

DECISION OF THE EEA JOINT COMMITTEE

No 6/2013

of 1 February 2013

amending Annex I (Veterinary and phytosanitary matters) and Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement

THE EEA JOINT COMMITTEE,

disease risk and to children's development and health ⁽⁵⁾ is to be incorporated into the EEA Agreement.

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) No 307/2012 of 11 April 2012 establishing implementing rules for the application of Article 8 of Regulation (EC) No 1925/2006 of the European Parliament and of the Council on the addition of vitamins and minerals and of certain other substances to foods ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) No 322/2012 of 16 April 2012 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for clopyralid, dimethomorph, fenpyrazamine, folpet and pendimethalin in or on certain products ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Regulation (EU) No 379/2012 of 3 May 2012 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Regulation (EU) No 380/2012 of 3 May 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the conditions of use and the use levels for aluminium-containing food additives ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Regulation (EU) No 432/2012 of 16 May 2012 establishing a list of permitted health claims made on foods, other than those referring to the reduction of

- (6) Commission Regulation (EU) No 441/2012 of 24 May 2012 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for bifenthrin, boscalid, cadusafos, chlorantranilprole, chlorothalonil, clothianidin, cyproconazole, deltamethrin, dicamba, difenoconazole, dinocap, etoxazole, fenpyroximate, flubendiamide, fludioxonil, glyphosate, metalaxyl-M, meptyldinocap, novaluron, thiamethoxam, and triazophos in or on certain products ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) Commission Regulation (EU) No 470/2012 of 4 June 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of polydextrose (E 1200) in beer ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Commission Regulation (EU) No 471/2012 of 4 June 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of lysozyme (E 1105) in beer ⁽⁸⁾ is to be incorporated into the EEA Agreement.
- (9) Commission Regulation (EU) No 472/2012 of 4 June 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of glycerol esters of wood rosins (E 445) for printing on hard-coated confectionery products ⁽⁹⁾ is to be incorporated into the EEA Agreement.
- (10) Commission Regulation (EU) No 473/2012 of 4 June 2012 amending Annex III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for spinetoram (XDE-175) in or on certain products ⁽¹⁰⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 102, 12.4.2012, p. 2.

⁽²⁾ OJ L 105, 17.4.2012, p. 1.

⁽³⁾ OJ L 119, 4.5.2012, p. 12.

⁽⁴⁾ OJ L 119, 4.5.2012, p. 14.

⁽⁵⁾ OJ L 136, 25.5.2012, p. 1.

⁽⁶⁾ OJ L 135, 25.5.2012, p. 4.

⁽⁷⁾ OJ L 144, 5.6.2012, p. 16.

⁽⁸⁾ OJ L 144, 5.6.2012, p. 19.

⁽⁹⁾ OJ L 144, 5.6.2012, p. 22.

⁽¹⁰⁾ OJ L 144, 5.6.2012, p. 25.

- (11) This Decision concerns legislation regarding feedingstuffs and foodstuffs. Legislation regarding feedingstuffs and 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 sectoral adaptations to Annex I and the introduction to Chapter XII of Annex II to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (12) Annexes I and II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following indents are added in point 40 (Regulation (EC) No 396/2005 of the European Parliament and of the Council) of Chapter II of Annex I to the EEA Agreement:

- ‘— **32012 R 0322**: Commission Regulation (EU) No 322/2012 of 16 April 2012 (OJ L 105, 17.4.2012, p. 1),
- **32012 R 0441**: Commission Regulation (EU) No 441/2012 of 24 May 2012 (OJ L 135, 25.5.2012, p. 4),
- **32012 R 0473**: Commission Regulation (EU) No 473/2012 of 4 June 2012 (OJ L 144, 5.6.2012, p. 25).’

Article 2

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

1. The following indents are added in point 54zzy (Regulation (EC) No 396/2005 of the European Parliament and of the Council):
- ‘— **32012 R 0322**: Commission Regulation (EU) No 322/2012 of 16 April 2012 (OJ L 105, 17.4.2012, p. 1),
- **32012 R 0441**: Commission Regulation (EU) No 441/2012 of 24 May 2012 (OJ L 135, 25.5.2012, p. 4),
- **32012 R 0473**: Commission Regulation (EU) No 473/2012 of 4 June 2012 (OJ L 144, 5.6.2012, p. 25).’

2. The following indents are added in point 54zzzzr (Regulation (EC) No 1333/2008 of the European Parliament and of the Council):

- ‘— **32012 R 0380**: Commission Regulation (EU) No 380/2012 of 3 May 2012 (OJ L 119, 4.5.2012, p. 14),
- **32012 R 0470**: Commission Regulation (EU) No 470/2012 of 4 June 2012 (OJ L 144, 5.6.2012, p. 16),
- **32012 R 0471**: Commission Regulation (EU) No 471/2012 of 4 June 2012 (OJ L 144, 5.6.2012, p. 19),
- **32012 R 0472**: Commission Regulation (EU) No 472/2012 of 4 June 2012 (OJ L 144, 5.6.2012, p. 22).’

3. The following points are inserted after point 54zzzzzm (Commission Regulation (EU) No 16/2011):

‘54zzzzzn. **32012 R 0307**: Commission Implementing Regulation (EU) No 307/2012 of 11 April 2012 establishing implementing rules for the application of Article 8 of Regulation (EC) No 1925/2006 of the European Parliament and of the Council on the addition of vitamins and minerals and of certain other substances to foods (OJ L 102, 12.4.2012, p. 2).

54zzzzzo. **32012 R 0379**: Commission Regulation (EU) No 379/2012 of 3 May 2012 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children’s development and health (OJ L 119, 4.5.2012, p. 12).

54zzzzzp. **32012 R 0432**: Commission Regulation (EU) No 432/2012 of 16 May 2012 establishing a list of permitted health claims made on foods, other than those referring to the reduction of disease risk and to children’s development and health (OJ L 136, 25.5.2012, p. 1).’

Article 3

The texts of Implementing Regulation (EU) No 307/2012, Regulations (EU) No 322/2012, (EU) No 379/2012, (EU) No 380/2012, (EU) No 432/2012, (EU) No 441/2012, (EU) No 470/2012, (EU) No 471/2012, (EU) No 472/2012 and (EU) No 473/2012 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 4

This Decision shall enter into force on 2 February 2013, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*).

Article 5

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, 1 February 2013.

For the EEA Joint Committee
The President
Gianluca GRIPPA

(*) No constitutional requirements indicated.