

EFTA COURT

Action brought on 27 March 2024 by the EFTA Surveillance Authority against Iceland

(Case E-6/24)

An action against Iceland was brought before the EFTA Court on 27 March 2024 by the EFTA Surveillance Authority, represented by Hildur Hjörvar, Catherine Howdle, and Melpo-Menie Joséphidès, acting as Agents of the EFTA Surveillance Authority, Avenue de Arts 19H, B-1000 Brussels, Belgium.

The EFTA Surveillance Authority requests the EFTA Court to:

- 1. Declare that Iceland has failed to fulfil its obligations under Article 7 of the EEA Agreement by failing to make the Act referred to at point 1a of Annex XXII to the EEA Agreement (*Commission Implementing Regulation (EU) 2021/1042 of 18 June 2021 laying down rules for the application of Directive (EU) 2017/1132 of the European Parliament and of the Council as regards technical specifications and procedures for the system of interconnection of registers and repealing Commission Implementing Regulation (EU) 2020/2244*), as adapted by Protocol 1 to the EEA Agreement, part of its internal legal order, and**
- 2. Order Iceland to bear the costs of these proceedings.**

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

- By this application, the EFTA Surveillance Authority ('ESA') seeks a declaration from the Court that Iceland has failed to adopt the measures necessary to make the Act referred to at point 1a of Annex XXII to the EEA Agreement, as adapted by Protocol 1 to that Agreement, part of its internal legal order, as required by Article 7 EEA.
- In a reply dated 15 March 2024 to ESA's reasoned opinion of 22 November 2023, Iceland stated that the implementation of the Act was imminent.
- When the deadline for Iceland to comply with the reasoned opinion expired on 22 January 2024, Iceland had not informed ESA of any measures it had adopted to make the Act part of its internal legal order.

- At the point of lodging of the present application, ESA notes that Iceland has neither made the Act part of its internal legal order, nor has it informed ESA of having done so.