

## DECISION OF THE EEA JOINT COMMITTEE

No 143/2016

of 8 July 2016

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement  
[2018/365]

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) 2016/128 of 25 September 2015 supplementing Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the specific compositional and information requirements for food for special medical purposes <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Delegated Regulation (EU) 2016/128 repeals, with effect from 22 February 2019, Commission Directive 1999/21/EC <sup>(2)</sup>, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement with effect from 22 February 2019.
- (3) 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.
- (4) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

1. The following is inserted after point 77 (Regulation (EU) No 609/2013 of the European Parliament and of the Council) of Chapter XII of Annex II to the EEA Agreement:

'77a. **32016 R 0128:** Commission Delegated Regulation (EU) 2016/128 of 25 September 2015 supplementing Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the specific compositional and information requirements for food for special medical purposes (OJ L 25, 2.2.2016, p. 30).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

In Annex IV, the following shall be added:

- in Icelandic: "Matvæli til nota í sérstökum læknisfræðilegum tilgangi"
- in Norwegian: "Næringsmiddel til spesielle medisinske formål."

2. The text of point 54w (Commission Directive 1999/21/EC) shall be deleted with effect from 22 February 2019.

*Article 2*

The text of Delegated Regulation (EU) 2016/128 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 9 July 2016, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (\*).

<sup>(1)</sup> OJ L 25, 2.2.2016, p. 30.

<sup>(2)</sup> OJ L 91, 7.4.1999, p. 29.

(\*) No constitutional requirements indicated.

*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, 8 July 2016.

*For the EEA Joint Committee*

*The President*

Bergdís ELLERTSDÓTTIR

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