

# Case C-307/99

OGT Fruchthandelsgesellschaft mbH

v

Hauptzollamt Hamburg-St. Annen

(Reference for a preliminary ruling  
from the Finanzgericht Hamburg)

(Article 104(3) of the Rules of Procedure — Bananas — Common organisation  
of the markets — GATT — Direct effect — First paragraph of Article 234 of  
the EC Treaty (now, after amendment, first paragraph of Article 307 EC))

Order of the Court, 2 May 2001 . . . . . I-3161

## Summary of the Order

1. *Preliminary rulings — Question to which the answer may be clearly deduced from the Court's existing case-law — Application of Article 104(3) of the Rules of Procedure (Rules of Procedure of the Court of Justice, Art. 104(3))*

2. *International agreements — Agreement establishing the World Trade Organisation — GATT 1994 — Direct effect — None — Not possible to rely on the WTO agreements to contest the lawfulness of a Community act*  
(EC Treaty, Art. 234, first para. (now, after amendment, Art. 307 EC, first para.); General Agreement on Tariffs and Trade 1994; Council Decision 94/800)