



2023/2343

26.10.2023

DECISION OF THE EEA JOINT COMMITTEE No 35/2023

of 17 March 2023

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement [2023/2343]

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) 2022/1412 of 19 August 2022 concerning the authorisation of ylang ylang essential oil from *Cananga odorata* (Lam) Hook f. & Thomson as a feed additive for all animal species ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) 2022/1417 of 22 August 2022 concerning the authorisation of a preparation of *Lactobacillus acidophilus* CECT 4529 as a feed additive for all poultry species and categories, other than laying hens and chickens for fattening, and for ornamental birds and amending Implementing Regulation (EU) 2017/2275 (holder of authorisation: Centro Sperimentale del Latte S.r.l.) ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) 2022/1419 of 22 August 2022 concerning the authorisation of buchu leaf essential oil from *Agathosma betulina* (P.J. Bergius) Pillans as a feed additive for all animal species ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) 2022/1420 of 22 August 2022 concerning the authorisation of L-glutamic acid and monosodium glutamate produced by *Corynebacterium glutamicum* NITE BP-01681 as feed additives for all animal species ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) 2022/1421 of 22 August 2022 concerning the authorisation of expressed orange essential oil, distilled orange essential oil and folded orange oils from *Citrus sinensis* (L.) Osbeck as feed additives for all animal species ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) 2022/1442 of 31 August 2022 amending Implementing Regulation (EU) 2017/1490 as regards the terms of authorisation of manganese chelate of amino acids hydrate as a feed additive for all animal species ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) 2022/1445 of 31 August 2022 amending Implementing Regulation (EU) 2018/1039 as regards the terms of authorisation of copper (II) chelate of amino acids hydrate as a feed additive for all animal species ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) 2022/1452 of 1 September 2022 concerning the authorisation of 3-ethylcyclopentan-1,2-dione, 4-hydroxy-2,5-dimethylfuran-3(2H)-one, 4,5-dihydro-2-methylfuran-3(2H)-one, eugenol, 1-methoxy-4-(prop-1(trans)-enyl)benzene, α -pentylcinnamaldehyde, α -hexylcinnamaldehyde and 2-acetylpyridine as feed additives for certain animal species ⁽⁸⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 217, 22.8.2022, p. 1.

⁽²⁾ OJ L 218, 23.8.2022, p. 3.

⁽³⁾ OJ L 218, 23.8.2022, p. 12.

⁽⁴⁾ OJ L 218, 23.8.2022, p. 17.

⁽⁵⁾ OJ L 218, 23.8.2022, p. 27.

⁽⁶⁾ OJ L 227, 1.9.2022, p. 117.

⁽⁷⁾ OJ L 227, 1.9.2022, p. 127.

⁽⁸⁾ OJ L 228, 2.9.2022, p. 17.

- (9) Commission Implementing Regulation (EU) 2022/1453 of 1 September 2022 concerning the authorisation of 6-phytase produced by *Komagataella pastoris* (DSM 23036) as a feed additive for all avian species and for all pigs and repealing Implementing Regulation (EU) No 98/2012 (holder of authorisation Huvepharma EOOD) ⁽⁹⁾ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) 2022/1469 of 5 September 2022 concerning the authorisation of L-lysine sulphate produced by *Escherichia coli* CGMCC 7.398 as a feed additive for all animal species ⁽¹⁰⁾ is to be incorporated into the EEA Agreement.
- (11) Commission Implementing Regulation (EU) 2022/1471 of 5 September 2022 concerning the authorisation of lanthanum carbonate octahydrate as a feed additive for cats (holder of authorisation Porus GmbH) ⁽¹¹⁾ is to be incorporated into the EEA Agreement.
- (12) Commission Implementing Regulation (EU) 2022/1472 of 5 September 2022 concerning the authorisation of manganese lysinate sulphate as a feed additive for all animal species ⁽¹²⁾ is to be incorporated into the EEA Agreement.
- (13) Commission Implementing Regulation (EU) 2022/1492 of 8 September 2022 concerning the authorisation of L-valine produced by *Escherichia coli* CCTCC M2020321 as a feed additive for all animal species ⁽¹³⁾ is to be incorporated into the EEA Agreement.
- (14) Commission Implementing Regulation (EU) 2022/1493 of 8 September 2022 concerning the authorisation of L-methionine produced by *Corynebacterium glutamicum* KCCM 80245 and *Escherichia coli* KCCM 80246 as feed additives for all animal species ⁽¹⁴⁾ is to be incorporated into the EEA Agreement.
- (15) 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.
- (16) 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 text of point 2zza (Commission Implementing Regulation (EU) No 98/2012) is replaced by the following:

‘**32022 R 1453:** Commission Implementing Regulation (EU) 2022/1453 of 1 September 2022 concerning the authorisation of 6-phytase produced by *Komagataella pastoris* (DSM 23036) as a feed additive for all avian species and for all pigs and repealing Implementing Regulation (EU) No 98/2012 (holder of authorisation Huvepharma EOOD) (OJ L 228, 2.9.2022, p. 30).’

2. The following is added in point 222 (Commission Implementing Regulation (EU) 2017/1490):

‘, as amended by:

— **32022 R 1442:** Commission Implementing Regulation (EU) 2022/1442 of 31 August 2022 (OJ L 227, 1.9.2022, p. 117).’

⁽⁹⁾ OJ L 228, 2.9.2022, p. 30.

