

Translated from the Icelandic

Regulation No. 585/2011 **on the recognition of qualifications for working in regulated** **trades in Iceland**

Article 1

Aim

An individual who has acquired a qualification in a trade, and the required practical experience for employment in the field covered by that training in one of the Member States of the European Economic Area (EEA), may pursue that employment in Iceland with the same rights and obligations as Icelandic nationals. The right to work is also conferred upon citizens of EEA Member States who have undergone vocational training in another Member State than their own.

The right to work is also granted those who have received training based on common training frameworks that have been approved by the European Commission or common training tests that have been approved in the same manner.

Application for recognition for the purposes of work must be addressed to the ENIC NARIC Office. When processing applications, an examination shall be made to establish whether the applicant meets the requirements of Directive 2005/36/EC of the European Parliament and Council in accordance with the further provisions of this Regulation.

Article 2

Scope

This Regulation shall apply when an assessment is made of whether a national of a state within the EEA meets the requirements set regarding qualifications and professional experience in order to work in a regulated trade in Iceland.

This Regulation shall also apply in cases where applications are made to provide services in areas that come under the definition of a regulated trade.

Provisions of this Regulation may be applied to the nationals of states other than those of Member States of the EEA.

Article 3

The right to pursue a trade

Nationals or legal parties from Member States of the European Economic Area shall be entitled to pursue trades in Iceland on the basis of Iceland's obligations according to Directive 2005/36/EC, which provides for the recognition of training and professional experience in trades in other EEA Member States. Apprentices who have undergone vocational training in another EEA State shall be allowed recognition of their periods of training there. This entitlement does not include an authorization to use the designations 'master' or 'journeyman' without further specification. Nor does this entitlement confer the authorization that master craftsmen have to manage regulated trades, to take apprentices or to carry out work for which special authorization is required, unless this is entailed, in each individual instance, in

Iceland's obligations under the EEA Agreement. An assessment is made in each individual case whether the authorizations referred to above applies.

Article 4

Applications for the right of establishment

An applicant wishing to pursue a regulated trade in Iceland on the basis of a qualification acquired abroad shall apply for recognition of his qualification and professional experience to the ENIC NARIC Office. Applications shall be accompanied by a copy of the certificate from their home states, with a translation, stating the duration and content of their training, e.g. with a list of subjects covered. Applicants shall also submit certified information regarding their experience of work in the trade they intend to pursue and certificates of their rights in their home countries, where appropriate. Applicants shall demonstrate their nationality by presenting their passports. If any doubt exists as to the reliability of documents accompanying an application, it is permissible to call for original copies of those.

Article 5

Applications for the right to provide services

An applicant wishing to provide services in the field of a regulated trade in Iceland shall submit an application to this effect in the same way as is provided for in Article 4. He shall submit a written declaration to the Ministry of Higher Education, Science and Innovation in accordance with Article 5 of the Act on the Recognition of Professional Qualifications for Working in Iceland, No. 26/2010.

Article 6

Assessment by educational bodies

The ENIC NARIC Office shall obtain an assessment by competent educational bodies in the relevant field on the materials submitted with applications, partly in order to establish whether the occupation in question is the same as that which the applicant wishes to pursue in Iceland. Furthermore, the assessment shall address the question of whether the training and working experience of the applicant in the trade corresponds to the requirements laid down in Articles 17-19 of Council Directive 2005/36/EC (*cf.* Article 1 of this Regulation); this may amount to as much as three year's training in an educational establishment in addition to three years' working experience when the duration of the training in question in Iceland is four years.

If it does not prove possible to process an application on the basis of these considerations, an assessment shall be made of whether the application can be admitted under the general system for the recognition of evidence of training laid down in Article 16 of the Regulation on the recognition of professional qualifications for working in Iceland, No. 477/2020.

The period granted for giving comments shall normally be short, and not longer than six weeks.

Article 7

Compensation measures

The applicant may be required to complete an adaptation period of up to three years, or to take an aptitude test, if:

- a. the duration of the training of which he provides evidence, is at least one year shorter than that required in Iceland,
- b. the content of the training he has received covers matters substantially different from those covered by the evidence of formal qualifications required in Iceland,
- c. the regulated profession in Iceland comprises one or more regulated professional activities which do not exist in the corresponding profession in the applicant's home Member State and that difference consists in specific training which is required in Iceland and which covers substantially different matters from those covered by the applicant's attestation of competence or evidence of formal qualifications.

The applicant shall be offered the choice between an adaptation period or an aptitude test.

Training providers shall upon processing applications take care to make realistic proposals for the applicant to be able to make up for whatever is deemed missing from their formal training or work experience, for instance by means of validation of formal or non-formal education or additional training.

Article 8

Endorsement by a district commissioner

When a decision of the ENIC-NARIC Office has been issued, a district commissioner shall endorse the correctness of the documents submitted and issue a license. The license shall state at least the following: Recognition under Article 2 of the Regulated Trades Act of the right to work in Iceland as . . . (designation), the name and ID No. of the licensee, the place and date of issue and a signature. Recognition may be made conditional, and may be issued for a limited period if this is considered necessary for the purpose of further investigation, or a proviso may be stated regarding a review in the light of new information.

Article 9

Partial recognition (deleted)

Article 10

Attestation of pursuit of an activity

District commissioners or, as appropriate, other competent authorities, shall give those who seek the right of employment in another EEA Member State on the grounds of the aforementioned EU deed (the Directive) the required attestations of the trade in which they have worked, and for how long. When such attestations are issued, effort shall be made to take account of the recognised descriptions of the trade in question in the EEA Member State in which the applicant proposes to work.

Article 11

Commencement, etc.

These Regulations are issued under Article 9 of the Act No. 26/2010, on the Recognition of Professional Qualifications for Employment in Iceland, and take effect immediately.