

EFTA COURT

Action brought on 30 November 2012 by the EFTA Surveillance Authority against Iceland

(Case E 13/12)

An action against Iceland was brought before the EFTA Court on 30 November 2012 by the EFTA Surveillance Authority, represented by Xavier Lewis and Maria Moustakali, acting as Agents, Rue Belliard 35, B-1040 Brussels.

The EFTA Surveillance Authority requests the EFTA Court to:

- 1. Declare that by failing to adopt, or to notify the Authority of, the measures necessary to implement the Act referred to at point 10 of Part 7.1 of Chapter I of Annex I to the Agreement on the European Economic Area (Council Directive 90/167/EEC of 26 March 1990 laying down the conditions governing the preparations, placing on the market and use of medicated feedingstuffs in the Community), as adapted to the Agreement by way of Protocol 1 thereto, within the time prescribed, Iceland has failed to fulfil its obligations under the Act and under Article 7 of the EEA Agreement;**

and

- 2. Order Iceland to bear the costs of the proceedings.**

Legal and factual background and pleas in law adduced in support:

- The EFTA Surveillance Authority submits that Iceland is required under Article 15 of Council Directive 90/167/EEC of 26 March 1990 (the Directive), and Article 7 of the EEA Agreement, to take the necessary measures in order to implement the Directive, and to inform the EFTA Surveillance Authority of the measures taken.
- The EFTA Surveillance Authority submits that it has received no such information from the Icelandic Government, nor is it in possession of any other information which would enable it to conclude that the measures necessary to implement the Directive have been taken.
- The EFTA Surveillance Authority submits that Iceland has failed to fulfil its obligations under Article 15 of the Directive and under Article 7 of the EEA Agreement by failing to adopt, or to notify the Authority of, the measures necessary to implement the Directive within the time prescribed.