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Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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## II

*(Non-legislative acts)*

## REGULATIONS

**COMMISSION IMPLEMENTING REGULATION (EU) 2020/478****of 1 April 2020****correcting Implementing Regulation (EU) 2017/2470 establishing the Union list of novel foods****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2015/2283 of the European Parliament and of the Council of 25 November 2015 on novel foods, amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council and repealing Regulation (EC) No 258/97 of the European Parliament and of the Council and Commission Regulation (EC) No 1852/2001 <sup>(1)</sup>, and in particular Articles 8 thereof,

Whereas:

- (1) Pursuant to Article 8 of Regulation (EU) 2015/2283, the Commission was to establish, by 1 January 2018, the Union list of novel foods authorised or notified under Regulation (EC) No 258/97 of the European Parliament and of the Council <sup>(2)</sup>.
- (2) The Union list of novel foods authorised or notified under Regulation (EC) No 258/97 was established by Commission Implementing Regulation (EU) 2017/2470 <sup>(3)</sup>.
- (3) Commission Implementing Regulation (EU) 2018/1023 <sup>(4)</sup> corrected Implementing Regulation (EU) 2017/2470 and replaced the Annex thereto in order to include a number of authorised or notified novel foods not included in the initial Union list.
- (4) After the publication of Implementing Regulation (EU) 2017/2470 and Implementing Regulation (EU) 2018/1023, food business operators identified an additional error in the Annex to Implementing Regulation (EU) 2017/2470 and notified the Commission about it.
- (5) Correction is needed in order to provide clarity and legal certainty to food business operators and to Member States' competent authorities, thus providing for the proper implementation and use of the Union list of novel foods.
- (6) *Schizochytrium* sp. (T18) oil was authorised as a novel food through the notification procedure pursuant to Article 5 of Regulation (EC) No 258/97. In the specifications of *Schizochytrium* sp. (T18) oil, the indicated acid value is erroneously  $\leq 0,5$  mg KOH/g instead of the correct value of  $\leq 0,8$  mg KOH/g. The Union list of novel foods established by Implementing Regulation (EU) 2017/2470 indicated the same erroneous value.

<sup>(1)</sup> OJ L 327, 11.12.2015, p. 1.

<sup>(2)</sup> Regulation (EC) No 258/97 of the European Parliament and of the Council of 27 January 1997 concerning novel foods and novel food ingredients (OJ L 43, 14.2.1997, p. 1).

<sup>(3)</sup> Commission Implementing Regulation (EU) 2017/2470 of 20 December 2017 establishing the Union list of novel foods in accordance with Regulation (EU) 2015/2283 of the European Parliament and of the Council on novel foods (OJ L 351, 30.12.2017, p. 72).

<sup>(4)</sup> Commission Implementing Regulation (EU) 2018/1023 of 23 July 2018 correcting Implementing Regulation (EU) 2017/2470 establishing the Union list of novel foods (OJ L 187, 24.7.2018, p. 1).

- (7) Therefore, the specifications of *Schizochytrium* sp. (T18) oil relating to the acid value in Table 2 of the Annex to Implementing Regulation (EU) 2017/2470 should be corrected accordingly.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

*Article 1*

The Annex to Implementing Regulation (EU) 2017/2470 is corrected in accordance with the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 April 2020.

*For the Commission*  
*The President*  
Ursula VON DER LEYEN

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## ANNEX

In Table 2 (Specifications) of the Annex to Implementing Regulation (EU) 2017/2470, the entry for *Schizochytrium* sp. (T18) oil is replaced by the following:

Authorised novel food	Specification
<b>'Schizochytrium sp. (T18) oil</b>	Acid value: $\leq 0,8$ mg KOH/g Peroxide value (PV): $\leq 5,0$ meq/kg oil Moisture and volatiles: $\leq 0,05$ % Unsaponifiables: $\leq 3,5$ % Trans-fatty acids: $\leq 2,0$ % Free fatty acids: $\leq 0,4$ % DHA content: $\geq 35$ %

