

**DECISION OF THE EEA JOINT COMMITTEE****No 28/2009****of 17 March 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 100/2008 of 26 September 2008 <sup>(1)</sup>.
- (2) Commission Directive 2008/15/EC of 15 February 2008 amending Directive 98/8/EC of the European Parliament and of the Council to include clothianidin as an active substance in Annex I thereto <sup>(2)</sup> is to be incorporated into the Agreement.
- (3) Commission Directive 2008/16/EC of 15 February 2008 amending Directive 98/8/EC of the European Parliament and of the Council to include etofenprox as an active substance in Annex I thereto <sup>(3)</sup> is to be incorporated into the Agreement,

HAS DECIDED AS FOLLOWS:

*Article 1*

The following indents shall be added in point 12n (Directive 98/8/EC of the European Parliament and of the Council) of Chapter XV of Annex II to the Agreement:

- '— **32008 L 0015**: Commission Directive 2008/15/EC of 15 February 2008 (OJ L 42, 16.2.2008, p. 45),
- **32008 L 0016**: Commission Directive 2008/16/EC of 15 February 2008 (OJ L 42, 16.2.2008, p. 48).'

*Article 2*

The texts of Directives 2008/15/EC and 2008/16/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 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

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<sup>(1)</sup> OJ L 309, 20.11.2008, p. 22.

<sup>(2)</sup> OJ L 42, 16.2.2008, p. 45.

<sup>(3)</sup> OJ L 42, 16.2.2008, p. 48.

(\*) No constitutional requirements indicated.