

1. Declares that the Grand Duchy of Luxembourg has failed to fulfil its obligations under Article 1(a) of Council Directive 75/442/EEC of 15 July 1975 on waste, as amended by Council Directive 91/156/EEC of 18 March 1991, and Commission Decision 94/3/EC of 20 December 1993 establishing a list of wastes pursuant to Article 1(a) of Directive 75/442;

2. Orders the Grand Duchy of Luxembourg to pay the costs.

(¹) OJ C 200 of 14.7.2001.

ORDER OF THE COURT

(Sixth Chamber)

of 27 November 2001

in Case C-208/99: Portuguese Republic v Commission of the European Communities(¹)

(EAGGF, Guidance Section — Decision of the Commission withdrawing financial assistance granted under Article 8 of Regulation (EEC) No 4256/88 — Action for partial annulment against the designation of a Member State as recipient — Manifestly inadmissible)

(2002/C 84/49)

(Language of the case: Portuguese)

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

In Case C-208/99: Portuguese Republic (Agents: L. Fernandes, Â. Cortesão de Seica Neves and P. Fragão) v Commission of the European Communities (Agents: A.M. Alves Vieira and P. Oliver) — application for partial annulment of C(1999)543, C(1999)544 and C(1999)545 of 4 March 1999 withdrawing the assistance granted to Belgravia Lda, Floreurop — Productos Florestais Lda and Ordinal-Gestão de Investimentos Lda respectively under the Guidance Section of the European Agriculture Guidance and Guarantee Fund (EAGGF) — the Court (Sixth Chamber), composed of: F. Macken, President, N. Colneric, C. Gulmann, J.-P. Puissochet (Rapporteur) and V. Skouris, Judges; A. Tizzano, Advocate General; R. Grass, Registrar, gave a judgment on 27 November 2001, the operative part of which is as follows:

1. The application is dismissed as manifestly inadmissible.

2. The parties shall bear their own costs.

(¹) OJ C 226 of 7.8.1999.

ORDER OF THE COURT

(First Chamber)

of 11 October 2001

in Case C-30/00 (reference for a preliminary ruling from the Supremo Tribunal Administrativo (Portugal)): William Hinton & Sons L^{da} v Fazenda Pública, intervener: Ministério Público(¹)

(Article 104(3) of the Rules of Procedure Post-clearance recovery of import duties — Entry in the accounts of the import duties to be collected — Expiry of the time-limit for taking action for recovery — Article 254 of the Act of Accession of Spain and Portugal — Obligation incumbent on the Portuguese Republic to proceed, at its own costs, to the elimination of certain stocks of product)

(2002/C 84/50)

(Language of the case: Portuguese)

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

In Case C-30/00: reference to the Court under Article 234 EC from the Supremo Tribunal Administrativo (Supreme Administrative Tribunal) for a preliminary ruling in the proceedings pending before that court between William Hinton & Sons L^{da} and Fazenda Pública, intervener: Ministério Público — on the interpretation of Articles 1, 2 and 5 of Council Regulation (EEC) No 1697/79 of 24 July 1979 on the post-clearance recovery of import duties or export duties which have not been required of the person liable for payment on goods entered for a customs procedure involving the obligation to pay such duties (OJ 1979 L 197, p. 1), Article 254 of the 1985 Act concerning the conditions of accession and the adjustments to the Treaties (OJ 1985 L 302, p. 23), Article 8 of Council Regulation (EEC) N3771/85 of 20 December 1985 on stocks of agricultural products in Portugal (OJ 1985 L 362, p. 21) and Articles 4 and 8 of Commission Regulation (EEC) No 579/86 of 28 February 1986 laying down detailed rules relating to stocks of products in the sugar sector in Spain and