

ANNEX A

List referred to in Article 3 of the Agreement

PART I

ACTS REFERRED TO IN THE EEA AGREEMENT AMENDED

by the Act concerning the conditions of accession
of the Republic of Bulgaria and Romania

and the adjustments to the Treaties on which the European Union is founded or,
as the case may be, the Protocol concerning the conditions and arrangements
for admission of the Republic of Bulgaria and Romania to the European Union

The indents referred to in Article 3(2) and 3(3) shall be inserted in the following locations in the Annexes and Protocols to the EEA Agreement:

In Chapter XXVII (Spirit Drinks) of Annex II (Technical regulations, standards, testing and certification):

- Point 1 (Council Regulation (EEC) No 1576/89),
- Point 3 (Council Regulation (EEC) No 1601/91);

In Annex XIII (Transport):

- Point 19 (Council Directive 96/26/EC),

In Annex XVII (Intellectual Property):

- Point 6 (Council Regulation (EEC) No 1768/92),
- Point 6a (Regulation (EC) No 1610/96 of the European Parliament and of the Council);

PART II

OTHER AMENDMENTS TO THE ANNEXES TO THE EEA AGREEMENT

The following amendments shall be made to the Annexes to the EEA Agreement:

In Annex V (Free movement of workers):

- 1) In point 3 (Council Directive 68/360/EC), adaptation (e)(ii) shall be replaced by the following:

"(ii) the footnote shall be replaced by the following:

"Belgian, Bulgarian, Czech, Danish, German, Estonian, Greek, Icelandic, Spanish, French, Irish, Italian, Cypriot, Latvian, Liechtenstein, Lithuanian, Luxembourg, Hungarian, Maltese, Netherlands, Norwegian, Austrian, Polish, Portuguese, Romanian, Slovenian, Slovakian, Finnish, Swedish and British according to the country issuing the permit.".

ANNEX B**List referred to in Article 4 of the Agreement**

The Annexes to the EEA Agreement shall be amended as follows:

Annex II (Technical regulations, standards, testing and certification):

- 1) In Chapter XV, Point 12a (Council Directive 91/414/EEC), the following paragraph shall be inserted after the paragraph regarding the transitional arrangements:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 5, Section B, Part II), shall apply.";

- 2) In Chapter XVII, Point 7 (Directive 94/62/EC of the European Parliament and of the Council), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 2) and Romania (Annex VII, Chapter 9, Section B, point 2), shall apply.";

3) In Chapter XVII, Point 8 (Directive 94/63/EC of the European Parliament and of the Council), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section A, point 1) and Romania (Annex VII, Chapter 9, Section A), shall apply.";

4) In Chapter XXV, Point 3 (Directive 2001/37/EC of the European Parliament and of the Council), the following paragraph shall be inserted before the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 7), shall apply.".

Annex V (Free movement of workers):

The text of the second paragraph under the heading "Transition Period" shall be replaced by the following:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 1) and Romania (Annex VII, Chapter 1), shall apply.

With regard to the safeguard mechanisms contained in the transitional arrangements referred to in the previous paragraphs, with the exception of the arrangements for Malta, PROTOCOL 44 ON SAFEGUARD MECHANISMS PURSUANT TO ENLARGEMENTS OF THE EUROPEAN ECONOMIC AREA shall apply."

Annex VIII (Right of establishment):

The text of the second paragraph under the heading "Transition Period" shall be replaced by the following:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 1) and Romania (Annex VII, Chapter 1), shall apply.

With regard to the safeguard mechanisms contained in the transitional arrangements referred to in the previous paragraphs, with the exception of the arrangements for Malta, PROTOCOL 44 ON SAFEGUARD MECHANISMS PURSUANT TO ENLARGEMENTS OF THE EUROPEAN ECONOMIC AREA shall apply."

Annex IX (Financial services):

In point 30c (Directive 97/9/EC of the European Parliament and of the Council), the following paragraph shall be added:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 2) and Romania (Annex VII, Chapter 2), shall apply.".

Annex XI (Telecommunication services):

In point 5cm (Directive 2002/22/EC of the European Parliament and of the Council), the following paragraph shall be inserted before the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 9), shall apply.".

