

DECISION OF THE EEA JOINT COMMITTEE**No 77/2014****of 16 May 2014****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) No 1017/2013 of 23 October 2013 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Regulation (EU) No 1018/2013 of 23 October 2013 amending Regulation (EU) No 432/2012 establishing a list of permitted health claims made on foods other than those referring to the reduction of disease risk and to children's development and health ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Regulation (EU) No 1066/2013 of 30 October 2013 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Regulation (EU) No 1067/2013 of 30 October 2013 amending Regulation (EC) No 1881/2006 as regards maximum levels of the contaminants dioxins, dioxin-like PCBs and non-dioxin-like PCBs in liver of terrestrial animals ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Regulation (EU) No 1069/2013 of 30 October 2013 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of sodium phosphates (E 339) in natural casings for sausages ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Commission Recommendation 2013/165/EU of 27 March 2013 on the presence of T-2 and HT-2 toxin in cereals and cereal products ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) 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.
- (8) 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 54zzzz (Commission Regulation (EC) No 1881/2006):

— **32013 R 1067**: Commission Regulation (EU) No 1067/2013 of 30 October 2013 (OJ L 289, 31.10.2013, p. 56).';

⁽¹⁾ OJ L 282, 24.10.2013, p. 39.

⁽²⁾ OJ L 282, 24.10.2013, p. 43.

⁽³⁾ OJ L 289, 31.10.2013, p. 49.

⁽⁴⁾ OJ L 289, 31.10.2013, p. 56.

⁽⁵⁾ OJ L 289, 31.10.2013, p. 61.

⁽⁶⁾ OJ L 91, 3.4.2013, p. 12.

- (2) the following indent is added in point 54zzzzr (Regulation (EC) No 1333/2008 of the European Parliament and of the Council):
- **32013 R 1069**: Commission Regulation (EU) No 1069/2013 of 30 October 2013 (OJ L 289, 31.10.2013, p. 61).;
- (3) the following indent is added in point 54zzzzzp (Commission Regulation (EU) No 432/2012):
- **32013 R 1018**: Commission Regulation (EU) No 1018/2013 of 23 October 2013 (OJ L 282, 24.10.2013, p. 43).;
- (4) the following points are inserted after point 78 (Commission Regulation (EU) No 851/2013):
79. **32013 R 1017**: Commission Regulation (EU) No 1017/2013 of 23 October 2013 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health (OJ L 282, 24.10.2013, p. 39).
80. **32013 R 1066**: Commission Regulation (EU) No 1066/2013 of 30 October 2013 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health (OJ L 289, 31.10.2013, p. 49).;
- (5) under the heading 'ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE' the following point is inserted after point 14 (Commission Recommendation 2012/154/EU):
15. **32013 H 0165**: Commission Recommendation 2013/165/EU of 27 March 2013 on the presence of T-2 and HT-2 toxin in cereals and cereal products (OJ L 91, 3.4.2013, p. 12).;

Article 2

The texts of Regulations (EU) No 1017/2013, (EU) No 1018/2013, (EU) No 1066/2013, (EU) No 1067/2013 and (EU) No 1069/2013 and Recommendation 2013/165/EU 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 17 May 2014, 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, 16 May 2014.

For the EEA Joint Committee
The President
Gianluca GRIPPA

(*) No constitutional requirements indicated.