

III

(Other acts)

EUROPEAN ECONOMIC AREA

DECISION OF THE EEA JOINT COMMITTEE

No 153/2013

of 8 October 2013

amending Annex I (Veterinary and phytosanitary matters) to the EEA Agreement

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) No 1195/2012 of 13 December 2012 concerning the authorisation of a preparation of endo-1,4-beta-xylanase produced by *Trichoderma koningii* (MUCL 39203) for turkeys for fattening and turkeys reared for breeding (holder of authorisation Lyven) ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) No 1196/2012 of 13 December 2012 amending Regulation (EU) No 9/2010 as regards the minimum content of a preparation of endo-1,4-beta-xylanase produced by *Trichoderma reesei* (ATCC PTA 5588) as a feed additive in feed for laying hens (holder of authorisation Danisco Animal Nutrition) ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) No 1206/2012 of 14 December 2012 concerning the authorisation of a preparation of endo-1,4-beta-xylanase produced by *Aspergillus oryzae* (DSM 10287) as a feed additive for poultry for fattening, weaned piglets and pigs for fattening and amending Regulations (EC) No 1332/2004 and (EC) No 2036/2005 (holder of the authorisation DSM Nutritional Products) ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) No 1265/2012 of 17 December 2012 amending Implementing Regulation (EU) No 837/2012 as regards the minimum activity of a preparation of 6-phytase produced by *Aspergillus oryzae* (DSM 22594) as feed additive for poultry, weaned piglets, pigs for fattening and sows (holder of authorisation DSM Nutritional Products) ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Regulation (EU) No 51/2013 of 16 January 2013 amending Regulation (EC) No 152/2009 as regards the methods of analysis for the determination of constituents of animal origin for the official control of feed ⁽⁵⁾, as corrected by OJ L 62, 6.3.2013, p. 36, is to be incorporated into the EEA Agreement.
- (6) Commission Regulation (EU) No 68/2013 of 16 January 2013 on the Catalogue of feed materials ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) No 95/2013 of 1 February 2013 concerning the authorisation of a preparation of *Pediococcus acidilactici* CNCM MA 18/5M as a feed additive for all fish other than salmonids (holder of authorisation Lallemand SAS) ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) No 96/2013 of 1 February 2013 concerning the authorisation of a preparation of *Lactobacillus buchneri* NCIMB 30139 and of a preparation of *Lactobacillus casei* ATCC PTA 6135 as feed additives for all animal species ⁽⁸⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 342, 14.12.2012, p. 23.⁽²⁾ OJ L 342, 14.12.2012, p. 25.⁽³⁾ OJ L 347, 15.12.2012, p. 12.⁽⁴⁾ OJ L 356, 22.12.2012, p. 61.⁽⁵⁾ OJ L 20, 23.1.2013, p. 33.⁽⁶⁾ OJ L 29, 30.1.2013, p. 1.⁽⁷⁾ OJ L 33, 2.2.2013, p. 19.⁽⁸⁾ OJ L 33, 2.2.2013, p. 21.

- (9) Commission Implementing Regulation (EU) No 103/2013 of 4 February 2013 amending Regulation (EC) No 786/2007 as regards the name of the holder of the authorisation of a preparation of endo-1,4-beta-mannanase EC 3.2.1.78 (Hemicell) ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) No 105/2013 of 4 February 2013 amending Implementing Regulation (EU) No 371/2011 as regards the name of the holder of the authorisation of dimethylglycine sodium salt ⁽²⁾ is to be incorporated into the EEA Agreement.
- (11) Commission Regulation (EU) No 107/2013 of 5 February 2013 amending Annex I to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels for melamine in canned pet food ⁽³⁾ is to be incorporated into the EEA Agreement.
- (12) Commission Implementing Regulation (EU) No 159/2013 of 21 February 2013 concerning the authorisation of a preparation of sodium benzoate, propionic acid and sodium propionate as a feed additive for pigs, poultry, bovine, sheep, goats, rabbits and horses and amending Regulations (EC) No 1876/2006 and (EC) No 757/2007 ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (13) Commission Implementing Regulation (EU) No 160/2013 of 21 February 2013 amending Regulations (EC) No 162/2003, (EC) No 971/2008, (EU) No 1118/2010 and (EU) No 169/2011 and Implementing Regulation (EU) No 888/2011 as regards the name of the holder of the authorisation of diclazuril in animal feed ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (14) Commission Implementing Regulation (EU) No 161/2013 of 21 February 2013 concerning the authorisation of a preparation of sodium hydroxide as a feed additive for cats, dogs and ornamental fish ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (15) Regulation (EU) No 68/2013 repeals Commission Regulation (EU) No 575/2011 ⁽⁷⁾ which is incorporated into the EEA Agreement and which is consequently to be repealed under the EEA Agreement.
- (16) 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.
- (17) 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 following is added in point 1zu (Commission Regulation (EC) No 1332/2004):

