

Official Journal of the European Union

L 323



English edition

Legislation

Volume 62

12 December 2019

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III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 1/2018

of 9 February 2018

amending the rules of procedure of the EEA Joint Committee [2019/2037]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 92(3) thereof,

Whereas:

- (1) The Agreement on the participation of the Republic of Bulgaria and Romania in the European Economic Area ⁽¹⁾ signed on 25 July 2007, amended Article 129(1) of the EEA Agreement to add Bulgarian and Romanian to the list of languages of the EEA Agreement.
- (2) The Agreement on the participation of the Republic of Bulgaria and Romania in the European Economic Area entered into force on 9 November 2011.
- (3) In the rules of procedure of the EEA Joint Committee, which were adopted by Decision of the EEA Joint Committee No 1/94 of 8 February 1994 ⁽²⁾ and amended by Decision of the EEA Joint Committee No 24/2005 of 8 February 2005 ⁽³⁾, Bulgarian and Romanian should be added to the list of languages. Consequently, the list of languages to the rules of procedure of the EEA Joint Committee should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Decision of the EEA Joint Committee No 1/94 is amended as follows:

- (1) the text of Article 6(2) is replaced by the following:

'The texts of the EC acts to be integrated into Annexes to the Agreement in accordance with Article 102(1) are equally authentic in the Bulgarian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish and Swedish languages as published in the *Official Journal of the European Union*. They shall be drawn up in the Icelandic and Norwegian languages and shall be authenticated by the EEA Joint Committee together with the relevant decisions referred to in paragraph 1.;

⁽¹⁾ OJ L 221, 25.8.2007, p. 15.

⁽²⁾ OJ L 85, 30.3.1994, p. 60.

⁽³⁾ OJ L 161, 23.6.2005, p. 54.

(2) the text of Article 11(1) is replaced by the following:

‘Decisions of the EEA Joint Committee amending Annexes or Protocols to the Agreement shall be published in the Bulgarian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish and Swedish languages in the EEA Section of the *Official Journal of the European Union* and in the Icelandic and Norwegian languages in the EEA Supplement thereto.’

Article 2

This Decision shall take effect on the date of its adoption.

Article 3

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE**No 2/2018****of 9 February 2018****amending the rules of procedure of the EEA Joint Committee [2019/2038]**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 92(3) thereof,

Whereas:

- (1) The Agreement on the participation of the Republic of Croatia in the European Economic Area ⁽¹⁾ ('the 2014 EEA Enlargement Agreement') signed on 11 April 2014, shall amend Article 129(1) of the EEA Agreement to add Croatian to the list of languages of the EEA Agreement.
- (2) In the rules of procedure of the EEA Joint Committee, which were adopted by Decision of the EEA Joint Committee No 1/94 of 8 February 1994 ⁽²⁾, amended by Decision of the EEA Joint Committee No 24/2005 of 8 February 2005 ⁽³⁾, and further amended by Decision of the EEA Joint Committee No 1/2018 of 9 February 2018 ⁽⁴⁾, Croatian should be added to the list of languages. Consequently, the list of languages to the rules of procedure of the EEA Joint Committee should therefore be amended accordingly.
- (3) The 2014 EEA Enlargement Agreement has been provisionally applicable to its signatories since 12 April 2014, and this Decision shall therefore apply provisionally pending the entry into force of the 2014 EEA Enlargement Agreement,

HAS ADOPTED THIS DECISION:

Article 1

Decision of the EEA Joint Committee No 1/94 is amended as follows:

- (1) the text of Article 6(2) is replaced by the following:

'The texts of the EC acts to be integrated into Annexes to the Agreement in accordance with Article 102(1) are equally authentic in the Bulgarian, Croatian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish and Swedish languages as published in the *Official Journal of the European Union*. They shall be drawn up in the Icelandic and Norwegian languages and shall be authenticated by the EEA Joint Committee together with the relevant decisions referred to in paragraph 1.;

⁽¹⁾ OJ L 170, 11.6.2014, p. 5.

⁽²⁾ OJ L 85, 30.3.1994, p. 60.

⁽³⁾ OJ L 161, 23.6.2005, p. 54.

⁽⁴⁾ See page 1 of this Official Journal.

(2) the text of Article 11(1) is replaced by the following:

‘Decisions of the EEA Joint Committee amending Annexes or Protocols to the Agreement shall be published in the Bulgarian, Croatian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish and Swedish languages in the EEA Section of the *Official Journal of the European Union* and in the Icelandic and Norwegian languages in the EEA Supplement thereto.’

Article 2

This Decision shall enter into force on 10 February 2018, or on the day of the entry into force of the 2014 EEA Enlargement Agreement, whichever is the later.

It shall apply provisionally from 12 April 2014.

Article 3

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 3/2018

of 9 February 2018

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2019/2039]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Decision (EU) 2016/1365 of 9 August 2016 amending Decision 98/536/EC as regards the list of national reference laboratories ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) This Decision concerns legislation regarding veterinary matters. Legislation regarding veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (3) Annex I to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Point 39 (Commission Decision 98/536/EC) in Part 6.2 of Chapter I of Annex I to the EEA Agreement is amended as follows:

- (1) the following indent is added:

‘— **32016 D 1365**: Commission Implementing Decision (EU) 2016/1365 of 9 August 2016 (OJ L 216, 11.8.2016, p. 12).’;

- (2) the adaptation text is replaced by the following:

‘The following shall be added to the table in the Annex:

Member State	Reference laboratories	Groups of residues
Iceland	Livsmedelsverket Box 622 S-751 26 Uppsala	All groups except B3c

⁽¹⁾ OJ L 216, 11.8.2016, p. 12.

Member State	Reference laboratories	Groups of residues
	Matis Vinlandsleid 12 IS-110 Reykjavik	B3c
Norway	Seafood: The National Institute of Nutrition and Seafood Research Box 2029 Nordnes N-5817 Bergen	B1, B2a, B2b, B2e, B2f (carbadox, olakindox), B3c, B3e
	Terrestrial animals: Fera Science Ltd Sand Hutton YO41 1 LZ, York UK	A1, A2, A3, A4, A5, B1, B2a, B2b, B2d, B2f, B3c, B3d'

Article 2

The text of Implementing Decision (EU) 2016/1365 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 4/2018

of 9 February 2018

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2019/2040]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Regulation (EU) 2017/1261 of 12 July 2017 amending Regulation (EU) No 142/2011 as regards an alternative method for processing certain rendered fats ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) 2017/1262 of 12 July 2017 amending Regulation (EU) No 142/2011 as regards the use of manure of farmed animals as a fuel in combustion plants ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) This Decision concerns legislation regarding veterinary matters. Legislation regarding veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (4) Annex I to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indents are added in point 9c (Commission Regulation (EU) No 142/2011) in Part 7.1 of Chapter I of Annex I to the EEA Agreement:

‘— **32017 R 1261**: Commission Regulation (EU) 2017/1261 of 12 July 2017 (OJ L 182, 13.7.2017, p. 31),

— **32017 R 1262**: Commission Regulation (EU) 2017/1262 of 12 July 2017 (OJ L 182, 13.7.2017, p. 34).’

