

DECISION OF THE EEA JOINT COMMITTEE
No 281/2021

of 29 October 2021

**amending Annex II (Technical regulations, standards, testing and certification) 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) Commission Regulation (EU) 2021/382 of 3 March 2021 amending the Annexes to Regulation (EC) No 852/2004 of the European Parliament and of the Council on the hygiene of foodstuffs as regards food allergen management, redistribution of food and food safety culture¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2021/686 of 23 April 2021 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children’s development and health, and amending Regulation (EU) No 432/2012² 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 point 54zzzh (Regulation (EC) No 852/2004 of the European Parliament and of the Council):
 - ‘- **32021 R 0382**: Commission Regulation (EU) 2021/382 of 3 March 2021 (OJ L 74, 4.3.2021, p. 3).’
2. The following indent is added in point 54zzzzzp (Commission Regulation (EU) No 432/2012):
 - ‘- **32021 R 0686**: Commission Implementing Regulation (EU) 2021/686 of 23 April 2021 (OJ L 143, 27.4.2021, p. 8).’

¹ OJ L 74, 4.3.2021, p. 3.

² OJ L 143, 27.4.2021, p. 8.

3. The following point is inserted after point 194 (Commission Implementing Regulation (EU) 2021/670):

‘195. **32021 R 0686**: Commission Implementing Regulation (EU) 2021/686 of 23 April 2021 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children’s development and health, and amending Regulation (EU) No 432/2012 (OJ L 143, 27.4.2021, p. 8).’

Article 2

The texts of Regulation (EU) 2021/382 and Implementing Regulation (EU) 2021/686 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 30 October 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, 29 October 2021.

*For the EEA Joint Committee
The President*

Rolf Einar Fife

*The Secretaries
To the EEA Joint Committee*

Hege M. Hoff

Mikołaj Karłowski

* No constitutional requirements indicated.