Annex XII (Free movement of capital):

The following paragraph shall be inserted after the paragraph under the heading "TRANSITION PERIOD":

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 3) and Romania (Annex VII, Chapter 3), shall apply.";

Annex XIII (Transport):

1) In point 15a (Council Directive 96/53/EC), the following paragraph shall be added:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 5, point 3) and Romania (Annex VII, Chapter 6, point 2), shall apply.";

2) In point 18a (Council Directive 1999/62/EC of the European Parliament and of the Council), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 6, point 3), shall apply.";

- 3) In point 19 (Council Directive 96/26/EC), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 5, point 2), shall apply.";

- 4) In point 26c (Council Regulation (EEC) No 3118/93), the text of the second paragraph regarding the transitional arrangements shall be replaced by the following:

The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 5, point 1) and Romania (Annex VII, Chapter 6, point 1), shall apply.

With regard to the safeguard mechanisms contained in the transitional arrangements referred to in the previous paragraphs, PROTOCOL 44 ON SAFEGUARD MECHANISMS PURSUANT TO ENLARGEMENTS OF THE EUROPEAN ECONOMIC AREA shall apply.";

Annex XV (State aid):

- 1) The following paragraph shall be added at the end of the "SECTORAL ADAPTATIONS":

"The arrangements regarding the existing aid schemes set out in Chapter 2 (Competition policy) of Annex V to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 shall apply between the Contracting Parties.";

- 2) The following shall be inserted before the heading "ACTS REFERRED TO":

"TRANSITION PERIOD

The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 4), shall apply.";

Annex XVII (Intellectual property):

The following shall be added under the heading "SECTORAL ADAPTATIONS":

"The specific mechanisms set out in Chapter 1 (Company law) of Annex V to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 shall apply between the Contracting Parties."

Annex XVIII (Health and safety at work, labour law, and equal treatment for men and women):

In point 30 (Directive 96/71/EC of the European Parliament and of the Council), the text of the second paragraph regarding the transitional arrangements shall be replaced by the following:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 1) and Romania (Annex VII, Chapter 1), shall apply.

With regard to the safeguard mechanisms contained in the transitional arrangements referred to in the previous paragraphs, PROTOCOL 44 ON SAFEGUARD MECHANISMS PURSUANT TO ENLARGEMENTS OF THE EUROPEAN ECONOMIC AREA shall apply."

Annex XX (Environment):

1) In point 1f (Council Directive 96/61/EC), the following paragraph shall be added:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section D, point 1) and Romania (Annex VII, Chapter 9, Section D, point 1), shall apply.";

2) In point 7a (Council Directive 98/83/EC), the following paragraph shall be added:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section C, point 5), shall apply.";

3) In point 9 (Council Directive 83/513/EEC), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section C, point 1), shall apply.";

4) In point 10 (Council Directive 84/156/EEC), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section C, point 1), shall apply.";

5) In point 11 (Council Directive 84/491/EEC), the following paragraph shall be inserted before the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section C, point 2), shall apply.";

6) In point 12 (Council Directive 86/280/EEC), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section C, point 3), shall apply.";

7) In point 13 (Council Directive 91/271/EEC), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section C) and Romania (Annex VII, Chapter 9, Section C, point 4), shall apply.";

8) In point 19a (Directive 2001/80/EC of the European Parliament and of the Council), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section D, point 2) and Romania (Annex VII, Chapter 9, Section D, point 3), shall apply.";

9) In point 21ad (Council Directive 1999/32/EC), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section A, point 2), shall apply.";

10) In point 32c (Council Regulation (EEC) No 259/93), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 1) and Romania (Annex VII, Chapter 9, Section B, point 1) shall apply.";

11) In point 32d (Council Directive 1999/31/EC), the following paragraph shall be added:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 3) and Romania (Annex VII, Chapter 9, Section B, point 3) shall apply.";

12) In point 32f (Directive 2000/76/EC of the European Parliament and of the Council), the following paragraph shall be inserted before the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Romania (Annex VII, Chapter 9, Section D, point 2) shall apply.";

13) In point 32fa (Directive 2002/96/EC of the European Parliament and of the Council), the following paragraph shall be inserted between the paragraph regarding the transitional arrangements and the adaptation text:

"The transitional arrangements set out in the Annexes to the Act of Accession of 25 April 2005 or, as the case may be, to the Protocol of Accession of 25 April 2005 for Bulgaria (Annex VI, Chapter 10, Section B, point 4) and Romania (Annex VII, Chapter 9, Section B, point 4) shall apply.";