Article 2

The texts of Regulations (EU) 2017/1261 and (EU) 2017/1262 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 182, 13.7.2017, p. 31.

⁽²⁾ OJ L 182, 13.7.2017, p. 34.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 5/2018

of 9 February 2018

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2019/2041]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2017/736 of 26 April 2017 amending Annex VIII to Regulation (EC) No 999/2001 of the European Parliament and of the Council as regards the approval of Slovenia's national control programme for classical scrapie ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Decision (EU) 2017/1396 of 26 July 2017 amending the Annex to Decision 2007/453/EC as regards the BSE status of Poland and certain regions of the United Kingdom ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) This Decision concerns legislation regarding veterinary matters. Legislation regarding veterinary matters shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (4) Annex I to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter I of Annex I to the EEA Agreement shall be amended as follows:

- (1) the following indent is added in point 12 (Regulation (EC) No 999/2001 of the European Parliament and of the Council) in Part 7.1:

‘— **32017 R 0736**: Commission Implementing Regulation (EU) 2017/736 of 26 April 2017 (OJ L 110, 27.4.2017, p. 2).’;

- (2) the following indent is added in point 49 (Commission Decision 2007/453/EC) in Part 7.2:

‘— **32017 D 1396**: Commission Implementing Decision (EU) 2017/1396 of 26 July 2017 (OJ L 197, 28.7.2017, p. 9).’

⁽¹⁾ OJ L 110, 27.4.2017, p. 2.

⁽²⁾ OJ L 197, 28.7.2017, p. 9.

Article 2

The texts of Implementing Regulation (EU) 2017/736 and Implementing Decision (EU) 2017/1396 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 6/2018

of 9 February 2018

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2019/2042]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2017/1896 of 17 October 2017 concerning the authorisation of a preparation of endo-1,3(4)-beta-glucanase (EC 3.2.1.6) and endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Aspergillus niger* (NRRL 25541) as a feed additive for chickens for fattening, laying hens, pigs for fattening, minor poultry species and minor porcine species for fattening and amending Regulation (EC) No 255/2005 and repealing Regulation (EC) No 668/2003 (holder of the authorisation Andrés Pintaluba S.A) ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2017/1903 of 18 October 2017 concerning the authorisation of the preparations of *Pediococcus parvulus* DSM 28875, *Lactobacillus casei* DSM 28872 and *Lactobacillus rhamnosus* DSM 29226 as feed additives for all animal species ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2017/1904 of 18 October 2017 concerning the authorisation of a preparation of *Bacillus licheniformis* DSM 28710 as a feed additive for chickens for fattening and chickens reared for laying (holder of authorisation Huvepharma NV) ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2017/1905 of 18 October 2017 concerning an authorisation of the preparation of *Saccharomyces cerevisiae* CNCM I-1079 as a feed additive for chickens for fattening and for minor poultry species for fattening (holder of authorisation Danstar Ferment AG represented by Lallemand SAS) ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2017/1906 of 18 October 2017 concerning the authorisation of a preparation of endo-1,4-b-xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IMI SD135) as a feed additive for chickens reared for laying and minor poultry species reared for laying (holder of authorisation Huvepharma NV) ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2017/1907 of 18 October 2017 concerning the authorisation of a preparation of *Lactobacillus plantarum* (KKP/593/p and KKP/788/p) and *Lactobacillus buchneri* (KKP/907/p) as a feed additive for cattle and sheep ⁽⁶⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 267, 18.10.2017, p. 1.

⁽²⁾ OJ L 269, 19.10.2017, p. 22.

⁽³⁾ OJ L 269, 19.10.2017, p. 27.

⁽⁴⁾ OJ L 269, 19.10.2017, p. 30.

⁽⁵⁾ OJ L 269, 19.10.2017, p. 33.

⁽⁶⁾ OJ L 269, 19.10.2017, p. 36.

- (7) Commission Implementing Regulation (EU) 2017/1914 of 19 October 2017 concerning the authorisation of salinomycin sodium (Sacox 120 microGranulate and Sacox 200 microGranulate) as a feed additive for chickens for fattening and chickens reared for laying and repealing Regulations (EC) No 1852/2003 and (EC) No 1463/2004 (holder of authorisation Huvepharma NV) ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Implementing Regulation (EU) 2017/1896 repeals Commission Regulation (EC) No 668/2003 ⁽⁸⁾ which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (9) Implementing Regulation (EU) 2017/1914 repeals Commission Regulation (EC) No 1852/2003 ⁽⁹⁾ which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (10) This Decision concerns legislation regarding feedingstuffs. Legislation regarding feedingstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (11) Annex I to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter II of Annex I to the EEA Agreement shall be amended as follows:

- (1) The following indent is added in point 1zzf (Commission Regulation (EC) No 255/2005):

‘— **32017 R 1896:** Commission Implementing Regulation (EU) 2017/1896 of 17 October 2017 (OJ L 267, 18.10.2017, p. 1).’;

- (2) The following points are inserted after point 223 (Commission Implementing Regulation (EU) 2017/1492):

‘224. **32017 R 1896:** Commission Implementing Regulation (EU) 2017/1896 of 17 October 2017 concerning the authorisation of a preparation of endo-1,3(4)-beta-glucanase (EC 3.2.1.6) and endo-1,4-beta-xylanase (EC 3.2.1.8) produced by *Aspergillus niger* (NRRL 25541) as a feed additive for chickens for fattening, laying hens, pigs for fattening, minor poultry species and minor porcine species for fattening and amending Regulation (EC) No 255/2005 and repealing Regulation (EC) No 668/2003 (holder of the authorisation Andrés Pinaluba S.A) (OJ L 267, 18.10.2017, p. 1).

225. **32017 R 1903:** Commission Implementing Regulation (EU) 2017/1903 of 18 October 2017 concerning the authorisation of the preparations of *Pediococcus parvulus* DSM 28875, *Lactobacillus casei* DSM 28872 and *Lactobacillus rhamnosus* DSM 29226 as feed additives for all animal species (OJ L 269, 19.10.2017, p. 22).

226. **32017 R 1904:** Commission Implementing Regulation (EU) 2017/1904 of 18 October 2017 concerning the authorisation of a preparation of *Bacillus licheniformis* DSM 28710 as a feed additive for chickens for fattening and chickens reared for laying (holder of authorisation Huvepharma NV) (OJ L 269, 19.10.2017, p. 27).

⁽⁷⁾ OJ L 271, 20.10.2017, p. 1.

⁽⁸⁾ OJ L 96, 12.4.2003, p. 14.

⁽⁹⁾ OJ L 281, 22.10.2003, p. 13.