**COMMISSION IMPLEMENTING REGULATION (EU) 2020/479****of 1 April 2020****amending Regulation (EC) No 1235/2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91 <sup>(1)</sup>, and in particular Article 38(d) thereof,

Whereas:

- (1) Products imported from a third country can be placed on the Union market as organic if they are covered by a certificate of inspection issued by the competent authorities, control authorities or control bodies of a recognised third country or by a recognised control authority or control body.
- (2) In order to ensure compliance with Article 33(1) of Regulation (EC) No 834/2007 and the traceability of the imported products during distribution, including transport from third countries, Commission Regulation (EC) No 1235/2008 <sup>(2)</sup>, as amended by Implementing Regulation (EU) 2020/25 <sup>(3)</sup>, provides that the certificate of inspection is to be issued by the relevant control authority or control body before the consignment leaves the third country of export or origin. That control authority or control body has to sign the declaration in box 18 of the certificate after it has carried out a documentary check on the basis of all relevant inspection documents, including, *inter alia*, transport documents.
- (3) It appears that, in some cases, complete transport documents are not available to the control body in due time to allow that all the transport information is included in the certificate of inspection before the consignment leaves the third country. For that reason, it is appropriate to specify that the information contained in the transport documents has to be checked and included in the certificate of inspection by the relevant control authority or control body within maximum 10 days from the issuance of the certificate, and, in any case, before the endorsement of the certificate by Member State's authorities.
- (4) Regulation (EC) No 1235/2008 should therefore be amended accordingly.
- (5) As these amendments are necessary to apply Article 13 of Regulation (EC) No 1235/2008 as amended by Implementing Regulation (EU) 2020/25, this Regulation should apply retroactively from the date of entry into force of Implementing Regulation (EU) 2020/25.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Committee on organic production,

<sup>(1)</sup> OJ L 189, 20.7.2007, p. 1.

<sup>(2)</sup> Commission Regulation (EC) No 1235/2008 of 8 December 2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries (OJ L 334, 12.12.2008, p. 25).

<sup>(3)</sup> Commission Implementing Regulation (EU) 2020/25 of 13 January 2020 amending and correcting Regulation (EC) No 1235/2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries (OJ L 8, 14.1.2020, p. 18).

HAS ADOPTED THIS REGULATION:

*Article 1*

**Amendments to Regulation (EC) No 1235/2008**

Article 13 of Regulation (EC) No 1235/2008 is amended as follows:

(1) in the third subparagraph of paragraph 2, the following sentence is added:

'In the absence in the printed hand-signed copy of the certificate of inspection of the information related to transport documents in boxes 16 and 17, and the relevant fields of box 13, or where such information is different than the one available in TRACES, relevant Member State's competent authorities and the first consignee shall only consider for the purpose of verification and endorsement of the certificate of inspection the information available in TRACES';

(2) in paragraph 4, the first subparagraph is replaced by the following:

'The control authority or control body issuing the certificate of inspection shall only issue the certificate of inspection and sign the declaration in box 18 of the certificate after it has carried out a documentary check on the basis of all relevant inspection documents, including in particular the production plan for the product concerned, commercial documents and, as appropriate according to its risk assessment, it has carried out a physical check of the consignment. The information related to transport documents in box 13, in particular number of packages and net weight, and the information in boxes 16 and 17 of the certificate of inspection concerning means of transport and transport documents shall be included in the certificate of inspection within maximum 10 days from the issuance of the certificate and, in any case, before endorsement of the certificate of inspection by the relevant Member State's competent authorities.'

*Article 2*

**Entry into force and application**

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

It shall apply from 3 February 2020.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 April 2020.

