

Agreement on the
European Economic Area

The EEA Joint Committee

DECISION OF THE EEA JOINT COMMITTEE
No 59/96
of 25 October 1996

amending Annex XVII (Intellectual property)
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 XVII to the Agreement was amended by Decision of the EEA Joint Committee No 66/95 of 22 November 1995¹,

Whereas European Parliament and Council Directive 96/9/EC of 11 March 1996 on the legal protection of databases² is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 9 (Council Directive 93/98/EEC) in Annex XVII to the Agreement:

"9a. **396 L 0009**: European Parliament and Council Directive 96/9/EC of 11 March 1996 on the legal protection of databases (OJ No L 77, 27.3.1996, p. 20).

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

- (a) In Article 2, the term "Community provisions" shall read "EEA provisions";
- (b) Article 11(3) shall read:

"The term of any protection extended to databases by virtue of agreements concluded by a Contracting Party extending the right provided for in Article 7 to databases made in third countries and falling outside the provisions of paragraphs 1 and 2 shall not exceed that available pursuant to Article 10".

¹ OJ No L 8, 11.1.1996, p. 37.

² OJ No L 77, 27.3.1996, p. 20.

Article 2

The texts of European Parliament and Council Directive 96/9/EC in the Icelandic and Norwegian languages, which are annexed to the respective language versions of this Decision, are authentic.

Article 3

This Decision shall enter into force on 1 November 1996, 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 Communities.

Done at Brussels, 25 October 1996.

For the EEA Joint Committee
The President

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H. Hafstein

The Secretaries
to the EEA Joint Committee

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G. Vik E. Gerner