DECISION OF THE EEA JOINT COMMITTEE
No 210/2019
of 27 September 2019

amending Annex I (Veterinary and phytosanitary matters) and 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:

2017 on official controls and other official activities performed to ensure the
application of food and feed law, rules on animal health and welfare, plant health and
plant protection products, amending Regulations (EC) No 999/2001, (EC) No
Directives 98/58/EC, 1999/74/EC, 2007/43/EC, 2009/119/EC and 2008/120/EC, and
is to be incorporated into the EEA Agreement.

(2) Regulation (EU) 2017/625 repeals, with effect from 14 December 2019, Regulations
(EC) No 854/20042 and (EC) No 882/20043, Directives 89/608/EEC4, 89/662/EEC5,
92/438/EEC (Official Controls Regulation)1, which are incorporated into the EEA Agreement and which are
consequently to be repealed under the EEA Agreement with effect from 14 December
2019.

(3) This Decision concerns legislation containing provisions regarding plant health.
Legislation regarding plant health falls outside the scope of the EEA Agreement and
provisions regarding plant health shall therefore not apply to the EFTA States.

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4 OJ L 351, 2.12.1989, p. 34.
7 OJ L 125, 23.5.1996, p. 10.
This Decision concerns legislation containing provisions regarding live animals, other than fish and aquaculture animals. Provisions regarding live animals, other than fish and aquaculture animals, shall not apply to Iceland, as specified in paragraph 2 of the Introductory Part of Chapter I of Annex I to the EEA Agreement.

This Decision concerns legislation regarding veterinary matters, feedingstuffs and foodstuffs. Legislation regarding veterinary matters, feedingstuffs and 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 sectoral adaptations to Annex I and the introduction to Chapter XII of Annex II to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.

Annexes I and II to the EEA Agreement should therefore be amended accordingly, HAS ADOPTED THIS DECISION:

Article 1

Annex I to the EEA Agreement shall be amended as follows:

1. The following is inserted after point 11a (Commission Implementing Decision (EU) 2015/1918) in Part 1.1 of Chapter I:


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

(a) The provisions of the Regulation shall not apply to the field of plant health in the EFTA States.

(b) Article 27(3) shall apply with the following adaptations:

i. The EFTA States shall simultaneously with the EU Member States take measures corresponding to those taken by the latter on the basis of the relevant implementing acts adopted pursuant to this provision.

ii. In the case of any difficulty relating to the application of the implementing act the EFTA State concerned shall immediately report the matter to the EEA Joint Committee.
iii. The application of this provision is without prejudice to the possibility of an EFTA State taking unilateral protective measures pending the adoption of the acts mentioned in paragraph i.

iv. The EEA Joint Committee may take note of the implementing acts.

(c) In Articles 44(5) and 76(1), the words “or in accordance with Icelandic and Norwegian customs procedures” shall be added after the words “that Regulation”.

(d) In Article 64(1), the words “or in accordance with Icelandic and Norwegian customs procedures,” shall be inserted after the words “Regulation (EU) No 952/2013”.

(e) Notwithstanding the provisions of Protocol 1 to this Agreement, in Article 108(1) and (2) the words “and the EFTA Surveillance Authority when it concerns an EFTA State,” shall be added after the words “the Commission”.

(f) Article 124 shall not apply to the EFTA States.

(g) Notwithstanding the provisions of Protocol 1 to this Agreement, in Article 141(1) the words “or the EFTA Surveillance Authority with regard to the EFTA States,” shall be added after the words “the Commission”.

(h) In Annex I the following shall be added:

“29. The territory of Iceland.

30. The territory of the Kingdom of Norway with the exception of Svalbard.”

This act applies to Iceland for the areas referred to in paragraph 2 of the Introductory Part.’


‘, as amended by:


4. The following is inserted after point 31p (Commission Decision 2008/654/EC) of Chapter II:

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

(a) The provisions of the Regulation shall not apply to the field of plant health in the EFTA States.

(b) Article 27(3) shall apply with the following adaptations:

i. The EFTA States shall simultaneously with the EU Member States take measures corresponding to those taken by the latter on the basis of the relevant implementing acts adopted pursuant to this provision.

ii. In the case of any difficulty relating to the application of the implementing act the EFTA State concerned shall immediately report the matter to the EEA Joint Committee.

iii. The application of this provision is without prejudice to the possibility of an EFTA State taking unilateral protective measures pending the adoption of the acts mentioned in paragraph i.

iv. The EEA Joint Committee may take note of the implementing acts.

(c) In Articles 44(5) and 76(1), the words “or in accordance with Icelandic and Norwegian customs procedures” shall be added after the words “that Regulation”.

(d) In Article 64(1), the words “or in accordance with Icelandic and Norwegian customs procedures,” shall be inserted after the words “Regulation (EU) No 952/2013”.

(e) Notwithstanding the provisions of Protocol 1 to this Agreement, in Article 108(1) and (2) the words “, and the EFTA Surveillance Authority when it concerns an EFTA State,” shall be added after the words “the Commission”.

(f) Article 124 shall not apply to the EFTA States.

(g) Notwithstanding the provisions of Protocol 1 to this Agreement, in Article 141(1) the words “, or the EFTA Surveillance Authority with
regard to the EFTA States,” shall be added after the words “the Commission”.

(h) In Annex I the following shall be added:

“29. The territory of Iceland.

30. The territory of the Kingdom of Norway with the exception of Svalbard.”


Article 2

Annex II to the EEA Agreement shall be amended as follows:

1. The following is inserted after point 163 (Commission Regulation (EU) 2017/2158) of Chapter XII:


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

(a) The provisions of the Regulation shall not apply to the field of plant health in the EFTA States.

(b) Article 27(3) shall apply with the following adaptations:

i. The EFTA States shall simultaneously with the EU Member States take measures corresponding to those taken by the latter on the
basis of the relevant implementing acts adopted pursuant to this provision.

ii. In the case of any difficulty relating to the application of the implementing act the EFTA State concerned shall immediately report the matter to the EEA Joint Committee.

iii. The application of this provision is without prejudice to the possibility of an EFTA State taking unilateral protective measures pending the adoption of the acts mentioned in paragraph i.

iv. The EEA Joint Committee may take note of the implementing acts.

(c) In Articles 44(5) and 76(1), the words “, or in accordance with Icelandic and Norwegian customs procedures” shall be added after the words “that Regulation”.

(d) In Article 64(1), the words “, or in accordance with Icelandic and Norwegian customs procedures,” shall be inserted after the words “Regulation (EU) No 952/2013”.

(e) Notwithstanding the provisions of Protocol 1 to this Agreement, in Article 108(1) and (2) the words “, and the EFTA Surveillance Authority when it concerns an EFTA State,” shall be added after the words “the Commission”.

(f) Article 124 shall not apply to the EFTA States.

(g) Notwithstanding the provisions of Protocol 1 to this Agreement, in Article 141(1) the words “, or the EFTA Surveillance Authority with regard to the EFTA States,” shall be added after the words “the Commission”.

(h) In Annex I the following shall be added:

“29. The territory of Iceland.
30. The territory of the Kingdom of Norway with the exception of Svalbard.”


Article 3

The text of Regulation (EU) 2017/625 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 4
This Decision shall enter into force on the day following the last notification under Article 103(1) of the EEA*.

Article 5
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, 27 September 2019.

For the EEA Joint Committee
The President

Gunnar Pálsson

The Secretaries
To the EEA Joint Committee

Hege M. Hoff       Mikolaj Karłowski

* [Constitutional requirements indicated.]