

EN

32008H0473.A22

DECISION OF THE EEA JOINT COMMITTEE
No 39/2009

of 17 March 2009

amending Annex XXII (Company law) 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 XXII to the Agreement was amended by Decision of the EEA Joint Committee No 20/2009 of 5 February 2009¹.
- (2) Commission Recommendation 2008/473/EC of 5 June 2008 concerning the limitation of the civil liability of statutory auditors and audit firms² is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 15 (Commission Recommendation 2005/162/EC) of Annex XXII to the Agreement:

- ‘16. **32008 H 0473:** Commission Recommendation 2008/473/EC of 5 June 2008 concerning the limitation of the civil liability of statutory auditors and audit firms (OJ L 162, 21.6.2008, p. 39).’

Article 2

The texts of Recommendation 2008/473/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.

¹ OJ L 73, 19.3.2009, p. 59.

² OJ L 162, 21.6.2008, p. 39.

Article 3

This Decision shall enter into force on 18 March 2009, 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, 17 March 2009.

*For the EEA Joint Committee
The President*

Alan Seatter

*The Secretaries
to the EEA Joint Committee*

Bergdis Ellertsdóttir Matthias Brinkmann

* No constitutional requirements indicated.

Joint Declaration by the Contracting Parties

to Decision No 39/2009 incorporating Recommendation 2008/473/EC into the Agreement

‘Commission Recommendation 2008/473/EC of 5 June 2008 concerning the limitation of the civil liability of statutory auditors and audit firms deals with the civil liability of auditors and audit firms. The incorporation of this Recommendation is without prejudice to the scope of the EEA Agreement.’