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on monitoring the application of Community law

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INTRODUCTION

Each year the European Commission draws up a report on the monitoring of the application of Community law in response to requests made by the European Parliament (resolution of 9 February 1983) and the Member States (point 2 of Declaration No 19 annexed to the Treaty signed at Maastricht on 7 February 1992). The report also meets requests from the European Council and the Council for information on specific fields.

The Europe Union would not be a true Union based on the rule of law and founded on a body of law if that law was not enforced by and in its Member States on an on-going basis. The enforcement function is entrusted to the Commission by Article 155 EC (¹).

The annual report traditionally analyses the monitoring of the application of Community law by focusing on the infringement proceedings handled by the Commission on the basis of Article 169 of the EC Treaty in the past year.

This report, which reflects the situation on 31 December 1995, follows that pattern.

It must be remembered, however, that the function conferred on the Commission by Article 155 as guardian of the Treaties is not confined to infringement proceedings. When it commences litigation against other institutions (Articles 173 and 175), when it scrutinizes State aids for legality (Article 93), when it acts to combat fraud against the Community budget and when it secures compliance with the ban on restrictive practices and abuse of dominance (Articles 85 and 86), the Commission is also performing its function of enforcing Community law. There are separate reports on activities in these areas.

The originality of Article 169 infringement proceedings cannot be adequately stressed.

The procedure can be launched only by the Commission to settle disputes between it and the Member States; individuals cannot be parties to proceedings. The procedure is considered to be an objective one; its purpose is to induce a Member State to come into line

with Community law. Its primary purpose is not to protect an individual who wishes to rely on Community law. Individuals have other redress procedures before national authorities and the national courts, operating as the ordinary courts of Community law, with the possibility of going so far as to have the State ordered to pay damages for breaches of Community law (²). But the complaint to the Commission is still an indispensable instrument, not only for the Commission but also for the individual citizen. This is especially true where a citizen fails to secure respect for the rights he enjoys under Community law.

The Community citizen may not be able to commence infringement proceedings, but he still plays a key role in them. Complaints to the Commission are a vital source of information for launching such proceedings, as where they provide evidence of administrative practices contrary to Community law or of breaches in areas where the Commission cannot detect them in the absence of powers of inspection. Complaints also bring to the Commission's attention infringements committed in the course of co-financed operations (³).

It is therefore vitally important for the Commission to give an answer not only to complainants — many of whom have only the Commission to rely on — but also to the public at large and to Parliament. The annual report is the Commission's way of meeting the need for transparency.

1995 was the first year of the 15-member Community. This report covers the application of Community law in Austria, Sweden and Finland. For the first time the Community welcomed new members from the European Economic Area. European Economic Area membership was probably the main reason for the high rate of notification of national measures implementing directives in the new Member States, as they had had to incorporate a large proportion of the *acquis communautaire* into their national legislation when the European Economic Area Treaty entered into force on 1 January 1994. As required by Article 172 (1) of the Act of Accession, the EFTA Surveillance Authority notified the Commission of all the

(¹) See also Article 127 Euratom.

(²) Annex VI analyses the application of Community law by national courts in the course of the year.

(³) If infringement proceedings are commenced, the Commission generally suspends Community financing (Regulation (EEC) No 2052/88: OJ No L 185, 15. 7. 1988, p. 9). If the infringement is confirmed, the Commission can even recover financing.

legislation of which it had been notified by these States⁽¹⁾. In one year, the new Member States transposed the *acquis communautaire* to such an extent as to attain a notification rate in excess of the Community average in Sweden and Finland⁽²⁾ and a rate of 84,2 % in Austria.

1995 was a year of intense Community law enforcement activity at the Commission, with an unprecedented number of Article 169 decisions — 5 068 of them, as against 4 802 in 1994.

I. THE TREND OF INFRINGEMENT PROCEEDINGS IN 1995

There were seven major trends in 1995:

- A. infringement proceedings registered in 1995: a decline in the number of complaints and a rise in the number of cases detected by the Commission;
- B. the important role played by the European Parliament in prompting infringement proceedings;
- C. proceedings commenced in 1995: a stable number of Article 169 letters;
- D. proceedings relating to established infringements: a decline in the number of reasoned opinions and a stable number of referrals to the Court;
- E. a sharp increase in the number of cases terminated;
- F. a start made on clearing up the legacy of the past: many of the longest-running cases were terminated;
- G. greater transparency.

A. Infringement proceedings registered in 1995

— declining number of complaints

An analysis of the statistics prompts a surprising conclusion: the number of complaints received at the

Commission is no longer rising. Figures for the last five years (1991: 1 051; 1992: 1 185; 1993: 1 040; 1994: 1 145; 1995: 978) show that this is a genuine pattern and not a statistical blip⁽³⁾. But the situation varies from one area to another: there is, for instance, a stable pattern as regards customs and indirect taxation. The figure for public procurement rose from 100 to 137 in one year, and the figures for transport also rose; but in agriculture it fell from 191 to 127).

Given enlargement, the stability in the absolute number of complaints means that there has been a relative decline, especially as the conferment of new powers on the Union ought to have been a source of new difficulties, disputes and complaints.

The decline in the number of complaints must be interpreted with a great deal of caution.

It might be thought that citizens relying on Community law are gaining greater satisfaction in national authorities or courts without having to bring the Commission into action, but that would probably be over-optimistic. At any rate the conclusion would be difficult to support, and evidence going beyond what is available in this report would be needed.

The declining number of complaints might also be evidence that Member States are applying Community law better as a result of experience and of the deterrent effect of infringement proceedings.

Another possible explanation might be that citizens in the new Member States are inadequately informed of the possibilities of complaining to the Commission, as the number of complaints has not risen in proportion to the new membership.

It is true that the Commission's role is imperfectly perceived, as can be seen from the number of complaints that are not within its powers to review.

— the rise in the number of cases detected by the Commission

Between 1994 and 1995, the number of such cases rose from 277 to 320.

This suggests that the current period is one of consolidation.

⁽¹⁾ The EFTA Surveillance Authority also notified the Commission of suspected infringement cases that were pending.

⁽²⁾ Apart from difficulties with the transposal of Directives in the Åland Islands.

⁽³⁾ See the environment chapter, point 1.4.

Community legislative activity is less intense than in the past⁽¹⁾. It is also more clearly targeted on specific objectives.

Following the policy set out in its 1995 work programme, the Commission placed the accent on the proper application of existing rules, verifying how Community law was actually applied in the Member States; this is clear from the rising number of cases detected by the Commission itself and of infringement proceedings commenced in the course of the year. The Commission considered more than 4 800 cases in 1994. The figure leapt to 5 068 in 1995.

B. The important role played by the European Parliament in prompting infringement proceedings

The Commission makes out a suspected infringement record as a matter of routine whenever a breach of Community law is indicated either by a parliamentary question⁽²⁾ or by a petition.

Of the new infringement cases registered by the Commission in 1995, 30 originated in a written or oral question by a Member of the European Parliament and four in a petition.

The figures for 1992 were 45 questions and 33 petitions; those for 1993 were 30 questions and 23 petitions⁽³⁾. But these figures are but a pale reflection of the qualitative and quantitative importance of Parliament's role in identifying infringements, for in addition to these cases, Members of Parliament reported other infringements that had sometimes already been detected by the Commission's own investigations or through complaints received.

A third of them concerned violations of environmental legislation (chiefly industrial projects launched without prior environmental impact assessment), and another third concerned the internal market (all manner of problems, such as barriers to freedom of establishment for dentists, violations of the public procurement Directives, etc.). To give but one example, an MEP drew the Commission's attention to a series of contracts for environmental advisory and management services that had not been announced in the *Official Journal of the European Communities*.

Parliament tends to show the greatest interest in the two areas (environment and internal market) that between

them account for more than 60% of all the cases currently running at the Commission.

C. Proceedings commenced in 1995: a stable number of Article 169 letters

The Commission commenced 1 016 infringement proceedings in 1995, as against 974 in 1994 and 1 209 in 1993.

Clearly, then, the number of complaints is no longer rising; moreover, preliminary contacts between the Commission and the Member States — who manifestly are aware of their Community law obligations — are more and more fruitful.

D. Proceedings regarding established infringements

— A sharp decline in the number of reasoned opinions

The sharp decline in the number of reasoned opinions (192) is the result of the exceptionally high number of reasoned opinions issued in 1994 (546 as against 352 in 1993) and of technical delays at the Commission, now made up.

— A stable number of referrals to the Court

The Court of Justice had 72 new infringement cases referred to it in 1995 (as against 64 in 1992, 44 in 1993 and 89 in 1994).

The Commission endeavours to make the fullest use of the pre-litigation stage of the infringement proceedings to persuade the offending Member State to remedy its deficiency or to negotiate a settlement. As the Court has held, referral of an action to it is the last resort, 'the *ultima ratio* enabling the Community interests enshrined in the Treaty to prevail over the inertia and resistance of the Member States'⁽⁴⁾.

The relative stability in the number of cases referred to the Court is the direct consequence of the Member States' strong tendency to remedy deficiencies after the reasoned opinion stage.

E. A sharp increase in the number of cases terminated

The aggregate number of proceedings for suspected or established infringements that were terminated rose from 1 811 in 1994 to 2 045 in 1995. There were particularly

⁽¹⁾ See report on implementation of the Commission's work programme in 1995, COM(95) 513 final, 13. 10. 1995.

⁽²⁾ Since 1985.

⁽³⁾ The particularly low figures for 1994 are exceptional and not statistically significant.

⁽⁴⁾ Case 25/59 Netherlands v High Authority [1960] ECR 355, 374.

significant figures regarding the free movement of goods, where 238 cases were terminated and only two went to the Court. The Commission is reaping the fruits of a long tradition of dialogue with the Member States at package meetings.

The number of cases closed after proceedings had commenced was 1 344 in 1995, up from 668 in 1994.

These figures do not mean that the Commission is taking a softer line but that the action taken in relation to the Member States to secure proper and timely implementation of Directives and to have Community law applied properly is proving effective. The Commission's policy in environmental matters offers an eloquent illustration: 182 cases that had gone beyond the Article 169 letter stage were terminated in 1995, whereas the number for 1994 was only 70. The examples given for public procurement and VAT are also noteworthy⁽¹⁾.

F. Clearing up the legacy of the past: many of the longest-running cases were terminated

In the course of its review of cases in motion, the Commission looks at all of them from time to time. In 1995, as in previous years, all the longer-running cases were reviewed.

Of the 1 545 cases opened in 1992, 161 were still in motion in 1995. Of the 1 340 cases opened in 1993, 225 were still in motion in 1995 whereas the figure a year earlier was 404. The number of cases opened in 1994 and still in motion was halved in a year, from 1 136 to 670 (see Table 1.3).

The effort must clearly be pursued. Infringement proceedings run in successive stages at which the Member State can put matters right without being taken to the Court. But this obviously takes time, and the duration of the scrutiny procedure is still too long; the Commission is endeavouring to accelerate it.

G. Greater transparency

The infringement procedure is wholly directed, by the Treaty itself, to securing a remedy for the infringement

without the need for referral to the Court. Traditionally, it has therefore been confidential, so as to preserve the discretion that will make it easier for the Member State to rectify matters.

The completion of the internal market, Parliament's constantly growing interest in monitoring the application of Community law and the Commission's determination to achieve greater openness in its activities have combined to prompt the Commission to boost transparency policy.

It has, for instance, extended its practice of issuing press releases. On 19 July it decided to put out 22 press releases on 58 cases without awaiting the issue of reasoned opinions or referral decisions. Transparency in Commission activities for the enforcement of internal market legislation in particular was treated as a political priority. The operation was repeated later in the year and was well received.

II. ANALYSIS OF THE RESULTS FOR 1995

A. Directly applicable rules

The processing of infringements of Community instruments other than Directives continues apace. There were 89 Article 169 letters in 1995 (up from 67 in 1994).

Fuller details can be found in the sector-by-sector analyses, but there are a few noteworthy general points about activities in 1995.

The Court of Justice gave a series of judgments spelling out the scope of Article 30 as interpreted in *Keck and Mithouard*⁽²⁾ (see point 2.2.1.1).

The frequency of infringements relating to freedom of movement of persons is particularly noteworthy; there were many cases concerning discrimination as regards access to employment and the right of residence (Article 48 of the Treaty and Regulation (EEC) No 1612/68)⁽³⁾.

⁽²⁾ C-267/91 and C-268/91 [1993] ECR I-6097.

⁽³⁾ Council Regulation of 15 October 1968 of 15 October 1968 on freedom of movement for workers within the Community, OJ No L 257, 19. 10. 1968, p. 2.

⁽¹⁾ See points 2.2.8 and 2.3.2.

In competition matters, the Commission secured the final abolition of the monopoly of port services at Genoa.

Turning to employment and social policy, there has been no decline in the volume of disputes relating to Article 119 of the Treaty (equal treatment for women and men). The judgment in Kalanke (17 October 1995) concerning positive discrimination in favour of women prompted the Commission to issue an interpretative statement⁽¹⁾.

In fisheries and aquaculture, the Commission systematically scrutinizes national legislation for compatibility with Community law applicable to flag rights and technical measures for the conservation of resources.

B. Directives

1. Notification of transposal measures

The number of proceedings commenced in 1995 for failure to notify implementing measures was slightly up on the previous year (799 as against 732).

The table below gives a general picture of progress in implementing all the Directives applicable on 31 December 1995. It will be noted that the number of Directives that came into force in the course of the year rose less sharply than in previous years (forty or so, as against 60 in 1994). This is the first impact of the Community's policy of enacting less but better legislation. The trend can be expected to continue in the years ahead (cf. the Commission's paper for the Madrid European Council in December 1995, 'Better law-making': the Commission made 25 legislative proposals in 1995 as against 61 in 1990 and 51 in 1992. It is planning only 19 in 1996)⁽²⁾.

⁽¹⁾ COM(96) 88 final; see also proposal for a Directive amending Directive 76/207/EEC (COM(96) 93 final).

⁽²⁾ See report on implementation of the Commission's work programme for 1995, COM(95) 513 final.

Member State	Directives applicable on 31. 12. 1995 ⁽¹⁾	Directives for which measures have been notified	%
Belgium	1 265	1 132	89,5
Denmark	1 265	1 239	97,9
Germany	1 267	1 177	92,9
Greece	1 266	1 137	89,8
Spain	1 267	1 179	93,1
France	1 265	1 173	92,7
Ireland	1 265	1 174	92,8
Italy	1 265	1 122	88,7
Luxembourg	1 264	1 191	94,2
Netherlands	1 265	1 230	97,2
Austria	1 262	1 063	84,2
Portugal	1 266	1 139	90
Finland	1 252	883	70,5 ⁽⁴⁾
Sweden	1 256	1 169	93
United Kingdom	1 265	1 203	95

On 31 December 1995, the Member States had on average notified 90,7 % of the national implementing measures required to give effect to all the Directives to be implemented. This is lower than the 1994 figure (91,89 %) as three new Member States are now brought into the calculation. The individual 'performances' of the 12 older Member States have all improved. The following conclusions can be drawn:

— a high rate of notification in the three new Member States.

— Sweden ranks sixth.

— The figure for Austria is substantially the result of delays in notifying measures transposing agricultural legislation (point 2.3).

— The main explanation for the situation in Finland is the special status of the Åland Islands in international law⁽⁵⁾. They enjoy a degree of autonomy in certain respects (e.g. agriculture and the environment) and are required to enact specific implementing measures.

⁽³⁾ Variations in the number of directives applicable are due to the fact that some directives do not apply in all Member States, and the implementation dates can vary from one Member State to another.

⁽⁴⁾ The notification rate for Finland is actually much higher than this if the problems of transposing directives in the Åland Islands are disregarded.

⁽⁵⁾ See Article 28 and Protocol No 2 of the Act concerning the Conditions of Accession of Finland to the European Union, OJ No C 241, 29. 8. 1994.

Apart from the situation in the Åland Islands, Finland's rate is above the Community average.

- an improvement in the rate of notification of national measures implementing Directives in all the other twelve Member States with a new record of virtually 98 % in one of them (Denmark).

But the reality behind these averages is far from uniform.

The rate of notification is 100 % in customs matters and right of residence (except as regards Belgium and Germany in the latter area).

It is everywhere in excess of 90 % as regards machinery, motor vehicles and recognition of qualifications.

There are wide variations between Member States as regards telecommunications and financial services.

The areas where the greatest difficulties persist and measures transposing Directives enacted years ago are still absent are the environment (points 1.2 and 2.8), transport (point 2.8) and energy (point 2.5).

In agriculture, delays in notifying national implementing measures are substantial for the internal market White Paper directives. The number of referrals to the Court rose from 34 in 1994 to 57 in 1995 (points 1 and 2.2). But there are positive signs: the number of new proceedings for failure to notify national implementing measures is down on 1994. The same applies to reasoned opinions.

As for consumer protection, five Member States have still to notify the Commission of national measures implementing Directive 92/59/EEC⁽¹⁾ on general product safety.

2. Conformity of implementing measures

The Commission proceeds from the principle that many incorrect application cases could be avoided if transposal measures were in conformity with the Directive in the first place.

⁽¹⁾ OJ No L 228, p. 24.

The Commission consequently attaches priority to quality control of national measures implementing Directives when monitoring the application of Community law. Wherever possible, it systematically scrutinizes existing legislation, as witness its activities in relation to free movement of goods (see point 2.2.1).

The number of new proceedings for incorrect implementing measures rose from 54 in 1994 to 63 in 1995. There were 23 Article 169 letters (32 the previous year).

The number of proceedings in motion for incorrect measures implementing public procurement Directives more than doubled, from 14 in 1994 to 30 in 1995.

There is a detailed analysis of the main causes for non-conformity in environmental matters at point 1.3, where it is stated that scrutinizing measures for conformity may require particularly delicate analysis of national law, especially where the authority with power to transpose is not at national but at regional or provincial level — which may involve enactment of several sets of legislation in one and the same Member State. Moreover, directives sometimes subject Member States to complex obligations making it necessary to enact or amend a whole series of instruments.

3. The application of transposal measures

Complaints relating to individual cases of incorrect application of national implementing measures are a valuable source of information for the Commission, especially when they reveal that the measure was not in conformity with the Directive or they bring to light repeated infringements or horizontal problems, such as administrative practices that are incompatible with it. In 1995, for instance, there were more than 40 complaints concerning the Directives on the mutual recognition of qualifications.

Admittedly, many of the complaints alleging incorrect application of a piece of national legislation that is compatible with the Community legislation it transposes could be settled by national authorities and courts⁽²⁾.

⁽²⁾ See environment chapter, point 1.7.

But the Commission is often perceived as a vital support, especially where national redress procedures have been exhausted or are either illusory or ineffective.

Better application of Community law requires a policy to prevent infringements.

Greater involvement of national bodies in general and Parliaments in particular in the Community legislative process would be conducive to this. It would surely help solve difficulties with proper implementation of Community law at national level.

Maintaining regular contacts with the national authorities through institutional committees avoids many infringements⁽¹⁾.

Timely provision of information to the Commission, by means such as the procedure for technical standards and regulations set up by Directive 83/189/CEE⁽²⁾, also helps to prevent the erection of new barriers to trade⁽³⁾. In a recent judgment, the Court of Justice gave added force to this information procedure⁽⁴⁾.

The Commission's efforts to make Community law more familiar, more comprehensible and more accessible are part of this policy.

But the task of monitoring the application of Community law is an unending task in the performance of which the Commission has set itself two priority objectives:

- putting monitoring the application of Community law at the centre of its business. Its work programme for 1996 firmly underscores this concern⁽⁵⁾;
- finding a judicious balance between monitoring the application of Community law at Community level and the role played by national authorities in general and the courts in particular.

The work done by the Commission would be futile without Community citizens jealously and vigilantly enforcing their rights, without national courts and administrative bodies placing observance of Community law among their priorities. The Commission clearly stated this in its opinion of 28 February 1996 on the Intergovernmental Conference provided for by Article N (2) of the Maastricht Treaty:

To consolidate the rule of law as the basis of the Union, the proper implementation and enforcement of Community law has to be ensured, a task which falls primarily to the national authorities. This will be even more vital in an enlarged Community encompassing a wide diversity of national legal and administrative systems.

The Commission therefore believes that:

- the means available to it to enforce Community law should be made more effective, notably as regards the internal market;
- there should be a stronger role for the Court of Justice, particularly as regards compliance with its judgments⁽⁶⁾.

The Commission welcomes the vigilance shown by the European Parliament in matters of enforcement of Community law. Its role in detecting infringements has already been emphasized. By approaching national political authorities and generating awareness among public opinion, Parliament can play an even bigger role in having the infringements recorded in this report ended.

The Commission needs the unfailing support of a European Parliament that attaches the same importance to the proper application of Community law as to its enactment.

⁽¹⁾ See the examples given at point 1.7 of the environment chapter and point 2.2.4.4 on financial services.

⁽²⁾ Council Directive of 28 March 1983, OJ No L 109, 26. 4. 1983, p. 8.

⁽³⁾ See point 2.2.2 on free movement of goods.

⁽⁴⁾ Case C-194/94 *CIA Security International v Signalson and Securitel* (judgment given on 30 April 1996, not yet reported): the Court held that it was not acceptable to rely, against an individual, on a technical standard not notified by the Directive's procedure.

⁽⁵⁾ 'The need to ensure strict enforcement of the existing rules remains a top priority', COM(95) 512 final, point 3.1.

⁽⁶⁾ COM(96) 90 final, point 10.

Structure of thirteenth report

This report consists of:

- a sector-by sector analysis;
- statistical tables updated to 31 December 1995 concerning suspected infringements (Annex I) and established infringements (Annex II);
- a list of established infringements of the Treaties, Regulations and Directives investigated in 1995 (Annex III);
- report on the application by Member States of Directives in force on 31 December 1995, indicating infringement proceedings (Annex IV);
- a list of judgments of the Court of Justice not yet implemented (Annex V);
- a survey of the application of Community law by national courts (Annex VI).

AREA WITHOUT INTERNAL FRONTIERS

1. INTRODUCTION

The establishment of the single market is an ambitious exercise in economic integration, requiring the adoption of legislation — much of it very detailed — to remove physical, technical and tax barriers in a variety of sectors. The project was given fresh impetus by the 1985 White Paper on completing the internal market and was largely completed in 1993. It has since been extended to the new Member States which joined the Community at the beginning of the year.

In 1995, three years after the single market came into effect, nearly all the legislation identified in the White Paper has been adopted. The objective set out in Article 7a of the Treaty — an area without internal frontiers where goods, persons, services and capital can move freely — has largely been achieved.

However, establishing the single market amounts to more than simply adopting the measures set out in the White Paper: the Commission must also see to it that these measures are actually implemented and enforced in accordance with Community law.

To this end the Commission drew up a strategic programme for completing, managing and developing the single market, which it presented at the end of 1993. Its basic premise is that the single market cannot be established merely by transposing Community legislation, but that continual efforts must be made to ensure that this legislation is applied and understood at all levels and the Union must be able to satisfy the new demands which emerge as the frontier-free area takes shape. The Commission has only just begun this task.

The strategic programme identifies administrative cooperation as one of the key factors in the operation of the single market. Cooperation has already been established in many areas (such as veterinary and plant health checks, pharmaceuticals, foodstuffs, customs and direct taxation), and the results suggest it is worth extending it, at least partly, to other fields. In its resolution of 16 June 1994 on developing administrative cooperation in the enforcement of Community legislation on the internal market, the Council asked the Commission to

step up cooperation with the relevant authorities in the Member States. In 1996 the Commission is required to lay before the Council and Parliament a report on cooperation between administrations for the enforcement of internal market legislation ⁽¹⁾.

Still on the subject of administrative cooperation, it is worth mentioning two programmes for the exchange of officials between Member States — Matthaëus (for customs officials) and Karolus.

The Karolus programme is aimed in particular at harmonizing the interpretation and application of Community law, especially in the internal market field. All the Member States have already taken part in the programme, either sending or receiving officials from national government departments. By the end of September 1995 a total of 181 exchanges had taken place out of 270 applications accepted.

One important source of information on the monitoring of the application of Community law is the report on transposal which the Commission lays before each meeting of the Council on the internal market. It indicates the state of play regarding the incorporation into national law of the measures set out in the White Paper and other legislation which is particularly important for the smooth operation of the internal market. Of the 276 measures in the White Paper in force at 31 December 1995, 222 still required national implementing measures in one or more Member States. Overall the Member States have adopted 91,5 % of the national measures required to implement internal market legislation.

Delays in transposal still persist in certain sectors, particularly public procurement, new technology, insurance and intellectual and industrial property. These delays are often caused by problems in the national decision-making process or the technical complexity of Community texts, which sometimes leads Member States to adopt national measures implementing only part of a Directive. To remedy this situation, the Commission systematically monitors the application of Community rules — as it does in all other fields — and commences infringement proceedings under the Treaty, wherever necessary.

⁽¹⁾ The Commission presented this report on 29 January.

