

DECISION OF THE EEA JOINT COMMITTEE**No 158/2018****of 6 July 2018****amending Annex XVII (Intellectual Property) to the EEA Agreement [2021/219]**

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) Regulation (EU) 2017/1128 of the European Parliament and of the Council of 14 June 2017 on cross-border portability of online content services in the internal market ⁽¹⁾, as corrected by OJ L 198, 28.7.2017, p. 42, is to be incorporated into the EEA Agreement.
- (2) Annex XVII to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following is inserted after point 11 (Directive 2014/26/EU of the European Parliament and of the Council) of Annex XVII to the EEA Agreement:

- '12. **32017 R 1128**: Regulation (EU) 2017/1128 of the European Parliament and of the Council of 14 June 2017 on cross-border portability of online content services in the internal market (OJ L 168, 30.6.2017, p. 1), as corrected by OJ L 198, 28.7.2017, p. 42.

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) in Article 2(5) of the Regulation, the term "Articles 56 and 57 TFEU" shall read "Articles 36 and 37 of the EEA Agreement";
- (b) in Article 9(2) of the Regulation, the words "2 June 2018" shall read "two months and one day after the date of entry into force of the EEA Joint Committee No 158/2018 of 6 July 2018".'

Article 2

The text of Regulation (EU) 2017/1128, as corrected by OJ L 198, 28.7.2017, p. 42, 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 7 July 2018, 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, 6 July 2018.

For the EEA Joint Committee
The President
Oda Helen SLETNES

⁽¹⁾ OJ L 168, 30.6.2017, p. 1.

(*) Constitutional requirements indicated.