 4.

(*) No constitutional requirements indicated.

Joint Declaration by the Contracting Parties to Decision of the EEA Joint Committee No 83/2013 of 3 May 2013 incorporating Commission Delegated Regulations (EU) No 311/2012, (EU) No 486/2012 and (EU) No 862/2012 into the EEA Agreement

‘Commission Delegated Regulations (EU) No 311/2012 and (EU) No 486/2012 grant third country issuers the right to present their historical financial information in accordance with the therein defined accounting standards. The incorporation of these Regulations is without prejudice to the scope of the EEA Agreement as regards third country relations.’