227. **30217 R 1905:** Commission Implementing Regulation (EU) 2017/1905 of 18 October 2017 concerning an authorisation of the preparation of *Saccharomyces cerevisiae* CNCM I-1079 as a feed additive for chickens for fattening and for minor poultry species for fattening (holder of authorisation Danstar Ferment AG represented by Lallemand SAS) (OJ L 269, 19.10.2017, p. 30).
228. **30217 R 1906:** Commission Implementing Regulation (EU) 2017/1906 of 18 October 2017 concerning the authorisation of a preparation of endo-1,4- β -xylanase (EC 3.2.1.8) produced by *Trichoderma citrinoviride* Bisset (IMI SD135) as a feed additive for chickens reared for laying and minor poultry species reared for laying (holder of authorisation Huvepharma NV) (OJ L 296, 19.10.2017, p. 33).
229. **30217 R 1907:** Commission Implementing Regulation (EU) 2017/1907 of 18 October 2017 concerning the authorisation of a preparation of *Lactobacillus plantarum* (KKP/593/p and KKP/788/p) and *Lactobacillus buchneri* (KKP/907/p) as a feed additive for cattle and sheep (OJ L 269, 19.10.2017, p. 36).
230. **30217 R 1914:** Commission Implementing Regulation (EU) 2017/1914 of 19 October 2017 concerning the authorisation of salinomycin sodium (Sacox 120 microGranulate and Sacox 200 microGranulate) as a feed additive for chickens for fattening and chickens reared for laying and repealing Regulations (EC) No 1852/2003 and (EC) No 1463/2004 (holder of authorisation Huvepharma NV) (OJ L 281, 20.10.2017, p. 1).;

- (3) The texts of points 1ze (Commission Regulation (EC) No 668/2003) and 1zr (Commission Regulation (EC) No 1852/2003) are deleted.

Article 2

The texts of Implementing Regulations (EU) 2017/1896, (EU) 2017/1903, (EU) 2017/1904, (EU) 2017/1905, (EU) 2017/1906, (EU) 2017/1907 and (EU) 2017/1914 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 7/2018

of 9 February 2018

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2019/2043]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Regulation (EU) 2017/2229 of 4 December 2017 amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for lead, mercury, melamine and decoquinate ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) This Decision concerns legislation regarding feedingstuffs. Legislation regarding feedingstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (3) Annex I to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 33 (Directive 2002/32/EC of the European Parliament and of the Council) of Chapter II of Annex I to the EEA Agreement:

‘— **32017 R 2229**: Commission Regulation (EU) 2017/2229 of 4 December 2017 (OJ L 319, 5.12.2017, p. 6).’

Article 2

The text of Regulation (EU) 2017/2229 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 319, 5.12.2017, p. 6.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 8/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2044]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Regulation (EU) 2017/1151 of 1 June 2017 supplementing Regulation (EC) No 715/2007 of the European Parliament and of the Council on type-approval of motor vehicles with respect to emissions from light passenger and commercial vehicles (Euro 5 and Euro 6) and on access to vehicle repair and maintenance information, amending Directive 2007/46/EC of the European Parliament and of the Council, Commission Regulation (EC) No 692/2008 and Commission Regulation (EU) No 1230/2012 and repealing Commission Regulation (EC) No 692/2008 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) 2017/1154 of 7 June 2017 amending Regulation (EU) 2017/1151 supplementing Regulation (EC) No 715/2007 of the European Parliament and of the Council on type-approval of motor vehicles with respect to emissions from light passenger and commercial vehicles (Euro 5 and Euro 6) and on access to vehicle repair and maintenance information, amending Directive 2007/46/EC of the European Parliament and of the Council, Commission Regulation (EC) No 692/2008 and Commission Regulation (EU) No 1230/2012 and repealing Regulation (EC) No 692/2008 and Directive 2007/46/EC of the European Parliament and of the Council as regards real-driving emissions from light passenger and commercial vehicles (Euro 6) ⁽²⁾, as corrected by OJ L 256, 4.10.2017, p. 11, is to be incorporated into the EEA Agreement.
- (3) Regulation (EU) 2017/1151 repeals, with effect from 1 January 2022, Commission Regulation (EC) No 692/2008, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement with effect from 1 January 2022.
- (4) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter I of Annex II to the EEA Agreement shall be amended as follows:

- (1) the following is inserted after point 45zzu (Commission Regulation (EU) No 1230/2012):

‘45zzv. **32017 R 1151**: Commission Regulation (EU) 2017/1151 of 1 June 2017 supplementing Regulation (EC) No 715/2007 of the European Parliament and of the Council on type-approval of motor vehicles with respect to emissions from light passenger and commercial vehicles (Euro 5 and Euro 6) and on access to vehicle repair and maintenance information, amending Directive 2007/46/EC of the European Parliament and of the Council, Commission Regulation (EC) No 692/2008 and Commission Regulation (EU) No 1230/2012 and repealing Commission Regulation (EC) No 692/2008 (OJ L 175, 7.7.2017, p. 1), as amended by:

⁽¹⁾ OJ L 175, 7.7.2017, p. 1.

⁽²⁾ OJ L 175, 7.7.2017, p. 708.

— **32017 R 1154**: Commission Regulation (EU) 2017/1154 of 7 June 2017 (OJ L 175, 7.7.2017, p. 708), as corrected by OJ L 256, 4.10.2017, p. 11.;

(2) The following indent is added in points 45zu (Commission Regulation (EC) No 692/2008) and 45zx (Directive 2007/46/EC of the European Parliament and of the Council):

‘— **32017 R 1151**: Commission Regulation (EU) 2017/1151 of 1 June 2017 (OJ L 175, 7.7.2017, p. 1).’;

(3) The following is added in point 45zzu (Commission Regulation (EU) No 1230/2012):

‘, as amended by:

— **32017 R 1151**: Commission Regulation (EU) 2017/1151 of 1 June 2017 (OJ L 175, 7.7.2017, p. 1).’;

(4) The following indent is added in point 45zx (Directive 2007/46/EC of the European Parliament and of the Council):

‘— **32017 R 1154**: Commission Regulation (EU) 2017/1154 of 7 June 2017 (OJ L 175, 7.7.2017, p. 708), as corrected by OJ L 256, 4.10.2017, p. 11.;

(5) The text of point 45zu (Commission Regulation (EC) No 692/2008) shall be deleted with effect from 1 January 2022.

Article 2

The texts of Regulations (EU) 2017/1151 and (EU) 2017/1154, as corrected by OJ L 256, 4.10.2017, p. 11, in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 9/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2045]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) 2016/426 of the European Parliament and of the Council of 9 March 2016 on appliances burning gaseous fuels and repealing Directive 2009/142/EC ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) 2016/426 repeals, with effect from 21 April 2018, Directive 2009/142/EC of the European Parliament and of the Council ⁽²⁾, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement with effect from 21 April 2018.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter V of Annex II to the EEA Agreement shall be amended as follows:

- (1) the following point is inserted after point 3 (Council Directive 92/42/EEC):

‘4. **32016 R 0426**: Regulation (EU) 2016/426 of the European Parliament and of the Council of 9 March 2016 on appliances burning gaseous fuels and repealing Directive 2009/142/EC (OJ L 81, 31.3.2016, p. 99).’;

- (2) the text of point 2 (Directive 2009/142/EC of the European Parliament and of the Council) shall be deleted with effect from 21 April 2018.

Article 2

The text of Regulation (EU) 2016/426 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 81, 31.3.2016, p. 99.

⁽²⁾ OJ L 330, 16.12.2009, p. 10.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 10/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2046]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Directive (EU) 2016/2037 of 21 November 2016 amending Council Directive 75/324/EEC as regards the maximum allowable pressure of aerosol dispensers and to adapt its labelling provisions to Regulation (EC) No 1272/2008 of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 1 (Council Directive 75/324/EEC) of Chapter VIII of Annex II to the EEA Agreement:

‘— **32016 L 2037**: Commission Directive (EU) 2016/2037 of 21 November 2016 (OJ L 314, 22.11.2016, p. 11).’

