

DECISION OF THE EEA JOINT COMMITTEE**No 43/2014****of 8 April 2014****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 Delegated Regulation (EU) No 837/2013 of 25 June 2013 amending Annex III to Regulation (EU) No 528/2012 of the European Parliament and of the Council as regards the information requirements for authorisation of biocidal products ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) No 945/2013 of 2 October 2013 to approve cypermethrin as an existing active substance for use in biocidal products for product-type 8 ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) No 955/2013 of 4 October 2013 to approve propiconazole as an existing active substance for use in biocidal products for product-type 9 ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) No 1032/2013 of 24 October 2013 approving bromoacetic acid as an existing active substance for use in biocidal products for product-type 4 ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) No 1033/2013 of 24 October 2013 approving copper sulphate pentahydrate as an existing active substance for use in biocidal products for product-type 2 ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) No 1034/2013 of 24 October 2013 approving aluminium phosphide releasing phosphine as an active substance for use in biocidal products for product type 20 ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) No 1035/2013 of 24 October 2013 approving benzoic acid as an existing active substance for use in biocidal products for product-types 3 and 4 ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) No 1036/2013 of 24 October 2013 approving etofenprox as an existing active substance for use in biocidal products for product-type 18 ⁽⁸⁾ is to be incorporated into the EEA Agreement.
- (9) Commission Implementing Regulation (EU) No 1037/2013 of 24 October 2013 approving IPBC as an existing active substance for use in biocidal products for product-type 6 ⁽⁹⁾ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) No 1038/2013 of 24 October 2013 approving tebuconazole as an existing active substance for use in biocidal products for product-types 7 and 10 ⁽¹⁰⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 234, 3.9.2013, p. 1.

⁽²⁾ OJ L 261, 3.10.2013, p. 23.

⁽³⁾ OJ L 263, 5.10.2013, p. 7.

⁽⁴⁾ OJ L 283, 25.10.2013, p. 22.

⁽⁵⁾ OJ L 283, 25.10.2013, p. 25.

⁽⁶⁾ OJ L 283, 25.10.2013, p. 28.

⁽⁷⁾ OJ L 283, 25.10.2013, p. 31.

⁽⁸⁾ OJ L 283, 25.10.2013, p. 35.

⁽⁹⁾ OJ L 283, 25.10.2013, p. 38.

⁽¹⁰⁾ OJ L 283, 25.10.2013, p. 40.

- (11) Commission Implementing Regulation (EU) No 1039/2013 of 24 October 2013 modifying the approval of nonanoic acid as an existing active substance for use in biocidal products for product-type 2 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (12) 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 indent is added in point 12n (Regulation (EU) No 528/2012 of the European Parliament and of the Council):

‘— **32013 R 0837**: Commission Delegated Regulation (EU) No 837/2013 of 25 June 2013 (OJ L 234, 3.9.2013, p. 1).’

2. The following points are inserted after point 12n (Regulation (EU) No 528/2012 of the European Parliament and of the Council):

‘12na. **32013 R 0945**: Commission Implementing Regulation (EU) No 945/2013 of 2 October 2013 to approve cypermethrin as an existing active substance for use in biocidal products for product-type 8 (OJ L 261, 3.10.2013, p. 23).

12nb. **32013 R 0955**: Commission Implementing Regulation (EU) No 955/2013 of 4 October 2013 to approve propiconazole as an existing active substance for use in biocidal products for product-type 9 (OJ L 263, 5.10.2013, p. 7).

12nc. **32013 R 1032**: Commission Implementing Regulation (EU) No 1032/2013 of 24 October 2013 approving bromoacetic acid as an existing active substance for use in biocidal products for product-type 4 (OJ L 283, 25.10.2013, p. 22).

12nd. **32013 R 1033**: Commission Implementing Regulation (EU) No 1033/2013 of 24 October 2013 approving copper sulphate pentahydrate as an existing active substance for use in biocidal products for product-type 2 (OJ L 283, 25.10.2013, p. 25).

12ne. **32013 R 1034**: Commission Implementing Regulation (EU) No 1034/2013 of 24 October 2013 approving aluminium phosphide releasing phosphine as an active substance for use in biocidal products for product type 20 (OJ L 283, 25.10.2013, p. 28).

12nf. **32013 R 1035**: Commission Implementing Regulation (EU) No 1035/2013 of 24 October 2013 approving benzoic acid as an existing active substance for use in biocidal products for product-types 3 and 4 (OJ L 283, 25.10.2013, p. 31).

12ng. **32013 R 1036**: Commission Implementing Regulation (EU) No 1036/2013 of 24 October 2013 approving etofenprox as an existing active substance for use in biocidal products for product-type 18 (OJ L 283, 25.10.2013, p. 35).

12nh. **32013 R 1037**: Commission Implementing Regulation (EU) No 1037/2013 of 24 October 2013 approving IPBC as an existing active substance for use in biocidal products for product-type 6 (OJ L 283, 25.10.2013, p. 38).

⁽¹⁾ OJ L 283, 25.10.2013, p. 43.

- 12ni. **32013 R 1038**: Commission Implementing Regulation (EU) No 1038/2013 of 24 October 2013 approving tebuconazole as an existing active substance for use in biocidal products for product-types 7 and 10 (OJ L 283, 25.10.2013, p. 40).
- 12nj. **32013 R 1039**: Commission Implementing Regulation (EU) No 1039/2013 of 24 October 2013 modifying the approval of nonanoic acid as an existing active substance for use in biocidal products for product-type 2 (OJ L 283, 25.10.2013, p. 43).'

Article 2

The texts of Delegated Regulation (EU) No 837/2013 and Implementing Regulations (EU) No 945/2013, (EU) No 955/2013, (EU) No 1032/2013, (EU) No 1033/2013, (EU) No 1034/2013, (EU) No 1035/2013, (EU) No 1036/2013, (EU) No 1037/2013, (EU) No 1038/2013 and (EU) No 1039/2013 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 9 April 2014, 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 Decision of the EEA Joint Committee No 225/2013 of 13 December 2013 ⁽¹⁾, 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, 8 April 2014.

For the EEA Joint Committee
The President
Gianluca GRIPPA

(*) No constitutional requirements indicated.

(¹) OJ L 154, 22.5.2014, p. 22.