

DECISION OF THE EEA JOINT COMMITTEE
No 253/2023

of 27 October 2023

amending Annex I (Veterinary and phytosanitary matters) 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 Implementing Regulation (EU) 2023/1163 of 14 June 2023 concerning the authorisation of L-Lysine monohydrochloride and L-Lysine sulphate produced by *Corynebacterium glutamicum* CGMCC 17927 as feed additives for all animal species¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2023/1167 of 15 June 2023 concerning the authorisation of a preparation of 6-phytase produced by *Trichoderma reesei* CBS 146250 as a feed additive for all poultry species and all pigs (holder of authorisation: Danisco (UK) Ltd, trading as Danisco Animal Nutrition and represented by Genencor International B.V.)² is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2023/1168 of 15 June 2023 correcting Implementing Regulation (EU) 2020/996 concerning the authorisation of the preparation of carvacrol, thymol, D-carvone, methyl salicylate and L-menthol as a feed additive for chickens for fattening, chickens reared for laying and minor poultry species reared for laying (holder of authorisation Biomin GmbH)³ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2023/1169 of 15 June 2023 concerning the authorisation of a preparation of endo-1,4-beta-xylanase, endo-1,4-beta-glucanase and xyloglucan-specific endo-beta-1,4-glucanase produced by *Trichoderma citrinoviride* DSM 33578 as a feed additive for poultry for fattening, poultry reared for laying and reared for breeding, and ornamental birds (holder of authorisation: Huvepharma EOOD)⁴ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2023/1170 of 15 June 2023 concerning the authorisation of a preparation of *Saccharomyces cerevisiae* CNCM I-1077 as a feed additive for dairy cows, cattle for fattening, minor ruminant species for fattening and camelids for fattening (holder of the authorisation: Danstar Ferment AG represented by Lallemand SAS) and repealing Regulation (EC) No 1200/2005⁵ is to be incorporated into the EEA Agreement.

¹ OJ L 154, 15.6.2023, p. 41.

² OJ L 155, 16.6.2023, p. 6.

³ OJ L 155, 16.6.2023, p. 9.

⁴ OJ L 155, 16.6.2023, p. 11.

⁵ OJ L 155, 16.6.2023, p. 15.

- (6) Commission Implementing Regulation (EU) 2023/1171 of 15 June 2023 amending Implementing Regulations (EU) 2018/982 and (EU) 2021/2097 as regards the combined use of a preparation of benzoic acid, calcium formate and fumaric acid with other additives containing benzoic acid, formic acid, fumaric acid and sources thereof or salts thereof (holder of the authorisation Novus Europe NV)⁶ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) 2023/1172 of 15 June 2023 concerning the authorisation of a preparation of lasalocid A sodium (Avatec 150 G) as a feed additive for chickens for fattening, the denial of authorisation of a preparation of lasalocid A sodium (Avatec 150 G) as a feed additive for chickens reared for laying, the withdrawal from the market of a preparation of lasalocid A sodium (Avatec 15 % cc) as a feed additive for chickens for fattening and chickens reared for laying and repealing Regulation (EC) No 1455/2004 and Implementing Regulation (EU) 2021/932 (holder of authorisation: Zoetis Belgium S.A.)⁷ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) 2023/1173 of 15 June 2023 withdrawing from the market certain feed additives, amending Regulation (EC) No 1810/2005 and repealing Regulations (EC) No 1453/2004, (EC) No 2148/2004 and (EC) No 943/2005⁸ is to be incorporated into the EEA Agreement.
- (9) Implementing Regulation (EU) 2023/1170 repeals Commission Regulation (EC) No 1200/2005⁹, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (10) Implementing Regulation (EU) 2023/1172 repeals Commission Regulation (EC) No 1455/2004¹⁰ and Commission Implementing Regulation (EU) 2021/932¹¹, which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement.
- (11) Implementing Regulation (EU) 2023/1173 repeals Commission Regulations (EC) No 1453/2004¹², (EC) No 2148/2004¹³ and (EC) No 943/2005¹⁴, which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement.
- (12) This Decision concerns legislation regarding feedingstuffs. Legislation regarding feedingstuffs 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 sectoral adaptations to Annex I to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (13) Annex I to the EEA Agreement should therefore be amended accordingly,

⁶ OJ L 155, 16.6.2023, p. 19.

⁷ OJ L 155, 16.6.2023, p. 22.

⁸ OJ L 155, 16.6.2023, p. 28.

⁹ OJ L 195, 27.7.2005, p. 6.

¹⁰ OJ L 269, 17.8.2004, p. 14.

¹¹ OJ L 204, 10.6.2021, p. 13.

¹² OJ L 269, 17.8.2004, p. 3.

¹³ OJ L 370, 17.12.2004, p. 24.

¹⁴ OJ L 159, 22.6.2005, p. 6.