*For the Commission*

*The President*

Ursula VON DER LEYEN

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# DECISIONS

## COMMISSION IMPLEMENTING DECISION (EU) 2020/480

of 1 April 2020

**amending Implementing Decision (EU) 2019/436 on harmonised standards for machinery drafted in support of Directive 2006/42/EC of the European Parliament and of the Council**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European Standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council <sup>(1)</sup>, and in particular Article 10(6) thereof,

Having regard to Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC <sup>(2)</sup>, and in particular Article 7(3) thereof,

Whereas:

- (1) In accordance with Article 7 of Directive 2006/42/EC machinery manufactured in conformity with a harmonised standard, the reference to which has been published in the *Official Journal of the European Union*, is to be presumed to comply with the essential health and safety requirements covered by such a harmonised standard.
- (2) By letter of 19 December 2006, the Commission made a request ('request M/396') to CEN and Cen Elec for the drafting, the revision and the completion of the work on harmonised standards in support of Directive 2006/42/EC to take account of changes introduced by that Directive in comparison with Directive 98/37/EC of the European Parliament and of the Council <sup>(3)</sup>.
- (3) On the basis of the request M/396, CEN drafted new harmonised standards EN ISO 18497:2018 on safety of highly automated agricultural machinery, EN 14033-4:2019 on technical requirements for running and working railway applications on urban rail, EN 16770:2018 on chip and dust extraction systems for indoor installation of woodworking machines, EN 16712-4:2018 on high expansion foam generators, EN 62841-4-2:2019 on particular safety requirements for hedge trimmers, EN 62841-3-12:2019 on particular safety requirements for transportable threading machines, EN ISO 20607:2019 on the preparation of the safety-relevant parts of the instruction manual for machinery, and EN 17067:2018 on safety requirements for remote control systems used in certain forestry machinery.
- (4) In addition, on the basis of the request M/396, CEN and Cen Elec revised and amended existing standards to adapt them to technological progress including standards EN ISO 10517:2019, EN ISO 11148-13:2018, EN 12012-1:2018, EN 12733:2018, EN 16985:2018, EN ISO 19296:2018, EN ISO 28927-4:2010 and EN ISO 28927-4:2010/A1:2018, EN 60204-1:2018, EN IEC 60204-11:2019, EN 707:2019, EN 1459-2:2015+A1:2018, EN ISO 3691-5:2015, EN ISO 4254-9:2018, EN 12312-8:2018, and EN ISO 19353:2019.
- (5) The Commission, together with CEN and Cen Elec, has assessed whether the standards drafted, revised and amended by CEN and Cen Elec comply with the request M/396.

<sup>(1)</sup> OJ L 316, 14.11.2012, p. 12.

<sup>(2)</sup> OJ L 157, 9.6.2006, p. 24.

<sup>(3)</sup> Directive 98/37/EC of the European Parliament and of the Council of 22 June 1998 on the approximation of the laws of the Member States relating to machinery (OJ L 207, 23.7.1998, p. 1).



