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**DECISION OF THE EEA JOINT COMMITTEE**  
**No 88/2010**

**of 2 July 2010**

**amending Annex XIII (Transport) 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 XIII to the Agreement was amended by Decision of the EEA Joint Committee No 76/2010 of 11 June 2010<sup>1</sup>.
- (2) Commission Decision 2009/965/EC of 30 November 2009 on the reference document referred to in Article 27(4) of Directive 2008/57/EC of the European Parliament and of the Council on the interoperability of the rail system within the Community<sup>2</sup> is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

*Article 1*

The following point shall be inserted after point 37db (Commission Decision 2008/163/EC) of Annex XIII to the Agreement:

‘37dc. **32009 D 0965**: Commission Decision 2009/965/EC of 30 November 2009 on the reference document referred to in Article 27(4) of Directive 2008/57/EC of the European Parliament and of the Council on the interoperability of the rail system within the Community (OJ L 341, 22.12.2009, p. 1).’

*Article 2*

The texts of Decision 2009/965/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.

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<sup>1</sup> OJ L 244, 16.9.2010, p. 34.

<sup>2</sup> OJ L 341, 22.12.2009, p. 1.

*Article 3*

This Decision shall enter into force on 3 July 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, 2 July 2010.

*For the EEA Joint Committee  
The President*

*Stefán Haukur Jóhannesson*

*The Secretaries  
to the EEA Joint Committee*

*Bergdis Ellertsdóttir Gianluca Grippa*

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\* No constitutional requirements indicated.