



DECISION OF THE EEA JOINT COMMITTEE No 70/2025
of 14 March 2025
amending Annex IX (Financial services) to the EEA Agreement [2025/986]

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) 2019/2033 of the European Parliament and of the Council of 27 November 2019 on the prudential requirements of investment firms and amending Regulations (EU) No 1093/2010, (EU) No 575/2013, (EU) No 600/2014 and (EU) No 806/2014 ⁽¹⁾, as corrected by OJ L 20, 24.1.2020, p. 26 and OJ L 405, 2.12.2020, p. 79, is to be incorporated into the EEA Agreement.
- (2) Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 on the prudential supervision of investment firms and amending Directives 2002/87/EC, 2009/65/EC, 2011/61/EU, 2013/36/EU, 2014/59/EU and 2014/65/EU ⁽²⁾, as corrected by OJ L 405, 2.12.2020, p. 84, is to be incorporated into the EEA Agreement.
- (3) Annex IX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex IX to the EEA Agreement shall be amended as follows:

1. The text of point 14 (Directive 2013/36/EU of the European Parliament and of the Council) is amended as follows:
 - (i) the title of the act is replaced by the following:

'Directive 2013/36/EU of the European Parliament and of the Council of 26 June 2013 on access to the activity of credit institutions and the prudential supervision of credit institutions, amending Directive 2002/87/EC and repealing Directives 2006/48/EC and 2006/49/EC';
 - (ii) the following indent is added:

— **32019 L 2034:** Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 (OJ L 314, 5.12.2019, p. 64), as corrected by OJ L 405, 2.12.2020, p. 84;'
 - (iii) the text of adaptation (p) is replaced by the following:

'In Article 134(2), the words "or, in case of a notification from an EFTA State, to the EFTA Surveillance Authority" shall be inserted after the word "Commission".'
2. The text of point 14a (Regulation (EU) No 575/2013 of the European Parliament and of the Council) is amended as follows:
 - (i) the title of the act is replaced by the following:

'Regulation (EU) No 575/2013 of the European Parliament and of the Council of 26 June 2013 on prudential requirements for credit institutions and amending Regulation (EU) No 648/2012';

⁽¹⁾ OJ L 314, 5.12.2019, p. 1.

⁽²⁾ OJ L 314, 5.12.2019, p. 64.

(ii) the following indent is added:

‘— **32019 R 2033:** Regulation (EU) 2019/2033 of the European Parliament and of the Council of 27 November 2019 (OJ L 314, 5.12.2019, p. 1), as corrected by OJ L 20, 24.1.2020, p. 26 and OJ L 405, 2.12.2020, p. 79.’.

3. The following indent is added in points 19b (Directive 2014/59/EU of the European Parliament and of the Council), 30 (Directive 2009/65/EC of the European Parliament and of the Council) and 31bb (Directive 2011/61/EU of the European Parliament and of the Council):

‘— **32019 L 2034:** Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 (OJ L 314, 5.12.2019, p. 64), as corrected by OJ L 405, 2.12.2020, p. 84.’.

4. Point 31ea (Directive 2002/87/EC of the European Parliament and of the Council) is amended as follows:

(i) the following indent is added:

‘— **32019 L 2034:** Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 (OJ L 314, 5.12.2019, p. 64), as corrected by OJ L 405, 2.12.2020, p. 84.’;

(ii) the adaptation is numbered as adaptation (a);

(iii) the following adaptation is inserted after adaptation (a)

‘(b) In Article 2(7), the words “Union legal acts” shall be replaced by “provisions of the EEA Agreement”.’.

5. The following is inserted after point 19br (Commission Delegated Regulation (EU) 2021/1340):

‘19c. **32019 R 2033:** Regulation (EU) 2019/2033 of the European Parliament and of the Council of 27 November 2019 on the prudential requirements of investment firms and amending Regulations (EU) No 1093/2010, (EU) No 575/2013, (EU) No 600/2014 and (EU) No 806/2014 (OJ L 314, 5.12.2019, p. 1), as corrected by OJ L 20, 24.1.2020, p. 26 and OJ L 405, 2.12.2020, p. 79.

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

(a) In Article 57, as regards the EFTA States, the words “26 June 2021” shall read “the date of entry into force of Decision of the EEA Joint Committee No 70/2025 of 14 March 2025”.

(b) In Articles 57(6), 58 and 59, as regards the EFTA States, the words “25 December 2019” shall read “the date of entry into force of Decision of the EEA Joint Committee No 70/2025 of 14 March 2025”.