- (6) The standards drafted, revised and amended by CEN and CEN Elec on the basis of the request M/396 satisfy the requirements which they aim to cover and which are set out in Directive 2006/42/EC. It is therefore appropriate to publish the references of those standards in the *Official Journal of the European Union*.
- (7) As the result of the work by CEN and CEN Elec on the basis of the request M/396 several harmonised standards published in the *Official Journal of the European Union* <sup>(4)</sup> have been replaced, revised or amended. It is therefore necessary to withdraw the references of those standards from the *Official Journal of the European Union*. In order to give manufacturers sufficient time to prepare for application of the new standards, revised standards and amendments to standards, it is necessary to defer the withdrawal of the references of harmonised standards.
- (8) References of harmonised standards EN ISO 19085-3:2017 on woodworking machines and EN ISO 28927-2:2009/A1:2017 on hand-held portable power tools, are included in Annexes I and II to Commission Implementing Decision (EU) 2019/436 <sup>(5)</sup>. However, previous versions of those standards, EN 848-3:2012 and EN ISO 28927-2:2009, are published in the C series of *Official Journal of the European Union* <sup>(6)</sup> and have not been withdrawn. Given that standards EN 848-3:2012 and EN ISO 28927-2:2009 no longer represent the state of the art, it is appropriate to withdraw references of those standards from the *Official Journal of European Union*. In order to give manufacturers sufficient time to prepare for applying standards EN ISO 19085-3:2017 and EN ISO 28927-2:2009/A1:2017, it is necessary to defer the withdrawal of standards EN 848-3:2012 and EN ISO 28927-2:2009.
- (9) Annex I to Implementing Decision (EU) 2019/436 lists the references of harmonised standards conferring a presumption of conformity with Directive 2006/42/EC and Annex II to that Implementing Decision lists the references of harmonised standards conferring a presumption of conformity with restrictions. Given that several references of harmonised standards need to be published and no restriction needs to be added when publishing those standards, it is appropriate to add those references to Annex I to Implementing Decision (EU) 2019/436. It is also necessary to replace reference to standard EN 62841-2-1:2018 in that annex to include reference to the latest amendment of that standard.
- (10) Annex III to Implementing Decision (EU) 2019/436 lists the references of harmonised standards in support of Directive 2006/42/EC that are withdrawn from the *Official Journal of the European Union* as from the dates set out in that Annex. Given that several references of harmonised standards that are published in the C series of the *Official Journal of the European Union* need to be withdrawn, it is appropriate to add those references to Annex III to Implementing Decision (EU) 2019/436.
- (11) Implementing Decision (EU) 2019/436 should therefore be amended accordingly.
- (12) Compliance with a harmonised standard confers a presumption of conformity with the corresponding essential requirements set out in Union harmonisation legislation from the date of publication of the reference of such standard in the *Official Journal of the European Union*. This Decision should therefore enter into force on the date of its publication,

HAS ADOPTED THIS DECISION:

#### Article 1

Annex I to Implementing Decision (EU) 2019/436 is amended in accordance with Annex I to this Decision.

#### Article 2

Annex III to Implementing Decision (EU) 2019/436 is amended in accordance with Annex II to this Decision.

#### Article 3

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*.

<sup>(4)</sup> OJ C 92, 9.3.2018, p. 1.

<sup>(5)</sup> Commission Implementing Decision (EU) 2019/436 of 18 March 2019 on the harmonised standards for machinery drafted in support of Directive 2006/42/EC of the European Parliament and of the Council (OJ L 75, 19.3.2019, p. 108).

<sup>(6)</sup> OJ C 92, 9.3.2018, p. 1.

Point (1) of Annex I shall apply from 2 October 2021..

Done at Brussels, 1 April 2020.

*For the Commission*  
*The President*  
Ursula VON DER LEYEN

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## ANNEX I

Annex I to Implementing Decision (EU) 2019/436 is amended as follows:

(1) row 35 is replaced by the following:

'35.	EN 62841-2-1:2018 Electric motor-operated hand-held tools, transportable tools and lawn and garden machinery – Safety – Part 2-1: Particular requirements for hand-held drills and impact drills (IEC 62841-2-1:2017, Modified) EN 62841-2-1:2018/A11:2019	C'
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(2) the following rows are added:

'43.	EN ISO 18497:2018 Agricultural machinery and tractors – Safety of highly automated agricultural machines – Principles for design (ISO 18497:2018)	B
44.	EN ISO 19353:2019 Safety of machinery – Fire prevention and fire protection (ISO 19353:2019)	B
45.	EN 707:2018 Agricultural machinery – Slurry tankers – Safety	C
46.	EN 1459-2:2015+A1:2018 Rough-terrain trucks – Safety requirements and verification – Part 2: Slewing variable-reach trucks	C
47.	EN ISO 3691-5:2015 Industrial trucks – Safety requirements and verification – Part 5: Pedestrian-propelled trucks (ISO 3691-5:2014)	C
48.	EN ISO 4254-9:2018 Agricultural machinery – Safety – Part 9: Seed drills (ISO 4254-9:2018)	C
49.	EN ISO 10517:2019 Powered hand-held hedge trimmers – Safety (ISO 10517:2019)	C
50.	EN ISO 11148-13:2018 Hand-held non-electric power tools – Safety requirements – Part 13: Fastener driving tools (ISO 11148-13:2017)	C
51.	EN 12012-1:2018 Plastics and rubber machines – Size reduction machines – Part 1: Safety requirements for blade granulators and shredders	C
52.	EN 12312-8:2018 Aircraft ground support equipment – Specific requirements – Part 8: Maintenance or service stairs and platforms	C
53.	EN 12733:2018 Agricultural and forestry machinery – Pedestrian controlled motor mowers – Safety	C

