

DECISION OF THE EEA JOINT COMMITTEE
No 12/2021

of 5 February 2021

amending Annex I (Veterinary and phytosanitary matters) 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) 2020/148 of 3 February 2020 concerning the authorisation of robenidine hydrochloride (Robenz 66G) as a feed additive for chickens for fattening and amending Regulation (EC) No 1800/2004 (holder of authorisation Zoetis SA)¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2020/149 of 4 February 2020 concerning the renewal of the authorisation of *Saccharomyces cerevisiae* CNCM I-1077 as a feed additive for lambs and horses and repealing Regulations (EC) No 1293/2008 and (EC) No 910/2009 (holder of authorisation Danstar Ferment AG represented in the Union by Lallemand SAS)² is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2020/150 of 4 February 2020 concerning the authorisation of the preparation of 6-phytase produced by *Komagataella phaffii* CGMCC 12056 as a feed additive for chickens for fattening, chickens reared for laying and for breeding and minor poultry species for fattening or reared for laying or for breeding purposes (holder of authorisation Andrés Pinaluba S.A.)³ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2020/151 of 4 February 2020 concerning the authorisation of *Pediococcus acidilactici* CNCM I-4622 as a feed additive for all porcine species for fattening and for breeding other than sows, all avian species, all fish species and all crustaceans and repealing Regulations (EC) No 911/2009, (EU) No 1120/2010 and (EU) No 212/2011 and Implementing Regulations (EU) No 95/2013, (EU) No 413/2013 and (EU) 2017/2299 (holder of authorisation Danstar Ferment AG represented in the Union by Lallemand SAS)⁴ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2020/157 of 5 February 2020 concerning the authorisation of tartrazine as a feed additive for dogs, cats, ornamental fish, grain-eating ornamental birds and small rodents⁵ is to be incorporated into the EEA Agreement.

¹ OJ L 33, 5.2.2020, p. 1.

² OJ L 33, 5.2.2020, p. 5.

³ OJ L 33, 5.2.2020, p. 9.

⁴ OJ L 33, 5.2.2020, p. 12.

⁵ OJ L 34, 6.2.2020, p. 15.

- (6) Commission Implementing Regulation (EU) 2020/159 of 5 February 2020 concerning the renewal of the authorisation of *Enterococcus faecium* DSM 7134 as a feed additive for weaned piglets and pigs for fattening and repealing Regulation (EC) No 538/2007 (holder of authorisation Lactosan Starterkulturen GmbH & Co)⁶ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) 2020/160 of 5 February 2020 concerning the authorisation of the preparation of oregano oil, caraway oil, carvacrol, methyl salicylate and L-menthol as a feed additive for weaned piglets (holder of authorisation Biomin GmbH)⁷ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) 2020/161 of 5 February 2020 concerning the renewal of the authorisation of *Bacillus subtilis* DSM 17299 as a feed additive for chickens for fattening and repealing Regulation (EC) No 1137/2007 (holder of authorisation Chr. Hansen A/S)⁸ is to be incorporated into the EEA Agreement.
- (9) Commission Implementing Regulation (EU) 2020/162 of 5 February 2020 concerning the authorisation of the preparation of *Saccharomyces cerevisiae* CNCM I-1079 as a feed additive for turkeys for fattening (holder of authorisation Danstar Ferment AG represented by Lallemand SAS)⁹ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) 2020/163 of 5 February 2020 concerning the authorisation of a preparation of muramidase produced by *Trichoderma reesei* DSM 32338 as a feed additive for turkeys for fattening, turkeys reared for breeding, chickens reared for breeding and other poultry species reared for breeding (holder of authorisation DSM Nutritional Products Ltd. represented in the Union by DSM Nutritional Products Sp. Z o.o.)¹⁰ is to be incorporated into the EEA Agreement.
- (11) Commission Implementing Regulation (EU) 2020/164 of 5 February 2020 concerning the authorisation of 6-phytase produced by *Schizosaccharomyces pombe* (ATCC 5233) as a feed additive for all avian species and all swine species and repealing Regulation (EC) No 379/2009 (holder of authorisation Danisco (UK) Ltd, trading as Danisco Animal Nutrition and represented by Genencor International B.V.)¹¹ is to be incorporated into the EEA Agreement.
- (12) Commission Implementing Regulation (EU) 2020/165 of 5 February 2020 concerning the authorisation of endo-1,4-beta-mannanase produced by *Paenibacillus lentus* DSM 32052 as a feed additive for chickens for fattening, for chickens reared for laying, turkeys for fattening or reared for breeding and for minor poultry species and repealing Regulation (EC) No 786/2007 (holder of authorisation Elanco GmbH)¹² is to be incorporated into the EEA Agreement.
- (13) Commission Implementing Regulation (EU) 2020/166 of 5 February 2020 concerning the renewal of the authorisation of 6-phytase produced by *Schizosaccharomyces pombe* (ATCC 5233) as a feed additive for chickens for fattening, laying hens, turkeys for fattening, ducks for fattening, weaned piglets, pigs for fattening and sows and repealing Regulation (EC) No 785/2007 (holder of authorisation Danisco (UK) Ltd, trading as