Article 2

The text of Directive (EU) 2016/2037 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 314, 22.11.2016, p. 11.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 11/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2047]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Regulation (EU) 2017/1250 of 11 July 2017 amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council as regards removal from the Union list of the flavouring substance 4,5-epoxydec-2(trans)-enal ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) This Decision concerns legislation regarding foodstuffs. Legislation regarding foodstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the introduction to Chapter XII of Annex II to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 54zzzzs (Regulation (EC) No 1334/2008 of the European Parliament and of the Council) of Chapter XII of Annex II to the EEA Agreement:

‘— **32017 R 1250**: Commission Regulation (EU) 2017/1250 of 11 July 2017 (OJ L 179, 12.7.2017, p. 3).’

Article 2

The text of Regulation (EU) 2017/1250 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 179, 12.7.2017, p. 3.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 12/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2048]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2017/1798 of 2 June 2017 supplementing Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the specific compositional and information requirements for total diet replacement for weight control ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) This Decision concerns legislation regarding foodstuffs. Legislation regarding foodstuffs shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the introduction to Chapter XII of Annex II to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following point is inserted after point 77b (Commission Delegated Regulation (EU) 2016/127) of Chapter XII of Annex II to the EEA Agreement:

- '77c. **32017 R 1798:** Commission Delegated Regulation (EU) 2017/1798 of 2 June 2017 supplementing Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the specific compositional and information requirements for total diet replacement for weight control (OJ L 259, 7.10.2017, p. 2).'

Article 2

The text of Delegated Regulation (EU) 2017/1798 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 259, 7.10.2017, p. 2.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 13/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2049]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2017/1558 of 14 September 2017 amending Regulation (EU) No 37/2010 to classify the substance bromelain as regards its maximum residue limit ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2017/1559 of 14 September 2017 amending Regulation (EU) No 37/2010 to classify the maximum residue limit of the substance alarelin ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indents are added in point 13 (Commission Regulation (EU) No 37/2010) of Chapter XIII of Annex II to the EEA Agreement:

— **32017 R 1558:** Commission Implementing Regulation (EU) 2017/1558 of 14 September 2017 (OJ L 237, 15.9.2017, p. 67),

— **32017 R 1559:** Commission Implementing Regulation (EU) 2017/1559 of 14 September 2017 (OJ L 237, 15.9.2017, p. 69).'

Article 2

The texts of Implementing Regulations (EU) 2017/1558 and (EU) 2017/1559 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 237, 15.9.2017, p. 67.

⁽²⁾ OJ L 237, 15.9.2017, p. 69.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 14/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2050]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Decision 2011/785/EU of 28 November 2011 amending Decision 2008/911/EC establishing a list of herbal substances, preparations and combinations thereof for use in traditional herbal medicinal products ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 15zl (Commission Decision 2008/911/EC) of Chapter XIII of Annex II to the EEA Agreement:

‘— **32011 D 0785**: Commission Implementing Decision 2011/785/EU of 28 November 2011 (OJ L 319, 2.12.2011, p. 102).’

Article 2

The text of Implementing Decision 2011/785/EU in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

⁽¹⁾ OJ L 319, 2.12.2011, p. 102.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 15/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2051]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Delegated Directive (EU) 2017/1975 of 7 August 2017 amending, for the purposes of adapting to scientific and technical progress, Annex III to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for cadmium in colour converting light-emitting diodes (LEDs) for use in display systems ⁽¹⁾, as corrected by OJ L 285, 1.11.2017, p. 32, is to be incorporated into the EEA Agreement.
- (2) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 12q (Directive 2011/65/EU of the European Parliament and of the Council) of Chapter XV of Annex II to the EEA Agreement:

‘— **32017 L 1975**: Commission Delegated Directive (EU) 2017/1975 of 7 August 2017 (OJ L 281, 31.10.2017, p. 29), as corrected by OJ L 285, 1.11.2017, p. 32.’

Article 2

The text of Delegated Directive (EU) 2017/1975, as corrected by OJ L 285, 1.11.2017, p. 32, in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 281, 31.10.2017, p. 29.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 16/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2052]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2017/1491 of 21 August 2017 renewing the approval of the active substance 2,4-DB in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2017/1506 of 28 August 2017 renewing the approval of the active substance maleic hydrazide in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter XV of Annex II to the EEA Agreement shall be amended as follows:

- (1) the following indents are added in point 13a (Commission Implementing Regulation (EU) No 540/2011):

— **32017 R 1491**: Commission Implementing Regulation (EU) 2017/1491 of 21 August 2017 (OJ L 216, 22.8.2017, p. 15),

— **32017 R 1506**: Commission Implementing Regulation (EU) 2017/1506 of 28 August 2017 (OJ L 222, 29.8.2017, p. 21).;

- (2) the following points are inserted after point 13zzzzzzzw (Commission Implementing Regulation (EU) 2017/1186):

‘13zzzzzzzx. **32017 R 1491**: Commission Implementing Regulation (EU) 2017/1491 of 21 August 2017 renewing the approval of the active substance 2,4-DB in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 216, 22.8.2017, p. 15).

⁽¹⁾ OJ L 216, 22.8.2017, p. 15.

⁽²⁾ OJ L 222, 29.8.2017, p. 21.

13zzzzzzzy. **32017 R 1506:** Commission Implementing Regulation (EU) 2017/1506 of 28 August 2017 renewing the approval of the active substance maleic hydrazide in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 222, 29.8.2017, p. 21).'

Article 2

The texts of Implementing Regulations (EU) 2017/1491 and (EU) 2017/1506 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 17/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2053]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Regulation (EU) 2017/2001 of 8 November 2017 approving propan-1-ol as an existing active substance for use in biocidal products of product-type 1, 2 and 4 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2017/2002 of 8 November 2017 approving L(+) lactic acid as an existing active substance for use in biocidal products of product-types 2, 3 and 4 ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2017/2003 of 8 November 2017 approving fludioxonil as an active substance for use in biocidal products of product-types 7, 9 and 10 ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2017/2004 of 8 November 2017 approving 2-methylisothiazol-3(2H)-one as an existing active substance for use in biocidal products of product-type 12 ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2017/2005 of 8 November 2017 approving margosa extract, cold-pressed oil of *Azadirachta indica* seeds without shells extracted with super-critical carbon dioxide as an existing active substance for use in biocidal products of product-type 19 ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following points are inserted after point 20 (Commission Implementing Decision (EU) 2017/1532) of Chapter XV of Annex II to the EEA Agreement:

- ‘21. **32017 R 2001**: Commission Implementing Regulation (EU) 2017/2001 of 8 November 2017 approving propan-1-ol as an existing active substance for use in biocidal products of product-type 1, 2 and 4 (OJ L 290, 9.11.2017, p. 1).

⁽¹⁾ OJ L 290, 9.11.2017, p. 1.

⁽²⁾ OJ L 290, 9.11.2017, p. 4.

⁽³⁾ OJ L 290, 9.11.2017, p. 7.

⁽⁴⁾ OJ L 290, 9.11.2017, p. 11.

