

**DECISION OF THE EEA JOINT COMMITTEE**  
**No 168/2012**  
**of 28 September 2012**  
**amending Annex IX (Financial services) to the EEA Agreement**

THE EEA JOINT COMMITTEE,

(5) Annex IX to the EEA Agreement should therefore be amended accordingly,

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

HAS ADOPTED THIS DECISION:

Whereas:

*Article 1*

The following points shall be inserted after point 30b (Commission Directive 2007/16/EC) of Annex IX to the EEA Agreement:

- (1) Commission Regulation (EU) No 583/2010 of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards key investor information and conditions to be met when providing key investor information or the prospectus in a durable medium other than paper or by means of a website <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) No 584/2010 of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards the form and content of the standard notification letter and UCITS attestation, the use of electronic communication between competent authorities for the purpose of notification, and procedures for on-the-spot verifications and investigations and the exchange of information between competent authorities <sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Directive 2010/43/EU of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards organisational requirements, conflicts of interest, conduct of business, risk management and content of the agreement between a depositary and a management company <sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (4) Commission Directive 2010/44/EU of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards certain provisions concerning fund mergers, master-feeder structures and notification procedure <sup>(4)</sup>, as corrected by OJ L 179, 14.7.2010, p. 16, is to be incorporated into the EEA Agreement.

'30c. **32010 R 0583**: Commission Regulation (EU) No 583/2010 of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards key investor information and conditions to be met when providing key investor information or the prospectus in a durable medium other than paper or by means of a website (OJ L 176, 10.7.2010, p. 1).

30d. **32010 R 0584**: Commission Regulation (EU) No 584/2010 of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards the form and content of the standard notification letter and UCITS attestation, the use of electronic communication between competent authorities for the purpose of notification, and procedures for on-the-spot verifications and investigations and the exchange of information between competent authorities (OJ L 176, 10.7.2010, p. 16).

30e. **32010 L 0043**: Commission Directive 2010/43/EU of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards organisational requirements, conflicts of interest, conduct of business, risk management and content of the agreement between a depositary and a management company (OJ L 176, 10.7.2010, p. 42).

30f. **32010 L 0044**: Commission Directive 2010/44/EU of 1 July 2010 implementing Directive 2009/65/EC of the European Parliament and of the Council as regards certain provisions concerning fund mergers, master-feeder structures and notification procedure (OJ L 176, 10.7.2010, p. 28), as corrected by OJ L 179, 14.7.2010, p. 16.'

<sup>(1)</sup> OJ L 176, 10.7.2010, p. 1.

<sup>(2)</sup> OJ L 176, 10.7.2010, p. 16.

<sup>(3)</sup> OJ L 176, 10.7.2010, p. 42.

<sup>(4)</sup> OJ L 176, 10.7.2010, p. 28.

*Article 2*

The texts of Regulations (EU) No 583/2010 and (EU) No 584/2010 and Directives 2010/43/EU and 2010/44/EU, as corrected by OJ L 179, 14.7.2010, p. 16, 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 29 September 2012, provided that all the notifications under Article 103(1) of the EEA Agreement have been made to the EEA Joint Committee (\*).

*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, 28 September 2012.

*For the EEA Joint Committee*  
*The President*  
Atle LEIKVOLL

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(\*) Constitutional requirements indicated.