

## DECISION OF THE EEA JOINT COMMITTEE

No 109/2018

of 31 May 2018

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2020/1613]

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) 2017/214 of 30 November 2016 amending Regulation (EU) No 98/2013 of the European Parliament and of the Council, as regards adding aluminium powder to the list of explosives precursors in Annex II <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Delegated Regulation (EU) 2017/215 of 30 November 2016 amending Regulation (EU) No 98/2013 of the European Parliament and of the Council, as regards adding magnesium nitrate hexahydrate to the list of explosives precursors in Annex II <sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Delegated Regulation (EU) 2017/216 of 30 November 2016 amending Regulation (EU) No 98/2013 of the European Parliament and of the Council, as regards adding magnesium powder to the list of explosives precursors in Annex II <sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (4) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

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

- (1) the following is added in point 12zzq (Regulation (EU) No 98/2013 of the European Parliament and of the Council) of Chapter XV:

‘, as amended by:

- **32017 R 0214**: Commission Delegated Regulation (EU) 2017/214 of 30 November 2016 (OJ L 34, 9.2.2017, p. 1),
- **32017 R 0215**: Commission Delegated Regulation (EU) 2017/215 of 30 November 2016 (OJ L 34, 9.2.2017, p. 3),
- **32017 R 0216**: Commission Delegated Regulation (EU) 2017/216 of 30 November 2016 (OJ L 34, 9.2.2017, p. 5).’;

<sup>(1)</sup> OJ L 34, 9.2.2017, p. 1.

<sup>(2)</sup> OJ L 34, 9.2.2017, p. 3.

<sup>(3)</sup> OJ L 34, 9.2.2017, p. 5.

(2) the following is added in point 6 (Regulation (EU) No 98/2013 of the European Parliament and of the Council) of Chapter XXIX:

‘, as amended by:

- **32017 R 0214**: Commission Delegated Regulation (EU) 2017/214 of 30 November 2016 (OJ L 34, 9.2.2017, p. 1),
- **32017 R 0215**: Commission Delegated Regulation (EU) 2017/215 of 30 November 2016 (OJ L 34, 9.2.2017, p. 3),
- **32017 R 0216**: Commission Delegated Regulation (EU) 2017/216 of 30 November 2016 (OJ L 34, 9.2.2017, p. 5).’.

*Article 2*

The texts of Delegated Regulations (EU) 2017/214, (EU) 2017/215 and (EU) 2017/216 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 1 June 2018, 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, 31 May 2018.

*For the EEA Joint Committee*  
*The President*  
Claude MAERTEN

---

(\*) No constitutional requirements indicated.