⁽⁵⁾ OJ L 290, 9.11.2017, p. 14.

22. **32017 R 2002**: Commission Implementing Regulation (EU) 2017/2002 of 8 November 2017 approving L(+) lactic acid as an existing active substance for use in biocidal products of product-types 2, 3 and 4 (OJ L 290, 9.11.2017, p. 4).
23. **32017 R 2003**: Commission Implementing Regulation (EU) 2017/2003 of 8 November 2017 approving fludioxonil as an active substance for use in biocidal products of product-types 7, 9 and 10 (OJ L 290, 9.11.2017, p. 7).
24. **32017 R 2004**: Commission Implementing Regulation (EU) 2017/2004 of 8 November 2017 approving 2-methylisothiazol-3(2H)-one as an existing active substance for use in biocidal products of product-type 12 (OJ L 290, 9.11.2017, p. 11).
25. **32017 R 2005**: Commission Implementing Regulation (EU) 2017/2005 of 8 November 2017 approving margosa extract, cold-pressed oil of *Azadirachta indica* seeds without shells extracted with super-critical carbon dioxide as an existing active substance for use in biocidal products of product-type 19 (OJ L 290, 9.11.2017, p. 14).'

Article 2

The texts of Implementing Regulations (EU) 2017/2001, (EU) 2017/2002, (EU) 2017/2003, (EU) 2017/2004 and (EU) 2017/2005 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 18/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2054]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Decision (EU) 2017/2164 of 17 November 2017 on recognition of the 'RTRS EU RED' voluntary scheme for demonstrating compliance with the sustainability criteria under Directives 98/70/EC and 2009/28/EC of the European Parliament and of the Council ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) The validity of Commission Implementing Decisions 2011/435/EU ⁽²⁾, 2011/436/EU ⁽³⁾, 2011/437/EU ⁽⁴⁾, 2011/438/EU ⁽⁵⁾, 2011/440/EU ⁽⁶⁾, 2011/441/EU ⁽⁷⁾, 2012/210/EU ⁽⁸⁾, 2012/395/EU ⁽⁹⁾, 2012/432/EU ⁽¹⁰⁾, 2012/452/EU ⁽¹¹⁾ and 2012/722/EU ⁽¹²⁾, which are incorporated into the EEA Agreement, has expired and consequently references thereto should be deleted from the EEA Agreement.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter XVII of Annex II to the EEA Agreement shall be amended as follows:

- (1) the following point shall be inserted after point 6av (Commission Implementing Decision (EU) 2016/1433):

'6aw. **32017 D 2164:** Commission Implementing Decision (EU) 2017/2164 of 17 November 2017 on recognition of the 'RTRS EU RED' voluntary scheme for demonstrating compliance with the sustainability criteria under Directives 98/70/EC and 2009/28/EC of the European Parliament and of the Council (OJ L 304, 21.11.2017, p. 53).';

⁽¹⁾ OJ L 304, 21.11.2017, p. 53.

⁽²⁾ OJ L 190, 21.7.2011, p. 73.

⁽³⁾ OJ L 190, 21.7.2011, p. 75.

⁽⁴⁾ OJ L 190, 21.7.2011, p. 77.

⁽⁵⁾ OJ L 190, 21.7.2011, p. 79.

⁽⁶⁾ OJ L 190, 21.7.2011, p. 83.

⁽⁷⁾ OJ L 190, 21.7.2011, p. 85.

⁽⁸⁾ OJ L 110, 24.4.2012, p. 42.

⁽⁹⁾ OJ L 187, 17.7.2012, p. 62.

⁽¹⁰⁾ OJ L 199, 26.7.2012, p. 24.

⁽¹¹⁾ OJ L 205, 1.8.2012, p. 17.

⁽¹²⁾ OJ L 326, 24.11.2012, p. 53.

- (2) the text of points 6aa (Commission Implementing Decision 2011/435/EU) to 6ad (Commission Implementing Decision 2011/438/EU) and of points 6af (Commission Implementing Decision 2011/440/EU) to 6al (Commission Implementing Decision 2012/722/EU) are deleted.

Article 2

The text of Implementing Decision (EU) 2017/2164 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 19/2018

of 9 February 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/2055]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) 2016/425 of the European Parliament and of the Council of 9 March 2016 on personal protective equipment and repealing Council Directive 89/686/EEC ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) 2016/425 repeals, with effect from 21 April 2018, Council Directive 89/686/EEC ⁽²⁾, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement with effect from 21 April 2018.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Chapter XXII of Annex II to the EEA Agreement shall be amended as follows:

- (1) the following point is inserted after point 1 (Council Directive 89/686/EEC):

'2. **32016 R 0425**: Regulation (EU) 2016/425 of the European Parliament and of the Council of 9 March 2016 on personal protective equipment and repealing Council Directive 89/686/EEC (OJ L 81, 31.3.2016, p. 51).'

- (2) the text of point 1 (Council Directive 89/686/EEC) shall be deleted with effect from 21 April 2018.

Article 2

The text of Regulation (EU) 2016/425 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 81, 31.3.2016, p. 51.

⁽²⁾ OJ L 399, 30.12.1989, p. 18.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 20/2018

of 9 February 2018

amending Annex IX (Financial services) to the EEA Agreement [2019/2056]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Directive 2013/14/EU of the European Parliament and of the Council of 21 May 2013 amending Directive 2003/41/EC on the activities and supervision of institutions for occupational retirement provision, Directive 2009/65/EC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) and Directive 2011/61/EU on Alternative Investment Funds Managers in respect of over-reliance on credit ratings⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Directive 2014/91/EU of the European Parliament and of the Council of 23 July 2014 amending Directive 2009/65/EC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) as regards depositary functions, remuneration policies and sanctions⁽²⁾, as corrected by OJ L 52, 27.2.2016, p. 37, is to be incorporated into the EEA Agreement.
- (3) Annex IX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex IX to the EEA Agreement shall be amended as follows:

1. The following indents are added in point 30 (Directive 2009/65/EC of the European Parliament and of the Council):

— **32013 L 0014**: Directive 2013/14/EU of the European Parliament and of the Council of 21 May 2013 (OJ L 145, 31.5.2013, p. 1),

— **32014 L 0091**: Directive 2014/91/EU of the European Parliament and of the Council of 23 July 2014 (OJ L 257, 28.8.2014, p. 186), as corrected by OJ L 52, 27.2.2016, p. 37.'

2. The following adaptations are inserted in point 30 (Directive 2009/65/EC of the European Parliament and of the Council):

'(f) In Article 23(4), as regards the EFTA States, the words "18 March 2016" shall read "the date of entry into force of Decision of the EEA Joint Committee No 20/2018 of 9 February 2018" and the words "before 18 March 2018" shall read "within two years of the date of entry into force of Decision of the EEA Joint Committee No 20/2018 of 9 February 2018".

⁽¹⁾ OJ L 145, 31.5.2013, p. 1.

⁽²⁾ OJ L 257, 28.8.2014, p. 186.