2. SITUATION SECTOR BY SECTOR

2.1. Removal of physical barriers

2.1.1. Customs

The Commission sent a reasoned opinion to Belgium regarding dues collected for the tobenefit of the Fonds pour la Santé et la Production des Animaux (animal health and production fund) when live animals are exported to other Member States. These dues must be considered as charges with an equivalent effect to customs duties on exports, which are prohibited under Articles 9 and 12 of the Treaty.

Proceedings have been commenced against Italy under Article 171 of the Treaty for failure to comply with a judgment given in 1994 in which the Court of Justice found that the representation monopoly of Italian customs forwarding agents and the requirement that employees representing their own firm must have the same qualification as self-employed persons were contrary to customs rules on the persons empowered to make declarations⁽¹⁾.

The Commission terminated proceedings against Italy concerning the application of flat-rate import duties to goods for which a customs debt is incurred under national transit arrangements. Italy abandoned the transit scheme following the entry into force of the new Community transit arrangements in connection with the internal market.

In 1995 the Court gave three important preliminary rulings in which it found that national taxes should be prohibited as charges having an equivalent effect to customs duties:

— In Dubois the Court held that a transit charge designed to compensate a private firm — in this case a road-vehicle depot — for bearing costs arising from the performance by the customs and veterinary services of their public service duties was contrary to Articles 9 and 12 of the Treaty, even though it was not imposed by the State but arose as a result of an agreement concluded between the private firm and its customers⁽²⁾.

— In Simitzi the Court gave judgment concerning a consumption tax levied in the Dodecanese islands in

Greece not only on import but also on export. Confirming its decision in Legros-Lancry (on dock dues levied in the French overseas departments), the Court held that the tax was contrary to Articles 9 and 12 of the Treaty, even though it applied to trade between the islands and the rest of Greece⁽³⁾.

— Finally, in Aprile the Court confirmed and consolidated previous judgments concerning charges having an equivalent effect in trade with non-member countries, reminding Member States that they may not unilaterally impose charges which are incompatible with the principle of a single customs territory and the uniform application of the common commercial policy. It also held that where this prohibition is contained in agreements between the Community and certain non-member countries or in regulations establishing a common organization of the market in agricultural products, its scope is the same as in the case of intra-Community trade⁽⁴⁾.

2.1.1.1. Progress in implementing Directives applicable to the customs field

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	4	4	100
Denmark	4	4	100
Germany	4	4	100
Greece	4	4	100
Spain	4	4	100
France	4	4	100
Ireland	4	4	100
Italy	4	4	100
Luxembourg	4	4	100
Netherlands	4	4	100
Austria	4	4	100
Portugal	4	4	100
Finland	4	4	100
Sweden	4	4	100
United Kingdom	4	4	100

Note: this table concerns Directives 76/308/EEC, 77/794/EEC, 85/479/EEC, 86/489/EEC.

2.1.2. Free movement of agricultural products

Freedom of movement for agricultural products in a single market is one of the principles underpinning the operation of the common agricultural policy and its common market organizations.

⁽¹⁾ Case C-119/92 [1994] ECR I-393 (judgment given on 9 February 1994).

⁽²⁾ Case C-16/94 [1995] ECR I-2421 (judgment given on 11 August 1995).

⁽³⁾ Joined Cases C-485 and 486/93 (judgment given on 14 September 1995).

⁽⁴⁾ Case C-125/94 (judgment given on 5 October 1995).

The Court of Justice has repeatedly pointed out that Articles 30 and 34 of the Treaty are still an integral part of the common market organizations, even though there has no longer been any need to write them into the regulations since 1 January 1970.

The Commission kept a constant watch to make sure that barriers to trade in agricultural products in the Community were removed.

Before the removal of internal borders, import controls were the most numerous and the most varied of all the obstacles to trade.

There has been a substantial fall in the number of new infringements involving controls on intra-Community trade in agricultural products since the establishment of the internal market and the entry into force of legislation harmonizing veterinary and plant health rules.

In one recent case the Commission brought an action before the Court of Justice against Germany concerning measures it adopted in 1993 imposing requirements not provided for in Community legislation on imports of certain kinds of fresh pigmeat from Denmark and providing for systematic checks which are incompatible with Article 30 of the Treaty and Directives 89/662/EEC and 91/497/EEC.

Infringement proceedings have been terminated in two old cases (double checks on fishery products in Italy and prior import licences for bovine and porcine semen in Ireland), after it was established that the Member States in question had taken appropriate measures to comply with decisions of the Court of Justice.

In the first case, Italy implemented the Court judgment relating to the transposal of Directive 91/493/EEC, which had condemned systematic checks on consignments of fish from other Member States and Norway⁽¹⁾.

In the second case, Ireland notified the Commission of Statutory Instrument No 297 of 20 September 1994 by which it complied with the Courts judgment of 17 November 1992⁽²⁾. The Court had found that by making imports from domestic bovine and porcine

animals subject to a licence and various other conditions, Ireland had failed to fulfil its obligations under Article 30 of the EC Treaty, Regulations (EEC) Nos 805/68 and 827/68, Directive 74/504/EEC and Decision 88/124/EEC.

A number of minor problems concerning the measures notified have now been resolved.

Besides these 'classic' cases, the Commission has been confronted with a much less familiar problem — barriers to trade in fruit and vegetables in France resulting from acts of vandalism committed by groups of protesting farmers.

In view of the unacceptable frequency of attacks on lorries, mostly transporting Spanish strawberries, and the lack of appropriate and proportionate action by the forces of law and order, the Commission brought the matter before the Court of Justice (Case C-265/95). The Commission believes that the right to the free movement of goods guaranteed by the Treaty imposes on Member States the obligation to adopt whatever measures are necessary to ensure that this principle is observed, including measures against individuals who place it in jeopardy.

The Commission considers that, in failing to take appropriate measures to end these serious obstacles to the free movement of agricultural products resulting from the actions of individuals, the French authorities have failed to fulfil their obligations arising from the common market organizations and Article 30 of the Treaty, in conjunction with Article 5.

2.2. Removal of technical barriers

2.2.1. Free movement of goods

2.2.1.1. Articles 30 *et seq.* of the EC Treaty

Articles 30 *et seq.* of the EC Treaty prohibit quantitative restrictions on imports and exports, and all other measures having equivalent effect⁽³⁾.

The Commission seeks to ensure that the internal market rules are properly applied and therefore has to monitor Member States' compliance with these articles. It strives to remove technical barriers to trade and develop instruments which will prevent new barriers being raised.

⁽¹⁾ Case C-228/91 [1993] ECR I-2701 (judgment given on 25 May 1993).

⁽²⁾ Case C-235/91 [1992] ECR I-5917.

⁽³⁾ See 1993 Report.

Commission action

This year the Commission dealt with some 1 270 cases, of which 238 were not proceeded with and only two were referred to the Court of Justice. Although the number of cases was up on 1994, these figures show that the approach adopted by the Commission, which is based on regular dialogue with the national authorities, has continued to produce results.

The Commission departments responsible held meetings with the authorities from eight Member States to discuss current complaints and infringement proceedings and explore possible non-contentious solutions to complex problems. Meetings of this kind were held with Spain, France, Italy, Germany, Greece, the Netherlands, and, for the first time, Belgium; clearly the benefits of dialogue are well understood by all. More than 60 cases were settled as a result.

This has been a successful practice, since it accustoms national authorities to taking into account the fundamental principles of Community law, such as the principle of the free movement of goods, when enacting legislation. Consequently, the exercise has already been extended to Austria and will cover Finland and Sweden in 1996.

The following examples illustrate the success of these 'package meetings', as they are known:

- France has abolished the administrative mechanism for fixing the resale price of manufactured tobacco, which was contrary to the case law of the Court of Justice, and replaced it with a system whereby manufacturers and suppliers are free to determine prices, which are then subject to approval.
- The British authorities have also taken steps to comply with Community law by introducing legislation on the type-approval of ultra-light motorized devices, thereby making it easier to import such devices, provided they have been lawfully manufactured or marketed in another Member State in accordance with equivalent safety requirements or

tested using analysis methods equivalent to those applied in the United Kingdom.

Package meetings also serve to foster direct links between the Commission and regional and local government authorities. Dialogue of this kind has paved the way for substantial progress in changing administrative practices and regional legislation in Spain which barred access to fairs and exhibitions to goods from other Member States.

As a rule, the Member State amends the legislation challenged to comply with the Treaty and the matter is closed. However, pending an official amendment, Member States frequently adopt interim measures, such as circulars published in their national official gazettes or public notices in the information bulletins of the relevant enforcement agencies, informing interested parties that the legislation in question is to be interpreted in such a way as to be compatible with the principle of free movement of goods and will be applied accordingly by the authorities. Some of these circulars may also guarantee that Community law will be applied by the national or local authorities. For example, the Italian authorities sent a circular to the regional authorities in Lombardy reminding them of the procedures applicable to certain types of public contract under national implementing legislation.

Member States also publish notices in their official gazettes which in effect amplify or clarify national legislation to make it consistent with Community law. For example, following a 'package meeting', the French authorities published in the national official gazette a notice to importers of road tankers recognizing the validity of tests carried out in another Member State provided they guarantee an equivalent level of safety.

The Commission seeks and receives support and cooperation from national government departments to help it carry out its tasks consistently. For example, they assist the Commission in its horizontal surveys of national rules in particular industries. Four surveys were carried out in 1995, dealing respectively with the application of Articles 30 to 36 of the Treaty in the foodstuffs industry (in conjunction with the communication published in OJ No C 271 of 24. 10. 1989, p. 3), national legislation on the parallel import of medicinal products, national legislation on the parallel import of pesticides and plant

protection products and, finally, national rules applicable to intra-Community trade in raw gold for non-monetary use.

The Commission also takes preventive action. Using the notification procedure established under Directive 83/189/EEC, it requests national authorities to insert mutual recognition clauses in their draft technical rules⁽¹⁾. Such clauses prevent the creation of new obstacles to trade. For example, Portugal inserted in its draft legislation clauses recognizing the technical rules in force in the other Member States regarding the production and use of underwater concrete and the specifications and conditions for the production and marketing of cement.

Case law of the Court of Justice

The case law of the Court of Justice also contributes to the uniform and effective application of Community law. This is particularly evident in connection with Articles 30 *et seq.* of the Treaty, which fail to define the concept of 'measures having equivalent effect' to quantitative restrictions. The following judgments are worthy of special mention:

— Televised advertising — Free movement of goods and services⁽²⁾.

The Court held that Article 30 of the Treaty must not be interpreted as applying to cases where a Member State — in this case France — prohibits by law or regulation the broadcasting of televised advertising for the distributive trades.

Applying the criteria laid down in *Keck and Mithouard*, the Court found that such measures were not aimed at regulating trade in goods between Member States, but were concerned with selling arrangements, and that they applied regardless of the type of product to all traders and affected the marketing of products from other Member States and domestic products in the same manner.

— Maximum permissible levels of pesticide residues⁽³⁾.

The Court held that Council Directive 90/642/EEC of 27 November 1990 on the fixing of maximum per-

missible levels of pesticide residues in and on certain products of plant origin does not preclude national — in this case Italian — legislation from setting maximum permissible levels for residues of chlorpropham and propham and laying down procedures for checking compliance with those levels. However, the legislation must comply with Articles 30 and 36 of the Treaty.

— Import of a narcotic drug (diamorphine)⁽⁴⁾.

The Court took the view that a national practice prohibiting the import of narcotic drugs (in this case into the United Kingdom) fell within the scope of Article 30. Such an import ban could not be permitted under Article 36 if it were based on the need to safeguard a firm's survival. However, it might come under the derogation provided for in Article 36 if the protection of the health and life of humans were at stake and that objective could not be achieved as effectively by measures less restrictive of intra-Community trade.

— Sale of milk for infants exclusively in pharmacies⁽⁵⁾.

The Court found that legislation which had the effect of restricting the commercial freedom of traders without bearing on the characteristics of the products in question was concerned with selling arrangements; the rules in question prohibited the marketing of processed milk for infants except in pharmacies and thereby determined in a general manner in which retail outlets it may be sold.

— Presentation of a product likely to restrict freedom to set retail prices and mislead the consumer⁽⁶⁾.

The Court held that the decision by the German authorities to prohibit the marketing of a product bearing a publicity marking was a measure with equivalent effect to a quantitative restriction within the meaning of Article 30, even though it applied without distinction to all products. The ban covered the release for free circulation in one Member State of products bearing a publicity marking that was used lawfully in other Member States.

⁽¹⁾ See Chapter 2.2.1.2.

⁽²⁾ Case C-412/93 [1995] ECR I-179 (judgment given on 9 February 1995).

⁽³⁾ Joined Cases C-54/94 and C-74/94 [1995] ECR I-391 (judgment given on 23 February 1995).

⁽⁴⁾ Case C-324/93 [1995] ECR I-563 (judgment given on 28 March 1995).

⁽⁵⁾ Case C-391/92 [1995] ECR I-1621 (judgment given on 29 June 1995).

⁽⁶⁾ Case C-470/93 [1995] ECR I-1923 (judgment given on 6 July 1995).

It was therefore likely to hinder intra-Community trade since it might compel the importer to change the presentation of his products according to the place where they are to be marketed and consequently to incur additional packaging and advertising costs.

By routinely applying the criteria laid down in Keck and Mithouard, the Court has clearly excluded a number of national rules from the scope of Article 30.

2.2.1.2. The preventive rules of Directive 83/189/EEC

The notification procedure of Directive 83/189/EEC, as amended by Directive 88/182/EEC, is an essential tool for preventing barriers to trade from being raised and for sharing information. Member States are required to notify drafts of new technical regulations for vetting. The procedure does not cover technical regulations issued to implement Directives.

The Commission received 382 drafts of technical regulations⁽¹⁾, which were scrutinized by the relevant departments. This figure compares with 385 in 1993 and 389 in 1994⁽²⁾ — clear evidence that, despite the completion of the internal market at the end of 1992, Member States are still adopting large numbers of technical regulations which could undermine the single market and the integrity of the benefits it has brought to all sectors of the economy.

Of the 382 drafts received, 41 required a detailed opinion⁽³⁾ recommending changes to the measure to eliminate infringements of secondary Community legislation or to debar the establishment of new barriers to trade. For their part, the Member States issued 43 opinions⁽¹⁾. In three cases⁽¹⁾ the Commission had to ask the Member State for a one-year postponement of the measures as it intends to propose harmonization Directives. However, there were no cases in which measures had to be postponed because of an overlap

with a draft Directive or regulation already before the Council.

Since 1989 the Commission has been monitoring compliance with the notification requirement by routinely scrutinizing the official gazettes of all the Member States. When it discovers a breach of Directive 83/189/EEC, it commences infringement proceedings under Article 169 of the EC Treaty.

In 1995 some 2 240 national laws were examined, of which about 30 % were technical rules which had not been notified under the Directive or fell outside its scope. After careful study to see whether these rules should be notified under the Directive, the Commission commenced 31 infringement proceedings and referred two cases to the Court of Justice.

2.2.2. Progress in implementing Directives on the free movement of goods

2.2.2.1. Foodstuffs

The Commission examined around 20 cases where Directives and Regulations in this area were incorrectly applied. All of these cases were the subject of an informal exchange of letters between the relevant Commission departments and national authorities. No infringement proceedings have yet been commenced in them.

Some of the infringements concern the incorrect application of Directive 79/112/EEC on the labelling of foodstuffs, as in the following example:

Directive 79/112/EEC lays down an exhaustive list of information which must be indicated on the labels of foodstuffs (sales description, list of ingredients, net quantity, etc.). However, a Member State may deem it necessary to impose new labelling indications, which are not laid down by the Directive, in order to provide better information for consumers. Since a unilateral obligation of this kind may constitute a barrier to trade between the Member States, Directive 79/112/EEC provides that the Member State must notify the Commission and the other Member States of its proposed measure. The Commission then scrutinizes the draft and may oppose its adoption. During the year, two Member States were in breach of Community law for failing to follow the notification procedure laid down in the Directive.

⁽¹⁾ This was the figure at 16 November 1995.

⁽²⁾ These figures are for the twelve old Member States only. If notifications by the three new Member States are included, the figures are 438 in 1993 and 442 in 1994.

⁽³⁾ This was the figure for drafts which had to be notified before 16 November 1995.

2.2.2.2. Progress in implementing Directives applicable to foodstuffs

Member State	Directives applicable on 31. 10. 1995	Directives for which measures have been notified	%
Belgium	78	73	92
Denmark	78	73	92
Germany	78	72	92
Greece	78	73	92
Spain	78	73	92
France	78	68	87
Ireland	78	70	90
Italy	78	68	87
Luxembourg	78	74	95
Netherlands	78	77	99
Austria	78	54	69
Portugal	78	72	92
Finland	78	68	87
Sweden	78	71	91
United Kingdom	78	74	95

Note: this table concerns Directives 62/2645, 64/54, 65/66, 67/427, 70/357, 73/241, 73/437, 74/329, 74/409, 75/726, 76/118, 76/621, 77/436, 78/142, 78/663, 78/664, 79/112, 79/168, 79/693, 79/796, 79/1066, 79/1067, 80/590, 80/766, 80/777, 80/891, 81/432, 81/712, 82/711, 83/417, 83/463, 84/500, 85/503, 85/572, 85/591, 86/424, 87/250, 87/524, 88/344, 88/388, 88/593, 89/107, 89/108, 89/109, 89/344, 89/394, 89/395, 89/396, 89/397, 89/398, 90/128, 90/496, 90/612, 91/71, 91/72, 91/238, 91/321, 92/1, 92/2, 92/4, 92/39, 92/52, 92/115, 93/5, 93/8, 93/9, 93/10, 93/11, 93/43, 93/45, 93/77, 93/99, 93/102, 93/111, 94/35, 94/36, 94/52, 94/54.

2.2.2.3. Pharmaceutical products

Implementation has improved, however the main problem is with the homeopathics Directives. There are also some general problems concerning the interpretation of Directives 65/65/EEC and 75/319/EEC, in so far as these Directives impact on the new legal framework established by Regulation (EEC) No 2309/93 and Directives 93/39/EEC, 93/40/EEC and 93/41/EEC. The particular issues are:

- (i) definitions for a medicinal product and for a borderline product, and
- (ii) abridged applications for a Marketing Authorization for a medicinal product essentially similar to one already authorized.

To address these issues and the increasing complexity of the Directives, due to the fact that the more recent legislation modifies earlier Directives, all of the pharmaceutical legislation, both human and veterinary will be

consolidated. The consolidation will increase the clarity of the legislation and ultimately the effectiveness of its implementation.

2.2.2.4. Progress in implementing Directives applicable to pharmaceuticals

Member State	Directives applicable on 31. 10. 1995	Directives for which measures have been notified	%
Belgium	34	29	85
Denmark	34	33	97
Germany	34	30	88
Greece	34	32	94
Spain	34	31	91
France	34	26	76
Ireland	34	27	79
Italy	34	32	94
Luxembourg	34	28	82
Netherlands	34	31	91
Austria	34	23	68
Portugal	34	29	85
Finland	34	31	91
Sweden	34	33	97
United Kingdom	34	34	100

Note: this table concerns Directives 65/65, 75/318, 75/319, 78/25, 80/342, 81/851, 81/852, 83/570, 87/19, 87/20, 87/21, 87/22, 88/320, 89/105, 89/341, 89/342, 89/343, 89/381, 90/18, 91/356, 91/507, 90/676, 90/677, 91/412, 92/18, 92/25, 92/26, 92/27, 92/28, 92/73, 92/74, 93/39, 93/40, 93/41.

2.2.2.5. Chemicals

There are no particular problems in the application of Directives in this sector. The number of infringement proceedings commenced for failure to notify national implementing measures or for incorrect implementation remains small.

The harmonization of restrictions on the use of dangerous substances was the first field in which Member States requested derogations under Article 100a (4) of the Treaty, the purpose being to maintain national legislation which sets more stringent protection standards than those laid down in the various Directives amending the basic Directive 76/769/EEC.

The Commission received requests for derogations from Germany, the Netherlands and Sweden concerning restrictions on the use of creosote under Directive 94/60/EC amending for the 14th time Directive

76/769/EEC on restrictions on the marketing and use of certain dangerous substances. It had already received requests from Denmark and the Netherlands concerning pentachlorophenol, which are still being examined by the relevant departments.

2.2.2.6. Progress in implementing Directives applicable to chemicals

Member State	Directives applicable on 31. 10. 1995	Directives for which measures have been notified	%
Belgium	46	38	83
Denmark	46	43	94
Germany	46	35	76
Greece	46	39	89
Spain	46	42	92
France	46	38	83
Ireland	46	42	91
Italy	46	37	80
Luxembourg	46	41	89
Netherlands	46	44	96
Austria	46	39	85
Portugal	46	36	78
Finland	46	45	98
Sweden	46	45	98
United Kingdom	46	37	80

Note: this table concerns Directives 73/404, 73/405, 76/116, 76/769, 77/535, 78/631, 79/138, 79/663, 80/876, 81/187, 82/242, 82/243, 82/806, 82/828, 83/264, 83/478, 84/291, 85/467, 85/610, 87/94, 87/566, 88/126, 88/183, 88/379, 89/178, 89/284, 89/519, 89/530, 89/677, 89/678, 90/35, 90/492, 91/155, 91/173, 91/338, 91/339, 91/442, 91/659, 92/109, 93/1, 93/15, 93/18, 93/46, 93/69, 94/60, 95/8.

2.2.2.7. Motor vehicles, tractors and motorcycles

The transposal of Directives in this field is trouble-free. The only delays in incorporation into national law are in Belgium and Finland.

Given the detailed, technical nature of the motor vehicle provisions, many Member States routinely refer in their national legislation to the text published in the Official Journal, which in practice facilitates and speeds up the transposal process and scrutiny for conformity with Community law. There are delays, but they rarely exceed a few months and generally arise because the deadline for transposing the Directive comes soon after the date of adoption.

Most of the cases examined for failure to notify were terminated as notification of national implementing measures was received a few months after the deadline for transposal. Infringements involving incorrect implementation are rare and generally resolved after an Article 169 letter has been sent. Of the four infringement proceedings pursued this year, two involved purely technical problems and were terminated within one year of the complaint being lodged, while the other two, concerning the disputed application of the Directives on pollutant emissions, in conjunction with Articles 30 and 36 of the Treaty, are still being examined.

2.2.2.8. Progress in implementing Directives applicable to motor vehicles, tractors and motorcycles

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	176	158	89
Denmark	176	175	99
Germany	176	175	99
Greece	176	171	97
Spain	176	175	99
France	176	174	98
Ireland	176	175	99
Italy	176	175	99
Luxembourg	176	174	98
Netherlands	176	172	97
Austria	176	171	97
Portugal	176	171	97
Finland	176	157	89
Sweden	176	172	97
United Kingdom	176	171	97

Note: this table concerns Directives 70/156, 70/157, 70/220, 70/221, 70/222, 70/311, 70/387, 70/388, 71/127, 71/320, 72/245, 72/306, 73/350, 74/060, 74/061, 74/132, 74/150, 74/151, 74/152, 74/290, 74/297, 74/346, 74/347, 74/408, 74/483, 75/321, 75/322, 75/443, 75/524, 76/114, 76/115, 76/432, 76/756, 76/757, 76/758, 76/759, 76/760, 76/761, 76/762, 76/763, 77/102, 77/143, 77/212, 77/311, 77/389, 77/536, 77/537, 77/538, 77/539, 77/540, 77/541, 77/649, 78/315, 78/316, 78/317, 78/318, 78/507, 78/547, 78/548, 78/549, 78/632, 78/665, 78/764, 78/932, 78/933, 78/1015, 79/488, 79/489, 79/490, 79/532, 79/533, 79/622, 79/694, 79/795, 79/1073, 80/233, 80/720, 80/780, 80/1267, 80/1268, 80/1269, 80/1272, 81/333, 81/334, 81/575, 81/576, 81/577, 81/643, 82/244, 82/318, 82/319, 82/890, 82/953, 83/190, 83/276, 83/351, 84/008, 84/372, 84/424, 85/205, 85/647, 86/297, 86/298, 86/415, 86/562, 87/056, 87/358, 87/402, 87/403, 87/405, 88/076, 88/077, 88/194, 88/195, 88/297, 88/321, 88/366, 88/410, 88/411, 88/412, 88/413, 88/414, 88/436, 88/465, 89/173, 89/235, 89/277, 89/278, 89/297, 89/458, 89/491, 89/516, 89/517, 89/518, 89/680, 89/681, 89/682, 90/628, 90/629, 90/630, 91/226, 91/328, 91/422, 91/441, 91/542, 91/662, 91/663, 92/021, 92/022, 92/023, 92/024, 92/053, 92/062, 92/097, 92/114, 93/059, 92/061, 93/14, 93/81, 93/91, 93/116, 93/29, 93/30, 93/31, 93/32, 93/33, 93/34, 94/12, 94/20, 94/53, 94/68, 94/78, 95/54.

2.2.2.9. Construction products

The Commission has commenced an action in the Court of Justice against Belgium, the only Member State not to have notified national measures implementing Directive 89/106/EEC. There are also particular problems in Austria due to its federal structure (the Länder have the power to incorporate Community rules into their own legislation, but not all of them have done so).

