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DECISION OF THE EEA JOINT COMMITTEE
No 108/2009

of 22 October 2009

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 100/2009 of 25 September 2009¹.
- (2) Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky², Regulation (EC) No 550/2004 of the European Parliament and of the Council of 10 March 2004 on the provision of air navigation services in the single European sky³, Regulation (EC) No 551/2004 of the European Parliament and of the Council of 10 March 2004 on the organisation and use of the airspace in the single European sky⁴, and Regulation (EC) No 552/2004 of the European Parliament and of the Council of 10 March 2004 on the interoperability of the European Air Traffic Management network⁵ were incorporated into the Agreement by Decision of the EEA Joint Committee No 67/2006⁶ of 2 June 2006, with country specific adaptations.
- (3) Commission Regulation (EC) No 262/2009 of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky⁷ is to be incorporated into the Agreement,

¹ OJ L 304, 19.11.2009, p. 16.

² OJ L 96, 31.3.2004, p. 1.

³ OJ L 96, 31.3.2004, p. 10.

⁴ OJ L 96, 31.3.2004, p. 20.

⁵ OJ L 96, 31.3.2004, p. 26.

⁶ OJ L 245, 7.9.2006, p. 18.

⁷ OJ L 84, 31.3.2009, p. 20.

HAS DECIDED AS FOLLOWS:

Article 1

The following point shall be inserted after point 66wg (Commission Regulation (EC) No 29/2009) of Annex XIII to the Agreement:

‘66wh. **32009 R 0262**: Commission Regulation (EC) No 262/2009 of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky (OJ L 84, 31.3.2009, p. 20).’

Article 2

The texts of Regulation (EC) No 262/2009 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 23 October 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, 22 October 2009.

*For the EEA Joint Committee
The President*

O. H. Sletnes

*The Secretaries
to the EEA Joint Committee*

B. Ellertsdóttir L-O. Hollner

* No constitutional requirements indicated.