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DECISION OF THE EEA JOINT COMMITTEE
No 136/2009

of 4 December 2009

**amending 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 II to the Agreement was amended by Decision of the EEA Joint Committee No 28/2009 of 17 March 2009¹.
- (2) Commission Decision 2008/809/EC of 14 October 2008 concerning the non-inclusion of certain substances in Annex I, IA or IB to Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market² is to be incorporated into the Agreement.
- (3) Commission Decision 2008/831/EC of 31 October 2008 setting a new deadline for the submission of dossiers for certain substances to be examined under the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC³ is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

Article 1

The following points shall be inserted after point 12zh (Commission Decision 2008/763/EC) of Chapter XV of Annex II to the Agreement:

- ‘12zi. **32008 D 0809:** Commission Decision 2008/809/EC of 14 October 2008 concerning the non-inclusion of certain substances in Annex I, IA or IB to Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market (OJ L 281, 24.10.2008, p. 16).

¹ OJ L 130, 28.5.2009, p. 21.

² OJ L 281, 24.10.2008, p. 16.

³ OJ L 295, 4.11.2008, p. 50.

- 12zj. **32008 D 0831**: Commission Decision 2008/831/EC of 31 October 2008 setting a new deadline for the submission of dossiers for certain substances to be examined under the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC (OJ L 295, 4.11.2008, p. 50).’

Article 2

The texts of Decisions 2008/809/EC and 2008/831/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 5 December 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, 4 December 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.