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(Information)

COURT OF JUSTICE

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**Judgement of the Court (Third Chamber) of 1 June 2006
— P&O European Ferries (Vizcaya) SA v Diputación Foral
de Vizcaya, Commission of the European Communities**

(Joined Cases C-442/03 P and C-471/03 P) ⁽¹⁾

*(State aid — Appeals — Actions for annulment — Decision
terminating a review procedure initiated under Article 88(2)
EC — Concept of State aid — Force of res judicata — Aid
which may be declared compatible with the common market
— Social aid — Conditions)*

(2006/C 178/01)

Languages of the case: English and Spanish

Parties

Appellant (in Case C-442/03 P): P&O European Ferries (Vizcaya) SA (represented by: J. Lever QC, J. Ellison, solicitor, and M. Pickford, barrister, assisted by E. Bourtzalas, abogado)

Appellant (in Case C-471/03 P): Diputación Foral de Vizcaya (represented by: I. Sáenz-Cortabarría Fernández, M. Morales Isasi and J. Forguera Crespo, abogados)

Other party to the proceedings: Commission of the European Communities (represented by: N. Khan and J. Buendía Sierra, Agents)

Re:

Appeals against the judgment of the Court of First Instance (First Chamber, Extended Composition) of 5 August 2003 in Joined Cases T-116/01 and T-118/01 *P&O European Ferries (Vizcaya) and Diputación Foral de Vizcaya v Commission* dismissing an application seeking the annulment of Article 2 of Commission Decision 2001/247/EC of 29 November 2000 on the aid scheme implemented by Spain in favour of the shipping company Ferries Golfo de Vizcaya SA, now P&O European Ferries (Vizcaya) SA, and ordering the repayment of the aid held to be incompatible with the common market

Operative part of the judgment

The Court:

1. Dismisses the appeals;
2. Orders P&O Ferries (Vizcaya) SA and the Diputación Foral de Vizcaya to pay the costs.

⁽¹⁾ OJ C 7, 10.1.2004 and OJ C 21, 24.1.2004.

**Judgement of the Court (Grand Chamber) of 30 May 2006
— European Parliament v Council of the European Union**

(Joined Cases C-317/04 and C-318/04) ⁽¹⁾

*(Protection of individuals with regard to the processing of
personal data — Air transport — Decision 2004/496/EC —
Agreement between the European Community and the United
States of America — Passenger Name Records of air passen-
gers transferred to the United States Bureau of Customs and
Border Protection — Directive 95/46/EC — Article 25 —
Third countries — Decision 2004/535/EC — Adequate level
of protection)*

(2006/C 178/02)

Language of the case: French

Parties

Applicant: European Parliament (represented by: R. Passos, N. Lorenz, H. Duintjer Tebbens and A. Caiola, Agents)