The Commission now uses the mechanism laid down in that Directive to follow up complaints on obstacles to trade and check that the practices in question are consistent with Community law. In the past such cases were examined only in the light of Articles 30 to 36 of the Treaty.

2.2.2.10. Mechanical engineering, personal protection equipment, pre-packaging, measuring equipment, electronics and medical devices

Most Directives in this field come under the 'new approach'. They confine themselves to setting fundamental safety requirements and introduce machinery for authorizing the marketing and free movement of safe appliances in the Community.

The rate of transposal is satisfactory, considering the technical complexity of the Directives.

In most cases outstanding delays in transposal are due to the national legislative process, federal administrative structures and problems in the interpretation of texts. Despite these delays and the fact that transposal is sometimes incomplete, there are no obstacles to the free movement of products which comply with the Directives.

2.2.2.11. Progress in implementing Directives applicable to mechanical engineering, personal protection equipment, pre-packaging, measuring equipment, electronics and medical devices

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	92	88	96
Denmark	92	92	100
Germany	92	88	96
Greece	92	89	96
Spain	92	88	96
France	92	89	96
Ireland	92	89	96
Italy	92	85	92
Luxembourg	92	89	96
Netherlands	92	91	99
Austria	92	85	92
Portugal	92	90	98
Finland	92	90	98
Sweden	92	89	96
United Kingdom	92	90	98

Note: this table concerns Directives 69/493, 71/316, 71/317, 71/318, 71/319, 71/347, 71/348, 71/349, 72/427, 73/23, 73/360, 73/361, 73/362, 74/148, 74/331, 75/33, 75/106, 75/107, 75/324, 75/410, 76/117, 76/211, 76/434, 76/696, 76/764, 76/765, 76/766, 76/767, 76/891, 77/95, 77/313, 78/365, 78/629, 78/891, 78/1031, 79/196, 79/830, 79/1005, 80/181, 80/232, 82/621, 82/622, 82/623, 82/624, 82/625, 83/128, 83/575, 84/47, 84/414, 84/525, 84/526, 84/527, 84/528, 84/529, 84/532, 84/539, 85/1, 85/10, 85/146, 86/96, 86/217, 86/295, 86/296, 86/312, 86/663, 87/354, 87/355, 87/356, 87/404, 88/316, 88/571, 88/665, 89/240, 89/336, 89/392, 89/617, 89/676, 89/686, 90/384, 90/385, 90/396, 90/486, 90/487, 90/488, 91/368, 92/31, 93/44, 93/95, 93/42, 94/1, 94/9, 94/26.

2.2.3. Free movement of persons, right of establishment and voting rights

2.2.3.1. Ending discrimination

Infringement proceedings are under way against a number of Member States concerning the application of Regulation (EEC) No 1612/68 on the free movement of workers.

The Court of Justice gave judgment in the case brought against Greece in 1994 regarding the conditions imposed on nationals of the other Member States wishing to teach a foreign language, with a view to ensuring equal access to this profession for all Community citizens⁽¹⁾. The Commission has now commenced infringement proceedings against Greece under Article 171 for failing to implement the Courts decision.

⁽¹⁾ Case 123/94 [1995] ECR I-1457 (judgment given on 1 June 1995).

An action is still in progress before the Court against the Belgian legislation which discriminates against young job-seekers who have studied in another Member State, denying them the integration benefits which are a prior condition for access to certain jobs in Belgium.

The Commission sent an Article 171 letter to the Belgian authorities following the judgment given by the Court concerning the withholding of finance for university studies from students from other Member States who are in Belgium solely for the purpose of studying there ⁽¹⁾.

The Commission sent Belgium a reasoned opinion in another case concerning study grants for a government-sponsored exchange scheme between Belgium, Luxembourg and the United States.

Two reasoned opinions have been sent to Greece — one for discrimination on the grounds of nationality in acknowledging the eligibility of large families for certain allowances and the other on conditions for access to the profession of medical specialist.

The Commission also sent reasoned opinions to France concerning discrimination based on nationality for the granting of teacher training allowances and discrimination against early-retired frontier workers and to Germany for incorrect application of the Community rules on the residence of Community nationals.

A reasoned opinion was sent to the United Kingdom for failing to accord social security benefits to a Community worker in the form of reductions in university entrance fees and study grants for his spouse.

Infringement proceedings against Luxembourg were terminated after the Commission accepted that the new Luxembourg legislation on the granting of pre-natal and maternity benefits was consistent with Community law under the terms of the Court's judgment on 10 March 1993 in Case C-111/91.

In the tax field, the Court gave judgment in a case brought by the Commission against Luxembourg concerning the final payment of income tax by

non-resident workers. The Court found in the Commission's favour ⁽²⁾.

Finally, the Commission sent an Article 171 letter to Belgium concerning the granting of certain social security benefits (minimum income, benefit for the disabled) ⁽³⁾.

2.2.3.2. Entry and residence

As regards right of residence, the Commission commenced an action against Germany for failure to notify measures implementing Directives 90/365/EEC (employees and self-employed persons who have ceased their occupational activity) and 90/364/EEC (persons not in active employment). It also sent a reasoned opinion to Germany for failure to notify implementing measures in respect of Directive 93/96/EEC.

The Commission brought an action against Belgium because of discrimination in the conditions and detailed arrangements for issuing residence permits.

2.2.3.3. Progress in implementing Directives applicable to right of residence

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	5	4	80
Denmark	5	5	100
Germany	5	2	40
Greece	5	5	100
Spain	5	5	100
France	5	5	100
Ireland	5	5	100
Italy	5	5	100
Luxembourg	5	5	100
Netherlands	5	5	100
Austria	5	5	100
Portugal	5	5	100
Finland	5	5	100
Sweden	5	5	100
United Kingdom	5	5	100

Note: this table concerns Directives 64/221, 73/148, 90/364, 90/365, 93/96.

⁽¹⁾ Case C-47/93 [1994] ECRI-1593 (judgment given on 3 May 1994).

⁽²⁾ Case C-151/94 (judgment given on 26 October 1995).

⁽³⁾ Case C-326/90 [1992] ECR I-5517 (judgment given on 10 November 1992).

2.2.3.4. Right to vote and stand in elections

Under Directive 93/109/EC, Union citizens residing in a Member State of which they are not nationals were able to vote and stand in elections to the European Parliament in June 1994. A report is being drawn up on the application of the Directive during these elections.

On 17 September 1995 elections to the European Parliament were held in Sweden, with the participation of nationals of other Member States residing there.

2.2.3.5. Trade union rights

Following a judgment given by the Court concerning the right of foreign workers to stand for election in trade associations, Luxembourg enacted new legislation which is consistent with Community law ⁽¹⁾.

2.2.3.6. Access to employment in the public service

For a number of years the Commission has been conducting a systematic campaign to open up four priority areas of the public service to workers from other Union countries (state education, civilian research, operational public health services and public bodies responsible for administering commercial services) ⁽²⁾. To this end it commenced several infringement proceedings.

Cases are still in progress before the Court against Belgium, Luxembourg and France.

There have been positive developments on the legislative front in Italy, where three laws have been passed, and Spain, which has adopted satisfactory legislation in all four areas.

The Commission's systematic efforts in the priority sectors have rubbed off in other sectors — France and Germany, for example, have enacted legislation (in July

1991 and December 1993 respectively) whose scope is not confined to the priority areas but, in theory, covers the public service as a whole.

2.2.3.7. Social security of migrant workers

The United Kingdom authorities in Gibraltar decided to dissolve the Social Insurance Fund from 1 January 1994. Many of the persons affected by this decision are former migrant workers, from whom the Commission has received more than 6 500 complaints.

Bearing in mind the principles of Community law at stake — i.e. equal treatment and the upholding of rights acquired and or in the process of being acquired in order to guarantee free movement of workers (application of Regulation (EEC) No 1408/71) — and the consequences for freedom of movement within the Community, the Commission sent a reasoned opinion to the United Kingdom authorities.

2.2.3.8. Recognition of qualifications

Cases decided by the Court of Justice

In the most notable judgment given by the Court in this field, Italy was condemned for improper implementation of Directives 78/686/EEC and 78/687/EEC (dentists) ⁽³⁾.

The following are noteworthy among the Article 171 cases for failure to comply with earlier Court of Justice judgments:

- A reasoned opinion was sent to Belgium for failing to comply with the judgment given on 16 May 1991 (Case C-167/90) concerning the incorrect transposal of Directives 85/432/EEC and 85/433/EEC (pharmacists).
- In the case concerning private schools in Greece (*frontistiria*), the Greek authorities amended their legislation after two judgments given against them by the Court. In Case C-147/86, the Court condemned Greece for a breach of Articles 48, 52 and 59 of the Treaty in the form of a ban on nationals of other Member States setting up *frontistiria* and private music and dance schools. In a judgment given on 30 January 1992, Greece was condemned for a second time (Case C-328/90). However, the newly-adopted

⁽¹⁾ Case C-118/92 [1994] ECR I-1891 (judgment given on 18 May 1994).

⁽²⁾ See Commission communication, OJ No C 72, 18. 3. 1988, p. 2.

⁽³⁾ Case C-40/93 [1995] ECR I-1319 (judgment given on 1 June 1995).

legislation has still not ended the discrimination and the Commission has therefore decided to recommence Article 171 proceedings.

- Article 171 proceedings have also been commenced against Italy and France concerning the freedom of tourist guides to provide services ⁽¹⁾.

Two other cases stand out:

- Following the judgment given against Spain in Case C-375/92 concerning the freedom of tourist guides to provide services ⁽²⁾, some of the Autonomous Communities have adopted new decrees on the exercise of that profession. The Commission is now scrutinizing these measures to determine whether they comply with the Court's judgment.
- Greece has implemented the Court's judgment of 26 February 1991 on tourist guides, although a few minor problems have still be settled.

National implementing measures

On 3 August 1995 the Commission adopted Directive 95/43/EC amending Annexes C and D to Council Directive 92/51/EEC (second general system for the recognition of professional education and training).

The Court of Justice condemned Greece (Case C-365/93) ⁽³⁾ and Belgium (Case C-316/94) ⁽⁴⁾ for failure to notify measures transposing Directive 89/48/EEC (first general system). However, the two countries have still not transposed the Directive and have been sent a letter reminding them of their obligations pursuant to the Court's judgments.

Infringement proceedings have been commenced against Greece, Belgium, Portugal, Ireland and the United Kingdom for failure to notify measures implementing Council Directive 92/51/EEC, which supplements Directive 89/48/EEC.

⁽¹⁾ Judgment given on 26 February 1991.

⁽²⁾ Judgment given on 22 March 1994.

⁽³⁾ Judgment given on 23 March 1995.

⁽⁴⁾ Judgment given on 13 July 1995.

Incorrect transposal and incorrect application of Directives

The Commission received around 40 complaints concerning restrictions in breach of Articles 52 and 59 of the EEC Treaty and Directives on the mutual recognition of professional qualifications. Some of these complaints gave rise to infringement proceedings, while others were shelved.

The Commission pursued a number of proceedings already in motion against Member States for incorrect transposal or incorrect application of Directives. For example:

- a case concerning the transposal of Directive 89/48/EEC with regard to the teaching profession in Germany and France;
- a proceeding in motion against Germany concerning access to the dental profession (requirements not allowed by the dentist Directives for admission to the social security register of dentists who hold non-German qualifications which conform to the Directives);
- a case in progress against Spain — which also figured in last years report — for admitting dentists with qualifications obtained in Latin America at a level far below the Directive's requirements;
- a proceeding against the Spanish legislation implementing the architects Directives, which lays down restrictions on the maximum period during which services may be provided in Spain;
- new infringement cases relating to Directive 89/48/EEC, including one against Spain for incomplete transposal as regards the aptitude test for lawyers and another against Italy for failing to observe the procedural guarantees laid down in the Directive.

The Commission decided not to pursue complaints against France and the Netherlands, after they ended discrimination against lawyers trained in another Member State.

2.2.3.9. Progress in implementing Directives applicable to recognition of qualifications

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	63	58	92
Denmark	63	63	100
Germany	63	61	97
Greece	63	59	94
Spain	63	61	97
France	63	61	97
Ireland	63	60	95
Italy	63	61	97
Luxembourg	63	63	100
Netherlands	63	63	100
Austria	63	61	97
Portugal	63	58	92
Finland	63	62	98
Sweden	63	62	98
United Kingdom	63	63	100

Note: this table concerns Directives 63/261, 63/262, 64/222, 64/223, 64/224, 64/227, 64/228, 64/229, 65/1, 66/162, 67/43, 67/530, 67/531, 67/532, 67/654, 68/192, 68/363, 68/364, 68/365, 68/366, 68/367, 68/368, 68/369, 68/415, 69/82, 70/451, 70/522, 70/523, 71/18, 74/556, 74/557, 75/362 (*), 75/363 (*), 75/368, 75/369, 77/249, 77/452, 77/453, 78/686, 78/687, 78/1026, 78/1027, 80/154, 80/155, 80/1057, 80/1273, 82/76, 82/470, 82/489, 85/384, 85/432, 85/433, 85/584, 85/614, 86/017, 86/457 (*), 89/048, 89/594, 89/595, 90/658 (*), 92/51, 94/38, 95/43.

(*) These Directives were consolidated by Directive 93/16 (free movement of doctors and mutual recognition of diplomas, certificates and other evidence of formal qualifications)

2.2.3.10. Independent commercial agents

Directive 86/653/EEC on independent commercial agents has been transposed in all the Member States.

2.2.4. Freedom to provide services

2.2.4.1. Broadcasting

All the Member States have notified national measures to implement Directive 89/552/EEC (television without frontiers). The Commission is scrutinizing the relevant legislation of the new Member States.

Following various initiatives by the Commission, solutions seem to be in sight for most of the problems in transposal (ambiguities in the drafting of national measures or mistakes in interpretation). However, problems of substance still remain with Belgium and the

United Kingdom concerning Article 2 (prior controls on programmes broadcast from another Member State and failure to respect the hierarchy of criteria determining the jurisdiction of a Member State) and Articles 4 and 5 on the promotion of European works (licensing in the United Kingdom of broadcasting companies which do not comply with these provisions).

The Commission keeps a constant watch to ensure that the provisions of the Directive are effectively and correctly applied. Following a number of complaints, it paid particular attention to the effective application of the rules on advertising and sponsorship and the protection of minors.

2.2.4.2. Telecommunications

All the Member States have notified national measures implementing the three Directives on frequencies — Directives 87/372/EEC (GSM), 90/544/EEC (Ermes) and 91/287/EEC (DECT). After examining the measures notified, the Commission is satisfied that they are consistent with Community law. It has now begun scrutinizing the measures notified by the new Member States (Austria, Finland and Sweden).

Some Member States have still not implemented Decision 91/396/EEC on the introduction of '112' as the standard emergency services number throughout the Union. Under Article 2 of the Decision, Member States are required to introduce the new number in parallel with any other existing national emergency number by 31 December 1992. Seven Member States (Germany, Austria, Belgium, Denmark, Finland, Luxembourg and the United Kingdom) have adopted measures implementing the Decision. Technical and financial problems have prompted five others (France, Ireland, Italy, the Netherlands and Sweden) to ask the Commission for a derogation until 31 December 1996 (1). In Spain, Greece and Portugal, introduction of the new number has been hampered by administrative problems (responsibility shared between different Ministries).

Ten Member States (Germany, Belgium, Denmark, Greece, Luxembourg, Ireland, Italy, the Netherlands, Portugal and the United Kingdom) have already introduced '00' as the standard code for access to the international network in the Community, in accordance with Decision 92/264/EEC. France has notified the Commission of technical and organizational problems in adopting the standard access code and asked for an extension of the deadline under Article 3 (2) of the Decision. Austria, Finland and Sweden notified

(1) In accordance with Article 3 of the Decision.

the ESA that they would require extra time to implement the Decision (until December 1997, October 1996 and the end of 1998 respectively). Spain has still supplied no information on implementation of the Decision.

All the Member States have now transposed the framework Directive 90/387/EEC on open network provision (ONP), which sets out the general principles on access to public telecommunications networks and services, thereby guaranteeing harmonized specifications that are clearly defined and recognized throughout the Union.

The Commission has scrutinized the national measures notified by ten Member States (Belgium, France, Germany, Denmark, the United Kingdom, Portugal, Spain, Italy, Ireland and the Netherlands) transposing the first specific ONP Directive, Directive 92/44/EEC. The measures notified by France, the United Kingdom and Denmark are consistent with Community law, while the others fail to transpose the whole Directive. Infringement proceedings are in motion (or will be commenced) against the Member States concerned. The notifications from Austria, Finland and Sweden are still being examined by the Commission.

The Court of Justice found that, by not adopting transpositional measures, Luxembourg and Greece had failed to fulfil their obligations under Article 189 of the EC Treaty⁽¹⁾.

The Court was also asked to give a preliminary ruling under Article 177 of the Treaty concerning the application of the Directive in the United Kingdom⁽²⁾. This will be an opportunity for the Court to define the scope of the Directive and interpret some of its provisions (Articles 3 to 10).

The basic Directive on the harmonization of telecommunications terminal equipment (Directive 91/263/EEC) is a framework law providing for the adoption of common technical rules for its implementation. Five Member States have implemented the entire Directive (Denmark, France, Italy, Portugal and the United Kingdom), while the notifications from Germany, Spain and the Netherlands are incomplete. Infringement proceedings have been commenced against all three States. Scrutiny of the national implementing measures notified by Austria, Finland and Sweden is under way.

The Court of Justice condemned Belgium and Greece for failure to notify national measures incorporating the obligations flowing from the Directive into national law⁽³⁾.

⁽¹⁾ Cases C-220/94 [1995] ECR I-1589 (judgment given on 15 June 1995) and 259/94 [1995] ECRI-1947 (judgment given on 6 July 1995).

⁽²⁾ Case C-302/94 — BT.

⁽³⁾ Case C-218/94 [1995] ECR I-1089 (judgment given on 5 May 1995) and Case C-260/94 [1995] ECR I-2603 (judgment given on 11 August 1995).

Directive 91/263/EEC was amended by Article 11 of Directive 93/68/EEC on the standardization of the symbols and rules for marking products in the Community. So far four Member States have notified the Commission of new implementing measures on marking (Denmark, France, Portugal and the United Kingdom).

Directive 93/97/EEC extending the scope of Directive 91/263/EEC to the equipment of ground satellite tracking stations entered into force on 1 May 1995. Seven Member States (Germany, Denmark, Finland, France, the Netherlands, the United Kingdom and Sweden) have notified the Commission of national measures transposing the new Directive.

2.2.4.3. Progress in implementing Directives applicable to telecommunications

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	7	5	71
Denmark	7	7	100
Germany	7	7	100
Greece	7	4	57
Spain	7	6	86
France	7	7	100
Ireland	7	5	71
Italy	7	6	86
Luxembourg	7	4	57
Netherlands	7	7	100
Austria	7	6	86
Portugal	7	6	86
Finland	7	7	100
Sweden	7	7	100
United Kingdom	7	7	100

Note: this table concerns Directives 87/372, 90/387, 90/544, 91/263, 91/287, 92/044, 93/097.

2.2.4.4. Financial services

Dialogue with the national authorities

As a means of consolidating administrative cooperation and resolving problems quickly, the Commission maintained regular contacts with the national authorities through institutional committees (Banking Advisory Committee, Insurance Committee, UCITS — Undertakings for Collective Investment in Transferable Securities — Contact Committee), ad hoc interpretation groups (the banking Directives group, the insurance group and the capital adequacy Directive group, etc.) and high-level working parties (HLSSC — High-Level Security Supervisors Committee — for negotiable securities).

Article 169 letters and reasoned opinions

— new proceedings. In the insurance field, the Commission commenced infringement proceedings in 13 new cases for breaches of Articles 52 and 59 of the Treaty and Directives (six cases following complaints and seven detected by the Commission itself). In the banking sector the Commission opened four proceedings (two based on formal complaints and two detected on its own initiative) and shelved five complaints without taking further action. It is worth noting that the number of proceedings formally commenced in 1995 was considerably higher than in 1994;

— reasoned opinions. Many infringement proceedings have reached the reasoned opinion stage. Most of them (though not all, as will be seen) are concerned with failure to notify national implementing measures in the insurance field.

The following cases are particularly noteworthy

— Luxembourg was sent a reasoned opinion for failing to bring its legislation on insurance brokers into line with Article 59 of the Treaty. The main point at issue is that the Luxembourg legislation requires directors, general representatives, inspectors, agents and brokers and any other person performing insurance operations to be resident in Luxembourg, thereby effectively preventing individuals from exercising the freedom to provide services;

— as regards the transposal of Directives in the insurance field, infringement proceedings are in progress against Spain, Ireland, and Greece for failure to notify measures implementing Directive 91/371/EEC (Agreement with Switzerland) and against Italy, Belgium, Greece and Spain for failure to notify measures in respect of Directive 91/674/EEC (annual and consolidated accounts of insurance undertakings);

— turning to banking, the Commission sent two reasoned opinions to Germany because its legislation implementing Directives 92/121/EEC (large exposures of credit institutions) and 92/30/EEC (consolidated supervision) did not come into effect until 31 December 1995, i.e. respectively two and three months after the deadline for transposal;

— although most Member States have already notified national measures implementing Directives

92/49/EEC and 92/96/EEC (third non-life and life assurance Directives), this does not mean that transposal or application is perfect. In several cases the national legislation is incomplete or incorrect. For example, in December 1995 Spain notified framework legislation which transposes only part of Directives 90/232/EEC, 91/371/EEC, 91/674/EEC, 90/618/EEC (vehicle insurance), 90/619/EEC (second life assurance Directive), 92/49/EEC and 92/96/EEC. Consequently, none of the infringement proceedings in motion against Spain has been terminated;

— finally, the Commission terminated cases against various Member States for failure to notify measures implementing the following Directives - 91/308/EEC on money laundering and 90/619/EEC (Ireland), 91/371/EEC, 92/96/EEC and 92/49/EEC (Belgium), 92/96/EEC and 92/49/EEC (Italy, Luxembourg and Ireland), 91/674/EEC (Denmark, Luxembourg and Germany) and 91/308/EEC and 92/30/EEC (Greece).

The Court has not yet given judgment in the action brought by the Commission against Italy concerning the SIM Act on financial intermediaries ⁽¹⁾.

In a judgment given on 14 November 1995, the Court found that the Luxembourg legislation whereby interest subsidies on building loans are available only if the loan is given by a credit establishment accredited in Luxembourg was incompatible with Community law ⁽²⁾.

Greece was condemned by the Court for failing to transpose Directives 90/618/EEC, 90/619/EEC and 88/357/EEC (2nd non-life insurance Directive) ⁽³⁾.

Spain has still not implemented judgments given by the Court in 1994 for failure to transpose Directives 90/618/EEC, 90/619/EEC and 90/232/EEC.

Finally, on 10 May 1995 the Court gave a preliminary ruling in an action between a Dutch firm and the Netherlands. The Court held that national legislation

⁽¹⁾ See 10th, 11th and 12th Reports.

⁽²⁾ Case C-484/93, see 12th Report (1994).

⁽³⁾ Joined Cases C-109/94, C-209/94 and C-225/94 (judgment given on 29 June 1995).

prohibiting the practice of cold calling in order to protect the confidence of investors in the national market was not incompatible with Article 59 of the Treaty ⁽¹⁾.

Cases before the Court

The Commission submitted its comments in connection with two requests for preliminary rulings.

The first case (C-238/94) concerns the application of Directive 92/49/EEC to insurance incorporated in a legal social security scheme.

The second (C-222/95) concerns a Member State's right, before the entry into force of the second banking Directive (89/646/EEC), to require a Community credit establishment already accredited in its country of origin to obtain further accreditation in order to enjoy the freedom to provide services on its territory.

2.2.4.5. Progress in implementing Directives applicable to financial services

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	43	39	90
Denmark	43	40	93
Germany	43	40	93
Greece	43	33	76
Spain	43	34	80
France	43	40	93
Ireland	43	40	93
Italy	43	38	88
Luxembourg	43	40	93
Netherlands	43	41	95
Austria	43	39	90
Portugal	43	41	95
Finland	43	40	93
Sweden	43	39	90
United Kingdom	43	41	95

Note: this table concerns Directives 64/225, 72/166, 73/183, 73/239, 77/92, 77/780, 78/473, 79/267, 79/279, 80/390, 82/121, 84/5, 84/641, 85/611, 86/635, 87/343, 87/344, 87/345, 88/220, 88/357, 88/627, 89/117, 89/298, 89/299, 89/592, 89/646, 89/647, 90/211, 90/232, 90/618, 90/619, 91/308, 91/371, 91/633, 91/674, 92/30, 92/49, 92/96, 92/121, 93/6, 93/22, 94/7, 94/19.

2.2.5. Free movement of capital

Commission monitoring of the situation regarding the movement of capital within the Union showed that the situation in this area is basically satisfactory. Community law has been transposed by all Member States and transitional derogations have lapsed.

There is evidence that economic agents are taking advantage of the elimination of restrictions on the movement of capital and the increasing openness of Member States' financial markets. Cross-border flows of capital within the Union as well as capital flows vis-à-vis non-member countries have risen considerably in recent years.

