

DECISION OF THE EEA JOINT COMMITTEE

No 34/2013

of 15 March 2013

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

THE EEA JOINT COMMITTEE,

use of Shellac (E 904) on unpeeled boiled eggs ⁽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 562/2012 of 27 June 2012 amending Commission Regulation (EU) No 234/2011 with regard to specific data required for risk assessment of food enzymes ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) No 570/2012 of 28 June 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of benzoic acid — benzoates (E 210-213) in alcohol-free counterparts of wine ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Regulation (EU) No 583/2012 of 2 July 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of polysorbates (E 432-436) in coconut milk ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Regulation (EU) No 594/2012 of 5 July 2012 amending Regulation (EC) No 1881/2006 as regards the maximum levels of the contaminants ochratoxin A, non-dioxin-like PCBs and melamine in foodstuffs ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Regulation (EU) No 675/2012 of 23 July 2012 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of Talc (E 553b) and Carnauba wax (E 903) on unpeeled coloured boiled eggs and the
- (6) Commission Implementing Regulation (EU) No 872/2012 of 1 October 2012 adopting the list of flavouring substances provided for by Regulation (EC) No 2232/96 of the European Parliament and of the Council, introducing it in Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council and repealing Commission Regulation (EC) No 1565/2000 and Commission Decision 1999/217/EC ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) Commission Regulation (EU) No 873/2012 of 1 October 2012 on transitional measures concerning the Union list of flavourings and source materials set out in Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Implementing Regulation (EU) No 872/2012 repeals, with effect from 22 April 2013, Regulation (EC) No 2232/96 of the European Parliament and of the Council ⁽⁸⁾, Commission Regulation (EC) No 1565/2000 ⁽⁹⁾ and Commission Decision 1999/217/EC ⁽¹⁰⁾ which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement with effect from 22 April 2013.
- (9) 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 Agreement. This Decision is therefore not to apply to Liechtenstein.
- (10) Annex II to the EEA Agreement should therefore be amended accordingly,

⁽¹⁾ OJ L 168, 28.6.2012, p. 21.⁽²⁾ OJ L 169, 29.6.2012, p. 43.⁽³⁾ OJ L 173, 3.7.2012, p. 8.⁽⁴⁾ OJ L 176, 6.7.2012, p. 43.⁽⁵⁾ OJ L 196, 24.7.2012, p. 52.⁽⁶⁾ OJ L 267, 2.10.2012, p. 1.⁽⁷⁾ OJ L 267, 2.10.2012, p. 162.⁽⁸⁾ OJ L 299, 23.11.1996, p. 1.⁽⁹⁾ OJ L 180, 19.7.2000, p. 8.⁽¹⁰⁾ OJ L 84, 27.3.1999, p. 1.

HAS ADOPTED THIS DECISION:

Article 1

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

(1) the text of points 54q (Regulation (EC) No 2232/96 of the European Parliament and of the Council), 54v (Commission Decision 1999/217/EC) and 54zg (Commission Regulation (EC) No 1565/2000) shall be deleted with effect from 22 April 2013;

(2) the following indent is added in point 54zzzz (Commission Regulation (EC) No 1881/2006):

‘— **32012 R 0594**: Commission Regulation (EU) No 594/2012 of 5 July 2012 (OJ L 176, 6.7.2012, p. 43).’;

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

‘— **32012 R 0570**: Commission Regulation (EU) No 570/2012 of 28 June 2012 (OJ L 169, 29.6.2012, p. 43),

— **32012 R 0583**: Commission Regulation (EU) No 583/2012 of 2 July 2012 (OJ L 173, 3.7.2012, p. 8),

— **32012 R 0675**: Commission Regulation (EU) No 675/2012 of 23 July 2012 (OJ L 196, 24.7.2012, p. 52).’;

(4) the following is added in point 54zzzzs (Regulation (EC) No 1334/2008 of the European Parliament and of the Council):

‘, as amended by:

— **32012 R 0872**: Commission Implementing Regulation (EU) No 872/2012 of 1 October 2012 (OJ L 267, 2.10.2012, p. 1).’;

(5) the following points are inserted after point 54zzzzzp (Commission Regulation (EU) No 432/2012):

‘54zzzzzq. **32012 R 0872**: Commission Implementing Regulation (EU) No 872/2012 of 1 October 2012 adopting the list of flavouring substances

provided for by Regulation (EC) No 2232/96 of the European Parliament and of the Council, introducing it in Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council and repealing Commission Regulation (EC) No 1565/2000 and Commission Decision 1999/217/EC (OJ L 267, 2.10.2012, p. 1).

54zzzzzr. **32012 R 0873**: Commission Regulation (EU) No 873/2012 of 1 October 2012 on transitional measures concerning the Union list of flavourings and source materials set out in Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council (OJ L 267, 2.10.2012, p. 162).’;

(6) the following is added in point 64 (Commission Regulation (EU) No 234/2011):

‘, as amended by:

— **32012 R 0562**: Commission Implementing Regulation (EU) No 562/2012 of 27 June 2012 (OJ L 168, 28.6.2012, p. 21).’.

Article 2

The texts of Implementing Regulation (EU) No 562/2012, Regulations (EU) No 570/2012, (EU) No 583/2012, (EU) No 594/2012, (EU) No 675/2012, Implementing Regulation (EU) No 872/2012 and Regulation (EU) No 873/2012 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 3

This Decision shall enter into force on 16 March 2013, 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, 15 March 2013.

For the EEA Joint Committee

The President

Gianluca GRIPPA

(*) No constitutional requirements indicated.