



2023/2333

26.10.2023

**DECISION OF THE EEA JOINT COMMITTEE No 46/2023**  
**of 17 March 2023**  
**amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement**  
**[2023/2333]**

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 Delegated Directive (EU) 2021/1047 of 5 March 2021 amending Directive 2009/43/EC of the European Parliament and of the Council as regards the updating of the list of defence-related products in line with the updated Common Military List of the European Union of 17 February 2020 <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) By virtue of Decision of the EEA Joint Committee No 111/2013 of 14 June 2013 <sup>(2)</sup>, Delegated Directive (EU) 2021/1047 does not apply to Liechtenstein.
- (3) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

The following indent is added in point 3q (Directive 2009/43/EC of the European Parliament and of the Council) of Chapter XIX of Annex II to the EEA Agreement:

‘- **32021 L 1047**: Commission Delegated Directive (EU) 2021/1047 of 5 March 2021 (OJ L 225, 25.6.2021, p. 69).’

*Article 2*

The text of Delegated Directive (EU) 2021/1047 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

<sup>(1)</sup> OJ L 225, 25.6.2021, p. 69.

<sup>(2)</sup> OJ L 318, 28.11.2013, p. 12.

\* No constitutional requirements indicated.