

## EFTA COURT

**Action brought on 17 November 2016 by the EFTA Surveillance Authority against Iceland.**

**(Case E-18/16)**

An action against Iceland was brought before the EFTA Court on 17 November 2016 by the EFTA Surveillance Authority, represented by Carsten Zatschler and Marlene Lie Hakkebo, acting as Agents of the EFTA Surveillance Authority, 35 Rue Belliard, B-1040 Brussels.

The EFTA Surveillance Authority requests the EFTA Court to:

- 1. Declare that Iceland has failed to adopt the measures necessary to make the Act referred to at point l2zzq of Chapter XV of Annex II to the EEA Agreement (*Regulation (EU) No 98/2013 of the European Parliament and of the Council of 15 January 2013 on the marketing and use of explosives precursors*), as adapted by Protocol 1 to the EEA Agreement, part of its internal legal order as required by Article 7 of the EEA Agreement.**
- 2. Order Iceland to bear the costs of these proceedings.**

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

- The application addresses Iceland's failure to comply, no later than 2 May 2016, with a reasoned opinion delivered by the EFTA Surveillance Authority on 2 March 2016 regarding that State's failure to implement into its national legal order *Regulation (EU) No 98/2013 of the European Parliament and of the Council of 15 January 2013 on the marketing and use of explosives precursors*, as referred to at point l2zzq of Chapter XV of Annex II to the Agreement on the European Economic Area, and as adapted to that Agreement by way of Protocol 1 thereto ("the Act").
- The EFTA Surveillance Authority submits that Iceland has failed to fulfil its obligations under the Act and under Article 7 of the EEA Agreement by failing to adopt the measures necessary to implement the Act within the time prescribed.