DECISION OF THE EEA JOINT COMMITTEE

No 22/2006

of 10 March 2006

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 115/2005 of 30 September 2005 [1].

(2) Commission Regulation (EC) No 208/2005 of 4 February 2005 amending Regulation (EC) No 466/2001 as regards polycyclic aromatic hydrocarbons [2] is to be incorporated into the Agreement.

(3) Commission Directive 2005/26/EC of 21 March 2005 establishing a list of food ingredients or substances provisionally excluded from Annex IIIa of Directive 2000/13/EC of the European Parliament and of the Council [3] is to be incorporated into the Agreement.

(4) Commission Directive 2005/37/EC of 3 June 2005 amending Council Directives 86/362/EEC and 90/642/EEC as regards the maximum levels for certain pesticide residues in and on cereals and certain products of plant origin, including fruit and vegetables [4] is to be incorporated into the Agreement.

(5) Commission Decision 2005/389/EC of 18 May 2005 amending Decision 1999/217/EC as regards the register of flavouring substances used in or on foodstuffs [5] is to be incorporated into the Agreement.

(6) Commission Regulation (EC) No 856/2005 of 6 June 2005 amending Regulation (EC) No 466/2001 as regards Fusarium toxins [6] is to be incorporated into the Agreement.

(7) Commission Directive 2005/38/EC of 6 June 2005 laying down the sampling methods and the methods of analysis for the official control of the levels of Fusarium toxins in foodstuffs [7] is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

Chapter XII of Annex II to the Agreement shall be amended as follows:

1. The following indent shall be added in points 38 (Council Directive 86/362/EEC) and 54 (Council Directive 90/642/EEC):

'— **32005 L 0037**: Commission Directive 2005/37/EC of 3 June 2005 (OJ L 141, 4.6.2005, p. 10).'

[1] OJ L 339, 22.12.2005, p. 16.
[2] OJ L 34, 8.2.2005, p. 3.
[3] OJ L 75, 22.3.2005, p. 33.
[4] OJ L 141, 4.6.2005, p. 10.
[5] OJ L 128, 21.5.2005, p. 73.
[6] OJ L 143, 7.6.2005, p. 3.
[7] OJ L 143, 7.6.2005, p. 18.

2. The following indent shall be added in point 54v (Commission Decision 1999/217/EC):

'— **32005 D 0389**: Commission Decision 2005/389/EC of 18 May 2005 (OJ L 128, 21.5.2005, p. 73).'

3. The following indents shall be added in point 54zn (Commission Regulation (EC) No 466/2001):

'— **32005 R 0208**: Commission Regulation (EC) No 208/2005 of 4 February 2005 (OJ L 34, 8.2.2005, p. 3),

— **32005 R 0856**: Commission Regulation (EC) No 856/2005 of 6 June 2005 (OJ L 143, 7.6.2005, p. 3).'

4. The following points shall be inserted after point 54zzt (Regulation (EC) No 1935/2004 of the European Parliament and of the Council):

'54zzu. **32005 L 0026**: Commission Directive 2005/26/EC of 21 March 2005 establishing a list of food ingredients or substances provisionally excluded from Annex IIIa of Directive 2000/13/EC of the European Parliament and of the Council (OJ L 75, 22.3.2005, p. 33).

54zzv. **32005 L 0038**: Commission Directive 2005/38/EC of 6 June 2005 laying down the sampling methods and the methods of analysis for the official control of the levels of Fusarium toxins in foodstuffs (OJ L 143, 7.6.2005, p. 18).'

Article 2

The texts of Regulations (EC) No 208/2005 and (EC) No 856/2005, Directives 2005/26/EC, 2005/37/EC and 2005/38/EC and Decision 2005/389/EC 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 11 March 2006, provided that all the notifications under 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, 10 March 2006.

For the EEA Joint Committee
The President
R. WRIGHT

(*) No constitutional requirements indicated.