⁶ OJ L 34, 6.2.2020, p. 22.

⁷ OJ L 34, 6.2.2020, p. 25.

⁸ OJ L 34, 6.2.2020, p. 28.

⁹ OJ L 34, 6.2.2020, p. 31.

¹⁰ OJ L 34, 6.2.2020, p. 34.

¹¹ OJ L 34, 6.2.2020, p. 37.

¹² OJ L 34, 6.2.2020, p. 40.

Danisco Animal Nutrition and represented by Genencor International B.V.)¹³ is to be incorporated into the EEA Agreement.

- (14) Commission Implementing Regulation (EU) 2020/172 of 6 February 2020 concerning the renewal of the authorisation of 3-phytase produced by *Aspergillus niger* (CBS 101.672) as a feed additive for piglets (weaned), pigs for fattening, sows, chickens for fattening, turkeys for fattening, laying hens, ducks and all other minor avian species, ornamental birds and the new authorisation for chickens reared for laying or for breeding purposes, turkeys reared for breeding or breeding hens and suckling piglets and repealing Regulations (EC) No 243/2007, (EC) No 1142/2007, (EC) No 165/2008, (EC) No 505/2008 and (EU) No 327/2010 (holder of authorisation BASF SE)¹⁴ is to be incorporated into the EEA Agreement.
- (15) Commission Implementing Regulation (EU) 2020/173 of 6 February 2020 concerning the authorisation of brilliant blue FCF as a feed additive for cats and dogs¹⁵ is to be incorporated into the EEA Agreement.
- (16) Commission Implementing Regulation (EU) 2020/180 of 7 February 2020 concerning the authorisation of a preparation of *Bacillus subtilis* KCCM 10673P and *Aspergillus oryzae* KCTC 10258BP as a feed additive for all animal species¹⁶ is to be incorporated into the EEA Agreement.
- (17) Implementing Regulation (EU) 2020/149 repeals Commission Regulations (EC) No 1293/2008¹⁷ and (EC) No 910/2009¹⁸, which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement.
- (18) Implementing Regulation (EU) 2020/151 repeals Commission Regulations (EC) No 911/2009¹⁹, (EU) No 1120/2010²⁰ and (EU) No 212/2011²¹ and Commission Implementing Regulations (EU) No 95/2013²², (EU) No 413/2013²³ and (EU) 2017/2299²⁴ which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement.
- (19) Implementing Regulation (EU) 2020/159 repeals Commission Regulation (EC) No 538/2007²⁵, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (20) Implementing Regulation (EU) 2020/161 repeals Commission Regulation (EC) No 1137/2007²⁶, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.

¹³ OJ L 34, 6.2.2020, p. 43.

