

*Other party to the proceedings:* Commission of the European Communities (represented by: W. Wils and F. Castillo de la Torre, acting as Agents, and J. Rivas de Andrés and J. Gutiérrez Gisbert, abogados)

*Interveners in support of the defendants:* United Kingdom of Great Britain and Northern Ireland (represented by: M. Bethell, Agent, and G. Barling QC), Kingdom of Spain (represented by N. Díaz Abad, L. Fraguas Gadea and F. Díez Moreno, Agents)

#### Re:

Appeal against the judgment of the Court of First Instance (First Chamber, Extended Composition) of 4 March 2003 in Case T-319/99 *FENIN v Commission* in which the Court dismissed the action for annulment brought by the appellant against the Commission's decision of 26 August 1999 (SG(99) D/7.040) relating to the organisations which manage the Spanish national health system concerning the conditions for payment imposed by those organisations on their suppliers of health products and other allegedly anti-competitive practices of such organisations — Definition of 'undertaking'

#### Operative part of the judgment

*The Court:*

1. Dismisses the appeal;
2. Orders the *Federación Española de Empresas de Tecnología Sanitaria (FENIN)* to pay the costs of these proceedings;
3. Orders the United Kingdom of Great Britain and Northern Ireland and the Kingdom of Spain to bear their own costs.

(<sup>1</sup>) OJ C 184, 02.08.2003.

#### Judgment of the Court (Second Chamber) of 22 June 2006 — Commission of the European Communities v Council of the European Union

(Case C-399/03) (<sup>1</sup>)

*(State aid — Existing aid scheme — Tax scheme for coordination centres established in Belgium — Competence of the Council)*

(2006/C 212/03)

Language of the case: French

#### Parties

*Applicant:* Commission of the European Communities (represented by: G. Rozet, V. Di Bucci and R. Lyal, Agents)

*Defendant:* Council of the European Union (represented by: A.-M. Colaert and F. Florindo Gijón, Agents)

#### Re:

Annulment of Council Decision 2003/531/EC of 16 July 2003 on the granting of aid by the Belgian Government to certain coordination centres established in Belgium (OJ 2003 L 184, p. 17)

#### Operative part of the judgment

*The Court:*

1. Annuls Council Decision 2003/531/EC of 16 July 2003 on the granting of aid by the Belgian Government to certain coordination centres established in Belgium;
2. Orders the Council of the European Union to pay the costs.

(<sup>1</sup>) OJ C 275, 15.11.2003.

**Judgment of the Court (Grand Chamber) of 4 July 2006 (reference for a preliminary ruling from the Monomeles Protodikio Thessalonikis — Greece) — Konstantinos Adeneler, Pandora Kosa-Valdirka, Nikolaos Markou, Agapi Pantelidou, Christina Topalidou, Apostolos Alexopoulos, Konstantinos Vasiniotis, Vasiliki Karagianni, Apostolos Tsitsionis, Aristidis Andreou, Evangelia Vasila, Kalliopi Peristeri, Spiridon Sklivanitis, Dimosthenis Tselefis, Theopisti Patsidou, Dimitrios Vogiatzis, Rousas Voskakis, Vasilios Giatakis v Ellinikos Organismos Galaktos (ELOG)**

(Case C-212/04) (<sup>1</sup>)

*(Directive 1999/70/EC — Clauses 1(b) and 5 of the framework agreement on fixed-term work — Successive fixed-term employment contracts in the public sector — Concepts of 'successive contracts' and 'objective reasons' justifying the renewal of such contracts — Measures intended to prevent abuse — Sanctions — Scope of the obligation to interpret national law in conformity with Community law)*

(2006/C 212/04)

Language of the case: Greek

#### Referring court

Monomeles Protodikio Thessalonikis