

**DECISION OF THE EEA JOINT COMMITTEE**  
**No 226/2023**

**of 22 September 2023**

**amending Annex II (Technical regulations, standards, testing and certification) to the  
EEA Agreement**

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) 2023/648 of 20 March 2023 authorising a health claim made on foods and referring to the reduction of disease risk<sup>1</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2023/267 of 8 February 2023 authorising the placing on the market of dried nuts of *Canarium ovatum* Engl. as a traditional food from a third country and amending Implementing Regulation (EU) 2017/2470<sup>2</sup> is to be incorporated into the EEA Agreement.
- (3) 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.
- (4) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

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

1. The following indent is added in point 124b (Commission Implementing Regulation (EU) 2017/2470):  
**32023 R 0267:** Commission Implementing Regulation (EU) 2023/267 of 8 February 2023 (OJ L 39, 9.2.2023, p. 1).’
2. The following points are added after point 225 (Commission Implementing Regulation (EU) 2023/667):  
‘226. **32023 R 0267:** Commission Implementing Regulation (EU) 2023/267 of 8 February 2023 authorising the placing on the market of dried nuts of *Canarium*

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<sup>1</sup> OJ L 81, 21.3.2023, p. 8.

<sup>2</sup> OJ L 39, 9.2.2023, p. 1.

*ovatum* Engl. as a traditional food from a third country and amending Implementing Regulation (EU) 2017/2470 (OJ L 39, 9.2.2023, p. 1).

227. **32023 R 0648**: Commission Regulation (EU) 2023/648 of 20 March 2023 authorising a health claim made on foods and referring to the reduction of disease risk (OJ L 81, 21.3.2023, p. 8).’

*Article 2*

The texts of Implementing Regulation (EU) 2023/267 and Regulation (EU) 2023/648 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 23 September 2023, 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, 22 September 2023.

*For the EEA Joint Committee  
The President*

*Pascal Schafhauser*

*The Secretaries  
To the EEA Joint Committee*

*Siri Veseth Meling*

*Matúš Minárik*

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\* No constitutional requirements indicated.