

## DECISION OF THE EEA JOINT COMMITTEE

No 38/2015

of 20 March 2015

## amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2016/721]

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 Implementing Regulation (EU) No 1070/2014 of 10 October 2014 amending Regulation (EC) No 271/2009 as regards the minimum content of the preparation of endo-1,4-beta-xylanase produced by *Aspergillus niger* (CBS 109.713) and endo-1,4-beta-glucanase produced by *Aspergillus niger* (DSM 18404) as a feed additive for laying hens (holder of authorisation BASF SE) <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) No 1076/2014 of 13 October 2014 concerning the authorisation of a preparation containing a smoke flavouring extract-2b0001 as feed additive for dogs and cats <sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) No 1083/2014 of 15 October 2014 concerning the authorisation of a preparation of *Enterococcus faecium* DSM 7134 (Bonvital) as a feed additive for sows <sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) No 1108/2014 of 20 October 2014 concerning the authorisation of a preparation of *Clostridium butyricum* (FERM BP-2789) as a feed additive for turkeys for fattening and turkeys reared for breeding (holder of authorisation Miyarisan Pharmaceutical Co. Ltd represented by Miyarisan Pharmaceutical Europe S.L.U.) <sup>(4)</sup> is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) No 1109/2014 of 20 October 2014 concerning the authorisation of the preparation of *Saccharomyces cerevisiae* CBS 493.94 as a feed additive for cattle for fattening, minor ruminant species for fattening, dairy cows and minor dairy ruminant species and amending Regulations (EC) No 1288/2004 and (EC) No 1811/2005 (holder of authorisation Alltech France) <sup>(5)</sup> is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) No 1115/2014 of 21 October 2014 concerning the authorisation of a preparation of fumonisin esterase produced by *Komagataella pastoris* (DSM 26643) as a feed additive for pigs <sup>(6)</sup> is to be incorporated into the EEA Agreement.
- (7) Implementing Regulation (EU) No 1083/2014 repeals Commission Regulation (EC) No 1521/2007 <sup>(7)</sup> which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (8) This Decision concerns legislation regarding feedingstuffs. Legislation regarding feedingstuffs 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 to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (9) Annex I to the EEA Agreement should therefore be amended accordingly,

<sup>(1)</sup> OJ L 295, 11.10.2014, p. 49.

<sup>(2)</sup> OJ L 296, 14.10.2014, p. 19.

<sup>(3)</sup> OJ L 298, 16.10.2014, p. 5.

<sup>(4)</sup> OJ L 301, 21.10.2014, p. 16.

<sup>(5)</sup> OJ L 301, 21.10.2014, p. 19.

<sup>(6)</sup> OJ L 302, 22.10.2014, p. 51.

<sup>(7)</sup> OJ L 335, 20.12.2007, p. 24.

HAS ADOPTED THIS DECISION:

#### Article 1

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

(1) the following indent is added in point 1zt (Commission Regulation (EC) No 1288/2004) and point 1zzr (Commission Regulation (EC) No 1811/2005):

‘— **32014 R 1109**: Commission Implementing Regulation (EU) No 1109/2014 of 20 October 2014 (OJ L 301, 21.10.2014, p. 19).’;

(2) the following is added in point 1zzzzw (Commission Regulation (EC) No 271/2009):

‘, as amended by:

— **32014 R 1070**: Commission Implementing Regulation (EU) No 1070/2014 of 10 October 2014 (OJ L 295, 11.10.2014, p. 49).’;

(3) the following points are inserted after point 113 (Commission Implementing Regulation (EU) No 684/2014):

‘114. **32014 R 1076**: Commission Implementing Regulation (EU) No 1076/2014 of 13 October 2014 concerning the authorisation of a preparation containing a smoke flavouring extract-2b0001 as feed additive for dogs and cats (OJ L 296, 14.10.2014, p. 19).

115. **32014 R 1083**: Commission Implementing Regulation (EU) No 1083/2014 of 15 October 2014 concerning the authorisation of a preparation of *Enterococcus faecium* DSM 7134 (Bonvital) as a feed additive for sows (OJ L 298, 16.10.2014, p. 5).

116. **32014 R 1108**: Commission Implementing Regulation (EU) No 1108/2014 of 20 October 2014 concerning the authorisation of a preparation of *Clostridium butyricum* (FERM BP-2789) as a feed additive for turkeys for fattening and turkeys reared for breeding (holder of authorisation Miyarisan Pharmaceutical Co. Ltd represented by Miyarisan Pharmaceutical Europe S.L.U.) (OJ L 301, 21.10.2014, p. 16).

117. **32014 R 1109**: Commission Implementing Regulation (EU) No 1109/2014 of 20 October 2014 concerning the authorisation of the preparation of *Saccharomyces cerevisiae* CBS 493.94 as a feed additive for cattle for fattening, minor ruminant species for fattening, dairy cows and minor dairy ruminant species and amending Regulations (EC) No 1288/2004 and (EC) No 1811/2005 (holder of authorisation Alltech France) (OJ L 301, 21.10.2014, p. 19).

118. **32014 R 1115**: Commission Implementing Regulation (EU) No 1115/2014 of 21 October 2014 concerning the authorisation of a preparation of fumonisin esterase produced by *Komagataella pastoris* (DSM 26643) as a feed additive for pigs (OJ L 302, 22.10.2014, p. 51).’;

(4) the text of point 1zzzzi (Commission Regulation (EC) No 1521/2007) is deleted.

#### Article 2

The texts of Implementing Regulations (EU) No 1070/2014, (EU) No 1076/2014, (EU) No 1083/2014, (EU) No 1108/2014, (EU) No 1109/2014 and (EU) No 1115/2014 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 21 March 2015, 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, 20 March 2015.

*For the EEA Joint Committee*

*The President*

Gianluca GRIPPA

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(\*) No constitutional requirements indicated.