¹⁴ OJ L 35, 7.2.2020, p. 6.

¹⁵ OJ L 35, 7.2.2020, p. 9.

¹⁶ OJ L 37, 10.2.2020, p. 5.

¹⁷ OJ L 340, 19.12.2008, p. 38.

¹⁸ OJ L 257, 30.9.2009, p. 7.

¹⁹ OJ L 257, 30.9.2009, 10.

²⁰ OJ L 317, 3.12.2010, p. 12.

²¹ OJ L 59, 4.3.2011, p. 1.

²² OJ L 33, 2.2.2013, p. 19.

²³ OJ L 125, 7.5.2013, p. 1.

²⁴ OJ L 329, 13.12.2017, p. 33.

²⁵ OJ L 128, 16.5.2007, p. 16.

²⁶ OJ L 256, 2.10.2007, p. 5.

- (21) Implementing Regulation (EU) 2020/164 repeals Commission Regulation (EC) No 379/2009²⁷, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (22) Implementing Regulation (EU) 2020/165 repeals Commission Regulation (EC) No 786/2007²⁸, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (23) Implementing Regulation (EU) 2020/166 repeals Commission Regulation (EC) No 785/2007²⁹, which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (24) Implementing Regulation (EU) 2020/172 repeals Commission Regulations (EC) No 243/2007³⁰, (EC) No 1142/2007³¹, (EC) No 165/2008³², (EC) No 505/2008³³ and (EU) No 327/2010³⁴, which are incorporated into the EEA Agreement and which are consequently to be repealed under the EEA Agreement.
- (25) This Decision concerns legislation regarding feedingstuffs. Legislation regarding feedingstuffs 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 to the EEA Agreement. This Decision is therefore not to apply to Liechtenstein.
- (26) Annex I to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following indent is added in point 1zzd (Commission Regulation (EC) No 1800/2004):
 - ‘- **32020 R 0148:** Commission Implementing Regulation (EU) 2020/148 of 3 February 2020 (OJ L 33, 5.2.2020, p. 1).’
2. The following points are added after point 331 (Commission Implementing Regulation (EU) 2020/1034):
 - ‘332. **32020 R 0148:** Commission Implementing Regulation (EU) 2020/148 of 3 February 2020 concerning the authorisation of robenidine hydrochloride (Robenz 66G) as a feed additive for chickens for fattening and amending Regulation (EC) No 1800/2004 (holder of authorisation Zoetis SA) (OJ L 33, 5.2.2020, p. 1).
 - 333. **32020 R 0149:** Commission Implementing Regulation (EU) 2020/149 of 4 February 2020 concerning the renewal of the authorisation of *Saccharomyces*

²⁷ OJ L 116, 9.5.2009, p. 6.

²⁸ OJ L 175, 5.7.2007, p. 8.

²⁹ OJ L 175, 5.7.2007, p. 5.

³⁰ OJ L 73, 13.3.2007, p. 4.

³¹ OJ L 256, 2.10.2007, p. 20.

³² OJ L 50, 23.2.2008, p. 8.

³³ OJ L 149, 7.6.2008, p. 33.

³⁴ OJ L 100, 22.4.2010, p. 3.

cerevisiae CNCM I-1077 as a feed additive for lambs and horses and repealing Regulations (EC) No 1293/2008 and (EC) No 910/2009 (holder of authorisation Danstar Ferment AG represented in the Union by Lallemand SAS) (OJ L 33, 5.2.2020, p. 5).