54.	EN 14033-4:2019 Railway applications – Track – Railbound construction and maintenance machines – Part 4: Technical requirements for running, travelling and working on urban rail	C
55.	EN 16712-4:2018 Portable equipment for projecting extinguishing agents supplied by firefighting pumps – Portable foam equipment – Part 4: High expansion foam generators PN16	C
56.	EN 16770:2018 Safety of woodworking machines – Chip and dust extraction systems for indoor installation – Safety requirements	C
57.	EN 16985:2018 Spray booths for organic coating material – Safety requirements	C
58.	EN 17067:2018 Forestry machinery – Safety requirements on radio remote controls	C
59.	EN ISO 19296:2018 Mining – Mobile machines working underground – Machine safety (ISO 19296:2018)	C
60.	EN ISO 28927-4:2010 Hand-held portable power tools – Test methods for evaluation of vibration emission – Part 4: Straight grinders (ISO 28927-4:2010) EN ISO 28927-4:2010/A1:2018	C
61.	EN 60204-1:2018 Safety of machinery – Electrical equipment of machines – Part 1: General requirements (IEC 60204-1:2016, Modified)	B
62.	EN IEC 60204-11:2019 Safety of machinery – Electrical equipment of machines – Part 11: Requirements for equipment for voltages above 1 000 V AC or 1 500 V DC and not exceeding 36 kV (IEC 60204-11:2018)	B
63.	EN 62841-4-2:2019 Electric motor-operated hand-held tools, transportable tools and lawn and garden machinery – Safety – Part 4-2: Particular requirements for hedge trimmers (IEC 62841-4-2:2017, Modified)	C
64.	EN 62841-3-12:2019 Electric motor-operated hand-held tools, transportable tools and lawn and garden machinery – Safety – Part 3-12: Particular requirements for transportable threading machines (IEC 62841-3-12:2017)	C
65.	EN 62841-2-21:2019 Electric motor-operated hand-held tools, transportable tools and lawn and garden machinery – Safety – Part 2-21: Particular requirements for hand-held drain cleaners (IEC 62841-2-21:2017, Modified)	C
66.	EN ISO 20607:2019 Safety of machinery – Instruction handbook – General drafting principles (ISO 20607:2019)	B

67.	EN ISO 19085-7:2019 Woodworking machines – Safety – Part 7: Surface planing, thickness planing, combined surface/thickness planing machines (ISO 19085-7:2019)	C
68.	EN 1114-3:2019 Plastics and rubber machines – Extruders and extrusion lines – Part 3: Safety requirements for haul-offs	C
69.	EN 1127-1:2019 Explosive atmospheres – Explosion prevention and protection – Part 1: Basic concepts and methodology	B'

## ANNEX II

In Annex III to Implementing Decision (EU) 2019/436, the following rows are added:

