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**DECISION OF THE EEA JOINT COMMITTEE**  
**No 51/2009**

**of 24 April 2009**

**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 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 XVIII to the Agreement was amended by Decision of the EEA Joint Committee No 36/2009 of 17 March 2009<sup>1</sup>.
- (2) Directive 2008/94/EC of the European Parliament and of the Council of 22 October 2008 on the protection of employees in the event of the insolvency of their employer (Codified version)<sup>2</sup> is to be incorporated into the Agreement.
- (3) Directive 2008/94/EC repeals Council Directive 80/987/EEC<sup>3</sup>, which is incorporated into the Agreement and which is consequently to be repealed under the Agreement,

HAS DECIDED AS FOLLOWS:

*Article 1*

The text of point 24 (Council Directive 80/987/EEC) of Annex XVIII to the Agreement shall be replaced by the following:

**'32008 L 0094:** Directive 2008/94/EC of the European Parliament and of the Council of 22 October 2008 on the protection of employees in the event of the insolvency of their employer (Codified version) (OJ L 283, 28.10.2008, p. 36), as amended by:

- **1 94 N:** Act concerning the conditions of accession of the Republic of Austria, the Republic of Finland and the Kingdom of Sweden and the adjustments of the Treaties on which the European Union is founded (OJ C 241, 29.8.1994, p. 21 as amended by OJ L 1, 1.1.1995, p. 1).'

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<sup>1</sup> OJ L 130, 28.05.2009, p. 30.

<sup>2</sup> OJ L 283, 28.10.2008, p. 36.

<sup>3</sup> OJ L 283, 28.10.1980, p. 23.

## *Article 2*

The texts of Directive 2008/94/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 25 April 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, 24 April 2009.

*For the EEA Joint Committee  
The President*

*Alan Seatter*

*The Secretaries  
to the EEA Joint Committee*

*Bergdis Ellertsdóttir   Matthias Brinkmann*

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\* No constitutional requirements indicated.