

DECISION OF THE EEA JOINT COMMITTEE

No 206/2012

of 7 December 2012

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 81/2012 of 31 January 2012 concerning the denial of authorisation of *Lactobacillus pentosus* (DSM 14025) as a feed additive ⁽¹⁾ is to be incorporated into the EEA Agreement.
- (2) Commission Implementing Regulation (EU) No 91/2012 of 2 February 2012 concerning the authorisation of *Bacillus subtilis* (CBS 117 162) as a feed additive for weaned piglets and pigs for fattening (holder of authorisation Krka d.d.) ⁽²⁾ is to be incorporated into the EEA Agreement.
- (3) Commission Implementing Regulation (EU) No 93/2012 of 3 February 2012 concerning the authorisation of *Lactobacillus plantarum* (DSM 8862 and DSM 8866) as a feed additive for all animal species ⁽³⁾ is to be incorporated into the EEA Agreement.
- (4) Commission Implementing Regulation (EU) No 98/2012 of 7 February 2012 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Pichia pastoris* (DSM 23036) as a feed additive for chickens and turkeys for fattening, chickens reared for laying, turkeys reared for breeding, laying hens, other avian species for fattening and laying, weaned piglets, pigs for fattening and sows (holder of authorisation Huvepharma AD) ⁽⁴⁾ is to be incorporated into the EEA Agreement.
- (5) Commission Implementing Regulation (EU) No 118/2012 of 10 February 2012 amending Regulations (EC) No 2380/2001, (EC) No 1289/2004, (EC) No 1455/2004, (EC) No 1800/2004, (EC) No 600/2005, (EU) No 874/2010, Implementing Regulations (EU) No 388/2011, (EU) No 532/2011 and (EU) No 900/2011 as regards the name of the holder of the authorisation of certain additives in animal feed and correcting Implementing Regulation (EU) No 532/2011 ⁽⁵⁾ is to be incorporated into the EEA Agreement.
- (6) Commission Implementing Regulation (EU) No 131/2012 of 15 February 2012 concerning the authorisation of a preparation of caraway oil, lemon oil with certain dried herbs and spices as a feed additive for weaned piglets (holder of authorisation Delacon Biotechnik GmbH) ⁽⁶⁾ is to be incorporated into the EEA Agreement.
- (7) Commission Implementing Regulation (EU) No 136/2012 of 16 February 2012 concerning the authorisation of sodium bisulphate as feed additive for pets and other non-food producing animals ⁽⁷⁾ is to be incorporated into the EEA Agreement.
- (8) Commission Implementing Regulation (EU) No 140/2012 of 17 February 2012 concerning the authorisation of monensin sodium as a feed additive for chickens reared for laying (holder of authorisation Huvepharma NV Belgium) ⁽⁸⁾ is to be incorporated into the EEA Agreement.
- (9) Commission Regulation (EU) No 225/2012 of 15 March 2012 amending Annex II to Regulation (EC) No 183/2005 of the European Parliament and of the Council as regards the approval of establishments placing on the market, for feed use, products derived from vegetable oils and blended fats and as regards the specific requirements for production, storage, transport and dioxin testing of oils, fats and products derived thereof ⁽⁹⁾ is to be incorporated into the EEA Agreement.
- (10) Commission Implementing Regulation (EU) No 226/2012 of 15 March 2012 amending Regulation (EC) No 1730/2006 as regards the conditions of use of benzoic acid (holder of authorisation Emerald Kalama Chemical BV) ⁽¹⁰⁾ is to be incorporated into the EEA Agreement.
- (11) Commission Implementing Regulation (EU) No 227/2012 of 15 March 2012 concerning the authorisation of *Lactococcus lactis* (NCIMB 30117) as a feed additive for all animal species ⁽¹¹⁾ is to be incorporated into the EEA Agreement.

⁽¹⁾ OJ L 29, 1.2.2012, p. 36.

⁽²⁾ OJ L 31, 3.2.2012, p. 3.

⁽³⁾ OJ L 33, 4.2.2012, p. 1.

⁽⁴⁾ OJ L 35, 8.2.2012, p. 6.

⁽⁵⁾ OJ L 38, 11.2.2012, p. 36.

⁽⁶⁾ OJ L 43, 16.2.2012, p. 15.

⁽⁷⁾ OJ L 46, 17.2.2012, p. 33.

⁽⁸⁾ OJ L 47, 18.2.2012, p. 18.

