

Article 213 such as that at issue in the main proceedings, of a principle of national law which has the effect that a partial remission of duty granted on the basis of Article 239 to one of the debtors may be relied on by all the other debtors, so that the extinction of the debt provided for in point (b) of Article 233 of that Code relates to the debt as such and thus releases all the jointly and severally liable debtors from payment of the debt to the extent of the amount remitted.

(¹) OJ C 113, 01. 05. 2010.

Judgment of the Court (Seventh Chamber) of 17 February 2011 — European Commission v Kingdom of Belgium

(Case C-321/10) (¹)

(Failure of a Member State to fulfil obligations — Directive 2007/2/EC — Environment policy — Infrastructure for Spatial Information in the European Community (INSPIRE) — Exchange and updates of data in electronic format — Incomplete transposition)

(2011/C 103/15)

Language of the case: French

Parties

Applicant: European Commission (represented by: J. Sénéchal, Agent)

Defendant: Kingdom of Belgium (represented by: T. Materne and M. Jacobs, Agents)

Re:

Failure of a Member State to fulfil obligations — Failure to adopt or to communicate, within the prescribed period, the laws, regulations and administrative provisions necessary to comply with Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ 2007 L 108, p. 1)

Operative part of the judgment

The Court:

1. Declares that, by failing to adopt, within the prescribed period, the laws, regulations and administrative provisions necessary to comply with Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE), the Kingdom of Belgium has failed to fulfil its obligations under that directive;

2. Orders the Kingdom of Belgium to pay the costs.

(¹) OJ C 246, 11.9.2010.

Judgment of the Court (Sixth Chamber) of 3 February 2011 — European Commission v Kingdom of Belgium

(Case C-391/10) (¹)

(Failure of a Member State to fulfil obligations — Directive 2007/36/EC — Exercise of certain rights of shareholders in listed companies — Failure to transpose completely within the prescribed period)

(2011/C 103/16)

Language of the case: French

Parties

Applicant: European Commission (represented by: G. Braun and L. de Schietere de Lophem, Agents)

Defendant: Kingdom of Belgium (represented by: M. Jacobs and J.-C. Halleux, Agents)

Re:

Failure of a Member State to fulfil obligations — Failure to take or to communicate within the prescribed period the measures necessary to comply with Directive 2007/36/EC of the European Parliament and of the Council of 11 July 2007 on the exercise of certain rights of shareholders in listed companies (OJ 2007 L 184, p. 17)

Operative part of the judgment

The Court:

1. Declares that, by failing to adopt, within the prescribed period, all the laws, regulations and administrative provisions necessary to comply with Directive 2007/36/EC of the European Parliament and of the Council of 11 July 2007 on the exercise of certain rights of shareholders in listed companies, the Kingdom of Belgium has failed to fulfil its obligations under that directive;
2. Orders the Kingdom of Belgium to pay the costs.

(¹) OJ C 274 of 9.10.2010.