



2023/2241

9.11.2023

**DECISION OF THE EEA JOINT COMMITTEE No 86/2023**

**of 28 April 2023**

**amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement  
[2023/2241]**

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 Decision (EU) 2022/2325 of 24 November 2022 not approving 1,2-benzisothiazol-3(2H)-one (BIT) as an active substance for use in biocidal products of product-type 10 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council <sup>(1)</sup> is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Decision (EU) 2022/2326 of 24 November 2022 not approving epsilon-metofluthrin as an active substance for use in biocidal products of product-type 19 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council <sup>(2)</sup> is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Decision (EU) 2022/2327 of 24 November 2022 not approving chloramin B as an active substance for use in biocidal products of product-types 2, 3, 4 and 5 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council <sup>(3)</sup> is to be incorporated into the EEA Agreement.
- (4) Annex II to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

The following points are inserted after point 12zzzzzzzzzo (Commission Implementing Decision (EU) 2022/1485) of Chapter XV of Annex II to the EEA Agreement:

- 12zzzzzzzzp. **32022 D 2325:** Commission Implementing Decision (EU) 2022/2325 of 24 November 2022 not approving 1,2-benzisothiazol-3(2H)-one (BIT) as an active substance for use in biocidal products of product-type 10 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 307, 28.11.2022, p. 267).
- 12zzzzzzzzq. **32022 D 2326:** Commission Implementing Decision (EU) 2022/2326 of 24 November 2022 not approving epsilon-metofluthrin as an active substance for use in biocidal products of product-type 19 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 307, 28.11.2022, p. 269).
- 12zzzzzzzzr. **32022 D 2327:** Commission Implementing Decision (EU) 2022/2327 of 24 November 2022 not approving chloramin B as an active substance for use in biocidal products of product-types 2, 3, 4 and 5 in accordance with Regulation (EU) No 528/2012 of the European Parliament and of the Council (OJ L 307, 28.11.2022, p. 271).'

<sup>(1)</sup> OJ L 307, 28.11.2022, p. 267.

<sup>(2)</sup> OJ L 307, 28.11.2022, p. 269.

<sup>(3)</sup> OJ L 307, 28.11.2022, p. 271.

*Article 2*

The texts of Implementing Decisions (EU) 2022/2325, (EU) 2022/2326 and (EU) 2022/2327 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 29 April 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, 28 April 2023.

For the EEA Joint Committee  
The President  
Nicolas VON LINGEN

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\* No constitutional requirements indicated.