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(Information)

## COURT OF JUSTICE

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## JUDGMENT OF THE COURT

(Sixth Chamber)

of 13 December 2001

**in Case C-317/99 (reference for a preliminary ruling from the College van Beroep voor het bedrijfsleven): Kloosterboer Rotterdam BV v Minister van Landbouw, Natuurbeheer en Visserij<sup>(1)</sup>**

**(Reference for a preliminary ruling — Additional duties on importation — Validity of Article 3 of Regulation (EC) No 1484/95)**

(2002/C 44/01)

(Language of the case: Dutch)

(Provisional translation; the definitive translation will be published in the European Court Reports)

In Case C-317/99: reference to the Court under Article 234 EC from the College van Beroep voor het bedrijfsleven (Administrative Court for Trade and Industry) (Netherlands) for a preliminary ruling in the proceedings pending before that court between Kloosterboer Rotterdam BV and Minister van Landbouw, Natuurbeheer en Visserij — on the validity of Article 3(1) and (3) of Commission Regulation (EC) No 1484/95 of 28 June 1995 laying down detailed rules for implementing the system of additional import duties and fixing additional import duties in the poultrymeat and egg sectors and for egg albumin, and repealing Regulation No 163/67/EEC (OJ 1995 L 145, p. 47) and on the interpretation of that provision and of Articles 65 and 220(2)(b) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ 1992 L 302, p. 1) — the Court (Sixth Chamber), composed of: N. Colneric, President of the Second Chamber, acting for the President of the Sixth Chamber, C. Gulmann, R. Schintgen, V. Skouris (Rapporteur) and J.N. Cunha Rodrigues, Judges; D. Ruiz-Jarabo Colomer, Advocate General; H.A. Rühl, Principal Adminis-

trator, for the Registrar, has given a judgment on 13 December 2001, in which it has ruled:

*Paragraphs (1) and (3) of Article 3 of Regulation (EC) No 1484/95 of 28 June 1995 laying down detailed rules for implementing the system of additional import duties and fixing additional import duties in the poultrymeat and egg sectors and for egg albumin, and repealing Regulation No 163/67/EC, are invalid, inasmuch as they provide that the additional duty referred to therein is, as a general rule, established on the basis of the representative price laid down in Article 2(1) of Regulation No 1484/95 and that the duty is established on the basis of the cif import price of the shipment concerned only if the importer so requests.*

<sup>(1)</sup> OJ C 352 of 4.12.1999.

## JUDGMENT OF THE COURT

of 13 December 2001

**in Case C-324/99 (Reference for a preliminary ruling from the Bundesverwaltungsgericht): DaimlerChrysler AG v Land Baden-Württemberg<sup>(1)</sup>**

**(Environment — Waste — Regulation (EEC) No 259/93 on shipments of waste — Conditions justifying prohibitions or restrictions on the export of waste — National legislation imposing the obligation to offer waste to an approved body)**

(2002/C 44/02)

(Language of the case: German)

(Provisional translation; the definitive translation will be published in the European Court Reports)

In Case C-324/99: reference to the Court under Article 234 EC by the Bundesverwaltungsgericht (Germany) for a preliminary ruling in the proceedings pending before that court between DaimlerChrysler AG and Land Baden-Württemberg, on the interpretation of Council Regulation (EEC) No 259/93 of 1 February 1993 on the supervision and control of shipments