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DECISION OF THE EEA JOINT COMMITTEE No 211/2026

of 10 July 2026

amending Annex IX (Financial services) to the EEA Agreement [2026/2414]

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 Delegated Regulation (EU) 2024/1504 of 22 February 2024 supplementing Regulation (EU) 2023/1114 of the European Parliament and of the Council by specifying the procedural rules for the exercise of the power to impose fines or periodic penalty payments by the European Banking Authority on issuers of significant asset-referenced tokens and issuers of significant e-money tokens ([1]) is to be incorporated into the EEA Agreement.

(2) Annex IX to the EEA Agreement should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

The following is inserted after point 31rw (Commission Delegated Regulation (EU) 2025/419) of Annex IX to the EEA Agreement:

'31rx. **32024 R 1504**: Commission Delegated Regulation (EU) 2024/1504 of 22 February 2024 supplementing Regulation (EU) 2023/1114 of the European Parliament and of the Council by specifying the procedural rules for the exercise of the power to impose fines or periodic penalty payments by the European Banking Authority on issuers of significant asset-referenced tokens and issuers of significant e-money tokens (OJ L, 2024/1504, 30.5.2024).

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

(a) In Article 1, the words "and, as regards the EFTA States, the EFTA Surveillance Authority" shall be inserted after the word "(EBA)".

(b) In Article 2:

(i) in paragraphs 1 and 5, the words "and, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(ii) in paragraph 2, the following subparagraph shall be inserted:

"As regards the EFTA States, where a file is incomplete, the EBA shall inform the EFTA Surveillance Authority thereof. The EFTA Surveillance Authority shall make a reasoned request for additional documents to the investigation officer.";

(iii) in paragraph 3, the words "or, as regards the EFTA States, the EFTA Surveillance Authority" shall be inserted after the word "it";

(iv) in paragraph 4, the following subparagraph shall be inserted:

"As regards the EFTA States, where the EBA agrees with all or some of the findings of the investigation officer, it shall inform the EFTA Surveillance Authority thereof. The EFTA Surveillance Authority shall inform the person subject to investigation accordingly. Such communication shall set a time limit of at least two weeks in case the EBA agrees with all of the findings, and at least four weeks in case the EBA does not agree with all of the findings, within which period the person subject to investigation may

([1]) OJ L, 2024/1504, 30.5.2024, ELI: http://data.europa.eu/eli/reg_del/2024/1504/oj.

make written submissions. The EBA, before preparing a draft for the EFTA Surveillance Authority, or the EFTA Surveillance Authority shall not be obliged to take into account written submissions received after the expiry of that time limit for adopting a decision on an infringement and on supervisory measures and the imposition of a fine in accordance with Articles 130 and 131 of Regulation (EU) 2023/1114.";

(v) in paragraph 6, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA".

(c) In Article 3:

(i) in paragraphs 1 and 3, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(ii) in paragraph 2, the words "and, as regards the EFTA States, the EFTA Surveillance Authority" shall be inserted after the word "EBA".

(d) In Article 4:

(i) in paragraph 1, first and second subparagraph and paragraph 2, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(ii) in paragraph 1, third subparagraph, the words "and, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(iii) in paragraph 1, fourth subparagraph, the words "and, as regards the EFTA States, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(iv) in paragraph 2, first subparagraph and paragraph 3, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(v) in paragraph 2, second subparagraph, the following subparagraph shall be inserted:

"As regards the EFTA States, where the EBA considers, after having heard the person subject to the interim decision, that an infringement as set out in Annex V or VI to Regulation (EU) 2023/1114 has been committed by the person subject to the interim decision, it shall inform the EFTA Surveillance Authority thereof. The EFTA Surveillance Authority shall adopt a confirmatory decision imposing one or more supervisory measures laid down in Article 130 of Regulation (EU) 2023/1114. The EFTA Surveillance Authority shall immediately notify that decision to the person subject to the interim decision.".

(e) In Article 5:

(i) in paragraph 1, the words "and, as the case may be, the EFTA Surveillance Authority" shall be inserted after the first use of the word "EBA";

(ii) in paragraph 1, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the second use of the word "EBA".

(f) In Article 6:

(i) in paragraph 3 and paragraph 4, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(ii) in paragraph 5, the following subparagraph is inserted:

"The limitation period for imposing fines and periodic penalty payments shall be suspended for as long as the decision of the EFTA Surveillance Authority is the subject of proceedings pending before the EFTA Court in accordance with Article 35 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice.".

(g) In Article 7:

(i) in paragraphs 1 and 3, the words "or, as the case may be, the EFTA Surveillance Authority" shall be inserted after the word "EBA";

(ii) in paragraph 5(b), the words "or, as regards the EFTA States, review by the EFTA Court in accordance with Article 35 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice" shall be inserted after the words "Regulation (EU) 2023/1114".'

Article 2

The text of Delegated Regulation (EU) 2024/1504 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 July 2026, provided that all the notifications under Article 103(1) of the EEA Agreement have been made (*), or on the day of the entry into force of Decision of the EEA Joint Committee No 41/2025 of 20 February 2025 ([2]), whichever is the later.

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 July 2026.

For the EEA Joint Committee
The President
Pascal SCHAFHAUSER

(*) No constitutional requirements indicated.
([2]) OJ L, 2025/765, 8.5.2025, ELI: http://data.europa.eu/eli/dec/2025/765/oj.