(g) In Article 99:

- (i) in paragraph 2, the words “and the EFTA Surveillance Authority, as the case may be,” shall be inserted after the word “ESMA”;
- (ii) in paragraph 6, as regards the EFTA States, the words “17 September 2014” shall read “the date of entry into force of Decision of the EEA Joint Committee No 20/2018 of 9 February 2018”;
- (iii) in paragraph 6, as regards the EFTA States, the words “the relevant Union law” shall read “the relevant provisions of the EEA Agreement”.

3. The following is added in point 31bb (Directive 2011/61/EU of the European Parliament and of the Council):

‘, as amended by:

— **32013 L 0014**: Directive 2013/14/EU of the European Parliament and of the Council of 21 May 2013 (OJ L 145, 31.5.2013, p. 1).’

4. The following indent is added in point 31d (Directive 2003/41/EC of the European Parliament and of the Council):

‘— **32013 L 0014**: Directive 2013/14/EU of the European Parliament and of the Council of 21 May 2013 (OJ L 145, 31.5.2013, p. 1).’

Article 2

The texts of Directives 2013/14/EU and 2014/91/EU, as corrected by OJ L 52, 27.2.2016, p. 37, in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*), or on the day of the entry into force of the Decision of the EEA Joint Committee incorporating Directive 2010/78/EC into the EEA Agreement, whichever is the later.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 21/2018

of 9 February 2018

amending Annex IX (Financial services), Annex XII (Free movement of capital) and Annex XXII (Company law) to the EEA Agreement [2019/2057]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 establishing a framework for the recovery and resolution of credit institutions and investment firms and amending Council Directive 82/891/EEC, and Directives 2001/24/EC, 2002/47/EC, 2004/25/EC, 2005/56/EC, 2007/36/EC, 2011/35/EU, 2012/30/EU and 2013/36/EU, and Regulations (EU) No 1093/2010 and (EU) No 648/2012 of the European Parliament and of the Council ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Directive 2014/59/EU refers to 'Union parent institutions', 'Union parent financial holding companies' and 'Union parent mixed financial holding companies', which in the context of the EEA Agreement are understood as referring to entities complying with the relevant definitions set out in that Directive that are established in an EEA Contracting Party and which are not subsidiaries of any other institution set up in any other EEA Contracting Party.
- (3) Annexes IX, XII and XXII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex IX to the EEA Agreement shall be amended as follows:

1. The following is added in points 14 (Directive 2013/36/EU of the European Parliament and of the Council) and 16c (Directive 2001/24/EC of the European Parliament and of the Council):

‘, as amended by:

— **32014 L 0059**: Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 (OJ L 173, 12.6.2014, p. 190).’

⁽¹⁾ OJ L 173, 12.6.2014, p. 190.

2. The following is inserted after point 19a (Directive 94/19/EC of the European Parliament and of the Council):

‘19b. **32014 L 0059**: Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 establishing a framework for the recovery and resolution of credit institutions and investment firms and amending Council Directive 82/891/EEC, and Directives 2001/24/EC, 2002/47/EC, 2004/25/EC, 2005/56/EC, 2007/36/EC, 2011/35/EU, 2012/30/EU and 2013/36/EU, and Regulations (EU) No 1093/2010 and (EU) No 648/2012 of the European Parliament and of the Council (OJ L 173, 12.6.2014, p. 190).

The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) Notwithstanding the provisions of Protocol 1 to this Agreement, and unless otherwise provided for in this Agreement, the terms “Member State(s)”, “resolution authorities” and “competent authorities” shall be understood to include, in addition to their meaning in the Directive, the EFTA States, their resolution authorities and their competent authorities, respectively.
- (b) References to the powers of EBA under Article 19 of Regulation (EU) No 1093/2010 of the European Parliament and of the Council in the Directive shall be understood as referring, in the cases provided for in and in accordance with point 31g of this Annex, to the powers of the EFTA Surveillance Authority as regards the EFTA States.
- (c) In point (28) of Article 2(1), the words “Article 107(1) TFEU” shall be replaced by the words “Article 61(1) of the EEA Agreement”.
- (d) References to the “Union State aid framework” as defined in point (53) of Article 2(1) shall be understood as referring to the State aid framework established by Chapter 2 of Part IV of the EEA Agreement, including the relevant Annexes and Protocols to the EEA Agreement and, as regards the EFTA States, the relevant provisions of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice.
- (e) Articles 68(6) and 93 shall not apply.
- (f) In paragraphs 1 and 4 of Article 84 and in the first paragraph of Article 128, the words “or, as the case may be, the EFTA Surveillance Authority” shall be inserted after the word “EBA”.
- (g) In Article 94(1), as regards the EFTA States, the words “as referred to in Article 93(1)” shall not apply.

(h) In Article 97:

(i) in paragraph 1, as regards the EFTA States, the words “as referred to in Article 93(1)” and “provided for in Article 93(1)” shall not apply;

(ii) in the first subparagraph of paragraph 4, the following shall be added:

“The conclusion of such cooperation arrangements shall not be mandatory for competent authorities and resolution authorities of the EFTA States.”.

(i) In Article 102(1), as regards the EFTA States, the words “31 December 2024” shall read “31 December 2027”.

(j) In Article 130, as regards the EFTA States, the words “from 1 January 2016” shall read “within one year of the date of entry into force of Decision of the EEA Joint Committee No 21/2018 of 9 February 2018”.

3. The following indent is added in points 31bc (Regulation (EU) No 648/2012 of the European Parliament and of the Council) and 31g (Regulation (EU) No 1093/2010 of the European Parliament and of the Council):

‘— **32014 L 0059**: Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 (OJ L 173, 12.6.2014, p. 190).’

Article 2

The following indent is added in point 4 (Directive 2002/47/EC of the European Parliament and of the Council) of Annex XII to the EEA Agreement:

‘— **32014 L 0059**: Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 (OJ L 173, 12.6.2014, p. 190).’

Article 3

Annex XXII to the EEA Agreement shall be amended as follows:

1. The following indent is added in points 2 (Directive 2012/30/EU of the European Parliament and of the Council), 3 (Directive 2011/35/EU of the European Parliament and of the Council), 5 (Council Directive 82/891/EEC) and 10e (Directive 2005/56/EC of the European Parliament and of the Council):

‘— **32014 L 0059**: Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 (OJ L 173, 12.6.2014, p. 190).’

2. The following is added in points 10d (Directive 2004/25/EC of the European Parliament and of the Council) and 10g (Directive 2007/36/EC of the European Parliament and of the Council):

‘, as amended by:

- **32014 L 0059**: Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 (OJ L 173, 12.6.2014, p. 190).’

Article 4

The text of Directive 2014/59/EU in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 5

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*), or on the day of the entry into force of the Decision of the EEA Joint Committee incorporating Regulation (EU) No 575/2013 and Directive 2013/36/EU into the EEA Agreement, whichever is the later.

Article 6

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) [Constitutional requirements indicated.]

DECISION OF THE EEA JOINT COMMITTEE

No 22/2018

of 9 February 2018

amending Annex XI (Electronic communication, audiovisual services and information society) to the EEA Agreement [2019/2058]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) No 910/2014 repeals Directive 1999/93/EC of the European Parliament and of the Council ⁽²⁾, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (3) Annex XI to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 51 (Directive 1999/93/EC of the European Parliament and of the Council) of Annex XI to the EEA Agreement is replaced by the following:

'32014 R 0910: Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) In Article 14(1), the words “, or between an EFTA State and the third country in question or an international organisation” shall be inserted after the words “Article 218 TFEU”.
- (b) The Contracting Parties shall keep each other informed as regards the negotiation and conclusion of agreements referred to in Article 14(1) and, upon request, consultations shall take place within the EEA Joint Committee.

