



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 23.3.2009  
SEC(2009) 332 final

Draft

**DECISION OF THE EEA JOINT COMMITTEE**  
**amending Protocol 31 to the EEA Agreement,**  
**on cooperation in specific fields outside the four freedoms**

- Draft common position of the Community -  
(presented by the Commission)

## EXPLANATORY MEMORANDUM

1. Protocol 31 to the EEA Agreement contains specific provisions on the cooperation between the Community and the EEA EFTA States outside the four freedoms.
2. The attached draft Decision of the EEA Joint Committee aims to modify Protocol 31 to extend cooperation in the field of social policy, by incorporating the Decision below. It provides a framework for cooperation and sets out the modalities for participation of the EEA EFTA States in the Community programmes and actions in this field, to take place with effect from 1 January 2009:
  - ‘ - **32008 D 1098**: Decision No 1098/2008/EC of the European Parliament and of the Council of 22 October 2008 on the European Year for Combating Poverty and Social Exclusion (2010) (OJ L 298, 7.11.2008, p. 20).
3. Article 1.3 of Council Regulation (EC) No 2894/94 concerning the arrangements for implementing the EEA Agreement envisages that the Council establish the Community position for such Decisions on a proposal from the Commission.
4. The draft decision of the EEA Joint Committee is submitted for the approval of the Council, after which the Commission will put forward the position of the Community in the EEA Joint Committee at the earliest possible occasion.

Draft

**DECISION OF THE EEA JOINT COMMITTEE**  
**amending Protocol 31 to the EEA Agreement,**  
**on cooperation in specific fields outside the four freedoms**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as ‘the Agreement’, and in particular Articles 86 and 98 thereof,

Whereas:

- (1) Protocol 31 to the Agreement was amended by Decision of the EEA Joint Committee No .../... of ...<sup>1</sup>.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the Agreement to include Decision No 1098/2008/EC of the European Parliament and of the Council of 22 October 2008 on the European Year for Combating Poverty and Social Exclusion (2010)<sup>2</sup>.
- (3) Protocol 31 to the Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2009,

HAS DECIDED AS FOLLOWS:

*Article 1*

Article 5 of Protocol 31 to the Agreement shall be amended as follows:

1. Paragraph 5 shall be replaced by the following:
  - ‘5. The EFTA States shall participate in the Community programmes and actions referred to in the first two indents of paragraph 8 as from 1 January 1996, in the programme referred to in the third indent as from 1 January 2000, in the programme referred to in the fourth indent as from 1 January 2001, in the programmes referred to in the fifth and sixth indents as from 1 January 2002, in the programmes referred to in the seventh and eighth indents as from 1 January 2004, in the programmes referred to in the ninth, tenth and eleventh indents as from 1 January 2007 and in the programme referred to in the twelfth indent as from 1 January 2009.’

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<sup>1</sup> OJ L ...

<sup>2</sup> OJ L 298, 7.11.2008, p. 20.

2. The following indent shall be added in paragraph 8:

- ‘- **32008 D 1098**: Decision No 1098/2008/EC of the European Parliament and of the Council of 22 October 2008 on the European Year for Combating Poverty and Social Exclusion (2010) (OJ L 298, 7.11.2008, p. 20).’

*Article 2*

This Decision shall enter into force on the day following the last notification to the EEA Joint Committee under Article 103(1) of the Agreement\*.

It shall apply from 1 January 2009.

*Article 3*

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,

*For the EEA Joint Committee  
The President*

*The Secretaries  
to the EEA Joint Committee*

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\* [No constitutional requirements indicated.] [Constitutional requirements indicated.]