⁽⁹⁾ OJ L 77, 16.3.2012, p. 1.

⁽¹⁰⁾ OJ L 77, 16.3.2012, p. 6.

⁽¹¹⁾ OJ L 77, 16.3.2012, p. 8.

- (12) Commission Implementing Regulation (EU) No 237/2012 of 19 March 2012 concerning the authorisation of alpha-galactosidase (EC 3.2.1.22) produced by *Saccharomyces cerevisiae* (CBS 615.94) and endo-1,4-beta-glucanase (EC 3.2.1.4) produced by *Aspergillus niger* (CBS 120 604) as a feed additive for chickens for fattening (holder of authorisation Kerry Ingredients and Flavours)⁽¹⁾ is to be incorporated into the EEA Agreement.
- (13) Commission Implementing Regulation (EU) No 333/2012 of 19 April 2012 concerning the authorisation of a preparation of potassium diformate as a feed additive for all animal species and amending Regulation (EC) No 492/2006⁽²⁾ is to be incorporated into the EEA Agreement.
- (14) Commission Implementing Regulation (EU) No 334/2012 of 19 April 2012 concerning the authorisation of a preparation of *Saccharomyces cerevisiae* CNCM I-4407 as a feed additive for rabbits for fattening and non food-producing rabbits and amending Regulation (EC) No 600/2005 (holder of the authorisation Société Industrielle Lesaffre)⁽³⁾ is to be incorporated into the EEA Agreement.
- (15) 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.
- (16) 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 indent shall be added in points 1y (Commission Regulation (EC) No 2380/2001), 1zy (Commission Regulation (EC) No 1289/2004), 1zza (Commission Regulation (EC) No 1455/2004) and 1zzd (Commission Regulation (EC) No 1800/2004):
- **32012 R 0118:** Commission Implementing Regulation (EU) No 118/2012 of 10 February 2012 (OJ L 38, 11.2.2012, p. 36).;
- (2) the following indents shall be added in point 1zzj (Commission Regulation (EC) No 600/2005):

— **32012 R 0118:** Commission Implementing Regulation (EU) No 118/2012 of 10 February 2012 (OJ L 38, 11.2.2012, p. 36),

— **32012 R 0334:** Commission Implementing Regulation (EU) No 334/2012 of 19 April 2012 (OJ L 108, 20.4.2012, p. 6).;

- (3) the following shall be added in point 1zzv (Commission Regulation (EC) No 492/2006):

‘, as amended by:

— **32012 R 0333:** Commission Implementing Regulation (EU) No 333/2012 of 19 April 2012 (OJ L 108, 20.4.2012, p. 3).;

- (4) the following indent shall be added in point 1zzzc (Commission Regulation (EC) No 1730/2006):

— **32012 R 0226:** Commission Implementing Regulation (EU) No 226/2012 of 15 March 2012 (OJ L 77, 16.3.2012, p. 6).;

- (5) the following shall be added in points 2h (Commission Regulation (EU) No 874/2010), 2zc (Commission Implementing Regulation (EU) No 388/2011) and 2zp (Commission Implementing Regulation (EU) No 900/2011):

‘, as amended by:

— **32012 R 0118:** Commission Implementing Regulation (EU) No 118/2012 of 10 February 2012 (OJ L 38, 11.2.2012, p. 36).;

- (6) the following shall be added in point 2zi (Commission Implementing Regulation (EU) No 532/2011):

‘, as corrected by OJ L 38, 11.2.2012, p. 36, as amended by:

— **32012 R 0118:** Commission Implementing Regulation (EU) No 118/2012 of 10 February 2012 (OJ L 38, 11.2.2012, p. 36).;

- (7) the following points shall be inserted after point 2zw (Commission Implementing Regulation (EU) No 1263/2011):

‘2zx. **32012 R 0081:** Commission Implementing Regulation (EU) No 81/2012 of 31 January 2012 concerning the denial of authorisation of *Lactobacillus pentosus* (DSM 14025) as a feed additive (OJ L 29, 1.2.2012, p. 36).

2zy. **32012 R 0091:** Commission Implementing Regulation (EU) No 91/2012 of 2 February 2012 concerning the authorisation of *Bacillus subtilis* (CBS 117 162) as a feed additive for weaned piglets and pigs for fattening (holder of authorisation Krka d.d.) (OJ L 31, 3.2.2012, p. 3).

⁽¹⁾ OJ L 80, 20.3.2012, p. 1.

