

**DECISION OF THE EEA JOINT COMMITTEE****No 174/2017****of 22 September 2017****amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2019/1062]**

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) 2017/270 of 16 February 2017 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance sulfuryl fluoride <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2017/357 of 28 February 2017 concerning the non-approval of the active substance cyclanilprole, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market <sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2017/358 of 28 February 2017 confirming the conditions of approval of the active substance acrinathrin, as set out in Implementing Regulation (EU) No 540/2011 <sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2017/359 of 28 February 2017 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance oxyfluorfen <sup>(4)</sup> is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2017/360 of 28 February 2017 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance buprofezin <sup>(5)</sup> is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2017/375 of 2 March 2017 renewing the approval of the active substance prosulfuron, as a candidate for substitution, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 <sup>(6)</sup> is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) 2017/377 of 3 March 2017 concerning the non-approval of the active substance *Pseudozyma flocculosa* strain ATCC 64874 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market <sup>(7)</sup> is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) 2017/406 of 8 March 2017 approving the low-risk active substance Mild Pepino Mosaic Virus isolate VX1, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 <sup>(8)</sup> is to be incorporated into the EEA Agreement.

<sup>(1)</sup> OJ L 40, 17.2.2017, p. 48.

<sup>(2)</sup> OJ L 54, 1.3.2017, p. 4.

<sup>(3)</sup> OJ L 54, 1.3.2017, p. 6.

<sup>(4)</sup> OJ L 54, 1.3.2017, p. 8.

<sup>(5)</sup> OJ L 54, 1.3.2017, p. 11.

<sup>(6)</sup> OJ L 58, 4.3.2017, p. 3.

<sup>(7)</sup> OJ L 58, 4.3.2017, p. 11.

<sup>(8)</sup> OJ L 63, 9.3.2017, p. 83.

- (9) Commission Implementing Regulation (EU) 2017/408 of 8 March 2017 approving the low-risk active substance Mild Pepino Mosaic Virus isolate VC1, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 <sup>(9)</sup> is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) 2017/409 of 8 March 2017 approving the basic substance hydrogen peroxide in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 <sup>(10)</sup> is to be incorporated into the EEA Agreement.
- (11) Commission Implementing Regulation (EU) 2017/419 of 9 March 2017 approving the basic substance *Urtica* spp. in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 <sup>(11)</sup> is to be incorporated into the EEA Agreement.
- (12) Commission Implementing Regulation (EU) 2017/428 of 10 March 2017 approving the basic substance clayed charcoal in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 <sup>(12)</sup> is to be incorporated into the EEA Agreement.
- (13) Commission Implementing Regulation (EU) 2017/438 of 13 March 2017 amending Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance abamectin <sup>(13)</sup> is to be incorporated into the EEA Agreement.
- (14) Commission Implementing Regulation (EU) 2017/555 of 24 March 2017 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of several active substances listed in Part B of the Annex to Implementing Regulation (EU) No 686/2012 (AIR IV renewal programme) <sup>(14)</sup> 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 to point 13a (Commission Implementing Regulation (EU) No 540/2011):

- **32017 R 0270**: Commission Implementing Regulation (EU) 2017/270 of 16 February 2017 (OJ L 40, 17.2.2017, p. 48),
- **32017 R 0359**: Commission Implementing Regulation (EU) 2017/359 of 28 February 2017 (OJ L 54, 1.3.2017, p. 8),
- **32017 R 0360**: Commission Implementing Regulation (EU) 2017/360 of 28 February 2017 (OJ L 54, 1.3.2017, p. 11),
- **32017 R 0375**: Commission Implementing Regulation (EU) 2017/375 of 2 March 2017 (OJ L 58, 4.3.2017, p. 3),

<sup>(9)</sup> OJ L 63, 9.3.2017, p. 91.

<sup>(10)</sup> OJ L 63, 9.3.2017, p. 95.

<sup>(11)</sup> OJ L 64, 10.3.2017, p. 4.

<sup>(12)</sup> OJ L 66, 11.3.2017, p. 1.

<sup>(13)</sup> OJ L 67, 14.3.2017, p. 67.