39.	EN ISO 28927-4:2010 Hand-held portable power tools – Test methods for evaluation of vibration emission – Part 4: Straight grinders (ISO 28927-4:2010)	2 April 2020	C
40.	EN ISO 19353:2016 Safety of machinery – Fire prevention and fire protection (ISO 19353:2015)	2 October 2021	B
41.	EN 707:1999+A1:2009 Agricultural machinery – Slurry tankers – Safety	2 October 2021	C
42.	EN 792-13:2000+A1:2008 Hand-held non-electric power tools – Safety requirements – Part 13: Fastener driving tools	2 October 2021	C
43.	EN 1889-1:2011 Machines for underground mines – Mobile machines working underground – Safety – Part 1: Rubber tyred vehicles	2 October 2021	C
44.	EN ISO 3691-5:2014 Industrial trucks – Safety requirements and verification – Part 5: Pedestrian-propelled trucks (ISO 3691-5:2014) EN ISO 3691-5:2014/AC:2014	2 October 2021	C
45.	EN ISO 10517:2009 Powered hand-held hedge trimmers – Safety (ISO 10517:2009) EN ISO 10517:2009/A1:2013	2 October 2021	C
46.	EN 12012-1:2007+A1:2008 Plastics and rubber machines – Size reduction machines – Part 1: Safety requirements for blade granulators	2 October 2021	C
47.	EN 12012-3:2001+A1:2008 Plastics and rubber machines – Size reduction machines – Part 3: Safety requirements for shredders	2 October 2021	C
48.	EN 12312-8:2005+A1:2009 Aircraft ground support equipment – Specific requirements – Part 8: Maintenance stairs and platforms	2 October 2021	C
49.	EN 12733:2001+A1:2009 Agricultural and forestry machinery – Pedestrian controlled motor mowers – Safety	2 October 2021	C
50.	EN 12981:2005+A1:2009 Coating plants – Spray booths for application of organic powder coating material – Safety requirements	2 October 2021	C
51.	EN 13355:2004+A1:2009 Coating plants – Combined booths – Safety requirements	2 October 2021	C

52.	EN 14018:2005+A1:2009 Agricultural and forestry machinery – Seed drills – Safety	2 October 2021	C
53.	EN 60204-1:2006 Safety of machinery – Electrical equipment of machines – Part 1: General requirements (IEC 60204-1:2005, Modified) EN 60204-1:2006/AC:2010 EN 60204-1:2006/A1:2009	2 October 2021	B
54.	EN 60204-11:2000 Safety of machinery – Electrical equipment of machines – Part 11: Requirements for HV equipment for voltages above 1 000 V a.c. or 1 500 V d.c. and not exceeding 36 kV (IEC 60204-11:2000) EN 60204-11:2000/AC:2010	2 October 2021	B
55.	EN 848-3:2012 Safety of woodworking machines – One side moulding machines with rotating tool – Part 3: Numerically controlled (NC) boring and routing machines	2 October 2021	C
56.	EN ISO 28927-2:2009 Hand-held portable power tools – Test methods for evaluation of vibration emission – Part 2: Wrenches, nutrunners and screwdrivers (ISO 28927-2:2009)	2 October 2021	C
57.	EN 60745-2-21:2009 Hand-held motor-operated electric tools – Safety – Part 2-21: Particular requirements for drain cleaners (IEC 60745-2-21:2002, Modified) EN 60745-2-21:2009/A1:2010	2 October 2021	C
58.	EN 859:2007+A2:2012 Safety of woodworking machines – Hand fed surface planing machines	2 October 2021	C
59.	EN 860:2007+A2:2012 Safety of woodworking machines – One side thickness planing machines	2 October 2021	C
60.	EN 861:2007+A2:2012 Safety of woodworking machines – Surface planing and thicknessing machines	2 October 2021	C
61.	EN 1114-3:2001+A1:2008 Plastics and rubber machines – Extruders and extrusion lines – Part 3: Safety requirements for haul-offs	2 October 2021	C
62.	EN 1127-1:2011 Explosive atmospheres – Explosion prevention and protection – Part 1: Basic concepts and methodology	2 October 2021	B
63.	EN 1459-2:2015 Rough-terrain trucks – Safety requirements and verification – Part 2: Slewing variable-reach trucks	2 October 2021	C'

## III

*(Other acts)*

## EUROPEAN ECONOMIC AREA

## EFTA SURVEILLANCE AUTHORITY DECISION

No 94/19/COL

of 18 December 2019

**amending, for the one hundred and fifth time, the procedural and substantive rules in the field of State aid by deleting the guidelines on conversions between national currencies and euro [2020/481]**

THE EFTA SURVEILLANCE AUTHORITY ('the Authority'),

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), in particular Articles 61 to 63 and Protocol 26,