‘, as amended by:

— **32012 R 1206**: Commission Implementing Regulation (EU) No 1206/2012 of 14 December 2012 (OJ L 347, 15.12.2012, p. 12).’;

- (2) the following indent is added in point 1zzs (Commission Regulation (EC) No 2036/2005):

— **32012 R 1206**: Commission Implementing Regulation (EU) No 1206/2012 of 14 December 2012 (OJ L 347, 15.12.2012, p. 12).’;

- (3) the following indent is added in point 1zzzf (Commission Regulation (EC) No 1876/2006):

— **32013 R 0159**: Commission Implementing Regulation (EU) No 159/2013 of 21 February 2013 (OJ L 49, 22.2.2013, p. 47).’;

- (4) the following is added in point 1zzzu (Commission Regulation (EC) No 757/2007):

‘, as amended by:

— **32013 R 0159**: Commission Implementing Regulation (EU) No 159/2013 of 21 February 2013 (OJ L 49, 22.2.2013, p. 47).’;

⁽¹⁾ OJ L 34, 5.2.2013, p. 12.

⁽²⁾ OJ L 34, 5.2.2013, p. 15.

⁽³⁾ OJ L 35, 6.2.2013, p. 1.

⁽⁴⁾ OJ L 49, 22.2.2013, p. 47.

⁽⁵⁾ OJ L 49, 22.2.2013, p. 50.

⁽⁶⁾ OJ L 49, 22.2.2013, p. 52.

⁽⁷⁾ OJ L 159, 17.6.2011, p. 25.