⁽¹⁾ OJ L 257, 28.8.2014, p. 73.

⁽²⁾ OJ L 13, 19.1.2000, p. 12.

- (c) Whenever the European Union negotiates an agreement referred to in Article 14(1), it shall endeavour to obtain equal treatment for qualified trust services provided by qualified trust service providers established in the EFTA States.
- (d) In Article 51, as regards the EFTA States:
 - (i) in paragraph 3, the words “1 July 2017” shall read “six months after the date of entry into force of Decision of the EEA Joint Committee No 22/2018 of 9 February 2018”;
 - (ii) in paragraph 4, the words “from 2 July 2017” shall read “after six months from the date of entry into force of Decision of the EEA Joint Committee No 22/2018 of 9 February 2018”.

Article 2

The texts of Regulation (EU) No 910/2014 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 23/2018
of 9 February 2018
amending Annex XIII (Transport) to the EEA Agreement [2019/2059]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Directive 2014/94/EU of the European Parliament and of the Council of 22 October 2014 on the deployment of alternative fuels infrastructure ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex XIII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following point is inserted after point 5 (Deleted) of Annex XIII to the EEA Agreement:

'5a. **32014 L 0094**: Directive 2014/94/EU of the European Parliament and of the Council of 22 October 2014 on the deployment of alternative fuels infrastructure (OJ L 307, 28.10.2014, p. 1).

The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) As regards the EFTA States, the word "TFEU" in Article 3(5) shall read "EEA Agreement".
- (b) Article 6 shall not apply to Iceland.
- (c) This Directive shall not apply to Liechtenstein.'

Article 2

The text of Directive 2014/94/EU in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 307, 28.10.2014, p. 1.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) Constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 24/2018
of 9 February 2018
amending Annex XIII (Transport) to the EEA Agreement [2019/2060]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Implementing Decision (EU) 2017/695 of 7 April 2017 authorising Member States to adopt certain derogations pursuant to Directive 2008/68/EC of the European Parliament and of the council on the inland transport of dangerous goods ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex XIII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 13c (Directive 2008/68/EC of the European Parliament and of the Council) of Annex XIII to the EEA Agreement:

‘— **32017 D 0695**: Commission Implementing Decision (EU) 2017/695 of 7 April 2017 (OJ L 101, 13.4.2017, p. 37).’

Article 2

The text of Implementing Decision (EU) 2017/695 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

⁽¹⁾ OJ L 101, 13.4.2017, p. 37.

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE
No 25/2018
of 9 February 2018
amending Annex XIII (Transport) to the EEA Agreement [2019/2061]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) 2017/1952 of the European Parliament and of the Council of 25 October 2017 repealing Regulations (EC) No 2888/2000 and (EC) No 685/2001 of the European Parliament and of the Council and Council Regulation (EEC) No 1101/89 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) 2017/1952 repeals Council Regulation (EEC) No 1101/89 ⁽²⁾, which is incorporated in to the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (3) Annex XIII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 44 (Council Regulation (EEC) No 1101/89) of Annex XIII to the EEA Agreement is deleted.

Article 2

The text of Regulation (EU) 2017/1952 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made ^(*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

⁽¹⁾ OJ L 284, 31.10.2017, p. 12.

⁽²⁾ OJ L 116, 28.4.1989, p. 25.

^(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 26/2018

of 9 February 2018

amending Annex XVI (Procurement) to the EEA Agreement [2019/2062]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ("the EEA Agreement"), and in particular Article 98 thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2017/2365 of 18 December 2017 amending Directive 2014/24/EU of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Delegated Regulation (EU) 2017/2364 of 18 December 2017 amending Directive 2014/25/EU of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Regulation (EU) 2017/2367 of 18 December 2017 amending Directive 2009/81/EC of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Delegated Regulation (EU) 2017/2366 of 18 December 2017 amending Directive 2014/23/EU of the European Parliament and of the Council in respect of the application thresholds for the procedures for the award of contracts ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Annex XVI to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex XVI to the EEA Agreement shall be amended as follows:

1. The following indent is added in point 2 (Directive 2014/24/EU of the European Parliament and of the Council):

‘— **32017 R 2365**: Commission Delegated Regulation (EU) 2017/2365 of 18 December 2017 (OJ L 337, 19.12.2017, p. 19).’

2. The following indent is added in point 4 (Directive 2014/25/EU of the European Parliament and of the Council):

‘— **32017 R 2364**: Commission Delegated Regulation (EU) 2017/2364 of 18 December 2017 (OJ L 337, 19.12.2017, p. 17).’

⁽¹⁾ OJ L 337, 19.12.2017, p. 19.

⁽²⁾ OJ L 337, 19.12.2017, p. 17.

⁽³⁾ OJ L 337, 19.12.2017, p. 22.

⁽⁴⁾ OJ L 337, 19.12.2017, p. 21.

3. The following indent is added in point 5c (Directive 2009/81/EU of the European Parliament and of the Council):

‘— **32017 R 2367**: Commission Regulation (EU) 2017/2367 of 18 December 2017 (OJ L 337, 19.12.2017, p. 22).’

4. The following indent is added in point 6f (Directive 2014/23/EU of the European Parliament and of the Council):

‘— **32017 R 2366**: Commission Delegated Regulation (EU) 2017/2366 of 18 December 2017 (OJ L 337, 19.12.2017, p. 21).’

Article 2

The texts of Delegated Regulations (EU) 2017/2364, (EU) 2017/2365 and (EU) 2017/2366, and of Regulation (EU) 2017/2367 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 27/2018

of 9 February 2018

amending Annex XX (Environment) to the EEA Agreement [2019/2063]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Decision (EU) 2017/1508 of 28 August 2017 on the reference document on best environmental management practice, sector environmental performance indicators and benchmarks of excellence for the food and beverage manufacturing sector under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex XX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following point is inserted after point 1eai (Commission Regulation (EU) 2017/1505) of Annex XX to the EEA Agreement:

- '1eaj. **32017 D 1508:** Commission Decision (EU) 2017/1508 of 28 August 2017 on the reference document on best environmental management practice, sector environmental performance indicators and benchmarks of excellence for the food and beverage manufacturing sector under Regulation (EC) No 1221/2009 of the European Parliament and of the Council on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) (OJ L 223, 30.8.2017, p. 1).'

Article 2

The text of Decision (EU) 2017/1508 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 223, 30.8.2017, p. 1.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 28/2018

of 9 February 2018

amending Annex XX (Environment) to the EEA Agreement [2019/2064]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Regulation (EU) 2017/1941 of 24 October 2017 amending Annex II to Regulation (EC) No 66/2010 of the European Parliament and of the Council on the EU Ecolabel ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex XX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 2a (Regulation (EC) No 66/2010 of the European Parliament and of the Council) of Annex XX to the EEA Agreement:

‘— **32017 R 1941**: Commission Regulation (EU) 2017/1941 of 24 October 2017 (OJ L 275, 25.10.2017, p. 9).’

