

Agreement on the
European Economic Area

The EEA Joint Committee

**DECISION OF THE EEA JOINT COMMITTEE
No 43/1999
of 26 March 1999**

amending Annex XVIII (Health and safety at work,
labour law and equal treatment for men and women)
to the EEA Agreement

THE EEA JOINT COMMITTEE,

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

Whereas Annex XVIII to the Agreement was amended by Decision of the EEA Joint Committee No 104/98 of 30 October 1998¹;

Whereas Council Directive 97/80/EC of 15 December 1997 on the burden of proof in cases of discrimination based on sex² and Council Directive 98/52/EC of 13 July 1998 on the extension of Directive 97/80/EC on the burden of proof in cases of discrimination based on sex to the United Kingdom of Great Britain and Northern Ireland³ are to be incorporated into the Agreement,

Whereas the acts of which the Contracting Parties to the Agreement shall take note incorporated in Annex XVIII are to be listed at the end of that Annex,

HAS DECIDED AS FOLLOWS:

1 OJ L ...

2 OJ L 14, 20.1.1998, p. 6.

3 OJ L 205, 22.7.1998, p. 66.

Article 1

In Annex XVIII to the Agreement, the heading after point 21 (Council Directive 86/613/EEC) “ACTS OF WHICH THE CONTRACTING PARTIES SHALL TAKE NOTE”, including the introductory sentence and the acts, shall be placed after point 32 (Council Directive 96/34/EC), and point 21a (Resolution 95/C 296/06 of the Council and of the representatives of the Governments of the Member States, meeting within the Council), point 21b (Council Resolution 95/C 168/02) and point 21c (Council Recommendation 96/694/EC) shall become points 33, 34, and 35 respectively.

Article 2

The following point shall be inserted after point 21 (Council Directive 86/613/EEC) in Annex XVIII to the Agreement:

“21a. **397 L 0080**: Council Directive 97/80/EC of 15 December 1997 on the burden of proof in cases of discrimination based on sex (OJ L 14, 20.1.1998, p. 6), as amended by:

- **398 L 0052**: Council Directive 98/52/EC of 13 July 1998 (OJ L 205, 22.7.1998, p. 66).

The provisions of the Directive shall, for the purposes of the present Agreement, be read with the following adaptation:

In Article 3(1)(a), “Article 119 of the Treaty” shall read “Article 69(1) of the EEA Agreement”.”

Article 3

The texts of Council Directives 97/80/EC and 98/52/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 4

This Decision shall enter into force on 27 March 1999, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee.

Article 5

This Decision shall be published in the EEA Section of, and in the EEA Supplement to, the *Official Journal of the European Communities*.

Done at Brussels, 26 March 1999.

For the EEA Joint Committee
The President

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F. Barbaso

The Secretaries
to the EEA Joint Committee

.....
G. Vik

.....
E. Gerner
