

## DECISION OF THE EEA JOINT COMMITTEE

No 89/2013

of 3 May 2013

## amending Annex XIII (Transport) 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) Directive 2010/65/EU of the European Parliament and of the Council of 20 October 2010 on reporting formalities for ships arriving in and/or departing from ports of the Member States and repealing Directive 2002/6/EC <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Directive 2010/65/EU repeals Directive 2002/6/EC of the European Parliament and of the Council <sup>(2)</sup>, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (3) Annex XIII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

The text of point 561 (Directive 2002/6/EC of the European Parliament and of the Council) of Annex XIII to the EEA Agreement is replaced by the following:

**‘32010 L 0065:** Directive 2010/65/EU of the European Parliament and of the Council of 20 October 2010 on reporting formalities for ships arriving in and/or departing from ports of the Member States and repealing Directive 2002/6/EC (OJ L 283, 29.10.2010, p. 1).

The text of the Directive shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) In Article 9, the words “and the territories of the EFTA States” shall be inserted after the words “the customs territory of the Union”.
- (b) In Article 9, the words “that territory” shall be replaced by the words “those territories”.
- (c) The following shall be inserted at the end of Article 9:
 

“This exemption shall not apply to reporting formalities related to Customs matters.”
- (d) References to other acts in the Directive shall be considered relevant to the extent and in the form that those acts are incorporated into the Agreement.’

*Article 2*

The text of Directive 2010/65/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 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

<sup>(1)</sup> OJ L 283, 29.10.2010, p. 1.

<sup>(2)</sup> OJ L 67, 9.3.2002, p. 31.

(\*) Constitutional requirements indicated.