

2. Orders the Hellenic Republic to pay the costs.

(<sup>1</sup>) OJ C 20 of 23.1.1999.

## JUDGMENT OF THE COURT

(Sixth Chamber)

21 March 2002

**in Case C-130/99: Kingdom of Spain v Commission of the European Communities**<sup>(1)</sup>

**(EAGGF — Clearance of accounts — Financial years 1995 and 1996)**

(2002/C 118/04)

(Language of the case: Spanish)

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

In Case C-130/99, Kingdom of Spain (Agent: M. López-Monís Gallego) v Commission of the European Communities (Agent: J. Guerra Fernández): Application for partial annulment of Commission Decision 1999/186/EC of 3 February 1999 excluding from Community financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF) (OJ 1999 L 61, p. 34) and Commission Decision 1999/187/EC of 3 February 1999 on the clearance of the accounts presented by the Member States in respect of the expenditure for 1995 of the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF) (OJ 1999 L 61, p. 37), in so far as it concerns the Kingdom of Spain, the Court (Sixth Chamber), composed of: F. Macken (Rapporteur), President of the Chamber, C. Gulmann, R. Schintgen, V. Skouris and J.N. Cunha Rodrigues, Judges; F.G. Jacobs, Advocate General; R. Grass, Registrar, has given a judgment on 21 March 2002, in which it:

1. Annuls Commission Decision 1999/186/EC of 3 February 1999 excluding from Community financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF) in so far as it excludes from Community financing the expenditure incurred by the Kingdom of Spain before 12 March 1996 in respect of production aid for olive oil;

2. Annuls Commission Decision 1999/187/EC of 3 February 1999 on the clearance of the accounts presented by the Member States in respect of the expenditure for 1995 of the Guarantee Section of the European Agricultural Guidance and Guarantee Fund in so far as it excludes from Community financing ESP 1 355 544 657, representing the interest payable in the context of the additional levy on milk and milk-related products;

3. Dismisses the remainder of the application;

4. Orders the Kingdom of Spain to pay the costs.

(<sup>1</sup>) OJ C 204 of 17.7.1999.

## JUDGMENT OF THE COURT

(Fifth Chamber)

14 March 2002

**in Case C-132/99: Kingdom of the Netherlands v Commission of the European Communities**<sup>(1)</sup>

**(EAGGF — Clearance of accounts — 1995 financial year — Aid to hemp production)**

(2002/C 118/05)

(Language of the case: Dutch)

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

In Case C-132/99, Kingdom of the Netherlands (Agents: M. A. Fierstra and J. van Bakel), supported by Kingdom of Spain (Agent: M. López-Monís Gallego) v Commission of the European Communities (Agents: T. van Rijn and C. van der Hauwaert): Application for partial annulment of Commission Decision 1999/187/EC of 3 February 1999 on the clearance of the accounts presented by the Member States in respect of the expenditure for 1995 of the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (OJ 1999 L 61, p. 37), in so far as it requires a correction of 50 % of the expenditure declared by the Kingdom of the Netherlands in respect of hemp production aid, namely a correction of NLG 117 277, the Court (Fifth Chamber), composed of: P. Jann (Rapporteur), President of the Chamber, D.A.O. Edward, A. La Pergola, M. Wathelet and C.W.A. Timmermans, Judges; D. Ruiz-Jarabo Colomer, Advocate General; R. Grass, Registrar, has given a judgment on 14 March 2002, in which it: