

III

(Other acts)

EUROPEAN ECONOMIC AREA

EFTA SURVEILLANCE AUTHORITY DECISION

No 92/12/COL

of 13 March 2012

amending the list contained in point 39 of Part 1.2 of Chapter I of Annex I to the Agreement on the European Economic Area listing border inspection posts in Iceland and Norway agreed for veterinary checks on live animals and animal products from third countries and repealing EFTA Surveillance Authority Decision No 367/11/COL

THE EFTA SURVEILLANCE AUTHORITY,

HAVING REGARD to points 4(B)(1) and (3) and point 5(b) of the Introductory Part of Chapter I of Annex I to the EEA Agreement,

HAVING REGARD to the Act referred to at point 4 of Part 1.1 of Chapter I of Annex I to the EEA Agreement (Council Directive 97/78/EC of 18 December 1997 laying down the principles governing the organisation of veterinary checks on products entering the Community from third countries⁽¹⁾), as amended and adapted to the EEA Agreement by the sectoral adaptations referred to in Annex I to that Agreement, and in particular to Article 6(2) thereof,

HAVING REGARD to College Decision No 68/12/COL empowering the competent College Member to adopt this decision,

Whereas:

On 1 March 2011, the Norwegian Food Safety Authority (Mattilsynet) informed the EFTA Surveillance Authority (the Authority) that it had suspended the Border Inspection Post (BIP) Båtsfjord Port (TRACES Code NO BJF 1) from the Norwegian list of approved BIPs, following the extensive damage suffered by the facilities of the BIP in a fire on 28 January 2011. Mattilsynet indicated that, as a result of this fire, the BIP could no longer fulfil the requirements in the legislation concerning social rooms, laboratory and storage facilities.

The suspension of the approval and the subsequent provision of information to the Authority were done in accordance with the Norwegian legislation *Instruks om grensekontrollstasjoner mv. Chapter I, point 2* which implements *Directive 97/78/EC*

art.6(3), and according to which the national competent authority shall inform the Authority about changes at a BIP or Inspection Centre (IC) which may be of importance concerning the list contained in point 39 of Part 1.2 of Chapter I of Annex I to the Agreement on the European Economic Area listing border inspection posts in Iceland and Norway.

According to Article 6(4) of Directive 97/78/EC, the Authority shall draw up and publish a list of approved border inspection posts, including cases where approval has been temporarily suspended.

The Authority, by Decision No 111/11/COL of 11 April 2011⁽²⁾, amended the list of border inspection posts to reflect the suspension of the BIP Båtsfjord Port (TRACES Code NO BJF 1) from the Norwegian list of BIPs and drew up a new list of border inspection posts in Iceland and Norway approved for veterinary checks on live animals and animal products from third countries.

Decision No 111/11/COL was subsequently repealed by Decision No 367/11/COL of 30 November 2011⁽³⁾, following a joint inspection with the Food and Veterinary Office of the European Commission (FVO) in Iceland to extend the scope of the categories for which the border inspection posts of Keflavík Airport (IS KEF 4) and Reykjavík Eimskip (IS REY 1a) are approved.

On 9 December 2011, the Authority received an invitation from Norway to inspect the new BIP facilities at Båtsfjord Port and, subsequently, to lift the suspension of the BIP. Norway provided the Authority with additional information concerning the construction schedule and the floor plan of the new BIP-facilities.

⁽¹⁾ OJ L 24, 30.1.1998, p. 9.

⁽²⁾ OJ L 170, 30.6.2011, p. 39, and EEA Supplement No 36, 30.6.2011 p. 39.

⁽³⁾ OJ L 43, 16.2.2012, p. 43, and EEA Supplement No. 9, 16.2.2012 p. 43.

From 13 to 15 February 2012, the Authority carried out an inspection of BIP Båtsfjord Port. On the basis on the observations made during this inspection, it is proposed to lift the suspension of the BIP Båtsfjord Port (TRACES Code NO BJF 1) and to adopt a new list of border inspection posts in Iceland and Norway agreed for veterinary checks on live animals and animal products from third countries.

The Authority, by its decision 68/12/COL, referred the matter to the EFTA Veterinary Committee assisting the EFTA Surveillance Authority. The Committee approved unanimously the proposed modification to the list. Consequently, the measures provided for in this Decision are in accordance with the unanimous opinion of the EFTA Veterinary Committee assisting the EFTA Surveillance Authority and the final text of the measures remains unchanged.

HAS ADOPTED THIS DECISION:

Article 1

BIP Båtsfjord Port (TRACES Code NO BJF 1) is no longer suspended from the list contained in point 39 of Part 1.2 of Chapter I of Annex I to the Agreement on the European Economic Area of border inspection posts in Iceland and Norway agreed for veterinary checks on live animals and animal products from third countries.

Article 2

Veterinary checks on live animals and animal products brought into Iceland and Norway from third countries shall be carried

out by the competent national authorities at the agreed border inspection posts listed in the Annex to this Decision.

Article 3

The EFTA Surveillance Authority Decision No 367/11/COL of 30 November 2011 is hereby repealed.

Article 4

This Decision shall enter into force on 13 March 2012.

Article 5

This Decision is addressed to Iceland and Norway.

Article 6

This Decision shall be authentic in the English language.

