

DECISION OF THE EEA JOINT COMMITTEE

No 21/2017

of 3 February 2017

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement
[2018/1755]

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 Regulation (EU) 2016/1411 of 24 August 2016 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 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) 2016/1412 of 24 August 2016 refusing to authorise a health claim made on foods and referring to the reduction of disease risk ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Regulation (EU) 2016/1413 of 24 August 2016 amending Regulation (EU) No 432/2012 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 ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Regulation (EU) 2016/1416 of 24 August 2016 amending and correcting Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) 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 EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (6) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following indent is added in point 54zzzzzp (Commission Regulation (EU) 432/2012):

‘— **32016 R 1413**: Commission Regulation (EU) 2016/1413 of 24 August 2016 (OJ L 230, 25.8.2016, p. 8).’

2. The following indent is added in point 55 (Commission Regulation (EU) No 10/2011):

‘— **32016 R 1416**: Commission Regulation (EU) 2016/1416 of 24 August 2016 (OJ L 230, 25.8.2016, p. 22).’

3. The following points are inserted after point 118 (Commission Regulation (EU) 2016/1390):

‘119. **32016 R 1411**: Commission Regulation (EU) 2016/1411 of 24 August 2016 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 230, 25.8.2016, p. 1).

120. **32016 R 1412**: Commission Regulation (EU) 2016/1412 of 24 August 2016 refusing to authorise a health claim made on foods and referring to the reduction of disease risk (OJ L 230, 25.8.2016, p. 6).’

⁽¹⁾ OJ L 230, 25.8.2016, p. 1.

⁽²⁾ OJ L 230, 25.8.2016, p. 6.

⁽³⁾ OJ L 230, 25.8.2016, p. 8.

⁽⁴⁾ OJ L 230, 25.8.2016, p. 22.

Article 2

The texts of Regulations (EU) 2016/1411, (EU) 2016/1412, (EU) 2016/1413 and (EU) 2016/1416 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 4 February 2017, 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, 3 February 2017.

For the EEA Joint Committee

The President

Claude MAERTEN

(*) No constitutional requirements indicated.