

**DECISION OF THE EEA JOINT COMMITTEE**  
**No 233/2023**

**of 22 September 2023**

**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 Delegated Regulation (EU) 2023/866 of 24 February 2023 amending Regulation (EU) 2019/1021 of the European Parliament and of the Council as regards perfluorooctanoic acid (PFOA), its salts and PFOA-related compounds<sup>1</sup> is to be incorporated into the EEA Agreement.
- (2) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

The following indent is added in point 12w (Regulation (EU) 2019/1021 of the European Parliament and of the Council) of Chapter XV of Annex II to the EEA Agreement:

‘- **32023 R 0866**: Commission Delegated Regulation (EU) 2023/866 of 24 February 2023 (OJ L 113, 28.4.2023, p. 5).’

*Article 2*

The text of Delegated Regulation (EU) 2023/866 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 23 September 2023, 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 2023.

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<sup>1</sup> OJ L 113, 28.4.2023, p. 5.

\* No constitutional requirements indicated.

*For the EEA Joint Committee  
The President*

*Pascal Schafhauser*

*The Secretaries  
To the EEA Joint Committee*

*Siri Veseth Meling*

*Matúš Minárik*

*Not yet published*