While the basic legislative texts have been in place for quite some time, there remain a number of impediments to the free movement of capital. Although, in most cases, they do not take the form of outright restrictions, their impact on effective capital mobility and financial integration may be important. Such impediments can take the form of conditions for the admission of securities to domestic capital markets, constraints on investment, provisions in privatization laws designed to maintain control over privatized companies and constraints on investment abroad by institutional investors which are not justified by prudential rules.

Action has been taken by the Commission to eliminate such impediments both by consulting with the Member States concerned and, where necessary, by sending letters of formal notice to national authorities. Where no remedial action was taken, the Commission has proceeded to the next stage of infringement proceedings, the reasoned opinion. Reasoned opinions have been addressed to the following Member States: Germany, concerning the prohibition on acquisition of Federal savings bonds by foreigners, Italy, concerning the prohibition on the physical export of means of payment above Lit. 20 million, Portugal, concerning restrictions on the participation of foreigners in privatized companies and Spain, concerning authorization requirements for the physical export of means of payment for amounts exceeding Pta. 5 million.

The Treaty on European Union introduced a new regime regarding capital movements and payments. With effect from 1 January 1994, Articles 73b to 73g of the new Treaty (Chapter 4 — Capital and Payments) replaced Articles 67 to 73. The freedom of capital and payments is now a directly applicable right and secondary legislation is no longer necessary. The new regime also extends the obligation to liberalize to non-member countries, with limited exceptions.

⁽¹⁾ Case C-389/93 [1995] ECR I-1141, see 12th Report (1994).

This year the Court of Justice gave the following rulings directly concerning capital movements:

- Bordessa and Mellado (Joined Cases 358/93 and 416/93, judgment given on 23 November 1995)

The Court ruled that an authorization requirement for the export of means of payment would cause the exercise of the free movement of capital to be subject to the discretion of the administrative authorities and thus render that freedom illusory. It might therefore have the effect of impeding capital movements carried out in accordance with Community law. In contrast, a declaration requirement would allow national authorities to exercise effective supervision in order to prevent infringements of their laws and regulations without impeding the free movement of capital;

- Sanz de Lera, Diaz Jimenez, Kapanoglu (Joined Cases 163/94, 165/94 and 250/94, judgment given on 14 December 1995)

In line with its ruling in Bordessa, the Court stipulated that authorization requirements for the export of means of payment to non-member countries are incompatible with the provisions of the Treaty on the free movement of capital. The ruling also confirmed the direct applicability of Treaty provisions on capital and payments;

- Svensson (Case C-484/93, judgment given on 14 November 1995)

The Court held that provisions implying that a bank must be established in a Member State in order for recipients of loans residing in its territory to obtain an interest-rate subsidy from the State out of public funds are liable to dissuade those concerned from approaching banks established in another Member State and therefore constitute an obstacle to the movement of capital such as bank loans. They are also incompatible with Treaty Articles on freedom to provide services.

Article 104 (monetary financing)

Article 104 of the Treaty deals with the prohibition of direct central bank financing to the public sector. Overdraft facilities or any other type of credit facility with central banks in favour of Community institutions or Member States' authorities and other bodies governed by public law are prohibited, as is the direct purchasing of debt instruments from these authorities.

Council Regulation (EC) No 3603/93, which entered into force at the beginning of Stage II of EMU (1 January 1994), further specifies the content of Article 104. It states *inter alia* that stocks of debt existing on 31 December 1993 with a fixed maturity may be carried

over and that central banks can purchase government debt instruments on the secondary market. Furthermore, it provides for limited exemptions for certain practices implying central bank financing such as intra-day credit, collection of cheques issued by third parties to the public sector's account, the holding of a limited amount of coins, or credits in the fulfilment of international monetary obligations.

Concerning the implementation of these provisions, due to the short time between the entry into force of the Treaty on European Union in November 1993 and the beginning of Stage II of EMU in January 1994, some Member States had not adjusted their legislation at the beginning of Stage II. In the meantime, however, the Member States have complied with Article 104 and Regulation (EC) No 3603/93, except for some minor technical adjustments still pending.

Article 104a (privileged access)

Article 104a concerns the prohibition on privileged access of the public sector to financial institutions. Privileged access is the availability of funds from financial institutions to the public sector at conditions not available in a free market. The purpose of prohibiting it is to submit the public sector in its borrowing behaviour to the same constraints as the private sector. Council Regulation (EC) No 3604/93 specifying the definitions for the application of the prohibition entered into force on 1 January 1994. Terms specified therein include privileged access, public-sector prudential considerations and financial institutions.

Privileged access to financial institutions goes beyond the simple obligation to acquire or hold public-sector liabilities. Indirect measures such as tax or financial advantages targeted at financial institutions and not compatible with the principles of a market economy are also forbidden.

At present, there are no particular cases of non-compliance pending.

2.2.6. Company law

Apart from the cases listed below where no measures have been notified, and a few problems with incorrect implementation, the seriousness of which has still to be determined, no particular difficulties have arisen in the transposal of Directives in this field.

The Commission has brought an action against Germany for incorrect application of Directives 68/151/EEC (companies register) and 78/660/EEC (annual accounts). About 90 % of German private limited companies are refusing to publish their accounts by depositing them

with the companies register, as required by the Directives and the German legislation transposing them.

The Commission has commenced another action in the Court against Germany for failure to notify national measures implementing Directive 90/605/EEC (amending the scope of the Directives on annual accounts and consolidated accounts).

Reasoned opinions were sent to Greece, Ireland, Portugal and Luxembourg for failure to notify national measures implementing Directive 92/101/EEC (amending Directive 77/91/EEC on the capital of public limited liability companies).

2.2.6.1. Progress in implementing Directives applicable to company law

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	12	12	100
Denmark	12	12	100
Germany	12	11	92
Greece	12	11	92
Spain	12	12	100
France	12	12	100
Ireland	12	11	92
Italy	12	12	100
Luxembourg	12	11	92
Netherlands	12	12	100
Austria	12	1	8
Portugal	12	11	92
Finland	12	1	8
Sweden	12	11 (*)	100
United Kingdom	12	12	100

Note: this table concerns Directives 68/151, 77/091, 78/660, 78/855, 82/891, 83/349, 84/253, 89/666, 89/667, 90/604, 90/605, 92/101.

(*) Directive 82/891/EEC does not apply.

2.2.7. Intellectual and industrial property

Only one Directive has been adopted in this field — Directive 89/104/EEC on trade marks. Under its provisions the registration of a trade mark confers on its owner exclusive rights allowing him to prohibit its use for commercial purposes by a third party without his consent.

The harmonization of Member States' legislation on national trade marks is not comprehensive, but confined to certain aspects which have a direct impact on the functioning of the internal market. Outside these harmonized fields, the Member States retain complete

freedom to lay down arrangements best suited to their traditions.

The scope of harmonization is defined by the Directive as follows:

- Registered trade marks only: arrangements for protecting trade marks resulting from usage are left up to the Member States.
- All categories of registered trade marks recognized by national legislation: trade marks in respect of products or services, individual trade marks, collective trade marks and guarantee or certification marks. This does not mean that the Member States are required to introduce these various categories of trade marks into their legislation.
- Trade marks which have been registered under international arrangements but have effect in the Member States.

The Directive covers only substantive law on registered trade marks; none of its provisions is aimed at harmonizing procedures.

The deadline for transposal was initially 28 December 1991, but was extended until 31 December 1992.

Ten Member States, including Austria, Finland and Sweden, have transposed the Directive. The Spanish authorities notified the Commission of transposal even before the Directive had been adopted.

Despite the relatively generous deadline, four Member States have still not notified national implementing measures: Belgium, Luxembourg, Ireland and the Netherlands. The Commission is pursuing infringement proceedings accordingly.

There are other serious problems with the Benelux countries: the 'uniform Benelux legislation' does not establish the principle of 'confusion', a vital prerequisite for commencing an action for infringement if a similar trade mark is used on the market.

Copyright and related rights

In November 1995 Greece enacted legislation to comply with Community law in response to infringement proceedings for incorrect transposal of Directive 87/54/EEC on the legal protection of topographies of

semiconductors. Luxembourg has remedied its failure to adopt measures implementing Directive 91/250/EEC on the legal protection of computer programs. All the Member States have now transposed the Directive.

Directive 92/100/EEC (lending right and certain rights related to copyright in the intellectual property field) requires Member States to give effect to its provisions by 1 July 1994. However, Ireland, Luxembourg, the Netherlands, Portugal and the United Kingdom have yet to incorporate it into national law. Consequently, the Commission has commenced infringement proceedings against all five States.

The deadline for transposing Directive 93/83/EEC (coordination of certain rules on copyright and related rights applicable to satellite broadcasting and cable re-transmission) expired on 1 January 1995. Only Belgium, Denmark, Spain, Finland and Sweden have adopted the requisite measures; the Commission has sent Article 169 letters to the other Member States.

Directive 93/98/EEC on the term of protection of copyright and certain related rights requires the Member States to give effect to its provisions by 1 July 1995. Implementing measures have been adopted in Belgium, Denmark, Germany, Spain, Greece, Ireland, Finland and Sweden. The Commission has taken appropriate action against the other Member States.

2.2.7.1. Progress in implementing Directives applicable to intellectual and industrial property

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	6	5	83
Denmark	6	6	100
Germany	6	5	83
Greece	6	5	83
Spain	6	6	100
France	6	4	67
Ireland	6	3	50
Italy	6	4	67
Luxembourg	6	2	33
Netherlands	6	2	33
Austria	6	4	67
Portugal	6	3	50
Finland	6	6	100
Sweden	6	6	100
United Kingdom	6	3	50

Note: this table concerns Directives 87/54, 89/104, 91/250, 92/100, 93/83, 93/98.

2.2.8. Public procurement

Now that the new consolidated Directives in 1994 (Directives 93/36/EEC (supplies), 93/37/EEC (works) and 93/38/EEC (excluded service sectors⁽¹⁾)) are in force, it should be much easier for the Commission to monitor their application, to which it will pay the fullest attention.

Twelve Member States failed to meet the deadlines of 14 June and 1 July 1994 respectively for the transposal of Directives 93/36/EEC and 93/38/EEC (in the latter case Greece, Portugal and Spain were allowed longer periods, as for Directive 90/531/EEC). There are also serious delays in the implementation of some older Directives, in particular 92/50/EEC (services) and 92/13/EEC (review procedures in excluded sectors).

The Commission handled 26 infringement cases concerning failure to notify national implementing measures. Scrutiny of measures which were notified revealed 14 new infringement cases for incorrect transposal, bringing the total number of cases pending in this category to 30. Some of these cases involve questions of principle which could undermine the liberalization of public contracts awarded in the Member States concerned.

The situation regarding Directive 92/50/EEC is frankly alarming: five Member States (Belgium, Germany, Greece, France and Austria) have failed to notify national implementing measures and there is little prospect of them adopting legislation in the near future.

The Commission pursued its scrutiny of measures relating to earlier Directives (Directives 89/440/EEC (works) and 88/295/EEC (supplies), both of which have been amended): on 11 August 1995 the Court of Justice gave judgment in an action brought by the Commission against Germany (Case C-433/93).

It also stepped up its monitoring of the practical application by the various awarding authorities in each Member State and continued its work of processing complaints and cases detected by its own investigations relating to suspected infringements of Directives and

(¹) Water, gas and electricity.

Treaty Articles on public procurement. These have increased by 50 % in a year, no doubt because the application of the Directives is gradually being extended and the most recent ones have just entered into force.

Of the 238 cases processed this year (including 97 new cases), the Commission was able to settle 38 without having to let infringement proceedings run their full course. To this end, procedures have been established for dialogue and consultation (in particular through package meetings)⁽¹⁾, whereby Member States are offered any legal and technical assistance they require and agreement can be sought on possible solutions to outstanding disputes which conform to Community law.

A few of these cases deserve special mention:

— In one Member State two local authorities had issued contract notices concerning the introduction of specialized transport systems, specifying that contractors must be members of the national transport organization and that its employees must have a level of training corresponding to the requirements laid down by that organization. These two requirements are contrary to Article 59 of the Treaty and Directive 92/50/EEC, as they reserve contracts for national firms. They were abolished by a notice published by the Commission in the *Official Journal of the European Communities*.

— Under the legislation of another Member State, contractors were required to accept a reduction in remuneration during the performance of a contract or face the prospect of termination of the contract or exclusion from other contracts. The legislation also provided that in future all public contracts would be subject to maximum reference prices. Since these measures would breach the general principles of proportionality, legitimate expectations and non-discrimination and various provisions of the public procurement Directives, the Commission took the matter up with the national authorities, which agreed to suspend the application of the disputed rules and later repealed them and replaced them with new arrangements consistent with Community law.

— In a third Member State a public hospital had launched an invitation to tender for the supply of oil. At the award stage it rejected the tender of one supplier on the grounds that he had not submitted certificates concerning the manufacturers from whom

supplies were obtained. Although there was no breach of Article 30 in this case, as the firm supplying the supplier was established in the State of the awarding authority, the rejection of the tender at the appraisal stage contravened the distinction drawn by the Directives between the different stages in the procedure for awarding contracts (selection and award stages). After being contacted by the Commission, the national authorities undertook to adopt appropriate general measures to ensure that the problem does not recur in future.

Four important cases decided by the Court of Justice are outlined below:

— Commission v Netherlands⁽²⁾

On the question of the admissibility of the Commission's action, the Court ruled for the first time on the possible effect of the procedure provided for in Article 3 of Directive 89/665/EEC (review procedures) on the application of Article 169 of the Treaty. It held that the special procedure under Directive 89/665/EEC is a preventive measure which can neither derogate from nor replace the Commission's powers under Article 169 of the Treaty. That Article gives the Commission discretionary power to bring an action before the Court where it considers that a Member State has failed to fulfil one of its obligations under the Treaty and that the State concerned has not complied with the Commission's reasoned opinion (paragraph 13 of the grounds).

As regards the substance of the case, the Court held that the contract notice must contain information on the opening of tenders and on the persons authorized to attend that opening, as such information enables potential suppliers to discover the identity of their competitors and check whether they meet the selection criteria (paragraph 20 of the grounds).

Referring to previous judgments, it also stated that failure to add the words 'or equivalent' after a technical specification defined by reference to a particular trade mark constituted a breach of the supplies Directive and of Article 30 of the Treaty.

— Framework agreement for the supply of dressing material (Commission v Greece)⁽³⁾

As regards the admissibility of the action, the Court held that the Commission had not breached the

⁽¹⁾ See also Section 2.2.1.1.

⁽²⁾ Judgment given on 24 January 1995.

⁽³⁾ Judgment given on 4 May 1995.

principle of equal treatment and noted that, in any event, if the Commission were always bound to satisfy itself with mere undertakings by the Member States to abide by Community law in future, this would provide the Member States with an easy way of protecting themselves against proceedings under Article 169 of the Treaty (paragraph 10 of the grounds). The Court also reiterated that Directive 89/665/EEC could neither derogate from nor replace the Commission's powers under Article 169 (paragraph 11 of the grounds).

With regard to the substance of the case, the Court rejected the interpretation according to which a framework agreement concluded with six different firms is no more than a structure within which the value of each contract must be taken into account separately with a view to the application of the Directive (paragraphs 13 and 14 of the grounds). It held that the framework contract turned into a whole the various contracts which it governs and that the total value of those contracts must be taken into account (paragraph 15).

Finally, the Court stressed that even if it were proven that only the six producers party to the framework agreement could supply the products in question, this fact would not constitute one of the circumstances which, under the Directive, allows the use of a negotiated procedure before advance publication of a notice.

— Public works contracts (Commission v Italy) ⁽¹⁾

The Court was asked to assess the legitimacy of awarding by direct agreement a public contract for the construction of two sections of a road, much of which had already been completed. Confirming its strict interpretation of the provisions authorizing derogations from the rules intended to ensure that the rights conferred by the Treaty are effectively applied in public procurement, the Court held that to justify the use of a direct agreement, the awarding authority would have to prove not only the existence of 'technical reasons', interpreted in a restrictive manner, but also that these technical reasons made it absolutely essential that the contract be awarded to the firm chosen.

— Public works and supply contracts (Commission v Germany) ⁽²⁾

When the deadline laid down in the reasoned opinion expired, Directives 89/440/EEC (coordination of procedures for the award of public works contracts) and 88/295/EEC (public supply contracts) had been

incorporated by the German authorities only into administrative instructions. The Court maintained its position in earlier judgments on Directives: clear and precise provisions of Directives have the effect of creating rights for individuals, who may rely on them before the national courts.

2.2.8.1. Progress in implementing Directives applicable to public procurement

Member States	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	11	6	55
Denmark	11	11	100
Germany	11	8	73
Greece	8 (3 derogations)	5	63
Spain	9 (2 derogations)	7	78
France	11	8	73
Ireland	11	11	100
Italy	11	10	91
Luxembourg	11	11	100
Netherlands	11	11	100
Austria	11	7	64
Portugal	8 (3 derogations)	8	100
Finland	11	11	100
Sweden	11	11	100
United Kingdom	11	10	91

Note: this table concerns Directives 71/305, 89/440 (consolidated by Directive 93/37/EEC), 77/62, 80/767, 88/295; 89/665, 90/531, 92/13, 92/50, 93/36 and 93/38.

2.3. Removal of tax barriers

2.3.1. Direct taxation

The Commission terminated the infringement proceedings against Luxembourg regarding the absence of tax relief for insurance premiums paid to foreign insurers. Like Germany ⁽³⁾, Luxembourg has now extended the relief provisions to insurers from other countries.

After receiving numerous complaints, the Commission looked into the taxing of second homes in Spain. Although Spain was exercising its sovereign right to collect taxes under its own fiscal policy, the Commission succeeded in persuading the Spanish authorities to abolish the requirement in respect of tax representatives and to simplify tax returns.

⁽¹⁾ Judgment given on 18 May 1995.

⁽²⁾ Judgment given on 11 August 1995.

⁽³⁾ See 12th Report (1994).

The various cases of discrimination against non-residents detected by the Commission in German tax legislation were nearly all settled by the annual Tax Act for 1996, which included amendments to take into account the judgment of the Court of Justice in Schumacker (Case C-279/93) and, in particular, to extend the 'splitting' system to non-residents. Nevertheless, the Commission regrets that it had to wait for the Court's decision and that its own reasoned opinions had no effect. Infringement proceedings are continuing in another case where Germany appears to discriminate in its application of a disabled child allowance.

In the field of company taxation, the Commission has examined the compatibility of national measures with the tax Directives 90/434/EEC (mergers) and 90/435/EEC (parent companies and subsidiaries), drawing on a study conducted by the International Bureau of Fiscal Documentation in Amsterdam. The Commission has submitted an interpretation of Article 3(2) of Directive 90/435/EEC — period during which holdings must be maintained by parent companies before subsidiaries may claim favourable treatment under the Directive — in three cases referred to the Court of Justice for a preliminary ruling under Article 177 of the Treaty: Cases C-283/94 Denkavit, C-291/94 VITIC and C-292/94 Voormeer.

2.3.1.1. Progress in implementing Directives applicable to direct taxation

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	4	4	100
Denmark	4	4	100
Germany	4	4	100
Greece	4	3	75
Spain	4	4	100
France	4	4	100
Ireland	4	4	100
Italy	4	4	100
Luxembourg	4	4	100
Netherlands	4	4	100
Austria	4	4	100
Portugal	4	4	100
Finland	4	3	75
Sweden	4	4	100
United Kingdom	4	4	100

Note: this table concerns Directives 69/335, 77/799, 90/434, 90/435.

2.3.2. Indirect taxation

Articles 95 and 96 of the Treaty

Italy was sent a reasoned opinion following the confiscation of a vehicle which had been imported into and used in Italy in 1992 in breach of the rules on the temporary import of vehicles from other Member States. Since such a penalty is disproportionate and has no equivalent within the country, it must be regarded as contrary to Article 95 of the EC Treaty, in accordance with the case law of the Court of Justice ⁽¹⁾.

The Commission has brought an action before the Court against Greece concerning legislation on second-hand cars, several aspects of which (calculation of base for consumption tax, registration tax, failure to apply anti-pollution incentives) favour the domestic market to the detriment of vehicles imported from other Member States ⁽²⁾.

Value-added tax

Infringement proceedings have been commenced against Portugal for failure to notify national measures implementing Directive 94/5/EC on the special VAT arrangements applicable to second-hand goods, works of art, collectors' items and antiques.

Proceedings have also been initiated against Italy, Portugal, the Netherlands, Luxembourg, Belgium and France concerning the transposal of Directive 94/76/EC introducing transitional measures applicable to VAT in the context of the enlargement of the European Union on 1 January 1995.

Six reasoned opinions were sent this year:

— to Greece, for levying VAT on the amount of consumption tax paid by individuals purchasing a second-hand vehicle in another Member State and for extending to sea fishermen the flat-rate farmers scheme which, in principle, is applicable only to freshwater fishermen;

⁽¹⁾ Case C-299/86 Rainer Drexl (judgment given on 25 February 1988) and Case C-276/91 Commission v France (judgment given on 2 August 1993).

⁽²⁾ Case C-375/95.

- to Italy, for totally excluding the right to deduct VAT in the event of the purchase of a building by a taxpayer together with a non-taxpayer: under the 6th Directive, VAT should be deducted on goods used for taxable transactions, which in this case implies a prior calculation of the proportion of the goods actually assigned to a taxable activity;
 - to the Netherlands, for continuing to exempt deliveries of industrial waste from VAT, although they have not been exempt since 1 January 1990;
 - to Spain, for introducing a 15 % value threshold above which the service of assembling goods is included in the base for calculating tax on deliveries and below which the two transactions are taxed separately. In trade between Member States such a system could result in goods being taxed twice or not at all;
 - to Portugal, for limiting the benefit of tax remissions on travellers' exports in the case of certain categories of highly-taxed or valuable goods, and imposing a special model tax return instead of a purchase invoice.
- requirement that taxpayers not established in the country must use a special model VAT return;
- Italy adopted appropriate measures to comply with the 8th VAT Directive on refunds to foreign taxpayers and with the Courts judgment of 3 June 1992 (Case C-287/91);
 - Greece abolished VAT on the import of second-hand vehicles from other Member States;
 - Luxembourg complied with the Courts judgment of 17 November 1993 concerning VAT on certain advertising services (Case C-69/92).

Excise duties

The Commission has commenced proceedings against the United Kingdom, Portugal, Luxembourg, Italy, Ireland, France, Spain, Greece, Germany, Belgium and Denmark for failure to notify measures transposing Directive 94/74/EC on the harmonization of the structures of excise duties on mineral oils.

The Commission commenced actions in the Court of Justice against:

- Italy, for a provision which fails to exempt from VAT the transfer of goods intended solely for the exercise of an exempted activity or excluded from the right to deduction (Case C-45/95);
- Spain, for failing to observe the maximum six month time-limit for the refund of VAT to foreign taxpayers laid down in the 8th VAT Directive (Case C-16/95).
- The Commission commenced infringement proceedings under Article 171 of the Treaty against France for failing to implement the Courts judgment of 17 November 1993 concerning VAT on certain advertising services (Case C-68/92).

Several infringement proceedings were terminated during the year:

- Portugal abolished its increased rate of VAT, which was contrary to the 6th Directive, and ended the

2.3.2.1. Progress in implementing Directives applicable to indirect taxation

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	37	35	94,6
Denmark	37	36	97,3
Germany	38	37	97,4
Greece	37	36	97,3
Spain	37	36	97,3
France	37	35	94,6
Ireland	37	36	97,3
Italy	37	35	94,6
Luxembourg	37	35	94,6
Netherlands	37	36	97,3
Austria	38	38	100
Portugal	37	34	91,9
Finland	37	37	100
Sweden	37	37	100
United Kingdom	37	37	100

Note: this table concerns Directives 67/227, 69/169, 77/388, 78/1035, 79/1070, 79/1071, 79/1072, 80/368, 83/181, 83/182, 83/183, 84/386, 85/346, 85/576, 86/560, 88/331, 88/664, 89/219, 89/220, 89/465, 89/604, 91/680, 92/12, 92/77, 92/79, 92/80, 92/81, 92/82, 92/83, 92/84, 92/108, 92/111, 94/4, 94/5, 94/74, 94/75, 94/76, 95/59.

CONSUMER PROTECTION

1. INTRODUCTION

The rate of progress in notifying measures transposing Directives in this field is much the same as last year. Some Member States have improved their record (Denmark, Greece, Spain, Ireland and the Netherlands), but the situation has deteriorated in others (Belgium and Portugal).

It is especially important that consumer protection Directives be transposed quickly and correctly, since failure to do so may compromise the interests of European consumers.

It is worth making a few general comments on the way Member States go about transposing Directives. Most of them do not adopt national implementing measures until after the transposal deadline has expired. The most recent Directives — 93/13/EEC, 93/35/EEC, 93/47/EEC, 93/73/EEC and 94/32/EEC — are typical examples. Infringement proceedings very often involve half of the Member States. National implementing measures are notified only in response to the reasoned opinion.

