

EFTA COURT

Action brought on 26 July 2010 by the EFTA Surveillance Authority against Iceland

(Case E-8/10)

An action against Iceland was brought before the EFTA Court on 26 July 2010 by the EFTA Surveillance Authority, represented by Xavier Lewis and Markus Schneider, acting as Agents of the EFTA Surveillance Authority, 35, Rue Belliard, B-1040 Brussels.

The EFTA Surveillance Authority requests the EFTA Court to declare that:

- 1. By failing to adopt, or to notify the Authority of, all the measures necessary to fully implement into its national legislation the Act referred to at point 1 of Annex VII to the EEA Agreement (*Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the recognition of professional qualifications*) as adapted to the EEA Agreement by Protocol 1 thereto, the Republic of Iceland has failed to fulfil its obligations under Article 63(1) of the Directive and under Article 7 EEA;**
- 2. The Republic of Iceland bears the costs of these proceedings.**

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

- The application addresses the failure by Iceland to comply with a reasoned opinion issued by the EFTA Surveillance Authority on the failure to adopt, or to notify the Authority of all the measures necessary to fully implement the EEA Act corresponding to European Union *Directive 2005/36/EC on the recognition of professional qualifications* as amended.
- The outstanding Icelandic measures concern the adoption of national regulations to provide for sector specific rules on the recognition of professional qualifications obtained in other EEA States.
- The EFTA Surveillance Authority pleads that it has not received information from Iceland indicating that the Act has been fully implemented into national law, nor is it in possession of any other information which would enable it to conclude accordingly.

- The Icelandic government has not disputed the delay in fully implementing the Act.