Having regard to the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice ('the Surveillance and Court Agreement'), in particular Article 24 and Article 5(2)(b),

Whereas:

- (1) Under Article 24 of the Surveillance and Court Agreement, the Authority shall give effect to the provisions of the EEA Agreement concerning State aid.
- (2) Under Article 5(2)(b) of the Surveillance and Court Agreement, the Authority shall issue notices or guidelines on matters dealt with in the EEA Agreement, if that Agreement or the Surveillance and Court Agreement expressly so provides or if the Authority considers it necessary.
- (3) On 19 January 1994, the Authority adopted the procedural and substantive rules in the field of State aid comprising a chapter with guidelines on the conversion of national currencies into ECUs <sup>(1)</sup>.
- (4) On 5 November 2003, these guidelines were amended following the introduction of the euro <sup>(2)</sup>.
- (5) It follows from these guidelines that any amounts expressed in euros will be converted into the currencies of EEA EFTA States throughout any calendar year at the exchange rates prevailing on the first day of the year on which exchange values for euros into all currencies of the EEA are available.
- (6) These guidelines no longer correspond to the guidelines and practices of the European Commission, which in general applies monthly/daily currency conversion rates.
- (7) The Authority has consulted with the EEA EFTA States and the European Commission and will align its system for currency conversions with that of the European Commission going forward.
- (8) Accordingly, the Authority has decided to delete its guidelines on the conversion of national currencies into euro,

<sup>(1)</sup> Decision 4/94/COL (OJ L 231, 3.9.1994, p. 68).

<sup>(2)</sup> Decision 197/03/COL (OJ L 139, 25.5.2006, p. 33).



HAS ADOPTED THIS DECISION:

*Article 1*

The procedural and substantive rules in the field of State aid shall be amended by deleting Chapter 33 on conversions between national currencies and euro.

*Article 2*

Only the English language version of this decision is authentic.

Decision at Brussels, 18 December 2019.

*For the EFTA Surveillance Authority*  
Bente ANGELL-HANSEN  
*The President*  
*Responsible College Member*

Högni KRISTJÁNSSON  
*College Member*

Frank J. BÜCHEL  
*College Member*

Carsten ZATSCHLER  
*Countersigning as Director,*  
*Legal and Executive Affairs*

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**EFTA SURVEILLANCE AUTHORITY DECISION****No 7/20/COL****of 11 February 2020****to amend the Rules of Procedure [2020/482]**

THE EFTA SURVEILLANCE AUTHORITY

Having regard to the Agreement between the EFTA States on the establishment of a Surveillance Authority and a Court of Justice, and in particular Article 13 thereof;

Whereas it appears desirable to clarify certain aspects of the Rules of Procedure to ensure a clearer delineation between the deliberations of College, which are confidential pursuant to their Article 10, and the items recorded in the minutes of College meetings;

HAS DECIDED TO:

1. Amend Article 9 of the Rules of Procedure by adding:
  - (a) the words 'for the first meeting of every month thereafter' at the end of the last sentence of the first paragraph;
  - (b) the sentence 'The draft agenda shall be and shall remain confidential.' after the first sentence of the second paragraph; and
  - (c) the words 'to remove an item from the draft agenda, or' after the second comma in the fourth paragraph of that Article.
2. Amend Article 11 of the Rules of Procedure by adding the following text as a new paragraph after the first paragraph of that Article:

'The minutes shall be based on the agenda as approved at the beginning of the meeting and record the substantive decisions in respect of the items on the agenda, i.e. normally whether a proposal has been adopted, rejected or deferred, as well as any items taken note of.'

This decision shall take effect upon adoption.

Done at Brussels, 11 February 2020.

*For the EFTA Surveillance Authority,*

Bente ANGELL-HANSEN  
*The President*

Frank J. BÜCHEL  
*College Member*

Högni KRISTJÁNSSON  
*College Member*

Carsten ZATSCHLER  
*Countersigning as Director of Legal and Executive Affairs*

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