

DECISION OF THE EEA JOINT COMMITTEE
No 120/2019

of 8 May 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) 2018/1262 of 20 September 2018 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances 1-methylcyclopropene, beta-cyfluthrin, chlorothalonil, chlorotoluron, clomazone, cypermethrin, daminozide, deltamethrin, dimethenamid-p, diuron, fludioxonil, flufenacet, flurtamone, fosthiazate, indoxacarb, MCPA, MCPB, prosulfocarb, thiophanate-methyl and tribenuron¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2018/1264 of 20 September 2018 renewing the approval of the active substance pethoxamid 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 540/2011² is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2018/1265 of 20 September 2018 approving the active substance fenpicoxamid 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 Commission Implementing Regulation (EU) No 540/2011³ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2018/1266 of 20 September 2018 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances 1-decanol, 6-benzyladenine, aluminium sulfate, azadirachtin, bupirimate, carboxin, clethodim, cycloxydim, dazomet, diclofop, dithianon, dodine, fenazaquin, fluometuron, flutriafol, hexythiazox, hymexazol, indolylbutyric acid, isoxaben, lime sulphur, metaldehyde, paclobutrazol, pencycuron, sintofen, tau-fluvalinate and tebufenozide⁴ is to be incorporated into the EEA Agreement.

¹ OJ L 238, 21.9.2018, p. 62.

² OJ L 238, 21.9.2018, p. 71.

³ OJ L 238, 21.9.2018, p. 77.

⁴ OJ L 238, 21.9.2018, p. 81.

- (5) Commission Implementing Regulation (EU) 2018/1294 of 26 September 2018 concerning the non-approval of Landes pine tar as a basic substance 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 market⁵ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2018/1295 of 26 September 2018 approving the basic substance Onion oil 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 540/2011⁶ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) 2018/1495 of 8 October 2018 amending Commission Implementing Regulation (EU) No 540/2011 as regards the conditions of approval of the active substance malathion⁷ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) 2018/1500 of 9 October 2018 concerning the non-renewal of approval of the active substance thiram, and prohibiting the use and sale of seeds treated with plant protection products containing thiram, 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 Commission Implementing Regulation (EU) No 540/2011⁸ is to be incorporated into the EEA Agreement.
- (9) Commission Implementing Regulation (EU) 2018/1501 of 9 October 2018 concerning the non-renewal of approval of the active substance pymetrozine, 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 Commission Implementing Regulation (EU) No 540/2011⁹ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) 2018/1532 of 12 October 2018 concerning the non-renewal of approval of the active substance diquat, 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 Commission Implementing Regulation (EU) No 540/2011¹⁰ is to be incorporated into the EEA Agreement.
- (11) 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):

⁵ OJ L 243, 27.9.2018, p. 5.

⁶ OJ L 243, 27.9.2018, p. 7.

⁷ OJ L 253, 9.10.2018, p. 1.

⁸ OJ L 254, 10.10.2018, p. 1.

⁹ OJ L 254, 10.10.2018, p. 4.

¹⁰ OJ L 257, 15.10.2018, p. 10.

- ‘- **32018 R 1262**: Commission Implementing Regulation (EU) 2018/1262 of 20 September 2018 (OJ L 238, 21.9.2018, p. 62),
- **32018 R 1264**: Commission Implementing Regulation (EU) 2018/1264 of 20 September 2018 (OJ L 238, 21.9.2018, p. 71),
- **32018 R 1265**: Commission Implementing Regulation (EU) 2018/1265 of 20 September 2018 (OJ L 238, 21.9.2018, p. 77),
- **32018 R 1266**: Commission Implementing Regulation (EU) 2018/1266 of 20 September 2018 (OJ L 238, 21.9.2018, p. 81),
- **32018 R 1295**: Commission Implementing Regulation (EU) 2018/1295 of 26 September 2018 (OJ L 243, 27.9.2018, p. 7),
- **32018 R 1495**: Commission Implementing Regulation (EU) 2018/1495 of 8 October 2018 (OJ L 253, 9.10.2018, p. 1),
- **32018 R 1500**: Commission Implementing Regulation (EU) 2018/1500 of 9 October 2018 (OJ L 254, 10.10.2018, p. 1),
- **32018 R 1501**: Commission Implementing Regulation (EU) 2018/1501 of 9 October 2018 (OJ L 254, 10.10.2018, p. 4),
- **32018 R 1532**: Commission Implementing Regulation (EU) 2018/1532 of 12 October 2018 (OJ L 257, 15.10.2018, p. 10).’

2. The following points are inserted after point 13zzzzzzzzzb (Commission Implementing Regulation (EU) 2018/1278):

‘13zzzzzzzzzc. **32018 R 1264**: Commission Implementing Regulation (EU) 2018/1264 of 20 September 2018 renewing the approval of the active substance pethoxamid 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 238, 21.9.2018, p. 71).

13zzzzzzzzzd. **32018 R 1265**: Commission Implementing Regulation (EU) 2018/1265 of 20 September 2018 approving the active substance fenpicoxamid 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 Commission Implementing Regulation (EU) No 540/2011 (OJ L 238, 21.9.2018, p. 77).

13zzzzzzzzze. **32018 R 1294**: Commission Implementing Regulation (EU) 2018/1294 of 26 September 2018 concerning the non-approval of Landes pine tar as a basic substance 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 243, 27.9.2018, p. 5).

13zzzzzzzzzf. **32018 R 1295**: Commission Implementing Regulation (EU) 2018/1295 of 26 September 2018 approving the basic substance Onion oil 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 243, 27.9.2018, p. 7).

13zzzzzzzzg. **32018 R 1500**: Commission Implementing Regulation (EU) 2018/1500 of 9 October 2018 concerning the non-renewal of approval of the active substance thiram, and prohibiting the use and sale of seeds treated with plant protection products containing thiram, 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 Commission Implementing Regulation (EU) No 540/2011 (OJ L 254, 10.10.2018, p. 1).

13zzzzzzzzh. **32018 R 1501**: Commission Implementing Regulation (EU) 2018/1501 of 9 October 2018 concerning the non-renewal of approval of the active substance pymetrozine, 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 Commission Implementing Regulation (EU) No 540/2011 (OJ L 254, 10.10.2018, p. 4).

13zzzzzzzzi. **32018 R 1532**: Commission Implementing Regulation (EU) 2018/1532 of 12 October 2018 concerning the non-renewal of approval of the active substance diquat, 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 Commission Implementing Regulation (EU) No 540/2011 (OJ L 257, 15.10.2018, p. 10).’

Article 2

The texts of Implementing Regulations (EU) 2018/1262, (EU) 2018/1264, (EU) 2018/1265, (EU) 2018/1266, (EU) 2018/1294, (EU) 2018/1295, (EU) 2018/1495, (EU) 2018/1500, (EU) 2018/1501 and (EU) 2018/1532 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 1 June 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 May 2019.

*For the EEA Joint Committee
The President*

Claude Maerten

* [No constitutional requirements indicated.]

*The Secretaries
to the EEA Joint Committee*

Hege M. Hoff

Mikołaj Karłowski

Provisional