334. **32020 R 0150:** Commission Implementing Regulation (EU) 2020/150 of 4 February 2020 concerning the authorisation of the preparation of 6-phytase produced by *Komagataella phaffii* CGMCC 12056 as a feed additive for chickens for fattening, chickens reared for laying and for breeding and minor poultry species for fattening or reared for laying or for breeding purposes (holder of authorisation Andrés Pinaluba S.A.) (OJ L 33, 5.2.2020, p. 9).
335. **32020 R 0151:** Commission Implementing Regulation (EU) 2020/151 of 4 February 2020 concerning the authorisation of *Pediococcus acidilactici* CNCM I-4622 as a feed additive for all porcine species for fattening and for breeding other than sows, all avian species, all fish species and all crustaceans and repealing Regulations (EC) No 911/2009, (EU) No 1120/2010 and (EU) No 212/2011 and Implementing Regulations (EU) No 95/2013, (EU) No 413/2013 and (EU) 2017/2299 (holder of authorisation Danstar Ferment AG represented in the Union by Lallemand SAS) (OJ L 33, 5.2.2020, p. 12).
336. **32020 R 0157:** Commission Implementing Regulation (EU) 2020/157 of 5 February 2020 concerning the authorisation of tartrazine as a feed additive for dogs, cats, ornamental fish, grain-eating ornamental birds and small rodents (OJ L 34, 6.2.2020, p. 15).
337. **32020 R 0159:** Commission Implementing Regulation (EU) 2020/159 of 5 February 2020 concerning the renewal of the authorisation of *Enterococcus faecium* DSM 7134 as a feed additive for weaned piglets and pigs for fattening and repealing Regulation (EC) No 538/2007 (holder of authorisation Lactosan Starterkulturen GmbH & Co) (OJ L 34, 6.2.2020, p. 22).
338. **32020 R 0160:** Commission Implementing Regulation (EU) 2020/160 of 5 February 2020 concerning the authorisation of the preparation of oregano oil, caraway oil, carvacrol, methyl salicylate and L-menthol as a feed additive for weaned piglets (holder of authorisation Biomin GmbH) (OJ L 34, 6.2.2020, p. 25).
339. **32020 R 0161:** Commission Implementing Regulation (EU) 2020/161 of 5 February 2020 concerning the renewal of the authorisation of *Bacillus subtilis* DSM 17299 as a feed additive for chickens for fattening and repealing Regulation (EC) No 1137/2007 (holder of authorisation Chr. Hansen A/S) (OJ L 34, 6.2.2020, p. 28).
340. **32020 R 0162:** Commission Implementing Regulation (EU) 2020/162 of 5 February 2020 concerning the authorisation of the preparation of *Saccharomyces cerevisiae* CNCM I-1079 as a feed additive for turkeys for fattening (holder of authorisation Danstar Ferment AG represented by Lallemand SAS) (OJ L 34, 6.2.2020, p. 31).
341. **32020 R 0163:** Commission Implementing Regulation (EU) 2020/163 of 5 February 2020 concerning the authorisation of a preparation of muramidase produced by *Trichoderma reesei* DSM 32338 as a feed additive for turkeys for fattening, turkeys reared for breeding, chickens reared for breeding and other

poultry species reared for breeding (holder of authorisation DSM Nutritional Products Ltd. represented in the Union by DSM Nutritional Products Sp. Z o.o) (OJ L 34, 6.2.2020, p. 34).