- (5) the following is added in point 1zzzw (Commission Regulation (EC) No 786/2007):
- ‘, as amended by:
- **32013 R 0103**: Commission Implementing Regulation (EU) No 103/2013 of 4 February 2013 (OJ L 34, 5.2.2013, p. 12).’;
- (6) the following is added in points 1zzzzt (Commission Regulation (EC) No 971/2008), 2q (Commission Regulation (EU) No 1118/2010), 2zo (Commission Implementing Regulation (EU) No 888/2011) and 2zv (Commission Regulation (EU) No 169/2011):
- ‘, as amended by:
- **32013 R 0160**: Commission Implementing Regulation (EU) No 160/2013 of 21 February 2013 (OJ L 49, 22.2.2013, p. 50).’;
- (7) the following is added in point 1zzzzzx (Commission Regulation (EU) No 9/2010):
- ‘, as amended by:
- **32012 R 1196**: Commission Implementing Regulation (EU) No 1196/2012 of 13 December 2012 (OJ L 342, 14.12.2012, p. 25).’;
- (8) the following is added in point 2za (Commission Implementing Regulation (EU) No 371/2011):
- ‘, as amended by:
- **32013 R 0105**: Commission Implementing Regulation (EU) No 105/2013 of 4 February 2013 (OJ L 34, 5.2.2013, p. 15).’;
- (9) the following indent is added in point 31o (Commission Regulation (EC) No 152/2009):
- ‘— **32013 R 0051**: Commission Regulation (EU) No 51/2013 of 16 January 2013 (OJ L 20, 23.1.2013, p. 33), as corrected by OJ L 62, 6.3.2013, p. 36.’;
- (10) the following indent is added in point 33 (Directive 2002/32/EC of the European Parliament and of the Council):
- ‘— **32013 R 0107**: Commission Regulation (EU) No 107/2013 of 5 February 2013 (OJ L 35, 6.2.2013, p. 1).’;
- (11) the following indent is added in point 37 (Commission Regulation (EC) No 162/2003):
- ‘— **32013 R 0160**: Commission Implementing Regulation (EU) No 160/2013 of 21 February 2013 (OJ L 49, 22.2.2013, p. 50).’;
- (12) the text of point 51 (Commission Regulation (EU) No 575/2011) is replaced by the following:
- ‘**32013 R 0068**: Commission Regulation (EU) No 68/2013 of 16 January 2013 on the Catalogue of feed materials (OJ L 29, 30.1.2013, p. 1).’;
- (13) the following is added in point 55 (Commission Implementing Regulation (EU) No 837/2012):
- ‘, as amended by:
- **32012 R 1265**: Commission Implementing Regulation (EU) No 1265/2012 of 17 December 2012 (OJ L 356, 22.12.2012, p. 61).’;
- (14) the following points are inserted after point 72 (Commission Implementing Regulation (EU) No 1119/2012):
- ‘73. **32012 R 1195**: Commission Implementing Regulation (EU) No 1195/2012 of 13 December 2012 concerning the authorisation of a preparation of endo-1,4-beta-xylanase produced by *Trichoderma koningii* (MUCL 39203) for turkeys for fattening and turkeys reared for breeding (holder of authorisation Lyven) (OJ L 342, 14.12.2012, p. 23).
74. **32012 R 1206**: Commission Implementing Regulation (EU) No 1206/2012 of 14 December 2012 concerning the authorisation of a preparation of endo-1,4-beta-xylanase produced by *Aspergillus oryzae* (DSM 10287) as a feed additive for poultry for fattening, weaned piglets and pigs for fattening and amending Regulations (EC) No 1332/2004 and (EC) No 2036/2005 (holder of the authorisation DSM Nutritional Products) (OJ L 347, 15.12.2012, p. 12).
75. **32013 R 0095**: Commission Implementing Regulation (EU) No 95/2013 of 1 February 2013 concerning the authorisation of a preparation of *Pedococcus acidilactici* CNCM MA 18/5M as a feed additive for all fish other than salmonids (holder of authorisation Lallemand SAS) (OJ L 33, 2.2.2013, p. 19).

76. **32013 R 0096**: Commission Implementing Regulation (EU) No 96/2013 of 1 February 2013 concerning the authorisation of a preparation of *Lactobacillus buchneri* NCIMB 30139 and of a preparation of *Lactobacillus casei* ATTC PTA 6135 as feed additives for all animal species (OJ L 33, 2.2.2013, p. 21).
77. **32013 R 0159**: Commission Implementing Regulation (EU) No 159/2013 of 21 February 2013 concerning the authorisation of a preparation of sodium benzoate, propionic acid and sodium propionate as a feed additive for pigs, poultry, bovines, sheep, goats, rabbits and horses and amending Regulations (EC) No 1876/2006 and (EC) No 757/2007 (OJ L 49, 22.2.2013, p. 47).
78. **32013 R 0161**: Commission Implementing Regulation (EU) No 161/2013 of 21 February 2013 concerning the authorisation of a preparation of sodium hydroxide as a feed additive for cats, dogs and ornamental fish (OJ L 49, 22.2.2013, p. 52).'

Article 2

The texts of Implementing Regulations (EU) No 1195/2012, (EU) No 1196/2012, (EU) No 1206/2012, (EU) No 1265/2012, Regulations (EU) No 51/2013, as corrected by OJ L 62,

6.3.2013, p. 36, (EU) No 68/2013, Implementing Regulations (EU) No 95/2013, (EU) No 96/2013, (EU) No 103/2013, (EU) No 105/2013, Regulation (EU) No 107/2013, Implementing Regulations (EU) No 159/2013, (EU) No 160/2013 and (EU) No 161/2013 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 9 October 2013, 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, 8 October 2013.

For the EEA Joint Committee

The President

Thórir IBSEN

(*) No constitutional requirements indicated.