2. SITUATION SECTOR BY SECTOR

2.1. Cosmetics

There are still several infringement proceedings in hand as regards the basic Directive (76/768/EEC). France has still not amended its legislation transposing the Directive, although the Court of Justice gave judgment against it in May 1993 and an Article 171 warning letter was sent in 1995.

Many Member States are behindhand with the recent Directives 93/35/EEC, 93/73/EEC and 94/32/EEC. This is all the more difficult to understand as the cosmetics Directives are primarily technical in nature,

leaving the Member States relatively little room for manoeuvre. Consequently, there ought not to be any particular problems with transposal.

2.2. Textiles

The situation regarding the textiles Directives is satisfactory. This is borne out by the infrequency of complaints received by the Commission.

2.3. Health and safety

With regard specifically to Directive 92/59/EEC (general product safety), for which the deadline for transposal was 29 June 1994, five Member States have yet to notify their national implementing measures and infringement proceedings are accordingly in motion. This is a particularly important Directive, as it establishes a general requirement in Community law as to the safety of all products marketed for actual or potential consumer use in the Community. It consequently offers an excellent illustration of the way in which failure to transpose in several Member States can jeopardize the consumer's fundamental interest in preserving his health and safety.

2.4. Protection of economic interests

In Joined Cases C-178/94, C-179/94 and C-188 to 190/94 concerning Directive 90/314/EEC (package tours), currently before the Court of Justice, the question has been put for the first time whether failure to transpose a consumer protection Directive within the time allowed justifies application of the rule laid down by the Court in Francovich⁽¹⁾. The rule is that in certain circumstances a Member State may be under an obligation to compensate for damage sustained by an individual as a result of the failure to transpose.

⁽¹⁾ Joined Cases C-6/90 and C-9/90 [1991] ECR I-5357, judgment given on 19 November 1991.

2.5. Progress in implementing Directives applicable to consumer protection and product safety

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	52	46	88
Denmark	52	50	96
Germany	52	46	88
Greece	52	45	86
Spain	52	46	88
France	52	46	88
Ireland	52	44	85
Italy	52	45	86
Luxembourg	52	47	90
Netherlands	52	49	94
Austria	52	47	90

Portugal	52	44	85
Finland	52	48	92
Sweden	52	49	94
United Kingdom	52	48	92

Note: this table concerns the following Directives:

Cosmetics:

76/768, 80/1335, 82/147, 82/368, 82/434, 83/191, 83/341, 83/496, 83/514, 83/574, 84/415, 85/391, 85/490, 86/179, 86/199, 87/137, 87/143, 88/233, 88/667, 89/174, 90/121, 90/207, 91/184, 92/8, 92/86, 93/35, 93/47, 93/73, 94/32, 95/17, 95/34.

Textiles:

71/307, 72/276, 73/44, 79/76, 81/75, 83/623, 87/140, 87/184.

Protection of economic interests:

79/581, 84/450, 85/577, 87/102, 88/314, 88/315, 90/88, 90/314, 93/13, 94/47.

Safety and health:

87/357, 88/378, 92/59.

COMPETITION

1. INTRODUCTION

The number of infringement proceedings commenced against Member States was appreciably higher than in 1994.

They mainly concerned:

- telecommunications;
- airport transit assistance;
- access to port infrastructures.

On 18 October the Commission, in the absence of a response from the Italian authorities to the reasoned opinion issued in 1994 in the customs agents case, decided to refer the case to the Court of Justice ⁽¹⁾.

2. SITUATION SECTOR BY SECTOR

2.1. Public enterprises

Greece and Italy notified measures transposing Directive 90/388/EEC on competition in the markets for telecommunications services.

All the Member States have notified measures transposing Directive 94/46/EC on satellite communications. But six of the notifications were incomplete. On 27 October the Commission accordingly issued Article 169 letters for failure to notify national implementing measures.

Belgium and Greece have not yet transposed Directive 93/84/EEC, amending Directive 80/723/EEC on the transparency of financial relations between Member States and public undertakings. If the Commission's approaches to these two Member States fail to produce a satisfactory solution, it reserves the right to refer the cases to the Court of Justice.

Individual cases

In the telecommunications field, all the Member States except Luxembourg have designated at least two GSM mobile telephone operators. But when licensing a second operator, some Member States imposed heavier burdens than on the initial public-sector operator. The Commission accordingly made representations to the Belgian, Irish and Italian authorities. Ireland and

⁽¹⁾ 12th Report.

Belgium then agreed to impose the same licence fee as for the public-sector operator. But in the absence of a satisfactory commitment by the Italian authorities, the Commission adopted a Decision under Article 90 (3) EC, on 4 October, requiring them to take measures restoring the equilibrium between the private- and public-sector operators.

In the transport field, the Genoa port case deserves attention. On 10 December 1991 ⁽¹⁾, the Court of Justice held ⁽²⁾ that the Italian ports legislation was incompatible with Community law. It gave the Compagnia Unica Lavoratori Merci Varie del Porto di Genova (CULMV) a monopoly on port services at Genoa, which enabled it to demand payment for services not required, to charge excessive prices, and to refuse to use modern technologies. Italy has since ended the legal monopoly by reforming its ports legislation. But CULMV has been able to preserve its monopoly position in practice thanks to the collusion of the Port Authority, which refused to issue the necessary operating licences to its potential competitors. Acting on a complaint from one potential competitor, the Commission declared that the refusal to issue the requisite licence was unwarranted and was tantamount to preserving a situation condemned by the Court. It consequently put the Italian State on notice to issue the licence. The State acted in accordance with the Article 169 letter within ten days and CULMV lost the monopoly it had effectively held since 1340. A second enterprise is now operating port services in Genoa in competition with CULMV.

There was another noteworthy case in the same area, concerning the system of discounts on landing charges at Brussels National airport at Zaventem. Discounts of up to 30 % were available to airlines paying more than Bfrs 5 million monthly. British Midland filed a complaint about the system, which dated from a Royal Decree of 22 December 1989. It argued that the threshold for eligibility was so high that only the national airline based in Brussels qualified for the discount, which worked to the detriment of other Community airlines. The Commission considered that the system constitutes a State aid contrary to Article 90 (1) of the Treaty, read with Article 86. On 28 June, it adopted an Article 90 (3) Decision requiring the Belgian authorities to end the discount system. The Belgian authorities have not yet

complied with the Decision and Article 169 proceedings are in motion.

Lastly, the Commission commenced proceedings in respect of the grant of exclusive television advertising rights to a private-sector broadcasting company, the 'Vlaamse Televisie Maatschappij' (VTM), which gave it favourable treatment in comparison with broadcasters in other Member States contrary to Article 90 (1) read with Article 59 of the Treaty.

2.2. Monopolies

Proceedings commenced in the Court of Justice in 1994 are still in motion against Ireland, the Netherlands, Italy, France and Spain concerning monopolies on the import of gas and electricity ⁽³⁾.

2.3. Progress in implementing Directives applicable to competition

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	5	4	80
Denmark	5	5	100
Germany	5	5	100
Greece	5	3	60
Spain	5	4	80
France	5	5	100
Ireland	5	4	80
Italy	5	4	80
Luxembourg	5	5	100
Netherlands	5	5	100
Portugal	5	4	80
Austria	5	5	100
Finland	5	5	100
Sweden	5	5	100
United Kingdom	5	5	100

Note: this table concerns Directives 80/723, 88/301, 90/388, 93/84, 94/46.

⁽¹⁾ Case C-179/90 *Merici Convenzionali Porto di Genova SpA v Siderurgica Gabrielli SpA* [1991] ECRI-5889.

⁽²⁾ On 10 December 1991, ECR I-5889.

⁽³⁾ Cases C-156/94, C-157/94, C-158/94, C-159/94 and C-160/94 respectively.

EMPLOYMENT AND SOCIAL POLICY

1. INTRODUCTION

On 12 April 1995, the Commission adopted its medium-term social action programme (COM(95) 314 final). Building on the achievements of the 1989 social action programme, this document sets out the Commission's detailed work programme in the field of social policy for the period from 1995 to 1997. It is the third and the final phase in a process which started in 1993, with the launch of the Green Paper on the future of social policy, and continued in 1994 with the White Paper on European social policy⁽¹⁾.

The emphasis placed in the White Paper on social policy on the need to improve the level of application of Community law in the social field met with widespread support. At its meeting on 27 March 1995, the Council affirmed its commitment to improve the situation in this regard. The Commission has clearly stated in the medium-term social action programme that it will ensure that Community social legislation is properly and fairly transposed. Action will also be taken to review legislation in this field regularly so as to improve its efficiency and transparency.

2. SITUATION SECTOR BY SECTOR

2.1. Equal treatment of men and women

Infringement proceedings for failure to notify national measures implementing Directive 92/85/EC (protection of pregnant workers and workers who have recently given birth or are breast-feeding) were commenced against seven Member States (Belgium, Germany, Greece, France, Italy, Luxembourg and Portugal). Portugal subsequently notified its transposal measure.

The Commission addressed reasoned opinions to three Member States (Belgium, France and Italy) for maintaining national legislation imposing restrictions on night work by women that were incompatible with Directive 76/207/EEC.

On 16 May 1995 the Commission responded to the judgments given on 28 September 1994 interpreting the Barber judgment — as regards its effects in time — and Article 119 of the Treaty by presenting a new proposal

for a Directive amending Directive 86/378/EEC on equal treatment for men and women in occupational social security schemes (COM(95) 186 final).

The purpose of this proposal is purely declaratory, since the Member States are already required to take the measures needed to comply with Article 119 of the Treaty as interpreted by the Court of Justice.

The Commission is planning to remind the Governments of all the Member States of their obligations under that Article with a request for notification of the requisite measures within two months.

As a consequence, the infringement proceedings for failure to notify national measures implementing Directive 86/378/EEC commenced against six Member States (Belgium, Denmark, Greece, Italy, Luxembourg and Netherlands), which were suspended pending the judgments given on 28 September 1994, have now lapsed.

In 1995 the Court gave preliminary rulings in two cases concerning Directive 76/207/EEC on the implementation of the principle of equal treatment for men and women as regards access to employment, vocational training and promotion, and working conditions.

In Meyers (Case C-116/94, judgment given on 13 July), the Court ruled that a benefit with the characteristics and purpose of family credit (an income-related benefit awarded to supplement the income of low-paid workers who are responsible for a child) falls within the scope of Directive 76/207/EEC.

In Kalanke (Case C-450/93, judgment given on 17 October), the Court held that Articles 2 (1) and (4) of Directive 76/207/EEC preclude national rules which, where candidates of different sexes shortlisted for promotion are equally qualified, automatically give priority to women in sectors where they are under-represented⁽²⁾.

(1) COM(94) 333, 27 June 1994.

(2) See Commission communication on interpretation of the judgment (COM(96) 88 final) and proposal for a Directive amending Directive 76/207/EEC (COM(96) 93 final).

2.2. Working conditions

Italy is the only Member State that has yet to notify measures to transpose Directive 91/533/EEC on the employer's obligation to inform employees of the conditions applicable to the employment contract or relationship.

As for Directive 91/383/EEC on improvements on safety and health at work of workers with a fixed-duration or temporary employment relationship, four Member States (Belgium, Germany, Greece and Italy) have still to notify the Commission of their national implementing measures.

2.3. Health and safety at work

The Commission has received national implementing measures from several Member States which were late in transposing Directives 92/57/EEC on construction sites (Spain, Greece, Ireland, Portugal and United Kingdom), 92/58/EEC on safety signs (Greece, Ireland, Luxembourg and Portugal), 92/91/EEC on drilling equipment (Denmark, Greece and the United Kingdom) and 92/104/EEC on mines (Denmark and the United Kingdom).

Greece notified measures transposing Directive 89/391/EEC (framework Directive) and the first five specific Directives. Belgium notified measures transposing Directive 89/656/EEC (personal protective equipment).

2.4. Public health

Luxembourg and the Netherlands met their obligation to transpose Directive 92/41/EEC on the labelling of tobacco products, and the infringement proceedings were accordingly terminated.

2.5. Progress in implementing Directives applicable to employment and social policy

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	45	34	76
Denmark	45	43	96
Germany	45	39	87
Greece	44	36	82
Spain	45	30	67
France	45	39	87
Ireland	45	40	89
Italy	45	35	78
Luxembourg	45	42	94
Austria	45	41	91
Netherlands	45	43	96
Portugal	45	36	80
Finland	45	45	100
Sweden	45	45	100
United Kingdom	45	41	91

Note: this table concerns the following Directives:

Labour law:

75/129, 77/187, 80/987, 91/383, 91/533, 92/56

Equal opportunities:

75/117, 76/207, 79/7, 86/378, 86/613, 92/85

Free movement of workers:

64/221, 68/360, 72/194

Safety and health at work:

78/610, 80/1107, 82/130, 82/605, 83/477, 86/188, 88/35, 88/364, 88/642, 89/391, 89/654, 89/655, 89/656, 90/269, 90/270, 90/394, 90/679, 91/269, 91/322, 91/382, 92/29, 92/57, 92/58, 92/91, 92/104, 93/88, 93/103

Public health:

89/622, 90/239, 92/41.

AGRICULTURE

1. INTRODUCTION

In monitoring the application of agricultural rules, the Commission focused its attention on the Member State's implementation of production control mechanisms (particularly in the milk sector), their compliance with Community rules on the protection of descriptions of agricultural products, the end of government price-fixing at any stage covered by a market organization and observance of Community rules on quality standards.

In its scrutiny of national measures implementing agricultural Directives, the Commission pursued the

infringement proceedings against France, Greece, Italy and Ireland, where there are substantial delays in transposal, notably of the internal market White Paper directives.

2. SITUATION SECTOR BY SECTOR

2.1. Markets

In addition to its efforts to eliminate barriers to freedom of movement, the Commission also sought to ensure that the other provisions of the Community's agricultural legislation are effectively and correctly applied.

- (a) In monitoring the application of specific market organization mechanisms, the Commission continued to keep a close watch on the use of production control mechanisms, particularly in the milk sector, where it conducted a systematic analysis of national measures to implement Regulations (EEC) Nos 3952/92 and 536/93.

Infringement proceedings are continuing against France because of the discriminatory way in which it distributed the reference quantities released under the scheme for the cessation of milk production.

The terms on which the re-distribution is made are considered discriminatory because the quantities to be re-distributed depend on the purchaser's cessation level. This practice has been condemned by the Court of Justice on two occasions.

Furthermore, under the Community rules the Member States are obliged to offset the linear reduction (2,15 %) occurring in 1990/91 by supplementary allocations.

France failed to respect this obligation; although it gave producers the 2,15 % with one hand, it took away 2,35 % with the other.

- (b) The following cases arose under the Community rules on the description of agricultural products.

In the milk sector, proceedings are still in motion against the British authorities for an infringement of Regulation (EEC) No 1898/87 as regards the marketing of soya milk.

Article 3 of that Regulation prohibits products other than milk or milk products from being described as 'milk'; the criteria for the preservation of the designation on an exceptional basis were clearly not met in the case of 'soya milk' and the product quite rightly did not appear on the list established by Commission Decision 88/566/EEC.

In the spirits sector, the Commission continued its proceedings against France for allowing drinks containing a mixture of whisky and other spirits to be given a description containing the terms 'whisky' and 'spirit', e.g. 'whisky spirit' or 'spirit of whisky' in breach of Regulation (EEC) No 1576/89.

Following the adoption of Regulation (EEC) No 2675/94, the sale description 'spiritueux' or 'boisson spiritueuse' must be distinguished from the alcoholic ingredients in a list preceded by the terms 'spiritueux issus d'un mélange' (mixed spirit drink). France has

yet to take the necessary steps to implement this Regulation.

- (c) In 1995, the Commission again took steps to end the system of minimum prices for olive residues imposed by Italy in breach of the market organization for oils and fats. The Court has consistently ruled that this market organization is comprehensive and does not permit any unilateral national measures.
- (d) The Commission also took steps to secure observance of Community rules on quality standards in the practical application of the rules governing the market organizations.

It remains attentive to the need for the Italian authorities to adopt a truly deterrent scheme of penalties for the application of the provisions enacted to comply with the judgment given by the Court of Justice on 16 February 1987 in Case C-69/86 under Article 171 of the EEC Treaty, censuring Italy for failure to comply with the earlier judgment given on 15 November 1983 in Case C-322/82 for breach of the rules for the enforcement of quality standards in the fruit and vegetable sector.

- (e) The 12th Annual Report announced that, in view of the winding-up of the United Kingdom Milk Marketing Boards, 1994 should be the last year that problems of compatibility with Community legislation would occur.

Although the Boards have been abolished as milk trading bodies, Residuary Boards have been set up with non-commercial objectives such as the recovery of debts due to the MMB and the distribution of assets.

In the exercise of their functions these Boards have prompted new complaints from producers who sold skimmed milk outside the MMB scheme, which according to the judgment given by the Court of Justice in Case C-40/92 must be regarded as contrary to the Community rules applicable to the Boards' operation.

2.2. Harmonization

Background

There has been a slight drop in the number of infringement proceedings for failure to notify national measures implementing agricultural Directives (down by eight). The situation has improved sharply as regards reasoned opinions (down to 26 in 1995 from 262 in 1994).

These improvements in the situation have not been accompanied by a fall in the number of referrals to the Court, as the Commission was obliged to refer 57 cases of untransposed Directives (34 in 1994).

The transposal of the Directives referred to the Court is very often technically complex, requiring far-reaching amendments to national legislation or deep-seated reforms of existing structures.

Situation in Member States

As in past years, Denmark has the best transposal record. Spain and Luxembourg have made a great legislative effort and caught up most of their delays.

The transposal of Directive 90/667/EEC (animal waste) is the only problem in the Netherlands. The Commission has pursued Article 171 infringement proceedings as the Dutch authorities have failed to adopt all the measures needed to comply with the judgment given on 17 January 1995 (Case C-93/94) ⁽¹⁾.

Article 171 infringement proceedings also had to be opened against Belgium for failure to notify national measures implementing Directives 91/687/EEC (swine fever) and 91/688/EEC (imports from non-member countries) following the judgment given by the Court on 19 January 1995 (Case C-66/94) ⁽²⁾.

The Commission referred to the Court seven cases of failure to notify measures implementing veterinary Directives. Measures were subsequently notified and the Commission was able to withdraw its cases.

In France delays in transposal subsist in respect of seeds and seedlings and in the veterinary field.

In Greece the situation continues to give cause for concern, since some of the important internal market Directives have not been transposed, for example Directives 92/5/EEC on meat products and 91/414/EEC on plant protection products.

In Ireland problems subsist in the veterinary field. Despite a referral to the Court in 1994, the necessary measures have still to be taken regarding the application of the Directives on the organization of veterinary

inspections in relation to fish, and in 1995 the Commission referred a further ten untransposed White Paper Directives to the Court.

In Italy the situation deteriorated appreciably in 1995; the Commission referred nineteen untransposed Directives in a variety of agricultural matters to the Court.

Portugal has made great progress in the veterinary field. The main subsisting delays in transposal concern seeds and seedlings and animal feed (particularly the Directives on official controls).

The general transposal situation in the United Kingdom is satisfactory, but there are some delays in measures for Northern Ireland.

Analysis by sector

In the seed and seedling sector there was substantial progress, although there are transposal delays in France, Italy and Portugal.

The only real problems regarding animal feed arise in Greece and Italy.

Greece has made up the serious delay in transposing the plant-health directives concerning harmful organisms. But the Commission is concerned about its persistent failure to issue national measures implementing Directive 91/414/EEC (plant protection products).

As in past years the transposal of the veterinary Directives is a source of considerable difficulty, particularly in Italy, Ireland, Greece, France and, to a lesser extent, Belgium. In most of these Member States the pressure brought to bear has not achieved its object of securing transposal of some of the White Paper Directives.

Implementation of Directive 83/189/EEC (technical standards) in agriculture

In 1995, pursuant to Directive 83/189/EEC, the Commission examined 61 draft technical regulations notified by the Member States in the light of Article 30 of the Treaty and the relevant secondary legislation ⁽³⁾. In many cases, after systematic analysis of the drafts, the Commission requested amendments to ensure that adoption of the regulations concerned would not create new barriers to the free movement of goods. Seven drafts gave rise to reasoned opinions, two of them

⁽¹⁾ Commission v Netherlands [1995] ECR I-77.

⁽²⁾ Commission v Belgium [1995] ECR I-149.

⁽³⁾ See Chapter 2.2.1.2.

accompanied by supplementary observations; five others gave rise to observations by the Commission. Generally speaking, Member States to which reasoned opinions or observations were addressed made the requisite changes to their drafts.

In exercising its duty to monitor the implementation of Directive 83/189/EEC, the Commission strives to ensure that Member States comply with their obligation to notify all draft instruments containing technical rules or standards. After scrutinizing instruments adopted by the Member States in 1995, it twice commenced infringement proceedings for failure to observe the notification procedure.

2.3. Progress in implementing Directives applicable to agriculture

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	355	332	94
Denmark	355	352	99
Germany	355	326	92
Greece	355	311	88
Spain	355	344	97
France	355	328	93
Ireland	355	324	91
Italy	355	302	85
Luxembourg	355	339	95
Netherlands	355	348	98
Austria	355	260	73
Portugal	355	315	89
Finland	346 (9 derogations)	56	16 (*)
Sweden	348 (7 derogations)	299	86
United Kingdom	355	338	95

Note: this table concerns the following Directives:

Feedingstuffs:

70/373, 70/524, 71/250, 71/393, 72/199, 72/275, 73/46, 73/47, 74/63, 74/203, 75/84, 76/14, 76/371, 76/372, 76/934, 77/101, 78/633, 79/372, 79/373, 79/797, 80/502, 80/510, 80/511, 80/695, 81/680, 81/715, 82/471, 82/475, 82/937, 83/228, 83/381, 84/4, 84/425, 84/443, 84/587, 85/509, 86/174, 86/299, 86/354, 86/530, 87/153, 87/234, 87/238, 88/485, 89/520, 90/44, 90/167, 90/439, 91/126, 91/132, 91/248, 91/249, 91/334, 91/336, 91/357, 91/508, 92/63, 92/64, 92/87, 92/88, 92/89, 92/95, 92/113, 93/26, 93/27, 93/28, 93/55, 93/56, 93/70, 93/74, 93/107, 93/113, 93/114, 93/117, 94/14, 94/16, 94/17, 94/39, 94/40, 94/41, 95/9, 95/10, 95/11.

Plant health:

69/464, 69/465, 69/466, 74/647, 76/895, 77/93, 79/117, 79/700, 80/392, 80/428, 81/7, 81/36, 82/528, 83/131, 85/298, 85/574, 86/214, 86/355, 86/362, 86/363, 86/651, 87/181, 87/298, 87/477, 88/298, 88/572, 89/186, 89/365, 89/439, 90/168, 90/335, 90/533, 90/642, 91/188, 91/414, 91/683, 92/70, 92/76, 92/90, 92/98, 92/103, 92/105, 93/50, 93/51, 93/57, 93/58, 93/71, 93/85, 93/106, 93/110, 94/3, 94/13, 92/29, 94/30, 94/37, 94/43, 95/4, 95/40, 95/41.

Seeds and plants:

66/400, 66/401, 66/402, 66/403, 68/193, 69/60, 69/61, 69/62, 69/63, 69/208, 70/457, 70/458, 71/140, 71/162, 72/168, 72/169, 72/180, 72/274, 72/418, 73/438, 74/268, 74/648, 74/649, 75/444, 75/502, 76/331, 77/629, 78/55, 78/386, 78/387, 78/388, 78/511, 78/692, 78/816, 78/1020, 79/641, 79/692, 79/967, 80/304, 80/754, 81/126, 82/287, 82/331, 82/859, 83/116, 85/38, 86/109, 86/155, 86/267, 86/320, 87/120, 87/480, 87/481, 88/95, 88/380, 89/2, 89/14, 89/100, 89/424, 91/682, 92/9, 92/19, 92/33, 92/34, 92/107, 93/17, 93/48, 93/49, 93/61, 93/62, 93/63, 93/64, 93/78, 93/79, 95/6.

Forestry:

66/404, 68/89, 69/64, 71/161, 74/13, 75/445.

Veterinary matters:

64/432, 64/433, 66/600, 71/118, 71/285, 72/445, 72/461, 72/462, 73/150, 77/96, 77/98, 77/99, 77/391, 77/504, 78/52, 79/109, 79/111, 80/213, 80/215, 80/217, 80/219, 80/1095, 80/1098, 80/1099, 80/1100, 80/1101, 80/1274, 81/6, 81/602, 82/894, 83/91, 83/201, 84/319, 84/643, 84/644, 84/645, 85/73, 85/320, 85/321, 85/322, 85/358, 85/511, 85/586, 86/469, 87/328, 87/486, 87/487, 87/489, 87/491, 88/146, 88/166, 88/289, 88/299, 88/406, 88/407, 88/409, 88/657, 88/660, 88/661, 89/227, 89/321, 89/360, 89/361, 89/362, 89/384, 89/437, 89/556, 89/608, 89/662, 90/118, 90/119, 90/120, 90/422, 90/423, 90/425, 90/426, 90/427, 90/428, 90/429, 90/539, 90/667, 90/675, 91/67, 91/68, 91/69, 91/174, 91/266, 91/492, 91/493, 91/494, 91/495, 91/496, 91/497, 91/499, 91/628, 91/629, 91/630, 91/684, 91/685, 91/687, 91/688, 92/5, 92/35, 92/36, 92/40, 92/45, 92/46, 92/48, 92/60, 92/65, 92/66, 92/67, 92/102, 92/110, 92/116, 92/117, 92/118, 92/119, 93/52, 93/53, 93/54, 93/60, 93/118, 93/119, 93/120, 93/121, 94/28, 94/42, 94/59, 94/71, 95/23, 95/25.

