

**DECISION OF THE EEA JOINT COMMITTEE**  
**No 267/2023**

**of 27 October 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) 2023/1608 of 30 May 2023 amending Annex I to Regulation (EU) 2019/1021 of the European Parliament and of the Council as regards the listing of perfluorohexane sulfonic acid (PFHxS), its salts and PFHxS-related compounds<sup>1</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Decision (EU) 2023/1423 of 5 July 2023 repealing Implementing Decision (EU) 2022/1486 postponing the expiry date of the approval of acrolein for use in biocidal products of product-type 12<sup>2</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Decision (EU) 2023/1424 of 5 July 2023 not renewing the approval of acrolein for use in biocidal products of product-type 12 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council<sup>3</sup> is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2023/1421 of 6 July 2023 approving sulfur dioxide released from sodium metabisulfite as an active substance for use in biocidal products of product-type 9 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council<sup>4</sup> is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2023/1429 of 7 July 2023 approving *Chrysanthemum cinerariaefolium* extract from open and mature flowers of *Tanacetum cinerariifolium* obtained with supercritical carbon dioxide as an active substance for use in biocidal products of product-type 18 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council<sup>5</sup> is to be incorporated into the EEA Agreement.
- (6) Implementing Decision (EU) 2023/1423 repeals Commission Implementing Decision (EU) 2022/1486<sup>6</sup>, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.

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<sup>1</sup> OJ L 198, 8.8.2023, p. 24.

<sup>2</sup> OJ L 174, 7.7.2023, p. 15.

<sup>3</sup> OJ L 174, 7.7.2023, p. 17.

<sup>4</sup> OJ L 174, 7.7.2023, p. 9.

<sup>5</sup> OJ L 175, 10.7.2023, p. 12.

<sup>6</sup> OJ L 233, 8.9.2022, p. 83.

(7) 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 indent is added in point 12w (Regulation (EU) 2019/1021 of the European Parliament and of the Council):  
‘- **32023 R 1608**: Commission Delegated Regulation (EU) 2023/1608 of 30 May 2023 (OJ L 198, 8.8.2023, p. 24).’
2. The following points are added after point 13zzzzzzzzzzzzzb (Commission Implementing Regulation (EU) 2022/2314):  
‘13zzzzzzzzzzzzzc. **32023 D 1424**: Commission Implementing Decision (EU) 2023/1424 of 5 July 2023 not renewing the approval of acrolein for use in biocidal products of product-type 12 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 174, 7.7.2023, p. 17).  
13zzzzzzzzzzzzzd. **32023 R 1421**: Commission Implementing Regulation (EU) 2023/1421 of 6 July 2023 approving sulfur dioxide released from sodium metabisulfite as an active substance for use in biocidal products of product-type 9 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 174, 7.7.2023, p. 9).  
13zzzzzzzzzzzzze. **32023 R 1429**: Commission Implementing Regulation (EU) 2023/1429 of 7 July 2023 approving *Chrysanthemum cinerariaefolium* extract from open and mature flowers of *Tanacetum cinerariifolium* obtained with supercritical carbon dioxide as an active substance for use in biocidal products of product-type 18 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 175, 10.7.2023, p. 12).’
3. The text of point 12zzzzzzzzzf (Commission Implementing Decision (EU) 2022/1486) is deleted.

#### *Article 2*

The texts of Delegated Regulation (EU) 2023/1608, Implementing Regulations (EU) 2023/1421 and (EU) 2023/1429, and Implementing Decisions (EU) 2023/1423 and (EU) 2023/1424 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*.

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\* No constitutional requirements indicated.

Done at Brussels, 27 October 2023.

*For the EEA Joint Committee  
The President*

*Pascal Schafhauser*

*The Secretaries  
To the EEA Joint Committee*

*Siri Veseth Meling*

*Matúš Minárik*