

Parties to the main proceedings

Applicant: Theologos-Grigorios Khatzithanasis

Defendants: Ipourgos Igeias kai Kinonikis Allilengiis, OEEK (Organismos Epangelmatikis Ekpaidefsis kai Katartisis)

Re:

Reference for a preliminary ruling — *Simvoulio tis Epikratias* — Interpretation of Articles 149 and 150 EC and of Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC (OJ 1992 L 209, p. 25) — Failure to recognise, in the host Member State, a vocational training qualification conferring a right to pursue the profession of optician in the Member State where that qualification was awarded — Training received, for the greater part, at an establishment which lawfully operates in the host Member State, but which is not recognised, under the legislation of that State, as an educational establishment

Operative part of the judgment

Articles 1(a), 3 and 4 of Council Directive 92/51/EEC of 18 June 1992 on a second general system for the recognition of professional education and training to supplement Directive 89/48/EEC, as amended by Directive 2001/19/EC of the European Parliament and of the Council of 14 May 2001, must be interpreted as meaning that the competent authorities of a host Member State are required, under Article 3 of that directive, subject to the application of Article 4 of that directive, to recognise a diploma awarded by a competent authority in another Member State even though that diploma attests to education and training received, in whole or in part, at an establishment located in the host Member State which, according to the legislation of that State, is not recognised as an educational establishment.

⁽¹⁾ OJ C 117, 26.5.2007.

Judgment of the Court (Fourth Chamber) of 4 December 2008 (reference for a preliminary ruling from the Sozialgericht Stuttgart (Germany)) — Krystyna Zablocka-Weyhermüller v Land Baden-Württemberg

(Case C-221/07) ⁽¹⁾

(Benefits granted to surviving spouses of victims of war — Condition of residence on the national territory — Article 18(1) EC)

(2009/C 19/04)

Language of the case: German

Referring court

Sozialgericht Stuttgart

Parties to the main proceedings

Applicant: Krystyna Zablocka-Weyhermüller

Defendant: Land Baden-Württemberg

Re:

Reference for a preliminary ruling — Sozialgericht Stuttgart — Compatibility with Community law of national provisions limiting the exportability of benefits for surviving spouses of victims of war (Hinterbliebenenversorgung)

Operative part of the judgment

Article 18(1) EC is to be interpreted as precluding legislation of a Member State under which the latter refuses to pay certain benefits granted to surviving spouses of victims of war solely because they are domiciled in the territory of certain specific Member States.

⁽¹⁾ OJ C 183, 4.8.2007.

Judgment of the Court (Fifth Chamber) of 4 December 2008 — Commission of the European Communities v United Kingdom of Great Britain and Northern Ireland

(Case C-247/07) ⁽¹⁾

(Failure of a Member State to fulfil its obligations — Directive 2003/35/EC — Drawing up of certain plans and programmes relating to the environment — Public participation — Failure to transpose within the prescribed period)

(2009/C 19/05)

Language of the case: English

Parties

Applicant: Commission of the European Communities (represented by: M. Konstantinidis and D. Lawunmi, Agents)

Defendant: United Kingdom of Great Britain and Northern Ireland (represented by: V. Jackson, Agent)

Re:

Failure of a Member State to fulfil obligations — Failure to adopt, within the prescribed period, the measures necessary to comply with Directive 2003/35/EC of the European Parliament and of the Council of 26 May 2003 providing for public participation in respect of the drawing up of certain plans and programmes relating to the environment and amending with regard to public participation and access to justice Council Directives 85/337/EEC and 96/61/EC (OJ 2003 L 156, p. 17)