

14 May 2001, the Hellenic Republic has failed to fulfil its obligations under Articles 30, 31 and 36 of that directive.

2. Dismisses the action as to the remainder.
3. Orders the Hellenic Republic to pay the costs.

**Order of the Court (Fifth Chamber) of 3 October 2008 —
Savia and Others v Ministero dell'Istruzione, dell'Università
e della Ricerca and Others**

(Case C-287/08)

(Reference for a preliminary ruling — No link with Community
law — Clear lack of jurisdiction of the Court)

Preliminary rulings — Jurisdiction of the Court — Limits (Art. 234 EC) (see paras 7-10)

Re:

Reference for a preliminary ruling — Tribunale ordinario di Milano — Interpretation of Article 6(2) EU and of Article 6 of the European Convention on Human Rights — Right to a fair trial — National legislation with retroactive effect which introduces changes in salary conditions under the contract of employment.

Operative part

The Court of Justice of the European Communities manifestly does not have jurisdiction to answer the questions posed by the Tribunale ordinario di Milano by decision of 16 June 2008.

Order of the Court (Sixth Chamber) of 6 October 2008 — Raffinerie Tirlemontoise v Bureau d'intervention et de restitution belge (BIRB)

(Case C-200/06)

(Article 104(3) of the Rules of Procedure — Sugar — Production levies — Detailed rules for the application of the quota system — Taking into account of the quantities of sugar contained in the processed products — Calculation of the exportable surplus — Calculation of the average loss)

Agriculture — Common organisation of the markets — Sugar — Production levy (Council Regulations No 2038/1999, Art. 33(1), and No 1260/2001, Art. 15(1)(c) and (d); Commission Regulations No 2267/2000, No 1993/2001, No 314/2002, as amended by Commission Regulations No 1140/2003 and No 38/2004, Art. 6(4) and (5), No 1837/2002, No 1762/2003 and No 1775/2004) (see paras 24-29, 31-33, 34-40, operative part 1, 2)

Re:

Reference for a preliminary ruling — Tribunal de première instance de Bruxelles — Interpretation of Article 15 of Council Regulation (EC) No 1260/2001 of 19 June