

COURT OF JUSTICE

JUDGMENT OF THE COURT

of 29 January 1987

in Case 361/85: Commission of the European Communities v. Italian Republic (*)

(Failure of a Member State to fulfil its obligations — Failure to implement directives)

(87/C 44/04)

(Language of the case: Italian)

(Provisional translation; the definitive translation will be published in the Reports of Cases before the Court)

In Case 361/85: Commission of the European Communities (Agent: Alberto Prozzillo) against Italian Republic (Agent: Luigi Ferrari Bravo, assisted by Ivo Braguglia, Avvocato dello Stato) — application for a declaration that, by failing to adopt within the prescribed period the provisions necessary to comply with Directives 79/373/EEC, 80/509/EEC, 80/511/EEC and 80/695/EEC on the marketing of compound feedingstuffs, the Italian Republic has failed to fulfil its obligations under the EEC Treaty — the Court, composed of Lord Mackenzie Stuart, President, T. F. O'Higgins and F. Schockweiler (Presidents of Chambers), U. Everling, K. Bahlmann, R. Joliet and J. C. Moitinho de Almeida, Judges; M. Darmon, Advocate-General; D. Louterman, Administrator, for the Registrar, gave a judgment on 29 January 1987, the operative part of which is as follows:

1. *The Italian Republic has failed to fulfil its obligations under the EEC Treaty by failing to adopt within the prescribed period the provisions necessary to comply with Council Directive 79/373/EEC of 2 April 1979 on the marketing of compound feedingstuffs, Commission Directive 80/509/EEC of 2 May 1980 amending the Annex to Council Directive 79/373/EEC on the marketing of compound feedingstuffs, Commission Directive 80/511/EEC of 2 May 1980 authorizing, in certain cases, the marketing of compound feedingstuffs in unsealed packages or containers and Commission Directive 80/695/EEC of 27 June 1980 amending the Annex to Council Directive 79/373/EEC on the marketing of compound feedingstuffs.*

2. *The Italian Republic is ordered to pay the costs.*

(*) OJ No C 333, 21. 12. 1985.

JUDGMENT OF THE COURT

of 29 January 1987

in Case 364/85: Commission of the European Communities v. Italian Republic (*)

(Intra-Community trade in bovine animals and swine — Transposition of certain directives into national law)

(87/C 44/05)

(Language of the case: Italian)

(Provisional translation; the definitive translation will be published in the Reports of Cases before the Court)

In Case 364/85: Commission of the European Communities (Agent: Alberto Prozzillo) against the Italian Republic (Agent: Luigi Ferrari Bravo, assisted by Oscar Fiumara, Avvocato dello Stato) — application for a declaration that, by failing to adopt within the prescribed period the provisions necessary to comply with Council Directives 80/219/EEC, 80/1098/EEC and 80/1102/EEC, amending Directive 64/432/EEC on animal health problems affecting intra-Community trade in bovine animals and swine, the Italian Republic has failed to fulfil its obligations under the EEC Treaty — the Court, composed of Lord Mackenzie Stuart, President, T. F. O'Higgins and F. Schockweiler (Presidents of Chambers), G. Bosco, T. Koopmans, O. Due and K. Bahlmann, Judges; M. Darmon, Advocate-General; H. A. Rühl, Principal Administrator, for the Registrar, gave a judgment on 29 January 1987, the operative part of which is as follows:

1. *By failing to adopt within the prescribed period the provisions necessary to comply with Council Directive 80/219/EEC of 22 January 1980 and Council Directives 80/1098/EEC and 80/1102/EEC of 11 November 1980, the Italian Republic has failed to fulfil its obligations under the EEC Treaty.*

2. *The Italian Republic is ordered to pay the costs.*

(*) OJ No C 333, 21. 12. 1985.