Council of the European Union

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject:	COUNCIL DECISION on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning an amendment to Annex II (Technical regulations, standards, testing and certification) and Protocol 37 (Containing the list provided for in Article 101) to the EEA Agreement (Directive on honey)

COUNCIL DECISION (EU) 2026/…

of …

on the position to be adopted on behalf of the European Union within the EEA Joint Committee concerning an amendment to Annex II (Technical regulations, standards, testing and certification) and Protocol 37 (Containing the list provided for in Article 101) to the EEA Agreement (Directive on honey)

(Text with EEA relevance)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43(2), in conjunction with Article 218(9), thereof,

Having regard to Council Regulation (EC) No 2894/94 of 28 November 1994 concerning arrangements for implementing the Agreement on the European Economic Area[1], and in particular Article 1(3) thereof,

Having regard to the proposal from the European Commission,

[1] OJ L 305, 30.11.1994, p. 6, ELI: http://data.europa.eu/eli/reg/1994/2894/oj.

Whereas:

(1) The Agreement on the European Economic Area[2] (the 'EEA Agreement') entered into force on 1 January 1994.

(2) Pursuant to Article 98 of the EEA Agreement, the EEA Joint Committee is able to amend, inter alia, Annex II (Technical regulations, standards, testing and certification) and Protocol 37 (Containing the list provided for in Article 101) to the EEA Agreement.

(3) Directive (EU) 2024/1438 of the European Parliament and of the Council[3], as corrected by OJ L, 2026/90217, 19.3.2026, should be incorporated into the EEA Agreement.

(4) Annex II (Technical regulations, standards, testing and certification) and Protocol 37 (Containing the list provided for in Article 101) to the EEA Agreement should therefore be amended accordingly.

(5) It is therefore appropriate to establish the position to be adopted on the Union's behalf within the EEA Joint Committee concerning the proposed amendment to Annex II (Technical regulations, standards, testing and certification) and Protocol 37 (Containing the list provided for in Article 101) to the EEA Agreement,

HAS ADOPTED THIS DECISION:

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[2] OJ L 1, 3.1.1994, p. 3, ELI: http://data.europa.eu/eli/agree_internation/1994/1/oj.

[3] Directive (EU) 2024/1438 of the European Parliament and of the Council of 14 May 2024 amending Council Directives 2001/110/EC relating to honey, 2001/112/EC relating to fruit juices and certain similar products intended for human consumption, 2001/113/EC relating to fruit jams, jellies and marmalades and sweetened chestnut purée intended for human consumption, and 2001/114/EC relating to certain partly or wholly dehydrated preserved milk for human consumption (OJ L, 2024/1438, 24.5.2024, ELI: http://data.europa.eu/eli/dir/2024/1438/oj).

Article 1

The position to be adopted, on the Union's behalf, within the EEA Joint Committee concerning the proposed amendment to Annex II (Technical regulations, standards, testing and certification) and Protocol 37 (Containing the list provided for in Article 101) to the EEA Agreement, shall be based on the draft decision of the EEA Joint Committee attached to this Decision.

Article 2

This Decision shall enter into force on the date of its adoption.

Done at …, …

For the Council
The President