

DECISION OF THE EEA JOINT COMMITTEE No 312/2022
of 9 December 2022
amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement
[2023/1254]

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) 2021/2049 of 24 November 2021 renewing the approval of the active substance cypermethrin as a candidate for substitution 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 ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2021/2068 of 25 November 2021 amending Implementing Regulation (EU) No 540/2011 as regards the extension of the approval periods of the active substances benfluralin, dimoxystrobin, fluazinam, flutolanil, mecoprop-P, mepiquat, metiram, oxamyl and pyraclostrobin ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2021/2081 of 26 November 2021 concerning the non-renewal of approval of the active substance indoxacarb, 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 ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2022/4 of 4 January 2022 approving the active substance *Purpureocillium lilacinum* strain PL11 as a low-risk 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, and amending Commission Implementing Regulation (EU) No 540/2011 ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2022/19 of 7 January 2022 renewing the approval of the active substance *Purpureocillium lilacinum* strain 251 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 ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2022/43 of 13 January 2022 renewing the approval of the active substance flumioxazin 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 Annexes to Commission Implementing Regulation (EU) No 540/2011 and to Implementing Regulation (EU) 2015/408 ⁽⁶⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 420, 25.11.2021, p. 6.

⁽²⁾ OJ L 421, 26.11.2021, p. 25.

⁽³⁾ OJ L 426, 29.11.2021, p. 28.

⁽⁴⁾ OJ L 1, 5.1.2022, p. 5.

⁽⁵⁾ OJ L 5, 10.1.2022, p. 9.

⁽⁶⁾ OJ L 9, 14.1.2022, p. 7.

- (7) Commission Implementing Regulation (EU) 2022/159 of 4 February 2022 approving the low-risk active substance *Bacillus amyloliquefaciens* strain IT-45 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 ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) 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:

- The following indents are added in point 13a (Commission Implementing Regulation (EU) No 540/2011):
 - **32021 R 2049**: Commission Implementing Regulation (EU) 2021/2049 of 24 November 2021 (OJ L 420, 25.11.2021, p. 6),
 - **32021 R 2068**: Commission Implementing Regulation (EU) 2021/2068 of 25 November 2021 (OJ L 421, 26.11.2021, p. 25),
 - **32021 R 2081**: Commission Implementing Regulation (EU) 2021/2081 of 26 November 2021 (OJ L 426, 29.11.2021, p. 28),
 - **32022 R 0004**: Commission Implementing Regulation (EU) 2022/4 of 4 January 2022 (OJ L 1, 5.1.2022, p. 5),
 - **32022 R 0019**: Commission Implementing Regulation (EU) 2022/19 of 7 January 2022 (OJ L 5, 10.1.2022, p. 9),
 - **32022 R 0043**: Commission Implementing Regulation (EU) 2022/43 of 13 January 2022 (OJ L 9, 14.1.2022, p. 7),
 - **32022 R 0159**: Commission Implementing Regulation (EU) 2022/159 of 4 February 2022 (OJ L 26, 7.2.2022, p. 7).⁷
- The following indent is added in point 13zzzzt (Commission Implementing Regulation (EU) 2015/408):
 - **32022 R 0043**: Commission Implementing Regulation (EU) 2022/43 of 13 January 2022 (OJ L 9, 14.1.2022, p. 7).⁷
- The following points are inserted after point 13zzzzzzzzzzzzf (Commission Implementing Regulation (EU) 2021/1451):
 - ‘13zzzzzzzzzzzzg. **32021 R 2049**: Commission Implementing Regulation (EU) 2021/2049 of 24 November 2021 renewing the approval of the active substance cypermethrin as a candidate for substitution 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 420, 25.11.2021, p. 6).
 - 13zzzzzzzzzzzzh. **32021 R 2081**: Commission Implementing Regulation (EU) 2021/2081 of 26 November 2021 concerning the non-renewal of approval of the active substance indoxacarb, 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 426, 29.11.2021, p. 28).
 - 13zzzzzzzzzzzzi. **32022 R 0004**: Commission Implementing Regulation (EU) 2022/4 of 4 January 2022 approving the active substance *Purpureocillium lilacinum* strain PL11 as a low-risk 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, and amending Commission Implementing Regulation (EU) No 540/2011 (OJ L 1, 5.1.2022, p. 5).

⁽⁷⁾ OJ L 26, 7.2.2022, p. 7.

- 13ZZZZZZZZZZZj. **32022 R 0019:** Commission Implementing Regulation (EU) 2022/19 of 7 January 2022 renewing the approval of the active substance *Purpureocillium lilacinum* strain 251 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 5, 10.1.2022, p. 9).
- 13ZZZZZZZZZZZk. **32022 R 0043:** Commission Implementing Regulation (EU) 2022/43 of 13 January 2022 renewing the approval of the active substance flumioxazin 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 Annexes to Commission Implementing Regulation (EU) No 540/2011 and to Implementing Regulation (EU) 2015/408 (OJ L 9, 14.1.2022, p. 7).
- 13ZZZZZZZZZZZl. **32022 R 0159:** Commission Implementing Regulation (EU) 2022/159 of 4 February 2022 approving the low-risk active substance *Bacillus amyloliquefaciens* strain IT-45 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 26, 7.2.2022, p. 7).'

Article 2

The texts of Implementing Regulations (EU) 2021/2049, (EU) 2021/2068, (EU) 2021/2081, (EU) 2022/4, (EU) 2022/19, (EU) 2022/43 and (EU) 2022/159 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 10 December 2022, 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, 9 December 2022.

For the EEA Joint Committee
The President
Kristján Andri STEFÁNSSON

* No constitutional requirements indicated.