

## DECISION OF THE EEA JOINT COMMITTEE

No 159/2017

of 22 September 2017

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/1047]

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) 2017/1203 of 5 July 2017 amending Directive 2002/46/EC of the European Parliament and of the Council and Regulation (EC) No 1925/2006 of the European Parliament and of the Council as regards organic silicon (monomethylsilanetriol) and calcium phosphoryl oligosaccharides (POs-Ca®) added to foods and used in the manufacture of food supplements<sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Delegated Regulation (EU) 2017/1091 of 10 April 2017 amending the Annex to Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the list of substances that may be added to processed cereal-based food and baby food and to food for special medical purposes<sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) 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.
- (4) 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 points 54zzi (Directive 2002/46/EC of the European Parliament and of the Council) and 54zzzu (Regulation (EC) No 1925/2006 of the European Parliament and of the Council):

‘— **32017 R 1203**: Commission Regulation (EU) 2017/1203 of 5 July 2017 (OJ L 173, 6.7.2017, p. 9).’

- (2) The following is added in point 77 (Regulation (EU) No 609/2013 of the European Parliament and of the Council):

‘, as amended by:

— **32017 R 1091**: Commission Delegated Regulation (EU) 2017/1091 of 10 April 2017 (OJ L 158, 21.6.2017, p. 5).’

*Article 2*

The texts of Regulation (EU) 2017/1203 and Delegated Regulation (EU) 2017/1091 in the Icelandic and Norwegian languages, to be published in the EEA Supplement to the *Official Journal of the European Union*, shall be authentic.

<sup>(1)</sup> OJ L 173, 6.7.2017, p. 9.

<sup>(2)</sup> OJ L 158, 21.6.2017, p. 5.

*Article 3*

This Decision shall enter into force on 23 September 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, 22 September 2017.

*For the EEA Joint Committee*  
*The President*  
Sabine MONAUNI

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(\*) No constitutional requirements indicated.