⁽²⁾ OJ L 108, 20.4.2012, p. 3.

⁽³⁾ OJ L 108, 20.4.2012, p. 6.

- 2zz. **32012 R 0093**: Commission Implementing Regulation (EU) No 93/2012 of 3 February 2012 concerning the authorisation of *Lactobacillus plantarum* (DSM 8862 and DSM 8866) as a feed additive for all animal species (OJ L 33, 4.2.2012, p. 1).
- 2zza. **32012 R 0098**: Commission Implementing Regulation (EU) No 98/2012 of 7 February 2012 concerning the authorisation of 6-phytase (EC 3.1.3.26) produced by *Pichia pastoris* (DSM 23036) as a feed additive for chickens and turkeys for fattening, chickens reared for laying, turkeys reared for breeding, laying hens, other avian species for fattening and laying, weaned piglets, pigs for fattening and sows (holder of authorisation Huvepharma AD) (OJ L 35, 8.2.2012, p. 6).
- 2zzb. **32012 R 0131**: Commission Implementing Regulation (EU) No 131/2012 of 15 February 2012 concerning the authorisation of a preparation of caraway oil, lemon oil with certain dried herbs and spices as a feed additive for weaned piglets (holder of authorisation Delacon Biotechnik GmbH) (OJ L 43, 16.2.2012, p. 15).
- 2zzc. **32012 R 0136**: Commission Implementing Regulation (EU) No 136/2012 of 16 February 2012 concerning the authorisation of sodium bisulphate as feed additive for pets and other non-food producing animals (OJ L 46, 17.2.2012, p. 33).
- 2zzd. **32012 R 0140**: Commission Implementing Regulation (EU) No 140/2012 of 17 February 2012 concerning the authorisation of monensin sodium as a feed additive for chickens reared for laying (holder of authorisation Huvepharma NV Belgium) (OJ L 47, 18.2.2012, p. 18).
- 2zze. **32012 R 0227**: Commission Implementing Regulation (EU) No 227/2012 of 15 March 2012 concerning the authorisation of *Lactococcus lactis* (NCIMB 30117) as a feed additive for all animal species (OJ L 77, 16.3.2012, p. 8).
- 2zzf. **32012 R 0237**: Commission Implementing Regulation (EU) No 237/2012 of 19 March 2012 concerning the authorisation of alpha-galactosidase (EC 3.2.1.22) produced by *Saccharomyces cerevisiae* (CBS 615.94) and endo-1,4-beta-glucanase (EC 3.2.1.4) produced by *Aspergillus niger* (CBS 120 604) as a feed additive for chickens for fattening (holder of authorisation Kerry Ingredients and Flavours) (OJ L 80, 20.3.2012, p. 1).
- 2zzg. **32012 R 0333**: Commission Implementing Regulation (EU) No 333/2012 of 19 April 2012

concerning the authorisation of a preparation of potassium diformate as a feed additive for all animal species and amending Regulation (EC) No 492/2006 (OJ L 108, 20.4.2012, p. 3).

- 2zzh. **32012 R 0334**: Commission Implementing Regulation (EU) No 334/2012 of 19 April 2012 concerning the authorisation of a preparation of *Saccharomyces cerevisiae* CNCM I-4407 as a feed additive for rabbits for fattening and non food-producing rabbits and amending Regulation (EC) No 600/2005 (holder of the authorisation Société Industrielle Lesaffre) (OJ L 108, 20.4.2012, p. 6).;

(8) the following shall be added in point 31m (Regulation (EC) No 183/2005 of the European Parliament and of the Council):

‘, as amended by:

- **32012 R 0225**: Commission Regulation (EU) No 225/2012 of 15 March 2012 (OJ L 77, 16.3.2012, p. 1).’.

Article 2

The texts of Implementing Regulations (EU) No 81/2012, (EU) No 91/2012, (EU) No 93/2012, (EU) No 98/2012, (EU) No 118/2012, (EU) No 131/2012, (EU) No 136/2012, (EU) No 140/2012, Regulation (EU) No 225/2012, Implementing Regulations (EU) No 226/2012, (EU) No 227/2012, (EU) No 237/2012, (EU) No 333/2012 and (EU) No 334/2012 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 8 December 2012, provided that all the notifications under Article 103(1) of the EEA Agreement have been made to the EEA Joint Committee (*).

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, 7 December 2012.

For the EEA Joint Committee

The President

Atle LEIKVOLL

(*) No constitutional requirements indicated.