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**DECISION OF THE EEA JOINT COMMITTEE**  
**No 64/2010**

**of 11 June 2010**

**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 46/2010 of 30 April 2010<sup>1</sup>.
- (2) Commission Directive 2009/84/EC of 28 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include sulfuric fluoride as an active substance in Annex I thereto<sup>2</sup> is to be incorporated into the Agreement.
- (3) Commission Directive 2009/85/EC of 29 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include coumatetralyl as an active substance in Annex I thereto<sup>3</sup> is to be incorporated into the Agreement.
- (4) Commission Directive 2009/86/EC of 29 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include fenpropimorph as an active substance in Annex I thereto<sup>4</sup> is to be incorporated into the Agreement.
- (5) Commission Directive 2009/87/EC of 29 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include indoxacarb as an active substance in Annex I thereto<sup>5</sup> is to be incorporated into the Agreement.
- (6) Commission Directive 2009/88/EC of 30 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include thiacloprid as an active substance in Annex I thereto<sup>6</sup> is to be incorporated into the Agreement.

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<sup>1</sup> OJ L 181, 15.7.2010, p. 14.

<sup>2</sup> OJ L 197, 29.7.2009, p. 67.

<sup>3</sup> OJ L 198, 30.7.2009, p. 28.

<sup>4</sup> OJ L 198, 30.7.2009, p. 31.

<sup>5</sup> OJ L 198, 30.7.2009, p. 35.

<sup>6</sup> OJ L 199, 31.7.2009, p. 15.

- (7) Commission Directive 2009/89/EC of 30 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include nitrogen as an active substance in Annex I thereto<sup>7</sup> is to be incorporated into the Agreement.
- (8) Commission Directive 2009/91/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include disodium tetraborate as an active substance in Annex I thereto<sup>8</sup> is to be incorporated into the Agreement.
- (9) Commission Directive 2009/92/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include bromadiolone as an active substance in Annex I thereto<sup>9</sup> is to be incorporated into the Agreement.
- (10) Commission Directive 2009/93/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include alphachloralose as an active substance in Annex I thereto<sup>10</sup> is to be incorporated into the Agreement.
- (11) Commission Directive 2009/94/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include boric acid as an active substance in Annex I thereto<sup>11</sup> is to be incorporated into the Agreement.
- (12) Commission Directive 2009/95/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include aluminium phosphide releasing phosphine as an active substance in Annex I thereto<sup>12</sup> is to be incorporated into the Agreement.
- (13) Commission Directive 2009/96/EC of 31 July 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include disodium octaborate tetrahydrate as an active substance in Annex I thereto<sup>13</sup> is to be incorporated into the Agreement.
- (14) Commission Directive 2009/98/EC of 4 August 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include boric oxide as an active substance in Annex I thereto<sup>14</sup> is to be incorporated into the Agreement.
- (15) Commission Directive 2009/99/EC of 4 August 2009 amending Directive 98/8/EC of the European Parliament and of the Council to include chlorophacinone as an active substance in Annex I thereto<sup>15</sup> is to be incorporated into the Agreement,

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<sup>7</sup> OJ L 199, 31.7.2009, p. 19.

<sup>8</sup> OJ L 201, 1.8.2009, p. 39.

<sup>9</sup> OJ L 201, 1.8.2009, p. 43.

<sup>10</sup> OJ L 201, 1.8.2009, p. 46.

<sup>11</sup> OJ L 201, 1.8.2009, p. 50.

<sup>12</sup> OJ L 201, 1.8.2009, p. 54.

<sup>13</sup> OJ L 201, 1.8.2009, p. 58.

<sup>14</sup> OJ L 203, 5.8.2009, p. 58.

<sup>15</sup> OJ L 203, 5.8.2009, p. 62.

HAS DECIDED AS FOLLOWS:

*Article 1*

The following indents shall be added in point 12n (Directive 98/8/EC of the European Parliament and of the Council) of Chapter XV of Annex II to the Agreement:

- ‘- **32009 L 0084**: Commission Directive 2009/84/EC of 28 July 2009 (OJ L 197, 29.7.2009, p. 67),
- **32009 L 0085**: Commission Directive 2009/85/EC of 29 July 2009 (OJ L 198, 30.7.2009, p. 28),
- **32009 L 0086**: Commission Directive 2009/86/EC of 29 July 2009 (OJ L 198, 30.7.2009, p. 31),
- **32009 L 0087**: Commission Directive 2009/87/EC of 29 July 2009 (OJ L 198, 30.7.2009, p. 35),
- **32009 L 0088**: Commission Directive 2009/88/EC of 30 July 2009 (OJ L 199, 31.7.2009, p. 15),
- **32009 L 0089**: Commission Directive 2009/89/EC of 30 July 2009 (OJ L 199, 31.7.2009, p. 19),
- **32009 L 0091**: Commission Directive 2009/91/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 39),
- **32009 L 0092**: Commission Directive 2009/92/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 43),
- **32009 L 0093**: Commission Directive 2009/93/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 46),
- **32009 L 0094**: Commission Directive 2009/94/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 50),
- **32009 L 0095**: Commission Directive 2009/95/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 54),
- **32009 L 0096**: Commission Directive 2009/96/EC of 31 July 2009 (OJ L 201, 1.8.2009, p. 58),
- **32009 L 0098**: Commission Directive 2009/98/EC of 4 August 2009 (OJ L 203, 5.8.2009, p. 58),
- **32009 L 0099**: Commission Directive 2009/99/EC of 4 August 2009 (OJ L 203, 5.8.2009, p. 62).’

## *Article 2*

The texts of Directives 2009/84/EC, 2009/85/EC, 2009/86/EC, 2009/87/EC, 2009/88/EC, 2009/89/EC, 2009/91/EC, 2009/92/EC, 2009/93/EC, 2009/94/EC, 2009/95/EC, 2009/96/EC, 2009/98/EC and 2009/99/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 12 June 2010, 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, 11 June 2010.

*For the EEA Joint Committee  
The President*

*Alan Seatter*

*The Secretaries  
to the EEA Joint Committee*

*Bergdís Ellertsdóttir Gianluca Grippa*

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\* No constitutional requirements indicated.