

DECISION OF THE EEA JOINT COMMITTEE
No 54/2021

of 5 February 2021

amending Annex IX (Financial services) 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) Directive (EU) 2016/2341 of the European Parliament and of the Council of 14 December 2016 on the activities and supervision of institutions for occupational retirement provision (IORPs) (recast)¹ is to be incorporated into the EEA Agreement.
- (2) Directive (EU) 2016/2341 repeals Directive 2003/41/EC of the European Parliament and of the Council², which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (3) Annex IX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following indent is added in point 1 (Directive 2009/138/EC of the European Parliament and of the Council):
‘- **32016 L 2341**: Directive (EU) 2016/2341 of the European Parliament and of the Council of 14 December 2016 (OJ L 354, 23.12.2016, p. 37).’
2. In point 1 (Directive 2009/138/EC of the European Parliament and of the Council), adaptation (q) is replaced by the following:
‘(q) In Article 308b(15), as regards the EFTA States, the words “this Directive” shall read “Decision of the EEA Joint Committee No 78/2011 of 1 July 2011”.’
3. The text of point 31d (Directive 2003/41/EC of the European Parliament and of the Council) is replaced by the following:
‘31d. **32016 L 2341**: Directive (EU) 2016/2341 of the European Parliament and of the Council of 14 December 2016 on the activities and supervision of institutions for occupational retirement provision (IORPs) (recast) (OJ L 354, 23.12.2016, p. 37).’

¹ OJ L 354, 23.12.2016, p. 37.

² OJ L 235, 23.9.2003, p. 10.

The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) In Article 56(1)(c), as regards the EFTA States, the words “and, for information transmitted by or concerning the EFTA States, the EFTA Surveillance Authority” shall be inserted after the words “the European Supervisory Authority (European Securities and Markets Authority) established by Regulation (EU) No 1095/2010 of the European Parliament and of the Council”.
- (b) In Article 60(4), in the second sentence, the words “, the EFTA Surveillance Authority, as regards the EFTA States,” shall be inserted after the word “EIOPA”.

Article 2

The text of Directive (EU) 2016/2341 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 6 February 2021, 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, 5 February 2021.

*For the EEA Joint Committee
The President*

Clara Ganslandt

*The Secretaries
To the EEA Joint Committee*

Hege M. Hoff Mikołaj Karłowski

* Constitutional requirements indicated.