342. **32020 R 0164:** Commission Implementing Regulation (EU) 2020/164 of 5 February 2020 concerning the authorisation of 6-phytase produced by *Schizosaccharomyces pombe* (ATCC 5233) as a feed additive for all avian species and all swine species and repealing Regulation (EC) No 379/2009 (holder of authorisation Danisco (UK) Ltd, trading as Danisco Animal Nutrition and represented by Genencor International B.V.) (OJ L 34, 6.2.2020, p. 37).
 343. **32020 R 0165:** Commission Implementing Regulation (EU) 2020/165 of 5 February 2020 concerning the authorisation of endo-1,4-beta-mannanase produced by *Paenibacillus lentus* DSM 32052 as a feed additive for chickens for fattening, for chickens reared for laying, turkeys for fattening or reared for breeding and for minor poultry species and repealing Regulation (EC) No 786/2007 (holder of authorisation Elanco GmbH) (OJ L 34, 6.2.2020, p. 40).
 344. **32020 R 0166:** Commission Implementing Regulation (EU) 2020/166 of 5 February 2020 concerning the renewal of the authorisation of 6-phytase produced by *Schizosaccharomyces pombe* (ATCC 5233) as a feed additive for chickens for fattening, laying hens, turkeys for fattening, ducks for fattening, weaned piglets, pigs for fattening and sows and repealing Regulation (EC) No 785/2007 (holder of authorisation Danisco (UK) Ltd, trading as Danisco Animal Nutrition and represented by Genencor International B.V.) (OJ L 34, 6.2.2020, p. 43).
 345. **32020 R 0172:** Commission Implementing Regulation (EU) 2020/172 of 6 February 2020 concerning the renewal of the authorisation of 3-phytase produced by *Aspergillus niger* (CBS 101.672) as a feed additive for piglets (weaned), pigs for fattening, sows, chickens for fattening, turkeys for fattening, laying hens, ducks and all other minor avian species, ornamental birds and the new authorisation for chickens reared for laying or for breeding purposes, turkeys reared for breeding or breeding hens and suckling piglets and repealing Regulations (EC) No 243/2007, (EC) No 1142/2007, (EC) No 165/2008, (EC) No 505/2008 and (EU) No 327/2010 (holder of authorisation BASF SE) (OJ L 35, 7.2.2020, p. 6).
 346. **32020 R 0173:** Commission Implementing Regulation (EU) 2020/173 of 6 February 2020 concerning the authorisation of brilliant blue FCF as a feed additive for cats and dogs (OJ L 35, 7.2.2020, p. 9).
 347. **32020 R 0180:** Commission Implementing Regulation (EU) 2020/180 of 7 February 2020 concerning the authorisation of a preparation of *Bacillus subtilis* KCCM 10673P and *Aspergillus oryzae* KCTC 10258BP as a feed additive for all animal species (OJ L 37, 10.2.2020, p. 5).
3. The texts of points 1zzzn (Commission Regulation (EC) No 243/2007), 1zzzv (Commission Regulation (EC) No 785/2007), 1zzzw (Commission Regulation (EC) No 786/2007), 1zzzy (Commission Regulation (EC) No 1137/2007), 1zzzzz (Commission Regulation (EC) No 379/2009), 1zzzzd (Commission Regulation (EC) No 1142/2007), 1zzzzk (Commission Regulation (EC) No 165/2008), 1zzzzp (Commission Regulation (EC) No 505/2008), 1zzzzzf (Commission Regulation (EC)

No 1293/2008), 1zzzzp (Commission Regulation (EC) No 910/2009), 2s (Commission Regulation (EU) No 1120/2010), 2w (Commission Regulation (EU) No 212/2011), 1zzzs (Commission Regulation (EC) No 538/2007), 1zzzzq (Commission Regulation (EC) No 911/2009), 75 (Commission Implementing Regulation (EU) No 95/2013), 83 (Commission Implementing Regulation (EU) No 413/2013) and 235 (Commission Implementing Regulation (EU) 2017/2299) are deleted.

4. The eighth indent of point 1zzm (Commission Regulation (EC) No 1200/2005) and the fifth indent of point 1zzs (Commission Regulation (EC) No 2036/2005) are deleted.

Article 2

The texts of Implementing Regulations (EU) 2020/148, (EU) 2020/149, (EU) 2020/150, (EU) 2020/151, (EU) 2020/157, (EU) 2020/159, (EU) 2020/160, (EU) 2020/161, (EU) 2020/162, (EU) 2020/163, (EU) 2020/164, (EU) 2020/165, (EU) 2020/166, (EU) 2020/172, (EU) 2020/173 and (EU) 2020/180 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 6 February 2021, 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, 5 February 2021.

*For the EEA Joint Committee
The President*

Clara Ganslandt

*The Secretaries
To the EEA Joint Committee*

Hege M. Hoff Mikołaj Karłowski

* No constitutional requirements indicated.