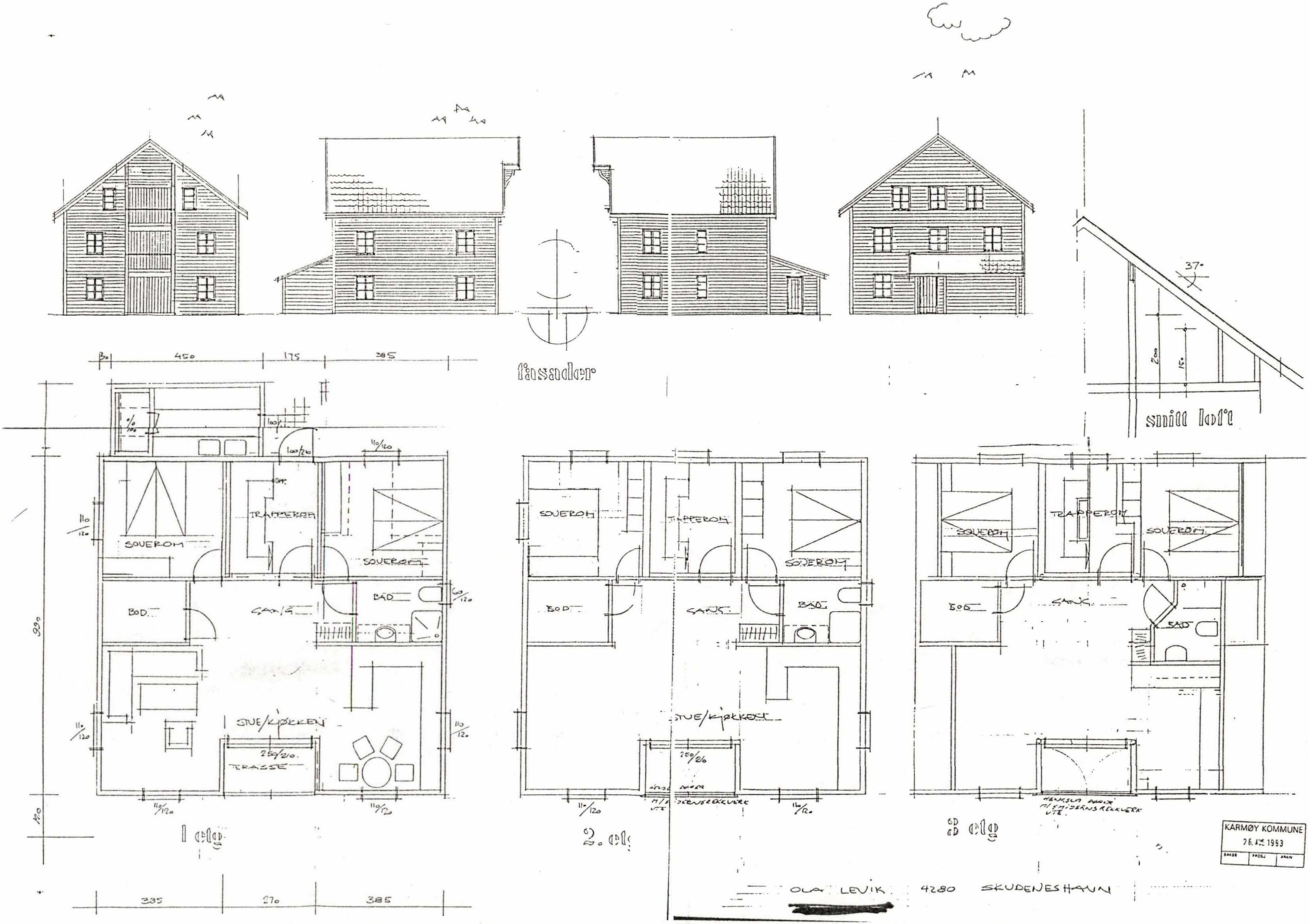godkjent i sak 407/93