

DECISION OF THE EEA JOINT COMMITTEE
No 18/2024

of 2 February 2024

**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 Implementing Regulation (EU) 2023/962 of 15 May 2023 amending Implementing Regulation (EU) 2021/1448 as regards the conditions of approval of the low-risk active substance calcium carbonate and limestone, and amending Implementing Regulation (EU) No 540/2011¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2023/998 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* ABTS-351 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011² is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2023/999 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *israelensis* strain AM65-52 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011³ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2023/1000 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *aizawai* GC-91 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011⁴ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2023/1001 of 23 May 2023 renewing the approval of the active substance *Bacillus amyloliquefaciens* strain QST 713 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011⁵ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2023/1002 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *aizawai* strain ABTS-

¹ OJ L 129, 16.5.2023, p. 8.

² OJ L 136, 24.5.2023, p. 4.

³ OJ L 136, 24.5.2023, p. 11.

⁴ OJ L 136, 24.5.2023, p. 16.

⁵ OJ L 136, 24.5.2023, p. 23.

1857 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011⁶ is to be incorporated into the EEA Agreement.

- (7) Commission Implementing Regulation (EU) 2023/1003 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* EG2348 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011⁷ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) 2023/1004 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* SA-11 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011⁸ is to be incorporated into the EEA Agreement.
- (9) Commission Implementing Regulation (EU) 2023/1005 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *Kurstaki* SA-12 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011⁹ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) 2023/1021 of 24 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* PB 54 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011¹⁰ is to be incorporated into the EEA Agreement.
- (11) Commission Implementing Regulation (EU) 2023/1436 of 10 July 2023 concerning the non-renewal of the approval of the active substance dimoxystrobin, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 and Commission Implementing Regulation (EU) 2015/408¹¹ is to be incorporated into the EEA Agreement.
- (12) Commission Implementing Regulation (EU) 2023/1446 of 12 July 2023 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances 2,5-dichlorobenzoic acid methylester, acetic acid, aluminium ammonium sulphate, aluminium phosphide, aluminium silicate, calcium carbide, cymoxanil, dodemorph, ethylene, extract from tea tree, fat distillation residues, fatty acids C7-C20, flonicamid (IKI-220), gibberellic acid, gibberellins, halosulfuron-methyl, hydrolysed proteins, iron sulphate, magnesium phosphide, maltodextrin, metamitron, plant oils/clove oil, plant oils/rape seed oil, plant oils/spear mint oil, pyrethrins, sulcotrione, tebuconazole and urea¹² is to be incorporated into the EEA Agreement.
- (13) Commission Implementing Regulation (EU) 2023/1447 of 12 July 2023 amending Implementing Regulation (EU) No 540/2011 as regards the approval periods of the

⁶ OJ L 136, 24.5.2023, p. 28.

⁷ OJ L 136, 24.5.2023, p. 35.

⁸ OJ L 136, 24.5.2023, p. 42.

⁹ OJ L 136, 24.5.2023, p. 49.

¹⁰ OJ L 137, 25.5.2023, p. 16.

¹¹ OJ L 176, 11.7.2023, p. 10.

¹² OJ L 178, 13.7.2023, p. 1.

active substances *Bacillus pumilus* QST 2808 and penflufen¹³ is to be incorporated into the EEA Agreement.

(14) Commission Implementing Regulation (EU) 2023/1488 of 6 July 2023 renewing the approval of the low-risk active substance quartz sand in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011¹⁴ is to be incorporated into the EEA Agreement.

(15) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following indents are added in point 13a (Commission Implementing Regulation (EU) No 540/2011):

- **32023 R 0962:** Commission Implementing Regulation (EU) 2023/962 of 15 May 2023 (OJ L 129, 16.5.2023, p. 8),
- **32023 R 0998:** Commission Implementing Regulation (EU) 2023/998 of 23 May 2023 (OJ L 136, 24.5.2023, p. 4),
- **32023 R 0999:** Commission Implementing Regulation (EU) 2023/999 of 23 May 2023 (OJ L 136, 24.5.2023, p. 11),
- **32023 R 1000:** Commission Implementing Regulation (EU) 2023/1000 of 23 May 2023 (OJ L 136, 24.5.2023, p. 16),
- **32023 R 1001:** Commission Implementing Regulation (EU) 2023/1001 of 23 May 2023 (OJ L 136, 24.5.2023, p. 23),
- **32023 R 1002:** Commission Implementing Regulation (EU) 2023/1002 of 23 May 2023 (OJ L 136, 24.5.2023, p. 28),
- **32023 R 1003:** Commission Implementing Regulation (EU) 2023/1003 of 23 May 2023 (OJ L 136, 24.5.2023, p. 35),
- **32023 R 1004:** Commission Implementing Regulation (EU) 2023/1004 of 23 May 2023 (OJ L 136, 24.5.2023, p. 42),
- **32023 R 1005:** Commission Implementing Regulation (EU) 2023/1005 of 23 May 2023 (OJ L 136, 24.5.2023, p. 49),
- **32023 R 1021:** Commission Implementing Regulation (EU) 2023/1021 of 24 May 2023 (OJ L 137, 25.5.2023, p. 16),
- **32023 R 1436:** Commission Implementing Regulation (EU) 2023/1436 of 10 July 2023 (OJ L 176, 11.7.2023, p. 10),
- **32023 R 1446:** Commission Implementing Regulation (EU) 2023/1446 of 12 July 2023 (OJ L 178, 13.7.2023, p. 1),

¹³ OJ L 178, 13.7.2023, p. 7.