⁽¹⁰⁾ OJ L 231, 6.9.2022, p. 105.

⁽¹¹⁾ OJ L 231, 6.9.2022, p. 113.

⁽¹²⁾ OJ L 231, 6.9.2022, p. 116.

⁽¹³⁾ OJ L 234, 9.9.2022, p. 14.

⁽¹⁴⁾ OJ L 234, 9.9.2022, p. 18.

3. The following is added in point 233 (Commission Implementing Regulation (EU) 2017/2275):

‘, as amended by:

— **32022 R 1417**: Commission Implementing Regulation (EU) 2022/1417 of 22 August 2022 (OJ L 218, 23.8.2022, p. 3).’

4. The following is added in point 262 (Commission Implementing Regulation (EU) 2018/1039):

‘, as amended by:

— **32022 R 1445**: Commission Implementing Regulation (EU) 2022/1445 of 31 August 2022 (OJ L 227, 1.9.2022, p. 127).’

5. The following points shall be inserted after point 463 (Commission Implementing Regulation (EU) 2022/1490):

‘464. **32022 R 1412**: Commission Implementing Regulation (EU) 2022/1412 of 19 August 2022 concerning the authorisation of ylang ylang essential oil from *Cananga odorata* (Lam) Hook f. & Thomson as a feed additive for all animal species (OJ L 217, 22.8.2022, p. 1).

465. **32022 R 1417**: Commission Implementing Regulation (EU) 2022/1417 of 22 August 2022 concerning the authorisation of a preparation of *Lactobacillus acidophilus* CECT 4529 as a feed additive for all poultry species and categories, other than laying hens and chickens for fattening, and for ornamental birds and amending Implementing Regulation (EU) 2017/2275 (holder of authorisation: Centro Sperimentale del Latte S.r.l.) (OJ L 218, 23.8.2022, p. 3).

466. **32022 R 1419**: Commission Implementing Regulation (EU) 2022/1419 of 22 August 2022 concerning the authorisation of buchu leaf essential oil from *Agathosma betulina* (P.J. Bergius) Pillans as a feed additive for all animal species (OJ L 218, 23.8.2022, p. 12).

467. **32022 R 1420**: Commission Implementing Regulation (EU) 2022/1420 of 22 August 2022 concerning the authorisation of L-glutamic acid and monosodium glutamate produced by *Corynebacterium glutamicum* NITE BP-01681 as feed additives for all animal species (OJ L 218, 23.8.2022, p. 17).

468. **32022 R 1421**: Commission Implementing Regulation (EU) 2022/1421 of 22 August 2022 concerning the authorisation of expressed orange essential oil, distilled orange essential oil and folded orange oils from *Citrus sinensis* (L.) Osbeck as feed additives for all animal species (OJ L 218, 23.8.2022, p. 27).

469. **32022 R 1452**: Commission Implementing Regulation (EU) 2022/1452 of 1 September 2022 concerning the authorisation of 3-ethylcyclopentan-1,2-dione, 4-hydroxy-2,5-dimethylfuran-3(2H)-one, 4,5-dihydro-2-methylfuran-3(2H)-one, eugenol, 1-methoxy-4-(prop-1(trans)-enyl)benzene, α -pentylcinnamaldehyde, α -hexylcinnamaldehyde and 2-acetylpyridine as feed additives for certain animal species (OJ L 228, 2.9.2022, p. 17).

470. **32022 R 1469**: Commission Implementing Regulation (EU) 2022/1469 of 5 September 2022 concerning the authorisation of L-lysine sulphate produced by *Escherichia coli* CGMCC 7.398 as a feed additive for all animal species (OJ L 231, 6.9.2022, p. 105).

471. **32022 R 1471**: Commission Implementing Regulation (EU) 2022/1471 of 5 September 2022 concerning the authorisation of lanthanum carbonate octahydrate as a feed additive for cats (holder of authorisation Porus GmbH) (OJ L 231, 6.9.2022, p. 113).

472. **32022 R 1472**: Commission Implementing Regulation (EU) 2022/1472 of 5 September 2022 concerning the authorisation of manganese lysinate sulphate as a feed additive for all animal species (OJ L 231, 6.9.2022, p. 116).

473. **32022 R 1492**: Commission Implementing Regulation (EU) 2022/1492 of 8 September 2022 concerning the authorisation of L-valine produced by *Escherichia coli* CCTCC M2020321 as a feed additive for all animal species (OJ L 234, 9.9.2022, p. 14).

474. **32022 R 1493**: Commission Implementing Regulation (EU) 2022/1493 of 8 September 2022 concerning the authorisation of L-methionine produced by *Corynebacterium glutamicum* KCCM 80245 and *Escherichia coli* KCCM 80246 as feed additives for all animal species (OJ L 234, 9.9.2022, p. 18).’

Article 2

The texts of Implementing Regulations (EU) 2022/1412, (EU) 2022/1417, (EU) 2022/1419, (EU) 2022/1420, (EU) 2022/1421, (EU) 2022/1442, (EU) 2022/1445, (EU) 2022/1452, (EU) 2022/1453, (EU) 2022/1469, (EU) 2022/1471, (EU) 2022/1472, (EU) 2022/1492 and (EU) 2022/1493 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 18 March 2023, 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, 17 March 2023.

For the EEA Joint Committee
The President
Nicolas VON LINGEN

* No constitutional requirements indicated.