Article 2

The text of Regulation (EU) 2017/1941 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 275, 25.10.2017, p. 9.

(*) Constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE
No 29/2018
of 9 February 2018
amending Annex XX (Environment) to the EEA Agreement [2019/2065]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Directive (EU) 2016/802 of the European Parliament and of the Council of 11 May 2016 relating to a reduction in the sulphur content of certain liquid fuels ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Directive (EU) 2016/802 repeals Council Directive 1999/32/EC ⁽²⁾, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (3) Annex XX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 21ad (Council Directive 1999/32/EC) of Annex XX to the EEA Agreement is replaced by the following:

'32016 L 0802: Directive (EU) 2016/802 of the European Parliament and of the Council of 11 May 2016 relating to a reduction in the sulphur content of certain liquid fuels (OJ L 132, 21.5.2016, p. 58).'

Article 2

The text of Directive (EU) 2016/802 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 132, 21.5.2016, p. 58.

⁽²⁾ OJ L 121, 11.5.1999, p. 13.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 30/2018

of 9 February 2018

amending Annex XX (Environment) to the EEA Agreement [2019/2066]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2016/2071 of 22 September 2016 amending Regulation (EU) 2015/757 of the European Parliament and of the Council as regards the methods for monitoring carbon dioxide emissions and the rules for monitoring other relevant information ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Annex XX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following is added in point 21aw (Regulation (EU) 2015/757 of the European Parliament and of the Council) of Annex XX to the EEA Agreement:

‘, as amended by:

— **32016 R 2071**: Commission Delegated Regulation (EU) 2016/2071 of 22 September 2016 (OJ L 320, 26.11.2016, p. 1).’

Article 2

The text of Delegated Regulation (EU) 2016/2071 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 320, 26.11.2016, p. 1.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 31/2018

of 9 February 2018

amending Annex XXI (Statistics) to the EEA Agreement [2019/2067]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Regulation (EU) 2016/792 of the European Parliament and of the Council of 11 May 2016 on harmonised indices of consumer prices and the house price index, and repealing Council Regulation (EC) No 2494/95 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Regulation (EU) 2016/792 repeals Council Regulation (EC) No 2494/95 ⁽²⁾, which is incorporated into the EEA Agreement and is consequently to be repealed under the EEA Agreement.
- (3) Annex XXI to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 19a (Council Regulation (EC) No 2494/95) of Annex XXI to the EEA Agreement is replaced by the following:

'32016 R 0792: Regulation (EU) 2016/792 of the European Parliament and of the Council of 11 May 2016 on harmonised indices of consumer prices and the house price index, and repealing Council Regulation (EC) No 2494/95 (OJ L 135, 24.5.2016, p. 11).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptation:

This Regulation shall not apply to Liechtenstein.'

Article 2

The text of Regulation (EU) 2016/792 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 135, 24.5.2016, p. 11.

⁽²⁾ OJ L 257, 27.10.1995, p. 1.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE

No 32/2018

of 9 February 2018

amending Protocol 21 (On the implementation of competition rules applicable to undertakings) to the EEA Agreement [2019/2068]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Regulation (EU) 2015/1348 of 3 August 2015 amending Regulation (EC) No 773/2004 relating to the conduct of proceedings by the Commission pursuant to Articles 81 and 82 of the EC Treaty ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Protocol 21 to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 4 (Commission Regulation (EC) No 773/2004) of Article 3 of Protocol 21 to the EEA Agreement:

‘— **32015 R 1348**: Commission Regulation (EU) 2015/1348 of 3 August 2015 (OJ L 208, 5.8.2015, p. 3).’

Article 2

The text of Regulation (EU) 2015/1348 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

⁽¹⁾ OJ L 208, 5.8.2015, p. 3.

(*) No constitutional requirements indicated.

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

DECISION OF THE EEA JOINT COMMITTEE

No 33/2018

of 9 February 2018

amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms [2019/2069]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Articles 86 and 98 thereof,

Whereas:

- (1) Pursuant to Decision of the EEA Joint Committee No 157/2014 of 9 July 2014 ⁽¹⁾, the cooperation of the Contracting Parties to the EEA Agreement includes participation in the telecommunications sector of the Connecting Europe Facility established by Regulation (EU) No 1316/2013 of the European Parliament and of the Council ⁽²⁾.
- (2) It is appropriate to extend the cooperation of the Contracting Parties to the EEA Agreement to include Regulation (EU) 2017/1953 of the European Parliament and of the Council of 25 October 2017 amending Regulations (EU) No 1316/2013 and (EU) No 283/2014 as regards the promotion of internet connectivity in local communities ⁽³⁾.
- (3) Protocol 31 to the EEA Agreement should therefore be amended in order to allow for this extended cooperation to take place from 1 January 2018,

HAS ADOPTED THIS DECISION:

Article 1

The following is added in the thirteenth (Regulation (EU) No 1316/2013 of the European Parliament and of the Council) and fourteenth (Regulation (EU) No 283/2014 of the European Parliament and of the Council) indents in Article 2(5) of Protocol 31 to the EEA Agreement:

‘, as amended by:

— **32017 R 1953**: Regulation (EU) 2017/1953 of the European Parliament and of the Council of 25 October 2017 (OJ L 286, 1.11.2017, p. 1).’

⁽¹⁾ OJ L 15, 22.1.2015, p. 85.

⁽²⁾ OJ L 348, 20.12.2013, p. 129.

⁽³⁾ OJ L 286, 1.11.2017, p. 1.

Article 2

This Decision shall enter into force on the day following the last notification under Article 103(1) of the EEA Agreement (*).

It shall apply from 1 January 2018.

Article 3

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) No constitutional requirements indicated.

DECISION OF THE EEA JOINT COMMITTEE**No 34/2018****of 9 February 2018****amending Protocol 47 (on the abolition of technical barriers to trade in wine) to the EEA Agreement [2019/2070]**

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ('the EEA Agreement'), and in particular Article 98 thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) 2017/1961 of 2 August 2017 amending Regulation (EC) No 606/2009 as regards certain oenological practices ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) This Decision concerns legislation regarding wine. Legislation regarding wine shall not apply to Liechtenstein as long as the application of the Agreement between the European Community and the Swiss Confederation on trade in agricultural products is extended to Liechtenstein, as specified in the seventh paragraph of the introduction to Protocol 47 to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (3) Protocol 47 to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indent is added in point 10 (Commission Regulation (EC) No 606/2009) of Appendix 1 to Protocol 47 to the EEA Agreement:

‘— **32017 R 1961**: Commission Delegated Regulation (EU) 2017/1961 of 2 August 2017 (OJ L 279, 28.10.2017, p. 25).’

Article 2

The text of Delegated Regulation (EU) 2017/1961 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

⁽¹⁾ OJ L 279, 28.10.2017, p. 25.

Article 3

This Decision shall enter into force on 10 February 2018, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 4

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Union*.

Done at Brussels, 9 February 2018.

For the EEA Joint Committee
The President
Claude MAERTEN

(*) No constitutional requirements indicated.

ISSN 1977-0677 (electronic edition)
ISSN 1725-2555 (paper edition)



Publications Office of the European Union
L-2985 Luxembourg
LUXEMBOURG

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