(*) This figure is explained by the failure to notify transposal measures in the Åland Islands, which have considerable autonomy in these matters and are consequently required to take specific transposal measures.

FISHERIES

1. INTRODUCTION

In order to ensure respect for the Community rules governing fisheries and aquaculture, the Commission continued to monitor the resource conservation and

management measures put in place by the Member States in areas covered by the common fisheries policy.

With this in view, it kept a close watch on the fishery control measures that Member States are required to implement. The Commission decided to go ahead with the infringement proceedings that were pending against

four Member States (France, the United Kingdom, Spain and Denmark) in the matter of overfishing. New proceedings will be commenced shortly for infringements by certain Member States that had not taken the control measures needed to enforce the current Regulation on controls, Regulation (EEC) No 2847/93.

The Commission also continued its systematic scrutiny of national fisheries and aquaculture legislation for compatibility with Community law, notably as regards the grant of flag rights and technical resource conservation measures.

2. SITUATION SECTOR BY SECTOR

2.1. Markets

Member States' application of the Community rules on the compulsory notification of the data required under the common organization of the market may now be considered satisfactory. The infringement proceeding against Spain has been terminated.

2.2. Resources

Particular attention was paid to monitoring the Member States' implementation of the new control measures under the common organization of the market.

There was a substantial improvement over past years as regards overfishing in several Member States and the Commission was able to terminate several infringement proceedings.

On the other hand, the Commission addressed five reasoned opinions to Spain, France and the United Kingdom for failing to take the measures needed for the sound application of the Community rules.

The Commission commenced an action against France in the Court of Justice (Case C-52/95) ⁽¹⁾ for exceeding the anchovy quota in 1991 and 1992.

France has not yet given proper effect to the judgment given by the Court on 11 June 1991 in Case C-64/88 for failure to discharge the obligation to enforce technical conservation measures. Article 171 infringement proceedings are in motion.

Member States' application of the Community rules determining the length of drift nets also came in for close monitoring by the Commission. Apart from the infringement proceedings running against Italy since 1992, the proceedings against France and Ireland commenced in 1994 are still in motion; a reasoned opinion has been issued in the former case.

But at any rate there is a general improvement in compliance with Community rules in these matters.

2.3. Compatibility with Community law of national legislation on the granting of flag rights

The Commission continues to monitor carefully national laws governing flag rights for fishing vessels to ensure their compatibility with Community law.

In this connection, the Commission commenced a new case against France in the Court of Justice on 22 December 1994 (Case C-334/94).

The Commission's application is for a declaration that French legislation on flag rights and crew nationalities is incompatible with Community law and that France is accordingly in breach of its obligations under Article 171 of the EC Treaty by not giving effect to the Court's judgment in Case 167/73 (Code de travail maritime).

All the Commission's infringement proceedings against other Member States (Greece, Belgium, Denmark, Italy, Spain, Portugal) are running their course.

The Commission has asked the Swedish and Finnish authorities to notify it of all relevant information regarding their flag rights legislation.

⁽¹⁾ Judgment given on 7 December 1995.

ENVIRONMENT

1. INTRODUCTION

1.1. General situation

The implementation of Community law in environmental as in other matters is often complicated by the fact that responsibility for adopting national transposal measures often rests not with the national authorities, but with regional or even local authorities. The process of transposing Community law is difficult and time-consuming in such cases.

The effective implementation of Community environment law is further complicated by application of the principle that environment policy must be integrated in the elaboration and implementation of all other policies and activities undertaken by the Community (Article 130r (2) of the EC Treaty). The practical application of the law in this area has to be considered in often complex contexts involving the attainment of other, sometimes competing, objectives.

By way of example, the provisions of environmental law may well conflict with social and economic development constraints, notably when major infrastructure projects are being planned. It is sometimes difficult in such cases to assess whether the negative impact on the environment is more than outweighed by the social and economic benefits to the general public and what measures are needed to reduce that impact.

The effort to integrate environmental protection constraints into the elaboration and implementation of other Community policies has been sustained, for sustainable, environment-friendly development must be ensured. But the available scientific and technical data on the state of the environment are not sufficient to found a definitive value judgment on the effectiveness of the legal instruments currently operating for the protection of the environment.

The general report on the state of the environment in Europe published in 1995 by the European Environment Agency (Europe's Environment, Dobris Report) will without doubt be a valuable working instrument for the Commission, equipping it to assess the effectiveness of Community rules and to meet the environmental challenges of the years ahead.

1.2. Notification of national implementing measures

As was stated in previous years' reports, there are still problems with the notification of national measures implementing Directives, especially where timing is concerned. In most cases, the delays are attributable to the institutional and administrative structure within the Member States rather than to a deliberate strategy of not discharging Community obligations.

In some areas, particularly chemical substances, it can be seen that the Member States are finding it difficult to keep up with the pace of transposal required by successive adaptations of Directive 67/548/EEC (dangerous substances) to technical progress.

Member States generally come into line in the period after the deadline for transposal, and the Commission can then terminate infringement proceedings for failure to notify before reaching the stage where a referral to the Court of Justice is necessary.

Even so, delays in transposal subsist. Directives 90/219/EEC and 90/220/EEC (genetically modified organisms), for instance, have not been transposed in Greece and Luxembourg. Likewise, Directives 89/369/EEC and 89/429/EEC (atmospheric pollution from new and existing incineration plants) have not been transposed in Italy.

This year the Commission paid special attention to notification of national measures implementing environment Directives by the three new Member States (Austria, Finland and Sweden). All three have adopted national measures implementing most of the Directives due for transposal. In cases where Directives have still to be transposed, the process is often under way.

1.3. Conformity of national implementing measures

Although the Member States are making great efforts to transpose Directives into their national legal orders properly, the Commission has once again detected cases where national implementing measures are not strictly in conformity with the Directives.

Problems arise in particular where a Directive is transposed at a level below the national level, by the regions, provinces or Länder where they have their own powers in environmental matters.

Other problems arise where Member States' existing legislation covers the subject-matter of the Directive but needs amending in line with the new Community rules.

And the Member States sometimes use transposal techniques combining different forms of legal instrument without always specifying the precise relationship between each of them and the various obligations imposed by the Directive.

In such cases, the Commission's scrutiny of national implementing measures is particularly difficult as most Member States do not supply concordance tables, indicating the provisions enacted to transpose each of the obligations imposed by each Directive.

1.4. Incorrect application of Directives

Complaints, petitions and parliamentary questions are as always the Commission's main sources of information. The Commission investigates them where they reveal cases of incorrect application of Directives.

The number of complaints received by the Commission fell. As in previous years, Spain, France, the United Kingdom and Germany were the Member States from which the largest number of complaints were received; Luxembourg and Denmark were the least affected. The Commission also received several complaints concerning the three new Member States.

Most of the complaints and petitions were about specific practical problems with a geographically local impact. Most of the problems raised by individual complaints recur here and there throughout the territory of a Member State. This means that the Commission can identify the general problems underlying individual infringement situations. A high frequency of complaints about uncontrolled waste disposal sites, for instance, may be evidence of a waste management problem, or a shortage of the infrastructures needed to ensure that waste disposal is not posing an environmental hazard. Likewise, complaints about river and groundwater pollution may be evidence of a major problem of controlling discharges of urban and industrial waste water. In such cases, the Commission endeavours to take

a horizontal approach to the problem so as to force Member States to comply with Community rules and thus secure lasting protection for the environment.

Problems of application are most frequent in the areas of nature protection, environmental impact assessment, waste disposal and water pollution. They will be considered in greater detail in the section on the situation sector by sector.

The causes of these instances of incorrect application vary widely, but many of them are the result of problems of incomplete or incorrect transposal of Directives or a lack of the requisite technical infrastructure for enforcing Community obligations. Consequently, the Commission attaches particular priority to problems of conformity to ensure wherever possible that application problems will not arise. This is not to say that it abandons the scrutiny of individual incorrect application cases thrown up by complaints that reveal questions of principle or horizontal questions or administrative practices that contravene the Directives.

The package meetings regularly organized with the Member States are particularly useful as they enable the Commission to meet the relevant national authorities and solve problems concerning the implementation of Community legislation.

Where there are shortages of technical infrastructure, the Commission is continuing its activity of improving environmental infrastructure via projects financed by the Structural Funds and the Cohesion Fund.

1.5. Freedom of access to information

Directive 90/313/EEC concerning freedom of access to information has been applicable since 1 January 1993, but Italy has still not notified national implementing measures. Greece, however, has now notified its implementing legislation. Austria, Finland and Sweden have also incorporated the Directive into national law.

The Directive raises conformity problems in several Member States, particularly Germany, France and the Netherlands.

Representations have been made to the Member States and in some cases the results have been satisfactory. In the Netherlands, for instance, legislation to bring

national measures into line with the Directive was laid before Parliament in October.

In Portugal, the authority responsible for hearing administrative appeals against decisions wrongfully neglecting or declining to respond to requests for information has begun functioning. This is a major step forward in enforcing the Directive.

In Ireland, a report has been produced on the first year's application of the national instruments transposing the Directive. It emphasizes the low frequency of refusals to supply information (about 2% of cases), but highlights a number of difficulties such as compliance with information requests and the absence of redress procedures in certain cases. In the light of the report's findings the Irish authorities will consider whether the legislation should be amended to better satisfy their undertaking to improve public access to information on the environment.

The Commission received numerous complaints raising problems in the application of Directive 90/313/EEC. As last year's report stated, the facts underlying these complaints tend to raise issues of failure to notify national implementing measures or their lack of conformity. The Commission is especially attentive to conformity problems, but progress is slow because of the legislative procedures of the Member States where existing legislation needs amending.

Many of the complaints filed with the Commission are made immediately a national authority has declined a request for information, before the requester has had the opportunity to avail himself of the redress procedures provided for by the Directive. In such cases the Commission encourages complainants to make use of the procedures available under the Directive and the national transposal legislation.

In other cases, complaints are filed at the same time as the judicial or administrative appeal at national level. In such cases, the Commission asks complainants for information regarding the outcome.

1.6. Environmental impact assessment

Directive 85/337/EEC (assessment of the effects of certain public and private projects on the environment) is a horizontal instrument, and consequently it is widely cited in complaints, petitions and infringements in this field.

Infringement situations are often caused by incorrect transposal. Conformity problems subsist in Member States such as Spain, Italy, Belgium, Germany, Portugal and Greece. They mostly concern the categories of projects listed in Annex II to the Directive and taken over into national law. A case against Germany on this point is pending before the Court of Justice (Case C-298/95).

Although the Commission received a large number of complaints and petitions this year, there has been a visible shift in the nature of the problems they raise.

Immediately after the Directive came into force, there were many complaints about the absence of impact assessment prior to the authorization of projects listed in Annexes I and II. However, now that impact assessment is well-established practice in all the Member States, complaints and petitions tend to be about the quality of impact assessments and the under-evaluation of projects' negative effects on the environment. They often relate to the siting and alternatives selected by the authorities for infrastructure projects such as motorways and by-passes, railway lines and ports. In such cases the Commission is often asked to intervene to have the national decision withdrawn or changed.

Complainants also object that opinions validly expressed at public inquiries are not properly acted on by administrative authorities.

It is particularly difficult to investigate the cases referred to in the two preceding paragraphs as the Directive merely established the procedure to be followed for impact assessment and is neutral on questions of quality; it gives the Commission no real powers to monitor the results of the assessments.

On 11 August the Court of Justice dismissed a Commission action against Germany for breach of Directive 85/337/EEC (Case C-431/92). The Commission argued that Germany had failed to discharge its obligations under Directive 85/337/EEC by

authorizing the construction of a new tranche of a power station without following the Directive's impact assessment procedure. The Court dismissed the case, holding that the Commission had failed to show on what points the Directive had been breached in the procedure for authorizing the project.

The Court held that the date on which a request for authorization is accepted is the only criterion used by the Directive. The Commission accordingly terminated action on a number of complaints concerning projects authorized after the Directive came into force where the request for authorization pre-dated the Directive.

1.7. Action needed

It is clear that the problems regarding implementation of Community environmental law thrown up in past years' reports have not yet gone away.

Delays in notifying national implementing measures are commonplace and national legislation once enacted is often not in conformity with the requirements of Community law. As for the actual monitoring of application of Directives, the frequency of complaints and petitions is evidence that the public are not making use of the possibility of getting administrative authorities and the courts to order measures for the proper protection of the environment.

To improve the application of Community environment law, the Commission will focus its efforts first and foremost on measures to prevent infringement situations from arising. To this end it is planning to make full use of the committees provided for by the Directives to improve the timely transposal of Directives and the quality of transposal instruments.

The Commission is also looking into the possibility of stepping up the frequency of meetings with the national authorities to find the quickest and most effective solutions to problems raised by complaints and petitions.

The fifth programme of action called for the establishment of a network for the application of Community

environment law. There is an informal network (IMPEL — Implementation and Enforcement of EU Environmental Law) which has so far been active especially on questions of inspection and monitoring; there is a more and more pressing need for a wider range of activities in relation to the implementation of Community environment law, as provided for by the fifth programme.

2. SITUATION SECTOR BY SECTOR

2.1. Air

There are delays in the transposal of air Directives, particularly in Austria and Finland. However, the process appears to be under way in Austria, where several Directives will be incorporated into national law in 1996. As will be seen at 2.8, several Member States have not transposed Directives 92/72/EEC (ozone) and 93/12/EEC (sulphur content of liquid fuels), which fell due in 1994.

The deadline for transposing Directives 94/63/EC (control of volatile organic compound emissions) and 94/66/EC (major incineration plants) fell in 1995, but the Member States have not all notified their national implementing measures.

Italy's measures transposing earlier Directives, notably Directives 89/369/EEC and 89/429/EEC (prevention of air pollution from new and existing municipal waste incineration plants), are still awaited. The Commission has commenced a Court action for failure to notify measures transposing these Directives (Case C-237/95).

Belgium has now taken the requisite measures to comply with the judgment given by the Court of Justice in Case C-186/91 for failure to transpose Article 11 of Directive 85/203/EEC (nitrogen dioxide), and the Commission has terminated the Article 171 proceedings.

The problems of conformity of the British legislation transposing Directive 85/203/EEC (air quality standards — nitrogen dioxide) are largely settled. The number of sampling centres has been increased substantially, and work on new centres is in hand.

Most of the complaints received by the Commission concern the application of the air quality Directives in highly industrialized or densely populated areas. When these complaints are investigated, the Commission asks the Member State concerned to supply data regarding the values determined by the Directives so that it can verify that they are not being exceeded.

2.2. Chemicals

There are still serious delays in transposal in this field, probably because of the specific technical features of the matter.

Directives 90/219/EEC and 90/220/EEC (genetically modified organisms), for instance, have not been transposed in Luxembourg, prompting the Commission to bring an action in the Court of Justice (Case C-95/312). The Court found against Greece for failure to transpose the same two Directives within the time allowed⁽¹⁾. Spain has still not fully transposed them, and problems of conformity subsist in Belgium, France and Portugal.

Several Member States have yet to notify national measures implementing the Directives adapting to technical progress the Directives on genetically modified organisms (Directives 94/15/EC and 94/51/EC).

Several Member States are finding it difficult to keep up with the pace of transposal of the adaptations to technical progress of Directive 67/548/EEC on the classification, packaging and labelling of dangerous substances — Italy, Belgium and to a lesser extent Luxembourg and Greece. Spain made a considerable effort, notifying national measures implementing all the technical adaptation Directives. The Commission was able to terminate its infringement proceedings accordingly.

The Commission took Italy to Court for failure to transpose Directive 93/67/EEC (principles for assessing risks to man and the environment of substances notified in accordance with Directive 67/548/EEC) (Case C-238/95).

Complaints are relatively rare. They most commonly bear witness to public concern about accident hazards due to industrial activity and the lack of information regarding the emergency plans provided for by Directive 82/501/EEC (Seveso).

Several complaints were received about the incorrect application of Directive 86/609/EEC (laboratory animals), a topic on which public opinion is particularly sensitive. When investigating these complaints, the Commission does all it can to see that the Directive is properly observed by the Member States.

2.3. Water

The practical application of the water Directives falls short of the ambitions of Community policy on the protection and quality of the aquatic environment. The approach taken to combating water pollution focuses on the determination of quality objectives, the establishment of clean-up programmes and prior authorization and emission limitation schemes; it entails a major administrative effort, and several Member States are in serious difficulties with the proper application of the objectives established by Community rules.

Directive 76/464/EEC (dangerous substances discharged into the aquatic environment) is a good illustration. The Commission has commenced infringement proceedings against several Member States for failure to notify programmes for the reduction of pollution by dangerous substances on List II in the Annex to the Directive.

The application of Directive 76/464/EEC is a source of major difficulties in Greece. The Commission commenced two actions for failure to notify programmes to reduce pollution of Lake Vegoritits, the Soulos River and the Bay of Pagassitikos or measures requiring discharges by firms and establishments in these regions to be preceded by prior authorizations (Cases C-232/95 and 233/95).

The Commission also referred to the Court of Justice the case concerning Germany's failure to correctly transpose Directives 82/176/EEC, 83/513/EEC, 84/156/EEC, 84/941/EEC and 86/280/EEC (limit values and quality objectives for discharges of dangerous substances on List I in Directive 76/464/EEC) (Case C-262/95).

The application of Directive 76/160/EEC (bathing waters) continues to pose problems in Italy, Germany,

⁽¹⁾ Case C-170/94, judgment given on 29 June 1995.

Spain and Belgium. The Commission is closely monitoring the British authorities' implementation of clean-up plans for bathing waters and is pressing the four Member States mentioned above to present their plans. Finland and Sweden have still to transpose the Directive, but the process is under way and should be completed in 1996. Austria has been granted a transitional period until 1 January 1997.

Many complaints raising problems of drinking-water quality have been received at the Commission. They are commonly due to lack of technical infrastructure. The Commission endeavours to tackle these problems by means of projects financed by the Structural Funds and the Cohesion Fund.

The Commission commenced an action against Germany⁽¹⁾ in the Court of Justice for incorrect transposal of Directives 78/659/EEC (quality of freshwaters needing protection or improvement in order to support fish life) and 79/923/EEC (quality required of shellfish waters).

Three actions have been commenced in the Court of Justice for failure to notify national measures implementing Directive 91/271/EEC (urban waste water) within the time allowed by Germany, Italy and Greece (Cases C-297/95, C-302/95 and C-161/95).

Several Member States have not yet notified national measures implementing Directive 91/676/EEC (nitrates). The relevant infringement proceedings are in motion.

2.4. Noise

There are no special problems with the application of the noise Directives. As was stated in previous years' reports, they set limits on sound emissions for newly marketed goods. They do not apply to ambient noise from multiple sources, but the few complaints received by the Commission relate to this very problem which, not being regulated at Community level, is beyond its powers.

As in other areas, delays in transposal subsist, particularly in respect of Directive 95/27/EC, amending Directive 86/662/EEC (limitation of noise emitted by

hydraulic excavators, rope-operated excavators and dozers, loaders and excavator-loaders).

2.5. Waste

Waste management continues to pose serious problems in the Community: witness the growing number of complaints and petitions which the Commission has to consider each year.

The most common problems are:

- the proliferation of uncontrolled dumps and illegal tipping;
- poor management of dumps;
- the adoption of plans to establish dumps in ecologically sensitive sites (rich in fauna and flora or on water tables from which drinking water is extracted) without prior impact assessment;
- pollution of surface water by waste discharged direct into water courses.

The absence of the necessary infrastructure and of efficient planning instruments is behind many of these situations. Many Member States have still not satisfied their planning and programming obligations under the general waste Directive (75/442/EEC, as amended by Directive 91/156/EEC) and Directive 91/157/EEC (batteries). The Commission is taking the action needed to bring an end to the Member States' deficiencies.

As for the notification of national implementing measures, several Member States have not yet transposed Directives 91/156/EEC (waste), 91/157/EEC and 93/86/EEC (batteries) and 91/689/EEC (hazardous waste). The Commission has commenced the requisite infringement proceedings⁽²⁾.

Italy has been taken to the Court of Justice for failure to notify measures transposing Directive 91/157/EEC (Case C-303/95). The Commission has also commenced a Court action against Greece for failure to notify measures transposing Directive 91/156/EEC (Case C-160/95).

⁽¹⁾ Case C-262/95.

⁽²⁾ See Chapter 2.8.

Spain, France and Luxembourg have not yet complied with the judgments given against them by the Court of Justice for failure to notify programmes for the reduction of the tonnage and volume of containers of liquids for human consumption required by Directive 85/339/EEC, but the Commission decided not to commence Article 171 proceedings. Directive 94/62/EC (packaging and packaging waste) is behind its decision, for upon entry into force it will replace Directive 85/339/EEC. Directive 94/62/EC also imposes an obligation to establish volume reduction programmes, but is no longer confined to liquids for human consumption; it extends to all containers without distinction and determines certain results to be attained by such programmes.

Lastly, the Court held that the German legislation on waste disposal was incompatible with the general waste Directive since it excluded certain categories of re-cyclable waste. It also held that Germany had failed to establish, update and publish programmes for the elimination of toxic and dangerous waste in certain regions⁽¹⁾. Germany has now amended its legislation in line with the Court's judgment, but the amendments will have effect only from September 1996.

2.6. Nature

Nature protection activities focus on implementation of Directives 79/409/EEC (wild birds) and 92/43/EEC (habitats). Neither of these Directives has been transposed in Finland, which is lagging behind in this field.

All Member States now have legislation for the protection of wild birds, but Directive 79/409/EEC still raises serious application problems. They concern the designation of special protection areas for birds, still inadequate in several Member States, especially the Netherlands, Greece, Luxembourg, Ireland, Germany, Italy and the United Kingdom.

Each year the Commission receives numerous complaints and petitions about incorrect application of Directive 79/409/EEC. It is clear from the facts alleged in them that Member States have still to set up effective protection systems for areas designated under Article 4 of the Directive.

As for Directive 92/43/EEC, most Member States have still to notify implementing measures. Consequently, infringement proceedings are following their course.

Article 4 of Directive 92/43/EEC requires Member States to notify the Commission in June 1995 of a list of sites that could be part of Natura 2000, the European ecological network, but few of them have done so. The Commission is aware that this may jeopardize the establishment of Natura 2000 and has begun making the requisite representations to the Member States to have the lists notified as soon as possible.

The Commission received numerous complaints alleging incorrect application of Directive 92/43/EEC. These complaints also raise problems regarding the application of Directive 85/337/EEC (environmental impact assessment). Most of them allege degradations of natural habitats, disruption of animal life and destruction of flora species listed in the Annexes to the Directive. The Commission is not always in a position to act on the complaints and petitions since some of the provisions of Directive 92/43/EEC will be applicable only when the Commission has adopted the list of sites of Community importance.

In 1995 the Commission issued two opinions under Article 6 (4) of Directive 92/43/EEC on the Baltic motorway construction project (A-20) in Germany⁽²⁾. It confirmed the existence of consideration of major public interest militating in favour of authorizing the project, given its importance in the unification context, the absence of alternatives and the German authorities' adoption of compensatory measures to secure the coherence of Natura 2000. This is the first time Article 6 (4) has been applied.

2.7. Radiation protection

On 17 March Italy enacted Decree-Act No 230, transposing all the Community radiation protection Directives⁽³⁾; all the infringement proceedings for failure to notify national measures implementing the Directives were accordingly terminated.

The infringement proceedings against Luxembourg and the Netherlands for incorrect transposal of Directives 80/836/Euratom and 84/467/Euratom (basic safety

⁽¹⁾ Case C-422/92, judgment given on 10 May 1995.

⁽²⁾ OJ No C 178, 13. 7. 1995, p. 3 and OJ No L 6, 9. 1. 1996, p. 14.

⁽³⁾ GU No 136, 13. 6. 1995.

standards for ionizing radiation) are still in motion as the latest amending legislation is not sufficient to transpose them fully.

As for Directive 84/466/Euratom (protection of patients), all the Member States against which Commission infringement proceedings were running for incorrect transposal have notified the Commission either of new legislation or of existing legislation requiring amplification (Italy), or of draft measures pursuant to Article 33 of the Euratom Treaty (Belgium, Spain, Ireland and Portugal). The proceedings cannot be terminated; the Commission has referred to the Court those cases where full transposal is far from being attained (Spain and Portugal).

The only Member State that has not enacted national measures implementing Directive 89/618/Euratom (information for the general public in the event of a radiological emergency) is Luxembourg; the Commission commenced an action in the Court of Justice on 24 February 1995 (Case C-46/95). The Commission has since been notified of draft Grand-ducal Regulations in accordance with Article 33 of the Euratom Treaty.

