

EFTA COURT

Request for an Advisory Opinion from the EFTA Court by the Supreme Court of Norway dated 17 April 2024 in the case of Nordsjø Fjordbruk AS v the Norwegian State, represented by the Ministry of Trade, Industry and Fisheries

(Case E-8/24)

A request has been made to the EFTA Court dated 17 April 2024 from the Supreme Court of Norway (*Norges Høyesterett*), which was received at the Court Registry on 29 April 2024, for an Advisory Opinion in the case of Nordsjø Fjordbruk AS v the Norwegian State, represented by the Ministry of Trade, Industry and Fisheries (Nærings- og fiskeridepartementet) on the following question:

Must Regulation (EU) 2016/429, in particular Articles 9, 10, 176, 181, 183–184, 191–192, 226 and 269 thereof, be interpreted as meaning that the Member States' central veterinary authorities are precluded from prohibiting the movement of farmed fish from one aquaculture establishment to another one within national borders, or are precluded from refusing to approve an operating plan for an aquaculture establishment, in a situation where:

- **there is no detected disease or concrete suspicion of disease in the fish,**
- **but the veterinary authority, following a specific assessment, has found that considerations of fish health at the individual site or in an area warrant such a prohibition or refusal?**