

Regulation (EEC) No 1308/70 of the Council of 29 June 1970 on the common organisation of the market in flax and hemp, as amended by Council Regulation (EC) No 2826/2000 of 19 December 2000 on information and promotion actions for agricultural products on the internal market and Regulation (EEC) No 619/71 of the Council of 22 March 1971 laying down general rules for granting aid for flax and hemp, as amended by Council Regulation (EC) No 1420/98 of 26 June 1998, must be interpreted so precluding national legislation which has the effect of prohibiting the cultivation and possession of industrial hemp covered by those regulations.

(¹) OJ C 84 of 6.4.2002.

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

(¹) OJ C 68 of 16.3.2002.

JUDGMENT OF THE COURT

(First Chamber)

of 16 January 2003

in Case C-29/02: Commission of the European Communities v Kingdom of Spain (¹)

(Failure of a Member State to fulfil its obligations — Failure to transpose Directive 98/83/EC)

(2003/C 44/18)

(Language of the case: Spanish)

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

In Case C-29/02, Commission of the European Communities (Agent: G. Valero Jordana) v Kingdom of Spain (Agent: L. Fraguas Gadea): Application for a declaration that, by failing to adopt or, in any event, to communicate to the Commission the laws, regulations and administrative provisions necessary to comply with Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption (OJ 1998 L 330, p. 32), the Kingdom of Spain has failed to fulfil its obligations under that directive, the Court (First Chamber), composed of: M. Wathelet, President of the Chamber, P. Jann and A. Rosas (Rapporteur), Judges; S. Alber, Advocate General; R. Grass, Registrar, has given a judgment on 16 January 2003, in which it:

1. Declares that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption, the Kingdom of Spain has failed to fulfil its obligations under that directive;

in Case C-63/02: Commission of the European Communities v United Kingdom of Great Britain and Northern Ireland (¹)

Failure of a Member State to fulfil its obligations — Failure to implement Directive 98/83/EC

(2003/C 44/19)

(Language of the case: English)

In Case C-63/02, Commission of the European Communities (Agent: M. Shotter) v United Kingdom of Great Britain and Northern Ireland (Agents: P. Ormond, assisted by M. Demetriou, barrister): Application for a declaration that, by failing to adopt for Northern Ireland and Wales all the laws, regulations and administrative provisions necessary to comply with Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption (OJ 1998 L 330, p. 32) or, in any event, by failing to notify such provisions to the Commission, the United Kingdom of Great Britain and Northern Ireland has failed to fulfil its obligations under Article 17(1) and (2) of that directive, the Court (First Chamber), composed of: M. Wathelet, President of the Chamber, P. Jann and A. Rosas (Rapporteur), Judges; S. Alber, Advocate General; R. Grass, Registrar, has given a judgment on 16 January 2003, in which it:

1. Declares that, by failing to adopt for Northern Ireland and Wales all the laws, regulations and administrative provisions necessary to comply with Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption, the United Kingdom of Great Britain and Northern Ireland has failed to fulfil its obligations under Article 17(1) of that directive;

2. Orders the United Kingdom of Great Britain and Northern Ireland to pay the costs.

ORDER OF THE COURT

(¹) OJ C 109 of 4.5.2002.

(Sixth Chamber)

of 21 November 2002

in Case C-360/01: Italian Republic v Commission of the European Communities and Council of the European Union⁽¹⁾

JUDGMENT OF THE COURT

(First Chamber)

of 16 January 2003

in Case C-122/02: Commission of the European Communities v Kingdom of Belgium⁽¹⁾

(Failure of a Member State to fulfil its obligations — Failure to transpose Directive 98/83/EC)

(2003/C 44/20)

(Language of the case: French)

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

In Case C-122/02, Commission of the European Communities (Agents: G. Valero Jordana and J. Adda) v Kingdom of Belgium (Agent: A. Snoecx): Application for a declaration that, by failing to adopt all the laws, regulations and administrative provisions necessary to comply fully with Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption (OJ 1998 L 330, p. 32) or, at any rate, by failing fully to inform the Commission thereof, the Kingdom of Belgium has failed to fulfil its obligations under that directive, the Court (First Chamber), composed of: M. Wathelet, President of the Chamber, P. Jann and A. Rosas (Rapporteur), Judges; L.A. Geelhoed, Advocate General; R. Grass, Registrar, has given a judgment on 16 January 2003, in which it:

1. Declares that, by failing to adopt all the laws, regulations and administrative provisions necessary to comply fully with Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption, 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 131 of 1.6.2002.

(Sugar — Pricing system — Marketing year 2001/2002 — Regionalisation — Non-deficit areas — Classification of Italy — Validity of Regulations (EC) Nos 1263/2001 and 1260/2001 — Action for annulment — Manifestly inadmissible in part)

(2003/C 44/21)

(Language of the case: Italian)

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

In Case C-360/01, Italian Republic (Agent: U. Leanza, and G de Bellis) v Commission of the European Communities (Agent: C. Cattabriga) and Council of the European Union (Agent: F. P. Ruggeri Laderchi) — application for the annulment of Article 1 of Commission Regulation (EC) No 1263/2001 fixing the derived intervention prices for white sugar for the 2001/02 marketing year (OJ 2001 L 178, p. 60), in so far as it fails to fix derived intervention prices for white sugar for all the areas of Italy and, in so far as necessary, the annulment of Article 2(1)(a) of Council Regulation (EC) No 1260/2001 of 19 June 2001 on the common organisation of the markets in the sugar sector (OJ 2001 L 178, p. 1) — the Court (Sixth Chamber), composed of: J.-P. Puissochet (President of Chamber), R. Schintgen, C. Gulmann, V. Skouris and N. Colneric (Rapporteur), Judges; J. Mischo, Advocate General; R. Grass, Registrar, gave a judgment on 21 November 2002, the operative part of which is as follows:

1. The application is dismissed as manifestly inadmissible inasmuch as it is directed against the Council.
2. The Italian Republic is ordered to pay the costs relating to that part of the application.

(¹) OJ C 331 of 24.11.2001.