

EEE 1603/22

REPORT

Subject: Progress report of the EEA Joint Committee

Decision making

1. The EEA Joint Committee has adopted 225 Joint Committee Decisions (JCDs) incorporating 401 legal acts since the 53rd meeting of the EEA Council on 24 November 2021. In the period from 1 January to 29 April 2022, the EEA Joint Committee has adopted 164 JCDs incorporating 294 legal acts. This number includes five decisions incorporating 13 acts which were adopted by written procedure on 23 February 2022. In comparison, during the period from 1 January to 23 April 2021, 157 JCDs incorporating 271 legal acts were adopted.
2. As of 13 April 2022, there were 614 legal acts outstanding where the compliance date in the EU had passed, compared to 594 acts on 6 October 2021. Since October 2021, therefore, the overall number of legal acts outstanding increased slightly. Of the 614 legal acts outstanding on 13 April 2022, 237 acts are still in the early stages of the incorporation process, where the compliance date in the EU has passed less than six months ago.
3. As of 13 April 2022, the number of JCDs awaiting the fulfilment of constitutional requirements where the six-month period had expired was 31, compared to 23 on 6 October 2021.

4. Important decisions incorporated since the 53rd meeting of the EEA Council on 24 November 2021, include:

- Decision No 320/2021 on financial modalities for implementation of Article 82 EEA,
- Decision No 371/2021 on veterinary medicinal products,
- Decision No 383/2021 concerning Directive (EU) 2019/878 (the fifth Capital Requirements Directive, CRD V) as regards exempted entities, financial holding companies, remuneration, supervisory measures and powers and capital conservation measures,
- Decision No 384/2021 incorporating the Prospectus Regulation,
- Decisions No 385/2021 and 386/2021 concerning Regulation (EU) 2015/2365 on transparency of securities financing transactions and of reuse and amending acts,
- Decisions No 396 and 398/2021 on CO₂ emissions,
- Decisions No 06/2022 to 09/2022 concerning the Tobacco Products Directive and related acts,
- Decisions No 31/2022 to 40/2022 concerning organic products,
- Decision No 49/2022 on the approval and market surveillance of motor vehicles,
- Decision No 50/2022 on type-approval requirements for motor vehicles,
- Decision No 63/2022 on rules and procedures in safety assessment of clinical trials,
- Decision No 76/2022 concerning covered bonds,
- Decision No 135/2022 incorporating the 2010 Directive on Energy Performance of Buildings (EPBD),
- Decision No 163/2022 amending Protocol 4 on Rules of origin.

Decision shaping

5. The EEA EFTA States are participating in 12 EU programmes and 25 agencies, of which 19 are decentralised agencies and 6 are executive agencies.
6. Since the last EEA Council, the EEA Joint Committee has taken note of EEA EFTA Comments on the following subjects:
 - EEA EFTA Comment on the proposal for a Digital Markets Act
 - EEA EFTA Comment on the proposal for a Regulation on deployment of alternative fuels infrastructure,
 - EEA EFTA Comment on the proposal for CO₂ emission reduction targets for new cars and vans,
 - EEA EFTA Comment on the legislative proposals on anti-money laundering and countering the financing of terrorism,
 - EEA EFTA Comment on the Commission proposal for a Regulation on general product safety.

Briefings in the Joint Committee

7. In the period from 24 November 2021 to 30 May 2022 the EEA Joint Committee has received briefings on:
 - EEA EFTA Comment on the proposal for a Digital Markets Act
 - EEA EFTA Comment on the proposal for a Regulation on deployment of alternative fuels infrastructure,
 - EEA EFTA Comment on the proposal for CO₂ emission reduction targets for new cars and vans,

- EEA EFTA Comment on the legislative proposals on anti-money laundering and countering the financing of terrorism,
- The European Commission Work Programme for 2022,
- Transfer of the EEA files from the European External Action Service to the Secretariat General of the European Commission,
- EEA EFTA Comment on the Commission proposal for a Regulation on general product safety.

Status of issues outstanding

8. The discussions on the following issues have not yet been concluded:

- Directive 2012/27/EU on energy efficiency,
- Regulation (EU) 2018/1139 on common rules in the fields of civil aviation and establishing a European Union Aviation Safety Agency (EASA),
- Regulation (EC) No 391/2009 on common rules and standards for ship inspection survey organizations and related acts (the Ship Inspection Package),
- Directive 2018/1808/EU concerning the provision of audiovisual media services (Audiovisual Media Services Directive),
- Commission Delegated Regulation (EU) 2019/2122 as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers' personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market.

9. The Joint Committee has reiterated its determination to work towards the rapid conclusion of these issues.

Financial Mechanisms

10. The Agreement on the EEA Financial Mechanism and the Agreement on the Norwegian Financial Mechanism for the period 2014-2021 amounts to total contributions of 1548.1 and 1253.7 million euro, respectively. As of December 2021, Memoranda of Understanding have been signed with Bulgaria, Croatia, Cyprus, the Czech Republic, Estonia, Greece, Hungary, Latvia, Lithuania, Malta, Poland, Portugal, Romania, Slovakia, and Slovenia.
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