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following indent is added in point 1zzq (Commission Regulation (EC) No 1810/2005):
 - ‘- **32023 R 1173**: Commission Implementing Regulation (EU) 2023/1173 of 15 June 2023 (OJ L 155, 16.6.2023, p. 28).’
2. The following indent is added in point 260 (Commission Implementing Regulation (EU) 2018/982):
 - ‘- **32023 R 1171**: Commission Implementing Regulation (EU) 2023/1171 of 15 June 2023 (OJ L 155, 16.6.2023, p. 19).’
3. The following is added in point 326 (Commission Implementing Regulation (EU) 2020/996):
 - ‘, as amended by:
 - **32023 R 1168**: Commission Implementing Regulation (EU) 2023/1168 of 15 June 2023 (OJ L 155, 16.6.2023, p. 9).’
4. The following is added in point 432 (Commission Implementing Regulation (EU) 2021/2097):
 - ‘, as amended by:
 - **32023 R 1171**: Commission Implementing Regulation (EU) 2023/1171 of 15 June 2023 (OJ L 155, 16.6.2023, p. 19).’
5. The following points shall be inserted after point 498 (Commission Implementing Regulation (EU) 2023/263):
 - ‘499. **32023 R 1163**: Commission Implementing Regulation (EU) 2023/1163 of 14 June 2023 concerning the authorisation of L-Lysine monohydrochloride and L-Lysine sulphate produced by *Corynebacterium glutamicum* CGMCC 17927 as feed additives for all animal species (OJ L 154, 15.6.2023, p. 41).
 - 500. **32023 R 1167**: Commission Implementing Regulation (EU) 2023/1167 of 15 June 2023 concerning the authorisation of a preparation of 6-phytase produced by *Trichoderma reesei* CBS 146250 as a feed additive for all poultry species and all pigs (holder of authorisation: Danisco (UK) Ltd, trading as Danisco Animal Nutrition and represented by Genencor International B.V.) (OJ L 155, 16.6.2023, p. 6).
 - 501. **32023 R 1169**: Commission Implementing Regulation (EU) 2023/1169 of 15 June 2023 concerning the authorisation of a preparation of endo-1,4-beta-xylanase, endo-1,4-beta-glucanase and xyloglucan-specific endo-beta-1,4-glucanase produced by *Trichoderma citrinoviride* DSM 33578 as a feed additive for poultry for fattening, poultry reared for laying and reared for breeding, and ornamental birds (holder of authorisation: Huvepharma EOOD) (OJ L 155, 16.6.2023, p. 11).
 - 502. **32023 R 1170**: Commission Implementing Regulation (EU) 2023/1170 of 15 June 2023 concerning the authorisation of a preparation of *Saccharomyces*

cerevisiae CNCM I-1077 as a feed additive for dairy cows, cattle for fattening, minor ruminant species for fattening and camelids for fattening (holder of the authorisation: Danstar Ferment AG represented by Lallemand SAS) and repealing Regulation (EC) No 1200/2005 (OJ L 155, 16.6.2023, p. 15).

503. **32023 R 1172:** Commission Implementing Regulation (EU) 2023/1172 of 15 June 2023 concerning the authorisation of a preparation of lasalocid A sodium (Avatec 150 G) as a feed additive for chickens for fattening, the denial of authorisation of a preparation of lasalocid A sodium (Avatec 150 G) as a feed additive for chickens reared for laying, the withdrawal from the market of a preparation of lasalocid A sodium (Avatec 15 % cc) as a feed additive for chickens for fattening and chickens reared for laying and repealing Regulation (EC) No 1455/2004 and Implementing Regulation (EU) 2021/932 (holder of authorisation: Zoetis Belgium S.A.) (OJ L 155, 16.6.2023, p. 22).
504. **32023 R 1173:** Commission Implementing Regulation (EU) 2023/1173 of 15 June 2023 withdrawing from the market certain feed additives, amending Regulation (EC) No 1810/2005 and repealing Regulations (EC) No 1453/2004, (EC) No 2148/2004 and (EC) No 943/2005 (OJ L 155, 16.6.2023, p. 28).'
6. The texts of points 1zw (Commission Regulation (EC) No 1453/2004), 1zza (Commission Regulation (EC) No 1455/2004), 1zze (Commission Regulation (EC) No 2148/2004), 1zzl (Commission Regulation (EC) No 943/2005), 1zzm (Commission Regulation (EC) No 1200/2005) and 412 (Commission Implementing Regulation (EU) 2021/932) are deleted.

Article 2

The texts of Implementing Regulations (EU) 2023/1163, (EU) 2023/1167, (EU) 2023/1168, (EU) 2023/1169, (EU) 2023/1170, (EU) 2023/1171, (EU) 2023/1172 and (EU) 2023/1173 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 28 October 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, 27 October 2023.

*For the EEA Joint Committee
The President*

Pascal Schafhauser

* No constitutional requirements indicated.

*The Secretaries
To the EEA Joint Committee*

Siri Veseth Meling

Matúš Minárik