DECISION OF THE EEA JOINT COMMITTEE

No 128/2011

of 2 December 2011

amending Annex II (Technical regulations, standards, testing and certification) to the EEA Agreement

THE EEA JOINT COMMITTEE,

Having regard to the Agreement on the European Economic Area, as amended by the Protocol adjusting the Agreement on the European Economic Area, hereinafter referred to as 'the Agreement', and in particular Article 98 thereof,

Whereas:

(1) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 115/2011 of 21 October 2011 [1].

(2) Commission Directive 2011/3/EU of 17 January 2011 amending Directive 2008/128/EC laying down specific purity criteria on colours for use in foodstuffs [2] is to be incorporated into the Agreement.

(3) This Decision concerns legislation regarding foodstuffs. Legislation concerning foodstuffs 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 stated in the introduction to Chapter XII of Annex II to the Agreement. This Decision is therefore not to apply to Liechtenstein,

HAS ADOPTED THIS DECISION:

Article 1

The following shall be added in point 54zzzzh (Commission Directive 2008/128/EC) in Chapter XII of Annex II to the Agreement:

', as amended by:

— **32011 L 0003**: Commission Directive 2011/3/EU of 17 January 2011 (OJ L 13, 18.1.2011, p. 59).'.

Article 2

The text of Directive 2011/3/EU 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 3 December 2011, provided that all the notifications pursuant to Article 103(1) of the 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, 2 December 2011.

For the EEA Joint Committee
The President
Kurt JÄGER

(1) OJ L 341, 22.12.2011, p. 78.
(2) OJ L 13, 18.1.2011, p. 59.

(*) No constitutional requirements indicated.