Done at Brussels, 13 March 2012.

For the EFTA Surveillance Authority

Sverrir Haukur GUNNLAUGSSON

College Member

Xavier LEWIS

*Director, Legal and Executive
Affairs*

ANNEX

LIST OF AGREED BORDER INSPECTION POSTS

Country: Iceland

1	2	3	4	5	6
Akureyri	IS AKU1	P		HC-T(1)(2)(3), NHC(16)	
Hafnarfjörður	IS HAF 1	P		HC(1)(2)(3), NHC-NT(2)(6)(16)	
Húsavík	IS HUS 1	P		HC-T(FR)(1)(2)(3)	
Ísafjörður	IS ISA1	P		HC-T(FR)(1)(2)(3)	
Keflavík Airport	IS KEF 4	A		HC(2), NHC(2)	O(15)
Reykjavík Eimskip	IS REY 1a	P		HC(2), NHC(2)	
Reykjavík Samskip	IS REY 1b	P		HC-T(FR)(1)(2)(3), HC-NT(1)(2)(3), NHC-NT(2)(6)(16)	
Þorlákshöfn	IS THH1	P		HC-T(FR)(1)(2)(3), HC-NT(6), NHC-NT(6)	

Country: Norway

1	2	3	4	5	6
Borg	NO BRG 1	P		HC, NHC	E(7)
Båtsfjord	NO BJF 1	P		HC-T(FR)(1)(2)(3), HC-NT(1)(2)(3)	
Egersund	NO EGE 1	P		HC-NT(6), NHC-NT(6)(16)	
Florø EWOS	NO FRO 1	P		NHC-NT(6)(16)	
Hammerfest	NO HFT 1	P	Rypefjord	HC-T(FR)(1)(2)(3), HC-NT(1)(2)(3)	
Honningsvåg	NO HVG 1	P	Honningsvåg	HC-T(FR)(1)(2)(3)	
			Gjesvær	HC-T(1)(2)(3)	
Kirkenes	NO KKN 1	P		HC-T(FR)(1)(2)(3), HC-NT(1)(2)(3)	
Kristiansund	NO KSU 1	P	Kristiansund	HC-T(FR)(1)(2)(3), NHC-T(FR)(2)(3) HC-NT(6), NHC-NT(6)	
Larvik	NO LAR 1	P		HC(2)	
Måløy	NO MAY 1	P	Gotteberg	HC-T(FR)(1)(2)(3), NHC-T(FR)(2)(3)	
			Trollebø	HC-T(FR)(1)(2)(3), NHC-T(FR)(2)(3)	
Oslo	NO OSL 1	P		HC, NHC	
Oslo	NO OSL 4	A		HC, NHC	U,E,O
Sortland	NO SLX 1	P	Melbu	HC-T(FR)(1)(2)(3)	
			Sortland	HC-T(FR)(1)(2)(3)	
Storskog	NO STS 3	R		HC, NHC	U,E,O

1	2	3	4	5	6
Tromsø	NO TOS 1	P	Bukta	HC-T(FR)(1)(2)(3)	
			Solstrand	HC-T(FR)(1)(2)(3)	
Vadsø	NO VOS 1	P		HC-T(FR)(1)(2)(3)	
Ålesund	NO AES 1	P	Brevika	HC-T(FR)(1)(2)(3), NHC-T(FR)(2)(3)	
			Ellingsøy	HC-T(FR)(1)(2)(3)	
			Skutvik	HC-T(1)(2)(3), HC-NT(6), NHC-T(FR) (2)(3), NHC-NT(6)	

1 = Name

2 = TRACES Code

3 = Type

A = Airport

F = Rail

P = Port

R = Road

4 = Inspection centre

5 = Products

HC = All products for Human Consumption

NHC = Other Products

NT = No temperature requirements

T = Frozen/chilled products

T(FR) = Frozen products

T(CH) = Chilled products

6 = Live Animals

U = Ungulates: cattle, pigs, sheep, goats, wild and domestic solipeds

E = Registered equidae as defined in Council Directive 90/426/EEC

O = Other animals

5-6 = Special remarks

(1) = Checking in line with the requirements of Commission Decision 93/352/EEC taken in execution of Article 19(3) of Council Directive 97/78/EC

(2) = Packed products only

(3) = Fishery products only

(4) = Animal proteins only

(5) = Wool hides and skins only

(6) = Only liquid fats, oils, and fish oils

(7) = Icelandic ponies (from April to October only)

(8) = Equidae only

(9) = Tropical fish only

(10) = Only cats, dogs, rodents, lagomorphs, live fish, reptiles and other birds than ratites

(11) = Only feedstuffs in bulk

(12) = For (U) in the case of solipeds, only those consigned to a zoo; and for (O), only day old chicks, fish, dogs, cats, insects, or other animals consigned to a zoo

(13) = Nagylak HU: This is a border inspection post (for products) and crossing point (for Live animals) on the Hungarian Romanian border, subject to transitional measures as negotiated and laid down in the Treaty of Accession for both products and live animals. See Commission Decision 2003/630/EC

(14) = Designated for transit across the European Community for consignments of certain products of animal origin for human consumption, coming to or from Russia under the specific procedures foreseen in relevant Community legislation

(15) = Aquaculture animals only

(16) = Fish meal only