¹⁴ OJ L 183, 20.7.2023, p. 1.

- **32023 R 1447:** Commission Implementing Regulation (EU) 2023/1447 of 12 July 2023 (OJ L 178, 13.7.2023, p. 7),
 - **32023 R 1488:** Commission Implementing Regulation (EU) 2023/1488 of 6 July 2023 (OJ L 183, 20.7.2023, p. 1).’
2. The following indent is added in point 13zzzzt (Commission Implementing Regulation (EU) 2015/408):
- ‘- **32023 R 1436:** Commission Implementing Regulation (EU) 2023/1436 of 10 July 2023 (OJ L 176, 11.7.2023, p. 10).’
3. The following is added in point 13zzzzzzzzzzzzzb (Commission Implementing Regulation (EU) 2021/1448):
- ‘, as amended by:
- **32023 R 0962:** Commission Implementing Regulation (EU) 2023/962 of 15 May 2023 (OJ L 129, 16.5.2023, p. 8).’
4. The following points are added after point 13zzzzzzzzzzzzzl (Commission Implementing Regulation (EU) 2023/939):
- ‘13zzzzzzzzzzzzzm. **32023 R 0998:** Commission Implementing Regulation (EU) 2023/998 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* ABTS-351 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 4).
- 13zzzzzzzzzzzzzn. **32023 R 0999:** Commission Implementing Regulation (EU) 2023/999 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *israelensis* strain AM65-52 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 11).
- 13zzzzzzzzzzzzzo. **32023 R 1000:** Commission Implementing Regulation (EU) 2023/1000 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *aizawai* GC-91 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 16).
- 13zzzzzzzzzzzzzp. **32023 R 1001:** Commission Implementing Regulation (EU) 2023/1001 of 23 May 2023 renewing the approval of the active substance *Bacillus amyloliquefaciens* strain QST 713 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 23).
- 13zzzzzzzzzzzzzq. **32023 R 1002:** Commission Implementing Regulation (EU) 2023/1002 of 23 May 2023 renewing the approval of the active

substance *Bacillus thuringiensis* subsp. *aizawai* strain ABTS-1857 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 28).

13ZZZZZZZZZZZZZZr. **32023 R 1003:** Commission Implementing Regulation (EU) 2023/1003 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* EG2348 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 35).

13ZZZZZZZZZZZZZZs. **32023 R 1004:** Commission Implementing Regulation (EU) 2023/1004 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* SA-11 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 42).

13ZZZZZZZZZZZZZZt. **32023 R 1005:** Commission Implementing Regulation (EU) 2023/1005 of 23 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *Kurstaki* SA-12 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 136, 24.5.2023, p. 49).

13ZZZZZZZZZZZZZZu. **32023 R 1021:** Commission Implementing Regulation (EU) 2023/1021 of 24 May 2023 renewing the approval of the active substance *Bacillus thuringiensis* subsp. *kurstaki* PB 54 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 137, 25.5.2023, p. 16).

13ZZZZZZZZZZZZZZv. **32023 R 1436:** Commission Implementing Regulation (EU) 2023/1436 of 10 July 2023 concerning the non-renewal of the approval of the active substance dimoxystrobin, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 and Commission Implementing Regulation (EU) 2015/408 (OJ L 176, 11.7.2023, p. 10).

13ZZZZZZZZZZZZZZw. **32023 R 1488:** Commission Implementing Regulation (EU) 2023/1488 of 6 July 2023 renewing the approval of the low-risk active substance quartz sand in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 183, 20.7.2023, p. 1).'

Article 2

The texts of Implementing Regulations (EU) 2023/962, (EU) 2023/998, (EU) 2023/999, (EU) 2023/1000, (EU) 2023/1001, (EU) 2023/1002, (EU) 2023/1003, (EU) 2023/1004, (EU) 2023/1005, (EU) 2023/1021, (EU) 2023/1436, (EU) 2023/1446, (EU) 2023/1447 and (EU) 2023/1488 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 3 February 2024, 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, 2 February 2024.

*For the EEA Joint Committee
The President*

Nicolas von Lingen

*The Secretaries
To the EEA Joint Committee*

Siri Veseth Meling

Matúš Minárik

* No constitutional requirements indicated.