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(Information)

COURT OF JUSTICE

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JUDGMENT OF THE COURT

(Third Chamber)

of 7 July 2005

in Case C-5/03: **Hellenic Republic v Commission of the European Communities** ⁽¹⁾

(EAGGF — Exclusion of certain expenditure — Fruit and vegetables — Oranges — Animal premiums — Bovine animals — Sheep and goats)

(2005/C 243/01)

(Language of the case: Greek)

In Case C-5/03, Hellenic Republic (Agents: S. Charitaki and E. Svolopoulou) v Commission of the European Communities (Agent: M. Condou-Durande, assisted by N. Korogiannakis) — action for annulment under Article 230 EC, brought on 3 January 2003 — the Court (Third Chamber), composed of A. Rosas (Rapporteur), President of the Chamber, A. Borg Barthet, J.-P. Puissochet, J. Malenovský and U. Løhmus, Judges; L. A. Geelhoed, Advocate General; L. Hewlett, Principal Administrator, for the Registrar, gave a judgment on 7 July 2005, in which it:

1. Annuls Commission Decision 2002/881/EC of 5 November 2002 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 2 % of the expenditure incurred in the fruit and vegetable sector;
2. Dismisses the remainder of the application;
3. Orders the Hellenic Republic to pay two thirds of the costs of the Commission of the European Communities;
4. Orders the parties to pay their own costs as to the remainder.

⁽¹⁾ OJ C 55 of 8.3.2003.

JUDGMENT OF THE COURT

(Fifth Chamber)

of 21 July 2005

in Case C-130/04: **Commission of the European Communities v Greek Republic** ⁽¹⁾

(Failure to fulfil obligations — Road transport — Regulation (EC) No 1172/98 — Statistical return in respect of the carriage of goods by road)

(2005/C 243/02)

(Language of the case: Greek)

In Case C-130/04 Commission of the European Communities (Agent: M. D. Triantafyllou) v Greek Republic (Agent: S. Chala) — action under Article 226 EC for failure to fulfil obligations, brought on 11 March 2004 — the Court (Fifth Chamber), composed of R. Silva de Lapuerta, President of the Chamber, R. Schintgen and J. Klučka (Rapporteur), Judges; J. Kokott, Advocate General; R. Grass, Registrar, gave a judgment on 21 July 2005, in which it:

1. Declares that, by failing to transmit to the Statistical Office of the European Communities (Eurostat), for the years 1999 to 2002, statistical returns in respect of the carriage of goods by road in accordance with the requirements of Council Regulation (EC) No 1172/98 of 25 May 1998 on statistical returns in respect of the carriage of goods by road, the Greek Republic has failed to fulfil its obligations under that regulation;
2. Orders the Greek Republic to pay the costs.

⁽¹⁾ OJ C 106 of 30.04.2004.