The proceedings against Italy (judgment was given against Italy on 29 June 1995, Case C-135/94) and Portugal were terminated as measures fully implementing the Directive were adopted in 1995. The transposal of the Directive by Germany, Spain and France is now under scrutiny at the Commission.

Proceedings against Italy in respect of Directive 90/641/Euratom (radiation protection of outside workers) were terminated following the enactment of the Decree-Act referred to above. The other four Member States against which infringement proceedings are running for failure to notify national implementing measures (Belgium, Greece, Spain and Portugal) have notified the Commission of draft implementing measures.

Directive 92/3/Euratom (transfrontier shipments of radioactive waste) has not been transposed in four Member States (Belgium, Germany, Greece and Portugal), but all of them have notified the Commission of draft transposal measures.

The three new Member States have sent their national measures on radiation protection to the Commission, which is now scrutinizing them in detail. Subject to the Commission's findings, these measures cover the scope of nearly all of the radiation protection Directives for which there is no transitional period (except Directives 80/836/Euratom and 84/467/Euratom on basic safety standards). Even so, the new Member States have still to adopt national measures implementing Directives

89/618/Euratom (Finland) and 92/3/Euratom (Austria and Sweden).

2.8. Progress in implementing Directives applicable to the environment

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	133	111	83
Denmark	133	131	98
Germany	135	127	94
Greece	138	121	88
Spain	137	123	90
France	133	126	95
Ireland	133	127	95
Italy	133	113	85
Luxembourg	133	122	92
Netherlands	133	131	98
Austria	129	119	92
Portugal	137	119	87
Finland	131	114	87 (*)
Sweden	131	123	94
United Kingdom	133	124	93

Note: this table concerns Directives:

General matters :

85/337, 90/313, 90/656, 90/660, 93/80.

Waste:

75/439, 75/442, 76/403, 78/319, 84/631, 85/339, 85/469, 86/121, 86/278, 86/279, 87/101, 87/112, 91/156, 91/157, 91/689, 93/86.

Water:

75/440, 76/160, 76/464, 78/176, 78/659, 79/869, 79/923, 80/68, 80/778, 81/855, 81/858, 82/176, 82/883, 83/29, 83/513, 84/156, 84/491, 86/280, 88/347, 90/415, 91/271, 91/676, 92/112.

Air:

75/716, 80/779, 81/857, 82/884, 84/360, 85/203, 85/210, 85/580, 85/581, 87/219, 87/416, 88/609, 89/369, 89/427, 89/429, 92/72, 93/12, 94/63, 94/66.

Noise:

79/113, 80/51, 81/1051, 83/206, 84/533, 84/534, 84/535, 84/536, 84/537, 84/538, 85/405, 85/406, 85/407, 85/408, 85/409, 86/594, 86/662, 87/252, 88/180, 88/181, 89/514, 89/629, 92/14, 95/27.

Nature:

79/409, 81/854, 83/129, 85/411, 85/444, 86/122, 89/370, 91/244, 92/43, 94/24.

Chemicals:

67/548, 69/81, 70/189, 73/146, 75/409, 76/907, 79/370, 79/831, 80/1189, 81/957, 82/232, 82/501, 83/467, 84/449, 86/431, 86/609, 87/18, 87/216, 87/217, 87/432, 88/302, 88/490, 88/610, 90/219, 90/220, 90/517, 91/325, 91/326, 91/410, 91/632, 92/32, 92/37, 92/69, 93/21, 93/67, 93/72, 93/90, 93/101, 93/105, 94/15, 94/51.

Radiation protection:

80/836, 84/466, 84/467, 89/618, 90/641, 92/3.

(*) The notification rate for Finland is actually much higher than this if the problems of transposing Directives in the Åland Islands are disregarded. They have considerable autonomy in these matters and are consequently required to take specific transposal measures.

TRANSPORT

1. INTRODUCTION

The picture regarding application of Community transport law was somewhat mixed.

There were encouraging results as regards surface transport. Apart from Directives 93/89/EEC (taxation of road transport) and 91/440/EEC (development of Community railways), where problems of application continue to give cause for concern, there have been relatively few specific problems with the transposal of Directives in this area.

The situation regarding sea transport is, however, rather worrying. Apart from the continued existence of legislation in many Member States regulating flag rights in a manner contrary to Community law, there are problems in five Member States where cargo-sharing agreements contrary to the principle of freedom of establishment remain in force with non-member countries. And the transposal of Directive 93/75/EEC (transport of dangerous goods) is incomplete in certain Member States.

The main problem with air transport concerns the conclusion of bilateral 'open skies' agreements with the United States by several Member States, against which the Commission has commenced infringement proceedings.

2. SITUATION SECTOR BY SECTOR

2.1. Road transport

Following notification of national implementing measures by Portugal, the transposal of Directive 90/398/EEC (vehicles hired without drivers) has now been completed in all Member States.

On the taxation front, Directive 93/89/EEC (taxes on certain vehicles used for the carriage of goods by road) was annulled by the Court of Justice⁽¹⁾ on grounds of violation of substantial procedural requirements; the Council omitted to consult the European Parliament a second time before adopting the Directive although it had been heavily amended in relation to the Commission proposal. But the Court preserved the effects of the Directive pending the Council's adoption of new provisions. France, Italy and Ireland have not yet notified the Commission of national implementing measures, while for Belgium, Spain, Greece, Luxembourg and Portugal the measures notified are incomplete.

In the social field, following the judgment given by the Court of Justice on 23 February 1994 (in Case C-336/93), the Belgian authorities have transposed Directive 88/599/EEC (social legislation — recording equipment). But Italy has not yet complied with the judgment given by the Court on 23 February 1994 (in Case C-289/93). An Article 171 letter has been sent.

A reasoned opinion was sent to Luxembourg as its national implementing legislation was not in conformity with Directive 89/438/EEC (admission to the occupation of road haulage operator).

Directive 89/684/EEC (training for drivers of vehicles carrying dangerous goods) has now been transposed in all the Member States; the infringement proceedings against Greece have been terminated following notification of its national implementing measures.

The general position regarding safety and technical standards is satisfactory and several infringement proceedings have been terminated.

On roadworthiness testing, only Ireland (which has a derogation for the application of the Directive until 1 January 1998) has not notified national measures implementing Directive 91/328/EEC. The notification of measures transposing Directive 92/55/EEC (exhaust emissions) is complete in all Member States; the proceedings against France, Greece, Ireland and the United Kingdom have been terminated. Italy is the only Member State that has not notified measures transposing Directive 92/54/EEC (brakes).

Directive 91/671 (compulsory use of safety belts) is fully transposed in all Member States except Belgium. Portugal is the only Member State still to notify measures implementing Directive 92/6/EEC (speed limitation devices).

2.2. Combined transport

By transposing Directive 75/130/EEC (common rules for certain types of combined transport), Italy gave effect to the judgment given by the Court of Justice on 7 May 1991 (in Case C-89/045) and terminated one of the longest-running infringement cases. The infringement proceedings against France, Italy and Portugal for failure to notify measures implementing Directive 92/106/EEC

⁽¹⁾ Case C-21/94, judgment given on 5 July 1995.

have been terminated; the only two proceedings still running are those against Greece and Belgium.

2.3. Inland waterways

A reasoned opinion was addressed to Germany for incorrect transposal of Directive 87/540/EEC (admission to the occupation of carrier of goods by waterway). The exemptions allowed by German law from requirements as to evidence of professional capacity are wider than those provided for by the Directive. Belgium's national implementing measures have still not come into force.

2.4. Rail transport

The transposal of Directive 91/440/EEC, one of the cornerstones of the Community policy for developing the railways, is incomplete in eight Member States. Apart from Greece, which has notified no national implementing measures and has received a reasoned opinion, the Commission commenced infringement proceedings for failure to transpose Article 10 of the Directive, which confers certain rights of access to infrastructure for railway companies in the Community.

2.5. Sea transport

Problems remain as regards compliance with Community flag rights legislation. For several years the Commission has been examining the conditions for entry in the Member States' shipping registers and the granting of flag rights. The conditions were usually discriminatory, relating among other things to shipowners' nationality, national control over shipowning companies, the nationality of their directors and managers, their principal place of establishment or centre of activity and crew members' nationality.

The Commission has always regarded these conditions as constituting violations of the right of establishment, the principle of national treatment for holdings of company capital by nationals of other Member States and the principle of free movement of workers. In *Factortame* (Case C-221/89) ⁽¹⁾, the Court unequivocally upheld the Commission's arguments. Infringement proceedings have been commenced against most of the Member States

and the result has been either the amendment of their legislation in line with Community law or at least the preparation of draft amending instruments. Problems subsist with France, Belgium, Denmark, Ireland, Greece, Italy and the Netherlands; infringement proceedings are in motion, but a favourable outcome was achieved in Luxembourg, Germany and the United Kingdom, which have brought their legislation into line with Community law.

On 5 October 1994 the Court gave judgment in the case concerning France's discriminatory system of dock dues, holding that France had failed to discharge its obligations under Article 1 of Regulation (EEC) No 4055/86 applying the principle of freedom to provide services to maritime transport between Member States and between Member States and third countries. The offending provisions were amended on 18 May 1994 and the proceedings were terminated.

France was also sent a reasoned opinion for reserving the carriage of coal for vessels flying the French flag, but the infringement proceedings for the preferential flag rights for the carriage of oil and gas were terminated as the rules brought in by legislation enacted on 31 December 1992 replaced the legal obligation to carry oil and gas in vessels flying the French flag by an obligation to have access to oil and gas carriage capacity. The new arrangements ensure security of crude oil supplies to France in the manner most fully compatible with freedom to supply services in sea transport.

On the subject of cargo-sharing agreements with non-member countries, reasoned opinions were sent to Spain on account of its agreements with Russia and Tunisia, to Belgium and Luxembourg on account of their agreement with Malaysia, to Portugal on account of its agreement with Russia and to Italy on account of its agreement with Morocco.

The transposal of Directive 93/75/EEC (minimum requirements for vessels bound for or leaving Community ports and carrying dangerous or polluting goods) is incomplete in certain Member States, and the Commission has not yet been notified of national implementing measures by Spain, Denmark, Italy, Portugal or the United Kingdom; reasoned opinions have been issued accordingly.

2.6. Air transport

As mentioned in the introduction, the most worrying problem is the conclusion of bilateral 'open skies' agreements with the United States.

⁽¹⁾ [1991] ECR I-3956.

Problems of conformity of national measures with Directive 91/670/EEC (mutual acceptance of personnel licences in civil aviation) have not been settled, though there has been a tangible decline in the number of complaints this year. However, some Member States have been misinterpreting the Directive in a restrictive manner that runs counter to the principle of free movement of workers and to the European dimension in the civil aviation business. A reasoned opinion was sent to France for its refusal to accept pilot licences issued in another Member State, but the infringement proceedings against the United Kingdom for failure to notify were terminated when notification was made.

Article 169 letters were sent to Belgium, Greece, Spain, France, Italy and Portugal for failure to give notification of national measures implementing Directive 93/65/EEC (definition and use of compatible technical specifications for the procurement of air-traffic-management equipment and systems). Resolving these problems is of obvious importance for the organization of public procurement in this area.

Following the special procedure provided for by Article 8 (3) of Regulation (EEC) No 2408/92, the British authorities asked the Commission to adopt a decision on the compatibility of the French Order of 15 November 1994 governing the distribution of air traffic in the Paris airports region with Community law. The Commission adopted a decision terminating the procedure and accepting that the Order was compatible except as regards a few disproportionate provisions.

2.7. Summertime

Infringement proceedings were commenced against Belgium, Denmark, Ireland, Italy, the Netherlands, Portugal and the United Kingdom for failure to notify it

of measures transposing Directive 94/21/EEC. But the proceedings against Belgium and Ireland were terminated.

2.8. Progress in implementing directives applicable to transport

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	40	34	85
Denmark	40	38	95
Germany	40	39	97,5
Greece	40	36	90
Spain	40	37	92,5
France	40	37	92,5
Ireland	40	37	92,5
Italy	40	34	85
Luxembourg	40	38	95
Austria	40	35	87,5
Netherlands	40	38	95
Portugal	40	35	87,5
Finland	40	35	87,5
Sweden	40	36	90
United Kingdom	40	39	97,5

Note: this table concerns the following Directives⁽¹⁾: 62/2005, 74/561, 74/562, 76/135, 76/914, 77/143, 77/796, 79/115, 80/1263, 80/1266, 82/714, 84/647, 85/003, 86/360, 86/364, 87/540, 88/218, 88/449, 88/599, 89/338, 89/438, 89/459, 89/461, 89/684, 90/398, 91/060, 91/328, 91/440, 91/670, 91/671, 91/672, 92/006, 92/007, 92/054, 92/055, 92/106, 93/065, 93/075, 93/089, 94/21.

⁽¹⁾ Directives 74/426, 74/149, 77/158, 78/175, 78/1016, 79/116, 79/1034, 80/049, 80/1178, 80/1179, 80/1180, 82/50, 83/572, 85/578, 85/579, 89/460 (see 12th annual report (1994)) no longer appear in the tables; either they have been repealed and replaced by other Directives or Regulations or they made only amendments concerning certain Member States following successive enlargements and are no longer material.

ENERGY

1. INTRODUCTION

In parallel with work on legislation to open up the markets for gas and electricity, the proceedings in the Court of Justice for the monopoly on imports and exports of gas and electricity in five Member States continue to follow their course.

At 88 %⁽¹⁾, the rate of transposal of Directives is up on the rate for 1994. But the rate of transposal for the more recent Directives is not satisfactory, and many infringement proceedings are currently in motion.

⁽¹⁾ See 12th Report.

2. SITUATION SECTOR BY SECTOR

2.1. Transparency of prices

Measures implementing Directive 90/377/EEC (transparency of prices of gas and electricity) have been notified by all the Member States except Spain, which has prepared but not issued implementing measures. The infringement proceedings are running their course.

2.2. Internal market for electricity and natural gas

The proceedings against France concerning Directive 90/547/EEC (transit of electricity) have been terminated following notification of national implementing measures.

Notification has now been received from all the Member States except Portugal. In one Member State the Directive was transposed by the technique of requiring firms to sign a written undertaking to comply with the provisions of the Directive, but this procedure is unacceptable in the absence of assurances as to the mandatory and irrevocable nature of the undertaking given and of adequate publicity.

The actions brought before the Court regarding exclusive gas and electricity import rights in five Member States (Belgium, Spain, France, Ireland and Italy) are still in motion.

2.3. Energy efficiency

Five Member States (Austria, Portugal, Luxembourg, Italy and Belgium) have still not transposed Directive 92/42/EEC (efficiency requirements for new hot-water boilers).

The infringement proceedings regarding Directive 92/75/EEC have been terminated; the Member States were accused only of failing to transpose the Directives implementing it. Belgium, Germany, Italy and

Luxembourg have still not transposed Directive 94/2/EC (energy labelling of household electrical refrigerators, freezers and their combinations), which is one of the Directives implementing Directive 92/75/EEC.

Directive 93/76/EEC (to limit carbon dioxide emissions by improving energy efficiency (Save)) has been transposed by France, Ireland and the Netherlands.

2.4. Oil and gas

Directive 94/22/EC on the conditions for granting and using authorizations for the prospection, exploration and production of hydrocarbons was due to be transposed no later than 1 July 1995. Five Member States (Belgium, Spain, Ireland, Italy and the Netherlands) have still to notify national implementing measures. The Directive is not applicable in Luxembourg.

2.5. Progress in implementing Directives applicable to energy

Member State	Directives applicable on 31. 12. 1995	Directives for which measures have been notified	%
Belgium	17	13	76
Denmark	17	16	94
Germany	18	16	89
Greece	17	16	94
Spain	17	14	82
France	17	17	100
Ireland	17	16	94
Italy	17	13	76
Luxembourg	16	13	81
Netherlands	17	16	94
Austria	17	15	88
Portugal	17	15	88
Finland	15	13	87
Sweden	17	16	94
United Kingdom	17	16	94

Note: this table concerns Directives 68/414, 72/425, 73/238, 75/339, 75/405, 76/491, 78/170, 82/885, 85/536, 87/441, 90/377, 90/547, 90/653 (applicable exclusively in Germany), 91/296, 92/42, 93/76, 94/2, 94/22 (not applicable in Luxembourg). Directives 91/296/EEC and 94/22/EC are not relevant to Finland, subject to verification by the Commission.

COMMUNITY STAFF

The Commission referred to the Court of Justice the case against Spain concerning the transfer of pension rights (Article 11 (2) of Annex VIII to the Staff Regulations of Officials of the European Communities). A reasoned opinion was addressed to Greece on the same subject.

Denmark used to tax amounts paid into the Community pension scheme under Article 11 (2) of Annex VIII to the Staff Regulations, and infringement proceedings were commenced accordingly. Act No 441 (1 June 1994) now exempts them, and the Danish authorities have clarified its scope; the infringement proceedings have been terminated.

As for the abolition of the 'quotient conjugal' (aggregation of spouses' income for income tax assessment) as applicable to spouses of Community officials subject to Belgian income tax by virtue of the Act of 28 December 1990, an in-depth study revealed a problem of compatibility with the Belgian Constitution. The Belgian Court

of Arbitration held in a case decided on in January 1994 that the relevant provisions were not unconstitutional, and the Commission was able to terminate the proceedings.

On a slightly different matter, Belgium has only partly complied with the judgment given by the Court of Justice on 4 April 1990, holding that the 50 % reduction in the temporary salaries paid to Belgian teachers seconded to the European Schools was incompatible with Community law. Following the commencement of Article 171 proceedings, salaries were reinstated at full rates and arrears were paid. The proceedings were terminated.

In Spain the law provides for residence permits to be issued to foreign nationals residing there, but Spain refused to issue them to Community staff. Infringement proceedings were commenced and residence permits have been issued since March 1995. The conformity of these permits with Community law is still being studied.

STATISTICAL MATTERS

The Member States' obligations in statistical matters are mainly to supply figures at pre-determined intervals and in pre-determined forms on specific questions. There are no major problems as regards either the application of statistical methods or compliance with deadlines.

However, infringement proceedings were commenced against the Spanish and French authorities for failing to submit monthly data on the quantities and average prices of landings of fishery products (Council Regulation (EEC) No 1382/91) and annual catch statistics (Council Regulation (EEC) No 3880/91).

ANNEX I

SUSPECTED INFRINGEMENTS 1991 TO 1995

Table 1.1.

Suspected infringements — Origin

Year	Complaints	Parliamentary questions	Petitions	Cases detected by Commission	Total
1991	1 051	126	18	237	1 432
1992	1 185	45	33	282	1 545
1993	1 040	30	23	247	1 340
1994	1 145	5	6	277	1 433
1995	955	30 (*)	4 (*)	297	1 252

(*) Since 1995, parliamentary questions and petitions have been included either in the number of cases detected by the Commission or in the number of complaints, as the case may be.

Table 1.2.

Suspected infringements — Classified by sector and Member State

		B	DK	D	EL	E	F	IRL	I	L	NL	A	P	FIN	S	UK	Total
DG I External Relations	1991	0	0	0	0	1	1	0	0	0	0		0			0	2
	1992	0	0	0	0	0	0	0	1	0	0		0			0	1
	1993	0	0	2	0	0	0	0	0	0	1		0			1	4
	1994	1	0	0	1	0	0	0	0	0	0		0			0	2
	1995	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DG II Economic and Financial Affairs	1991	0	0	1	1	1	2	0	2	0	0		1			1	9
	1992	0	1	1	3	0	0	0	0	0	0		1			0	6
	1993	0	0	0	2	2	0	0	1	0	0		1			0	6
	1994	1	0	1	1	0	2	1	1	0	0		2			1	10
	1995	0	0	0	1	0	1	0	0	0	0	2	0	1	0	0	5
DG III Internal Market and Industrial Affairs (up to 1992) Industry (1993)	1991	28	7	63	41	72	90	10	56	5	19		19			28	438
	1992	20	14	74	44	39	71	8	48	6	20		13			25	382
	1993	1	5	4	5	1	1	0	7	1	6		1			2	34
	1994	2	0	12	7	3	1	1	8	1	1		6			2	44
	1995	1	3	10	1	2	6	0	2	1	4	0	1	1	4	2	38
DG IV Competition	1991	1	4	1	1	5	4	1	4	0	2		2			3	28
	1992	3	0	6	2	8	6	2	7	3	3		0			2	42
	1993	2	4	2	7	2	5	2	7	1	3		2			1	38
	1994	1	0	2	20	3	3	1	4	1	2		1			0	38
	1995	2	2	4	0	5	6	0	11	0	1	4	1	0	0	1	37
DG V Employment, Industrial Relations and Social Affairs	1991	11	2	7	13	5	7	1	6	0	5		2			7	66
	1992	7	1	4	4	5	4	3	14	1	1		2			8	54
	1993	4	4	3	4	3	11	2	3	0	2		0			8	44
	1994	3	0	3	4	2	7	1	14	0	2		1			24	61
	1995	7	2	2	1	1	10	2	1	1	4	1	3	1	1	7	44

		B	DK	D	EL	E	F	IRL	I	L	NL	A	P	FIN	S	UK	Total
DG VI Agriculture	1991	9	7	13	24	23	48	7	33	3	7		10			50	234
	1992	11	6	18	16	47	36	7	48	6	8		7			37	247
	1993	4	3	8	6	21	30	5	20	0	8		7			8	120
	1994	38	12	29	12	38	67	13	23	3	41		9			32	317
	1995	7	10	16	11	3	35	5	28	2	13	5	5	0	5	14	159
DG VII Transport	1991	1	1	5	2	2	4	1	4	1	3		5			4	33
	1992	0	1	3	3	4	3	1	5	2	2		1			0	25
	1993	2	0	2	3	4	13	0	3	1	1		4			1	34
	1994	1	1	0	2	14	18	0	2	1	0		3			6	48
	1995	8	3	16	5	5	9	3	9	5	1	2	6	2	4	4	82
DG IX Personnel and Administration	1991	2	0	0	0	1	0	0	0	0	0		0			0	3
	1992	0	0	0	0	1	1	0	0	0	0		0			0	2
	1993	0	1	0	1	1	0	0	0	0	0		0			0	3
	1994	0	0	0	0	0	0	0	0	0	0		0			0	0
	1995	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2
DG X Audiovisual Media, Information, Communication and Culture	1991	0	0	0	0	0	0	0	0	0	0		0			0	0
	1992	1	1	1	1	1	1	1	1	1	1		1			1	12
	1993	0	1	0	1	1	1	0	0	0	0		0			0	4
	1994	0	0	0	0	0	0	0	1	0	0		0			3	4
	1995	3	0	0	1	0	0	0	0	0	0	1	0	1	1	1	8
DG XI Environment, Nuclear Safety and Civil Protection	1991	12	17	63	59	83	50	31	37	2	7		24			70	455
	1992	10	8	53	77	115	49	42	63	2	9		28			131	587
	1993	16	7	31	46	103	31	33	23	2	6		21			64	383
	1994	6	4	60	17	89	43	38	21	4	4		16			57	359
	1995	7	1	29	15	66	36	21	12	6	11	4	11	8	4	34	265

		B	DK	D	EL	E	F	IRL	I	L	NL	A	P	FIN	S	UK	Total
DG XIII Telecommunications, Information Market and Exploitation of Research	1991	1	0	1	0	0	1	0	0	0	1		0			0	4
	1992	0	0	0	0	0	0	0	0	0	0		0			0	0
	1993	0	0	0	1	1	0	0	1	0	1		3			0	7
	1994	0	0	1	0	0	0	0	0	0	0		0			0	1
	1995	2	0	1	0	1	0	0	0	0	0	1	0	2	0	0	0
DG XIV Fisheries	1991	0	0	0	0	1	3	0	0	0	4		0			1	9
	1992	1	1	1	1	5	2	2	2	0	0		0			2	17
	1993	0	1	1	0	0	2	0	1	0	1		0			1	7
	1994	0	1	0	1	2	3	1	0	0	0		0			1	9
	1995	0	0	2	1	1	1	0	0	0	0	0	0	0	0	0	0
DG XV Financial Institutions and Company Law (up to 1992) Internal Market and Financial Services (1993)	1991	1	3	9	3	1	0	1	6	0	3		0			2	29
	1992	7	5	5	2	3	6	1	5	2	3		0			3	42
	1993	53	9	86	58	34	99	6	108	6	25		15			42	541
	1994	33	11	76	44	40	95	7	106	7	32		19			23	493
	1995	36	13	84	39	56	91	11	65	7	26	21	22	9	30	2	512
DG XVI Regional Policies	1991	0	0	0	0	0	0	0	0	0	0		0			0	0
	1992	0	0	0	0	0	0	1	0	0	0		0			0	1
	1993	0	0	0	0	0	0	0	0	0	0		0			0	0
	1994	0	0	0	0	0	0	0	0	0	0		0			0	0
	1995	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	1
DG XVII Energy	1991	0	0	1	0	1	0	0	0	0	0		0			0	2
	1992	0	0	0	0	0	0	0	0	0	0		0			0	0
	1993	0	0	0	0	0	0	0	0	0	0		0			0	0
	1994	0	0	0	0	1	1	0	0	0	0		0			1	3
	1995	1	1	1	1	2	1	1	1	1	1	1	1	1	0	0	1

		B	DK	D	EL	E	F	IRL	I	L	NL	A	P	FIN	S	UK	Total
SOEC Statistical Office	1991	1	0	0	0	0	0	0	0	0	0		0			0	1
	1992	0	0	0	0	0	0	0	0	0	0		0			0	0
	1993	0	0	0	0	1	1	0	0	0	0		0			0	2
	1994	0	0	0	0	0	0	0	0	0	0		0			0	0
	1995	0	0	0	0	2	1	0	0	0	0	0	0	0	0	0	0
LS Legal Service	1991	0	0	0	0	0	0	0	0	0	0		0			0	0
	1992	0	0	1	0	0	0	0	0	0	0		0			1	2
	1993	1	0	1	0	2	0	0	0	0	0		1			0	5
	1994	0	0	0	0	0	0	0	0	0	0		0			0	0
	1995	0	1	0	0	0	0	0	0	0	0	0	0	1	1	0	3
SG Secretariat-General	1991	0	0	0	0	0	0	0	0	0	0		0			0	0
	1992	0	0	0	0	0	0	0	0	0	0		0			0	0
	1993	0	0	0	0	0	0	0	0	0	0		0			0	0
	1994	0	0	0	0	0	0	0	0	0	0		0			0	0
	1995	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	1991	75	52	177	153	210	221	58	175	11	54	0	73	0	0	173	1 432
	1992	70	45	181	168	247	195	70	207	25	54	0	60	0	0	223	1 545
	1993	92	37	149	146	184	209	52	192	14	67	0	59	0	0	139	1 340
	1994	92	33	185	112	196	246	66	185	18	85	0	59	0	0	156	1 433
	1995	80	36	171	84	147	210	44	140	25	65	45	52	28	52	73	1 252

*Table 1.3.***Suspected infringements — Action taken, classified by year of registration**

Year	Total cases	Terminated	In motion	Established infringements
1991	1 432	1 001	125	306
1992	1 545	1 121	168	256
1993	1 340	882	228	230
1994	1 433	669	560	204
1995	1 252	178	1 019	55

ANNEX II

ESTABLISHED INFRINGEMENTS 1991 TO 1995

Table 2.1.