<sup>(14)</sup> OJ L 80, 25.3.2017, p. 1.

- **32017 R 0406**: Commission Implementing Regulation (EU) 2017/406 of 8 March 2017 (OJ L 63, 9.3.2017, p. 83),
  - **32017 R 0408**: Commission Implementing Regulation (EU) 2017/408 of 8 March 2017 (OJ L 63, 9.3.2017, p. 91),
  - **32017 R 0409**: Commission Implementing Regulation (EU) 2017/409 of 8 March 2017 (OJ L 63, 9.3.2017, p. 95),
  - **32017 R 0419**: Commission Implementing Regulation (EU) 2017/419 of 9 March 2017 (OJ L 64, 10.3.2017, p. 4),
  - **32017 R 0428**: Commission Implementing Regulation (EU) 2017/428 of 10 March 2017 (OJ L 66, 11.3.2017, p. 1),
  - **32017 R 0438**: Commission Implementing Regulation (EU) 2017/438 of 13 March 2017 (OJ L 67, 14.3.2017, p. 67),
  - **32017 R 0555**: Commission Implementing Regulation (EU) 2017/555 of 24 March 2017 (OJ L 80, 25.3.2017, p. 1).’
2. The following points are inserted after point 13zzzzzzzy (Commission Implementing Regulation (EU) 2017/407):
- ‘13zzzzzzzz. **32017 R 0357**: Commission Implementing Regulation (EU) 2017/357 of 28 February 2017 concerning the non-approval of the active substance cyclaniliprole, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market (OJ L 54, 1.3.2017, p. 4).
  - 13zzzzzzzza. **32017 R 0358**: Commission Implementing Regulation (EU) 2017/358 of 28 February 2017 confirming the conditions of approval of the active substance acrinathrin, as set out in Implementing Regulation (EU) No 540/2011 (OJ L 54, 1.3.2017, p. 6).
  - 13zzzzzzzzb. **32017 R 0375**: Commission Implementing Regulation (EU) 2017/375 of 2 March 2017 renewing the approval of the active substance prosulfuron, as a candidate for substitution, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 58, 4.3.2017, p. 3).
  - 13zzzzzzzzc. **32017 R 0377**: Commission Implementing Regulation (EU) 2017/377 of 3 March 2017 concerning the non-approval of the active substance *Pseudozyma flocculosa* strain ATCC 64874 in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market (OJ L 58, 4.3.2017, p. 11).
  - 13zzzzzzzzd. **32017 R 0406**: Commission Implementing Regulation (EU) 2017/406 of 8 March 2017 approving the low-risk active substance Mild Pepino Mosaic Virus isolate VX1, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 63, 9.3.2017, p. 83).
  - 13zzzzzzzze. **32017 R 0408**: Commission Implementing Regulation (EU) 2017/408 of 8 March 2017 approving the low-risk active substance Mild Pepino Mosaic Virus isolate VC1, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 63, 9.3.2017, p. 91).
  - 13zzzzzzzzf. **32017 R 0409**: Commission Implementing Regulation (EU) 2017/409 of 8 March 2017 approving the basic substance hydrogen peroxide in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 63, 9.3.2017, p. 95).

13zzzzzzzg. **32017 R 0419:** Commission Implementing Regulation (EU) 2017/419 of 9 March 2017 approving the basic substance *Urtica* spp. in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 64, 10.3.2017, p. 4).

13zzzzzzzh. **32017 R 0428:** Commission Implementing Regulation (EU) 2017/428 of 10 March 2017 approving the basic substance clayed charcoal in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L 66, 11.3.2017, p. 1).'

#### Article 2

The texts of Implementing Regulations (EU) 2017/270, (EU) 2017/357, (EU) 2017/358, (EU) 2017/359, (EU) 2017/360, (EU) 2017/375, (EU) 2017/377, (EU) 2017/406, (EU) 2017/408, (EU) 2017/409, (EU) 2017/419, (EU) 2017/428, (EU) 2017/438 and (EU) 2017/555 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 23 September 2017, 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, 22 September 2017.

For the EEA Joint Committee  
The President  
Sabine MONAUNI

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(\*) No constitutional requirements indicated.