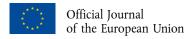
9.11.2023



# 2023/2246

# DECISION OF THE EEA JOINT COMMITTEE No 91/2023

### of 28 April 2023

# amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement [2023/2246]

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area ("the EEA Agreement"), and in particular Article 98 thereof,

#### Whereas:

- Commission Implementing Regulation (EU) 2022/456 of 21 March 2022 approving the basic substance chitosan 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 Implementing Regulation (EU) No 540/2011 (1) is to be incorporated into the EEA Agreement.
- Commission Implementing Regulation (EU) 2022/489 of 25 March 2022 amending Implementing Regulation (EU) (2) No 540/2011 as regards the approval periods of the active substances flubendiamide, L-ascorbic acid, spinetoram and spirotetramat (2) is to be incorporated into the EEA Agreement.
- Commission Implementing Regulation (EU) 2022/496 of 28 March 2022 approving the low-risk active substance (3) Spodoptera exigua multicapsid nucleopolyhedrovirus (SeMNPV), isolate BV-0004 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.
- Commission Implementing Regulation (EU) 2022/782 of 18 May 2022 withdrawing the approval of the active (4) substance isopyrazam 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, amending Commission Implementing Regulation (EU) No 540/2011 and repealing Implementing Regulation (EU) No 1037/2012 (4) is to be incorporated into the EEA Agreement.
- Implementing Regulation (EU) 2022/782 repeals Commission Implementing Regulation (EU) No 1037/2012 (3), (5) which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- Annex II to the EEA Agreement should therefore be amended accordingly, (6)

HAS ADOPTED THIS DECISION:

### Article 1

Chapter XV of Annex II to the EEA Agreement shall be amended as follows:

- 1. Point 13a (Commission Implementing Regulation (EU) No 540/2011) is amended as follows:
  - (i) The text of the fortieth indent (Commission Implementing Regulation (EU) No 1037/2012) is deleted;

<sup>(1)</sup> OJ L 93, 22.3.2022, p. 138.

<sup>(2)</sup> OJ L 100, 28.3.2022, p. 7.

<sup>(3)</sup> OJ L 101, 29.3.2022, p. 1.

<sup>(4)</sup> OJ L 140, 19.5.2022, p. 3.

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- (ii) The following indents are added in point 13a:
  - 4— 32022 R 0456: Commission Implementing Regulation (EU) 2022/456 of 21 March 2022 (OJ L 93, 22.3.2022, p. 138),
  - 32022 R 0489: Commission Implementing Regulation (EU) 2022/489 of 25 March 2022 (OJ L 100, 28.3.2022, p. 7),
  - 32022 R 0496: Commission Implementing Regulation (EU) 2022/496 of 28 March 2022 (OJ L 101, 29.3.2022, p. 1),
  - 32022 R 0782: Commission Implementing Regulation (EU) 2022/782 of 18 May 2022 (OJ L 140, 19.5.2022, p. 3).'.
- 2. The text of point 13zs (Commission Implementing Regulation (EU) No 1037/2012) is replaced by the following:
  - '32022 R 0782: Commission Implementing Regulation (EU) 2022/782 of 18 May 2022 withdrawing the approval of the active substance isopyrazam 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, amending Commission Implementing Regulation (EU) No 540/2011 and repealing Implementing Regulation (EU) No 1037/2012 (OJ L 140, 19.5.2022, p. 3).'.
- 3. The following points are inserted after point 13zzzzzzzzzzz (Commission Implementing Regulation (EU) 2022/501):
  - '13zzzzzzzzzzw. **32022 R 0456**: Commission Implementing Regulation (EU) 2022/456 of 21 March 2022 approving the basic substance chitosan 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 Implementing Regulation (EU) No 540/2011 (OJ L 93, 22.3.2022, p. 138).

### Article 2

The texts of Implementing Regulations (EU) 2022/456, (EU) 2022/489, (EU) 2022/496 and (EU) 2022/782 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.

<sup>\*</sup> No constitutional requirements indicated.

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Done at Brussels, 28 April 2023.

For the EEA Joint Committee
The President
Nicolas VON LINGEN