

DECISION OF THE EEA JOINT COMMITTEE
No 9/2019

of 8 February 2019

**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) 2018/1023 of 23 July 2018 correcting Implementing Regulation (EU) 2017/2470 establishing the Union list of novel foods¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2018/1631 of 30 October 2018 authorising the placing on the market of cranberry extract powder as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470² is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2018/1632 of 30 October 2018 authorising the placing on the market of bovine milk basic whey protein isolate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470³ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2018/1633 of 30 October 2018 authorising the placing on the market of refined shrimp peptide concentrate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470⁴ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2018/1647 of 31 October 2018 authorising the placing on the market of egg membrane hydrolysate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470⁵ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2018/1648 of 29 October 2018 authorising the placing on the market of xylo-oligosaccharides as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and

¹ OJ L 187, 24.7.2018, p. 1.

² OJ L 272, 31.10.2018, p. 17.

³ OJ L 272, 31.10.2018, p. 23.

⁴ OJ L 272, 31.10.2018, p. 29.

⁵ OJ L 274, 5.11.2018, p. 51.

amending Commission Implementing Regulation (EU) 2017/2470⁶ 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 indents are added in point 124b (Commission Implementing Regulation (EU) 2017/2470):
 - ‘- **32018 R 1023**: Commission Implementing Regulation (EU) 2018/1023 of 23 July 2018 (OJ L 187, 24.7.2018, p. 1),
 - **32018 R 1631**: Commission Implementing Regulation (EU) 2018/1631 of 30 October 2018 (OJ L 272, 31.10.2018, p. 17),
 - **32018 R 1632**: Commission Implementing Regulation (EU) 2018/1632 of 30 October 2018 (OJ L 272, 31.10.2018, p. 23),
 - **32018 R 1633**: Commission Implementing Regulation (EU) 2018/1633 of 30 October 2018 (OJ L 272, 31.10.2018, p. 29),
 - **32018 R 1647**: Commission Implementing Regulation (EU) 2018/1647 of 31 October 2018 (OJ L 274, 5.11.2018, p. 51),
 - **32018 R 1648**: Commission Implementing Regulation (EU) 2018/1648 of 29 October 2018 (OJ L 275, 6.11.2018, p. 1).’
2. The following points are inserted after point 144 (Commission Regulation (EU) 2018/1133):
 - ‘145. **32018 R 1631**: Commission Implementing Regulation (EU) 2018/1631 of 30 October 2018 authorising the placing on the market of cranberry extract powder as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (OJ L 272, 31.10.2018, p. 17).
 - 146. **32018 R 1632**: Commission Implementing Regulation (EU) 2018/1632 of 30 October 2018 authorising the placing on the market of bovine milk basic whey protein isolate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (OJ L 272, 31.10.2018, p. 23).
 - 147. **32018 R 1633**: Commission Implementing Regulation (EU) 2018/1633 of 30 October 2018 authorising the placing on the market of refined shrimp peptide

⁶ OJ L 275, 6.11.2018, p. 1.

concentrate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (OJ L 272, 31.10.2018, p. 29).

148. **32018 R 1647**: Commission Implementing Regulation (EU) 2018/1647 of 31 October 2018 authorising the placing on the market of egg membrane hydrolysate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (OJ L 274, 5.11.2018, p. 51).
149. **32018 R 1648**: Commission Implementing Regulation (EU) 2018/1648 of 29 October 2018 authorising the placing on the market of xylo-oligosaccharides as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (OJ L 275, 6.11.2018, p. 1).’

Article 2

The texts of Implementing Regulations (EU) 2018/1023, (EU) 2018/1631, (EU) 2018/1632, (EU) 2018/1633, (EU) 2018/1647 and (EU) 2018/1648 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 February 2019, 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, 8 February 2019.

*For the EEA Joint Committee
The President*

Claude Maerten

*The Secretaries
to the EEA Joint Committee*

Hege M. Hoff

Mikołaj Karłowski

* [No constitutional requirements indicated.]