(c) In Article 65, the words “Union acts” shall be replaced by the words “provisions of the EEA Agreement”.

(d) In Article 66, as regards the EFTA States:

(i) in paragraph 2, the words “26 June 2021” shall read “the date of entry into force of Decision of the EEA Joint Committee No 70/2025 of 14 March 2025 or a date designated under national law no later than 26 June 2025”;

(ii) paragraph 3 shall, as regards the EFTA States, not apply.

19d. **32019 L 2034:** Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 on the prudential supervision of investment firms and amending Directives 2002/87/EC, 2009/65/EC, 2011/61/EU, 2013/36/EU, 2014/59/EU and 2014/65/EU (OJ L 314, 5.12.2019, p. 64), as corrected by OJ L 405, 2.12.2020, p. 84.

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

(a) Notwithstanding the provisions of Protocol 1 to this Agreement, and unless otherwise provided for in this Agreement, the terms Member States(s) and competent authorities shall be understood to include, in addition to their meaning in the Directive, the EFTA States and their competent authorities, respectively.

- (b) References to the powers of EBA under Article 19 of Regulation (EU) No 1093/2010 of the European Parliament and of the Council in the Directive shall be understood as referring, in the cases provided for and in accordance with point 31g of this Annex, to the powers of the EFTA Surveillance Authority as regards the EFTA States.
 - (c) The following shall be added after the words “other parties to the ESFS” in point (a) of paragraph 2 of Article 7:

“. Competent authorities of the EU Member States shall cooperate with the competent authorities of the EFTA States in the same manner”.
 - (d) The following paragraph shall be added in Article 7:

“3. The EFTA States shall ensure that competent authorities cooperate with trust and full mutual respect, in particular when ensuring the exchange of appropriate, reliable and exhaustive information between them and the parties to the ESFS and the EFTA Surveillance Authority.”.
 - (e) In Article 10, the words “Union legal acts” shall be replaced by “provisions of the EEA Agreement”.
 - (f) Articles 16 and 56 shall not apply to the EFTA States.
 - (g) In Article 65, the words “Union acts” shall be replaced by “provisions of the EEA Agreement”.
 - (h) In Article 67, as regards the EFTA States:
 - (i) the words “26 June 2021” shall read “the date of entry into force of Decision of the EEA Joint Committee No 70/2025 of 14 March 2025 or a date designated under national law no later than 26 June 2025”;
 - (ii) in paragraph 1, second subparagraph, the words “However, Member States shall apply the measures necessary to comply with point (6) of Article 62 as regards Article 8a(3) of Directive 2013/36/EU by 27 December 2020, and the measures necessary to comply with point (5) of Article 64 from 26 March 2020.” shall not apply.’
6. Point 31ba (Directive 2014/65/EU of the European Parliament and of the Council) is amended as follows:
- (i) the following indent is added:

‘— **32019 L 2034:** Directive (EU) 2019/2034 of the European Parliament and of the Council of 27 November 2019 (OJ L 314, 5.12.2019, p. 64), as corrected by OJ L 405, 2.12.2020, p. 84.’;
 - (ii) adaptation (g) shall be replaced with the following:

‘In Article 41:

 - (i) in paragraph 2, the words “Union firms” shall be replaced with the words “firms in the EEA”;
 - (ii) in paragraph 3, the words “EU counterparties” shall be replaced with the words “EEA counterparties”.’
 - (iii) the following adaptation is inserted after adaptation (m):

‘(n) In Article 95a, as regards the EFTA States, the words “25 December 2019” shall read “the date of entry into force of Decision of the EEA Joint Committee No 70/2025 of 14 March 2025”.’
7. The following indent is added in points 31baa (Regulation (EU) No 600/2014 of the European Parliament and of the Council) and 31g (Regulation (EU) No 1093/2010 of the European Parliament and of the Council):
- ‘— **32019 R 2033:** Regulation (EU) 2019/2033 of the European Parliament and of the Council of 27 November 2019 (OJ L 314, 5.12.2019, p. 1), as corrected by OJ L 20, 24.1.2020, p. 26 and OJ L 405, 2.12.2020, p. 79.’.

Article 2

The texts of Regulation (EU) 2019/2033, as corrected by OJ L 20, 24.1.2020, p. 26 and OJ L 405, 2.12.2020, p. 79, and Directive (EU) 2019/2034, as corrected by OJ L 405, 2.12.2020, p. 84, 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 15 March 2025, 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, 14 March 2025.

For the EEA Joint Committee
The President
Nicolas VON LINGEN

(*) Constitutional requirements indicated.