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(Information)

COURT OF JUSTICE

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Judgment of the Court (Grand Chamber) of 6 September 2006 — Portuguese Republic v Commission of the European Communities(Case C-88/03) ⁽¹⁾

(Action for annulment — State aid — Decision 2003/442/EC — Tax measures adopted by a regional or local authority — Reductions on the rate of income tax for natural and legal persons having their tax residence in the Azores — Classification as State aid — Selective nature — Justification by the nature and overall structure of the tax system — Obligation to state reasons — Compatibility with the common market)

(2006/C 261/01)

Language of the case: Portuguese

Parties

Applicant: Portuguese Republic (represented by: L. Fernandes, Agent, and J. da Cruz Vilaça and L. Romão, advogados)

Defendant: Commission of the European Communities (represented by: V. Di Bucci and F. de Sousa Fialho, Agents)

Interveners in support of the applicant: Kingdom of Spain (Agent: N. Díaz Abad), United Kingdom of Great Britain and Northern Ireland (R. Caudwell, Agent, and D. Anderson QC)

Re:

Annulment of Commission Decision C(2002) 4487 final in so far as it considers State aid incompatible with the common market the reduction of the rate of income tax for natural and legal persons having their tax residence on the Azores and pursuing certain financial activities (Section J, codes 65, 66 and 67 and Section K, code 74, of the Statistical Classification of Economic Activities in the European Community — NACE REV1.1)

Operative part of the judgment*The Court:*

1. Dismisses the action;
2. Orders the Portuguese Republic to pay the costs;
3. Orders the United Kingdom of Great Britain and Northern Ireland and the Kingdom of Spain to bear their own costs.

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⁽¹⁾ OJ C 112, 10.5.2003.

Judgment of the Court (Second Chamber) of 7 September 2006 (reference for a preliminary ruling from the Tribunale di Genova — Italy) — Andrea Vassallo v Azienda Ospedaliera Ospedale San Martino di Genova e Cliniche Universitarie Convenzionate

(Case C-180/04) ⁽¹⁾

(Directive 1999/70/EC — Clauses 1(b) and 5 of the framework agreement on fixed-term work — Establishment of employment relationships of indefinite duration resulting from infringement of the rules governing successive fixed-term contracts — Possible derogation in respect of employment contracts in the public sector)

(2006/C 261/02)

Language of the case: Italian

Referring court

Tribunale di Genova

Parties to the main proceedings*Applicant:* Andrea Vassallo

Defendant: Azienda Ospedaliera Ospedale San Martino di Genova e Cliniche Universitarie Convenzionate