

DECISION OF THE EEA JOINT COMMITTEE
No 388/2021

of 10 December 2021

amending Annex IX (Financial services) 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) Regulation (EU) 2021/168 of the European Parliament and of the Council of 10 February 2021 amending Regulation (EU) 2016/1011 as regards the exemption of certain third-country spot foreign exchange benchmarks and the designation of replacements for certain benchmarks in cessation, and amending Regulation (EU) No 648/2012¹ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2021/1847 of 14 October 2021 on the designation of a statutory replacement for certain settings of CHF LIBOR² is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2021/1848 of 21 October 2021 on the designation of a replacement for the benchmark Euro overnight index average³ is to be incorporated into the EEA Agreement.
- (4) Annex IX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

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

1. The following indent is added in point 31l (Regulation (EU) 2016/1011 of the European Parliament and of the Council):
‘- **32021 R 0168**: Regulation (EU) 2021/168 of the European Parliament and of the Council of 10 February 2021 (OJ L 49, 12.2.2021, p. 6).’
2. The following points are inserted after point 31lq (Commission Delegated Regulation (EU) 2018/1646):
‘31lza. **32021 R 1847**: Commission Implementing Regulation (EU) 2021/1847 of 14 October 2021 on the designation of a statutory replacement for certain settings of CHF LIBOR (OJ L 374, 22.10.2021, p. 1).’

¹ OJ L 49, 12.2.2021, p. 6.

² OJ L 374, 22.10.2021, p. 1.

³ OJ L 374, 22.10.2021, p. 6.

311zb. **32021 R 1848**: Commission Implementing Regulation (EU) 2021/1848 of 21 October 2021 on the designation of a replacement for the benchmark Euro overnight index average (OJ L 374, 22.10.2021, p. 6).’

Article 2

The texts of Regulation (EU) 2021/168 and Implementing Regulations (EU) 2021/1847 and (EU) 2021/1848 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 the day following the last notification under Article 103(1) of the EEA Agreement*.

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, 10 December 2021.

*For the EEA Joint Committee
The President*

Rolf Einar Fife

*The Secretaries
To the EEA Joint Committee*

Hege M. Hoff

Mikołaj Karłowski

* Constitutional requirements indicated.