DECISION OF THE EEA JOINT COMMITTEE

No 99/2012

of 30 April 2012

amending Annex XXII (Company law) 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 XXII to the Agreement was amended by Decision of the EEA Joint Committee No 32/2012 of 10 February 2012 [1].

(2) Directive 2011/35/EU of the European Parliament and of the Council of 5 April 2011 concerning mergers of public limited liability companies [2] is to be incorporated into the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The text of point 3 (Council Directive 78/855/EEC of 9 October 1978) of Annex XXII to the Agreement shall be replaced by the following:

'**32011 L 0035**: Directive 2011/35/EU of the European Parliament and of the Council of 5 April 2011 concerning mergers of public limited liability companies (OJ L 110, 29.4.2011, p. 1).

The provisions of the Directive shall, for the purposes of this Agreement, be read with the following adaptation:

The following shall be added to Article 1(1):

— Iceland:

Hlutafélag,

— Liechtenstein:

die Aktiengesellschaft,

— Norway:

allmennaksjeselskap.'

Article 2

The text of Directive 2011/35/EU 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 1 May 2012, 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, 30 April 2012.

For the EEA Joint Committee
The Acting President
Gianluca GRIPPA

[1] OJ L 161, 21.6.2012, p. 39.
[2] OJ L 110, 29.4.2011, p. 1.

(*) No constitutional requirements indicated.