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DECISION OF THE EEA JOINT COMMITTEE
No 122/2009

of 4 December 2009

amending Annex I (Veterinary and phytosanitary matters) and 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 I to the Agreement was amended by Decision of the EEA Joint Committee No 105/2009 of 22 October 2009¹.
- (2) Annex II to the Agreement was amended by Decision of the EEA Joint Committee No 78/2009 of 3 July 2009².
- (3) Commission Regulation (EC) No 256/2009 of 23 March 2009 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for azoxystrobin and fludioxonil in or on certain products³, as corrected by OJ L 208, 12.8.2009, p. 39, is to be incorporated into the Agreement.
- (4) This Decision is not to apply to Liechtenstein,

HAS DECIDED AS FOLLOWS:

Article 1

The following indent shall be added in point 40 (Regulation (EC) No 396/2005 of the European Parliament and of the Council) of Chapter II of Annex I to the Agreement:

- ‘- **32009 R 0256:** Commission Regulation (EC) No 256/2009 of 23 March 2009 (OJ L 81, 27.3.2009, p. 3), as corrected by OJ L 208, 12.8.2009, p. 39.’

¹ OJ L 334, 17.12.2009, p. 1.

² OJ L 277, 22.10.2009, p. 27.

³ OJ L 81, 27.3.2009, p. 3.

Article 2

The following indent shall be added in point 54zzy (Regulation (EC) No 396/2005 of the European Parliament and of the Council) of Chapter XII of Annex II to the Agreement:

‘- **32009 R 0256**: Commission Regulation (EC) No 256/2009 of 23 March 2009 (OJ L 81, 27.3.2009, p. 3), as corrected by OJ L 208, 12.8.2009, p. 39.’

Article 3

The texts of Regulation (EC) No 256/2009, as corrected by OJ L 208, 12.8.2009, p. 39, 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 4

This Decision shall enter into force on 5 December 2009, provided that all the notifications under Article 103(1) of the Agreement have been made to the EEA Joint Committee*.

Article 5

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, 4 December 2009.

*For the EEA Joint Committee
The President*

Oda H. Sletnes

*The Secretaries
to the EEA Joint Committee*

Bergdis Ellertsdóttir Lars-Olof Hollner

* No constitutional requirements indicated.