Established infringements — Classified by stage of proceedings and Member State

Member State	Article 169 letters					Reasoned opinions					Referrals to Court				
	1991	1992	1993	1994	1995	1991	1992	1993	1994	1995	1991	1992	1993	1994	1995
B	71	110	98	77	80	46	22	26	41	19	8	6	7	10	6
DK	52	46	66	57	42	3	4	3	14	1	1	0	0	0	0
D	60	97	120	90	92	13	18	35	66	25	1	5	4	5	10
EL	88	112	125	96	113	48	30	41	85	26	9	4	4	17	12
E	79	129	107	86	81	30	39	28	53	15	2	5	5	9	6
F	54	113	105	90	97	15	10	39	49	17	4	1	2	8	6
IRL	59	87	91	70	67	27	13	25	47	3	3	9	0	12	6
I	115	138	108	102	114	76	40	49	60	36	24	11	6	12	17
L	64	97	91	64	71	35	21	29	36	9	4	14	11	6	3
NL	62	75	75	73	59	23	16	22	20	4	7	5	5	4	0
A					4					0					0
P	86	116	125	96	115	84	22	40	54	22	2	1	0	5	4
FIN					2					0					0
S					2					0					0
UK	63	97	98	73	77	11	13	15	21	15	0	3	0	1	2
Total	853	1 217	1 209	974	1 016	411	248	352	546	192	65	64	44	89	72

Table 2.2.

Infringement proceedings classified by Member State, stage reached and legal basis

		1991					1992					1993					1994					1995				
		Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Total	Directives			Treaties Regu- lations De- cisions	
			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.		No notif.	Impl. prob.	Appl. prob.		
B	Art. 169	71	49	5	7	10	110	84	1	15	10	98	73	1	15	9	77	58	4	11	4	80	59	3	8	10
	RO	46	22		9	15	22	13	1	2	6	26	16	3		7	41	36	1	4		19	15		1	3
	REF	8	3	3	1	1	6	2		1	3	7	5		2	10	6	1	1	2	6	4	1	1		
DK	Art. 169	52	34	1	4	13	46	39		2	5	66	63		2	1	57	51	1	2	3	42	36		6	
	RO	3	1		1	1	4	2			2	3	1		2	14	12			2	1	1				
	REF	1			1		0				0	0			0	0	0				0	0				
D	Art. 169	60	36	1	12	11	97	77	6	10	4	120	95	3	15	7	90	63	5	19	3	92	63	5	14	10
	RO	13	6		4	3	18	4	2	5	7	35	22	1	5	7	66	58	1	3	4	25	15	4	5	1
	REF	1			1		5	1	1	3		4		2	2	5	2		2	1	10	7	2	1		
EL	Art. 169	88	34	19	18	17	112	93	4	7	8	125	104	3	12	6	96	72		20	4	113	90	1	13	9
	RO	48	37	2	5	4	30	13		7	10	41	33		2	6	85	80	2	3		26	14		8	4
	REF	9	2		2	5	4	1	1	1	1	4	4			4	17	12		2	3	12	8		2	2
E	Art. 169	79	41	9	12	17	129	89	3	16	21	107	80	1	15	11	86	62	1	14	9	81	61	1	12	7
	RO	30	18	3	5	4	39	20	3	4	12	28	19	1	5	3	53	48		4	1	15	9		4	2
	REF	2			2		5	1	1	2	1	5	3	1	1	9	8			1	6	5		1		
F	Art. 169	54	30	2	8	14	113	67	4	25	17	105	82	2	11	10	90	64	2	11	13	97	70	3	11	13
	RO	15	4	1	4	6	10	2			8	39	22	2	7	8	49	38	1	6	4	17	8		5	4
	REF	4	1	1	1	1	1			1		2			1	1	8	5		3	3	6	4			2
IRL	Art. 169	59	46	1	8	4	87	78	4	4	1	91	85	2	3	1	70	62	2	3	3	67	59	1	3	4
	RO	27	22	2	2	1	13	12			1	25	17	4	2	2	47	45			2	3	3			
	REF	3	2		1		9	8		1		0				12	11			1	6	6				
I	Art. 169	115	56	3	31	25	138	87	4	27	20	108	75	8	16	9	102	66	2	21	13	114	85	3	10	16
	RO	76	40	5	23	8	40	10	1	13	16	49	31	1	8	9	60	56	2	2		36	16	1	10	9
	REF	24	15	3	6		11	5	1	4	1	6	3	1	1	12	5		4	3	17	13		2	2	
L	Art. 169	64	35	19	4	6	97	90	1	5	1	91	84	1	2	4	64	58	4		2	71	66		3	2
	RO	35	29	2	2	2	21	13	1		7	29	28		1		36	36			1	9	6	1	1	1
	REF	4	3			1	14	10	1	1	2	11	5		6	6	6	5			3	3	3			
NL	Art. 169	62	39	2	12	9	75	61	1	8	5	75	64	1	8	2	73	49	3	20	1	59	47	1	8	3
	RO	23	14	2	4	3	16	7	2	5	2	22	14	2	3	3	20	17		3		4	1	1	2	
	REF	7	5	1		1	5	5				5	1		3	1	4	2		1	1	0				

		1991					1992					1993					1994					1995				
		Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Treaties Regu- lations De- cisions	Total	Directives			Treaties Regu- lations De- cisions
			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.			No notif.	Impl. prob.	Appl. prob.	
A	Art. 169 RO REF																				4 0 0			2	2	
P	Art. 169 RO REF	86 84 2	64 79 2	1 3	11 3	10 2	116 22 1	88 18	7 1	13 2 1	8 1	125 40 0	100 35	8 1	14 2	3 2	96 54 5	70 49 5	5 1	12 3	9 1	115 22 4	98 15 4	4 1	9 4	4 2
FIN	Art. 169 RO REF																				2 0 0			1	1	
S	Art. 169 RO REF																				2 0 0			1	1	
UK	Art. 169 RO REF	63 11 0	40 7	7	1 2	15 2	97 13 3	82 12	4	6 2	5 1 1	98 15 0	82 6	2 3	8 3	6 3	73 21 1	57 21	3 1	10	3	77 15 2	65 11 2	1	4 2	7 2
Total	Art. 169 RO REF	853 411 65	504 279 33	70 17 8	128 64 15	151 51 9	1 217 248 64	935 126 33	39 11 5	138 38 17	105 73 9	1 209 352 44	987 244 21	32 18 4	121 38 5	69 52 14	974 546 89	732 496 61	32 8 2	143 28 10	67 14 16	1 016 192 72	799 114 56	23 8 3	105 42 7	89 28 6

Table 2.3.

Established infringements — Trend by Member State and year case commenced

— 1991 —

	Cases	Term. after Art. 169 letter	In motion after Art. 169 letter	Reasoned opinions	Terminated after R.O.	In motion after R.O.	Referrals	In motion after referrals	Withdrawn	Judgments	For Commission	For Member States
Total	853	507	17	318	218	99	70	31	18	22	21	1
B	71	39	2	31	22	9	4	1	0	3	3	0
DK	52	46	2	4	3	1	0	0	0	0	0	0
D	60	40	2	18	14	4	3	2	1	0	0	0
EL	88	53	2	28	12	16	15	11	2	2	2	0
E	79	35	1	37	32	5	3	1	0	2	2	0
F	54	40	2	13	8	4	2	2	0	0	0	0
IRL	59	35	1	21	13	8	7	1	1	5	5	0
I	115	61	2	52	29	23	12	5	5	3	2	1
L	64	32	0	32	15	17	15	7	8	0	0	0
NL	62	44	0	17	9	8	7	1	1	5	5	0
P	86	41	1	44	42	2	1	0	0	1	1	0
UK	63	41	2	21	19	2	1	0	0	1	1	0

Table 2.4.

Established infringements — Trend by Member State and year case commenced

— 1992 —

	Cases	Term. after Art. 169 letter	In motion after Art. 169 letter	Reasoned opinions	Terminated after R.O.	In motion after R.O.	Referrals	In motion after referrals	With- drawn	Judgments	For Commission	For Member States
Total	1 217	768	36	396	234	155	106	28	51	30	27	0
B	110	74	7	26	14	12	11	4	2	5	5	0
DK	46	42	1	3	3	0	0	0	0	0	0	0
D	97	53	2	41	27	14	7	4	3	2	0	0
EL	112	65	1	45	28	17	15	5	5	6	5	0
E	129	91	4	32	14	18	9	2	3	4	4	0
F	113	61	4	44	21	21	12	0	12	0	0	0
IRL	87	58	2	26	13	12	12	3	3	6	6	0
I	138	67	8	65	35	27	18	5	8	5	5	0
L	97	66	0	30	20	10	9	3	6	0	0	0
NL	75	53	1	20	13	7	5	1	2	2	2	0
P	116	63	4	49	35	13	7	0	7	0	0	0
UK	97	75	2	15	11	4	1	1	0	0	0	0

Table 2.5.

Established infringements — Trend by Member State and year case commenced

— 1993 —

	Cases	Term. after Art. 169 letter	In motion after Art. 169 letter	Reasoned opinions	Terminated after R.O.	In motion after R.O.	Referrals	In motion after referrals	With- drawn	Judgments	For Commission	For Member States
Total	1 209	750	92	360	227	133	73	44	22	8	7	1
B	98	56	15	27	13	14	4	2	2	0	0	0
DK	66	60	1	5	5	0	0	0	0	0	0	0
D	120	71	7	41	26	15	11	4	7	0	0	0
EL	125	57	6	61	42	19	9	5	3	1	1	0
E	107	68	7	31	18	13	11	10	1	1	0	1
F	105	65	8	31	18	13	6	1	2	3	3	0
IRL	91	54	9	27	18	9	8	7	1	0	0	0
I	108	52	15	39	24	15	12	9	1	2	2	0
L	91	62	3	27	20	7	3	2	0	1	1	0
NL	75	56	4	14	11	3	1	0	1	0	0	0
P	125	75	10	41	26	15	6	2	4	0	0	0
UK	98	74	7	16	6	10	2	2	0	0	0	0

Table 2.6.

Established infringements — Trend by Member State and year case commenced

— 1994 —

	Cases	Term. after Art. 169 letter	In motion after Art. 169 letter	Reasoned opinions	Terminated after R.O.	In motion after R.O.	Referrals	In motion after referrals	With-drawn	Judgments	For Commission	For Member States
Total	974	491	230	252	98	154	32	32	0	0	0	0
B	77	25	28	25	10	15	1	1	0	0	0	0
DK	57	50	2	5	5	0	0	0	0	0	0	0
D	90	35	26	29	9	20	0	0	0	0	0	0
EL	96	37	20	38	19	19	0	0	0	0	0	0
E	86	38	24	23	13	10	1	1	0	0	0	0
F	90	43	30	18	5	13	7	7	0	0	0	0
IRL	70	43	12	14	5	9	6	6	0	0	0	0
I	102	39	24	40	4	36	13	13	0	0	0	0
L	64	38	12	15	11	4	0	0	0	0	0	0
NL	73	54	13	7	5	2	0	0	0	0	0	0
P	96	49	25	21	7	14	4	4	0	0	0	0
UK	73	40	14	17	5	12	0	0	0	0	0	0

Table 2.7.

Established infringements — Trend by Member State and year case commenced

— 1995 —

	Cases	Term. after Art. 169 letter	In motion after Art. 169 letter	Reasoned opinions	Terminated after R.O.	In motion after R.O.	Referrals	In motion after referrals	With- drawn	Judgments	For Commission	For Member States
Total	1 016	290	716	11	0	11	0	0	0	0	0	0
B	80	17	65	0	0	0	0	0	0	0	0	0
DK	42	19	22	1	0	1	0	0	0	0	0	0
D	92	20	74	1	0	1	0	0	0	0	0	0
EL	113	36	76	1	0	1	0	0	0	0	0	0
E	81	24	56	1	0	1	0	0	0	0	0	0
F	97	28	70	0	0	0	0	0	0	0	0	0
IRL	67	20	47	0	0	0	0	0	0	0	0	0
I	114	20	91	3	0	3	0	0	0	0	0	0
L	71	22	48	1	0	1	0	0	0	0	0	0
NL	59	21	36	1	0	1	0	0	0	0	0	0
A	4	0	4	0	0	0	0	0	0	0	0	0
P	115	31	82	1	0	1	0	0	0	0	0	0
FIN	2	0	2	0	0	0	0	0	0	0	0	0
S	2	0	2	0	0	0	0	0	0	0	0	0
UK	77	32	41	1	0	1	0	0	0	0	0	0

ANNEX III

INFRINGEMENTS OF TREATIES, REGULATIONS AND DECISIONS

External relations

GREECE

Number: 94/2083
 Leg. base: 157E005; 157E0030; 157E034; 157E113;
 369R2603; 378R2112; 382R0288;
 392R2913; 392R3698
 Title: Restrictions on trade with FYROM
 Dd. ref: Date of referral: 94/04/25
 Case: C-94/120; C-94/120R

Dd. ref: Date of referral: 94/06/14
 Case: C-94/159

IRELAND

Number: 91/0756
 Leg. base: 157E030; 157E034; 157E037
 Title: Exclusive rights in respect of electricity
 Dd. ro: Date reasoned opinion sent: 92/11/26
 Dd. ref: Date of referral: 94/06/13
 Case: C-94/156

Economic and financial affairs

PORTUGAL

Number: 91/2097
 Leg. base: 157E052; 157E058; 157E221
 Title: Discrimination concerning foreign
 investment in privatized companies
 Dd. ro: Date reasoned opinion sent: 95/05/29

ITALY

Number: 91/0757
 Leg. base: 157E030; 157E034; 157E037
 Title: Exclusive rights in respect of electricity
 Dd. ro: Date reasoned opinion sent: 92/11/26
 Dd. ref: Date of referral: 94/06/15
 Case: C-94/158

Competition

BELGIUM

Number: 89/0030
 Leg. base: 157E171; 384D0508
 Title: Aid for idealspun/beaulieu
 Dd. ro: Date reasoned opinion sent: 89/08/30
 Dd. ref: Date of referral: 89/12/18
 Case: C-89/375
 Dd. ju.: Date of judgment: 91/02/19
 Ju. for.: Commission

Number: 92/2028
 Leg. base: 387R3975
 Title: Air transport (assistance to commission
 inquiries)
 Dd. ro: Date reasoned opinion sent: 95/05/18

Number: 92/2035
 Leg. base: 368R4056
 Title: Sea transport (assistance to commission
 inquiries)
 Dd. ro: Date reasoned opinion sent: 95/06/12

Number: 93/2054
 Leg. base: 368R1017
 Title: Surface transport
 Dd. ro: Date reasoned opinion sent: 95/12/21

SPAIN

Number: 91/0755
 Leg. base: 157E030; 157E034; 157E037; 157E048
 Title: Exclusive rights in respect of electricity
 Dd. ro: Date reasoned opinion sent: 92/11/26
 Dd. ref: Date of referral: 94/06/15
 Case: C-94/160

Number: 93/2181
 Leg. base: 157E003; 157E005; 157E085
 Title: Customs forwarding agents
 Dd. ro: Date reasoned opinion sent: 95/06/21
 Dd. ref: Date of referral: 96/02/09
 Case: C-96/035

FRANCE

Number: 91/0751
 Leg. base: 157E037; 157E030; 157E034
 Title: Exclusive rights in respect of gas + elec-
 tricity
 Dd. ro: Date reasoned opinion sent: 92/11/26

NETHERLANDS

Number: 91/0759
 Leg. base: 157E030; 157E037
 Title: Exclusive rights in respect of electricity
 Dd. ro: Date reasoned opinion sent: 92/11/26

Dd. ref: Date of referral: 94/06/13
Case: C-94/157

Number: 91/2017
Leg. base: 157E045; 368R1612
Title: Equal treatment — access to employment — discrimination against children of migrant workers

Dd. ro: Date reasoned opinion sent: 93/08/13
Dd. ref: Date of referral: 94/10/13
Case: C-94/278

Employment and social policy**BELGIUM**

Number: 87/0207
Leg. base: 157E048; 368R1612
Title: Nationality requirement — posts, telecommunications and radio-television
Dd. ro: Date reasoned opinion sent: 92/08/06

Number: 88/0364
Leg. base: 157E048; 368R1612; 371R1408; 683J0249; 684J0122; 683J0261; 673J0187; 674J0039; 675J0007; 157E0171
Title: Covert discrimination as regards welfare benefits and services
Dd. ro: Date reasoned opinion sent: 89/08/28
Dd. ref: Date of referral: 90/10/23
Case: C-90/326
Dd. ju.: Date of judgment: 92/11/10
Ju. for.: Commission
Date 171 letter: Date Art. 171 letter sent: 95/07/03

Number: 89/0457
Leg. base: 157E007; 157E128; 157E171
Title: Study grants — discrimination on the basis of nationality
Dd. ro: Date reasoned opinion sent: 91/03/21
Dd. ref: Date of referral: 93/02/17
Case: C-93/047
Dd. ju.: Date of judgment: 94/05/03
Ju. for.: Commission
Date 171 letter: Date Art. 171 letter sent: 95/10/03

Number: 90/0404
Leg. base: 157E007; 157E048; 157E052; 368R1612
Title: Discrimination regarding study grants for workers
Dd. ro: Date reasoned opinion sent: 93/05/17

Number: 91/0573
Leg. base: 157E048; 368R1612
Title: Access to employment in sea and air transport
Dd. ro: Date reasoned opinion sent: 92/08/06

Number: 91/0574
Leg. base: 157E048; 368R1612
Title: Access to employment in distribution of water, gas and electricity
Dd. ro: Date reasoned opinion sent: 92/08/06
Dd. ref: Date of referral: 94/06/22
Case: C-94/173

GERMANY

Number: 87/0282
Leg. base: 157E048; 368R1612
Title: Equal treatment — tax advantages
Dd. ro: Date reasoned opinion sent: 89/03/01

Number: 89/0116
Leg. base: 368R1612; 157E048
Title: Taxation of non-residents
Dd. ro: Date reasoned opinion sent: 92/02/19

Number: 90/0179
Leg. base: 157E048; 368R1612; 157E052; 157E059
Title: Equal treatment — tax advantages
Dd. ro: Date reasoned opinion sent: 94/05/04

GREECE

Number: 89/5227
Leg. base: 157E048; 368R1612
Title: Nationality discrimination in respect of employment as cellist at the Athens Opera
Dd. ro: Date reasoned opinion sent: 93/03/03
Dd. ref: Date of referral: 94/10/26
Case: C-94/290

Number: 90/4816
Leg. base: 157E048; 368R1612
Title: Nationality discrimination — language assistants
Dd. ro: Date reasoned opinion sent: 93/08/03
Dd. ref: Date of referral: 94/04/27
Case: C-94/123
Dd. ju.: Date of judgment: 95/06/01
Ju. for.: Commission

Number: 91/0583
Leg. base: 368R1612; 157E048
Title: Nationality discrimination — access to employment in public electricity company
Dd. ro: Date reasoned opinion sent: 92/07/13
Dd. ref: Date of referral: 94/10/26
Case: C-94/290

Number: 91/0584
Leg. base: 368R1612; 157E048
Title: Nationality discrimination — access to employment in public service — doctors in public hospitals

Dd. ro: Date reasoned opinion sent: 92/07/13
 Dd. ref: Date of referral: 94/10/26
 Case: C-94/290

Number: 91/0585
 Leg. base: 157E048; 368R1612
 Title: Access to employment in public education
 Dd. ro: Date reasoned opinion sent: 92/07/13
 Dd. ref: Date of referral: 94/10/26
 Case: C-94/290

Number: 91/0586
 Leg. base: 157E048; 368R1612
 Title: Access to employment in sea and air transport
 Dd. ro: Date reasoned opinion sent: 92/07/13
 Dd. ref: Date of referral: 94/10/26
 Case: C-94/290

Number: 91/0587
 Leg. base: 157E048; 368R1612
 Title: Access to employment in surface transport
 Dd. ro: Date reasoned opinion sent: 92/07/13
 Dd. ref: Date of referral: 94/10/26
 Case: C-94/290

Number: 91/0588
 Leg. base: 157E048; 368R1612
 Title: Access to employment in civilian research
 Dd. ro: Date reasoned opinion sent: 92/07/13
 Dd. ref: Date of referral: 94/10/26
 Case: C-94/290

Number: 91/0589
 Leg. base: 157E048; 368R1612
 Title: Access to employment in posts, telecommunications and radio-television
 Dd. ro: Date reasoned opinion sent: 92/07/13
 Dd. ref: Date of referral: 94/10/26
 Case: C-94/290

Number: 91/4957
 Leg. base: 157E048
 Title: Period worked in other Member States — calculation of seniority
 Dd. ro: Date reasoned opinion sent: 95/05/18

Number: 92/4760
 Leg. base: 157E048; 157E052; 157E059; 368R1612
 Title: Nationality discrimination — status of *famille nombreuse*
 Dd. ro: Date reasoned opinion sent: 95/05/18

Number: 93/4236
 Leg. base: 157E048
 Title: Access to employment and terms of employment for specialist doctors

Dd. ro: Date reasoned opinion sent: 95/06/19

SPAIN

Number: 91/0625
 Leg. base: 368R0612; 157E048; 157E007
 Title: Nationality discrimination — public education
 Dd. ro: Date reasoned opinion sent: 92/08/06
 Dd. term: 95/12/13: Termination decision

Number: 91/0628
 Leg. base: 157E048; 368R1612
 Title: Access to employment in public health
 Dd. ro: Date reasoned opinion sent: 92/08/06
 Dd. term: 95/12/13: Termination decision

Number: 91/0629
 Leg. base: 157E048; 368R1612
 Title: Access to employment in civilian research
 Dd. ro: Date reasoned opinion sent: 92/08/06
 Dd. term: 95/12/13: Termination decision

FRANCE

Number: 90/0284
 Leg. base: 157E048; 368R1612; 157E005
 Title: Access to employment on board ship
 Dd. ro: Date reasoned opinion sent: 91/04/17

Number: 91/0233
 Leg. base: 157E048; 368R1612
 Title: Access to employment in sea and inland waterway transport
 Dd. ro: Date reasoned opinion sent: 92/08/06

Number: 91/2373
 Leg. base: 368R1612
 Title: Refusal to grant education allowance
 Dd. ro: Date reasoned opinion sent: 94/08/04

Number: 93/4403
 Leg. base: 368R1612
 Title: Calculation of supplementary retirement benefits for frontier workers
 Dd. ro: Date reasoned opinion sent: 95/07/28

ITALY

Number: 87/0212
 Leg. base: 157E048; 368R1612
 Title: Nationality requirement for access to employment in various public establishments

Dd. ro:	Date reasoned opinion sent: 92/11/09	LUXEMBOURG	
Number:	87/0213	Number:	87/0420
Leg. base:	157E048; 368R1612	Leg. base:	157E048; 368R1612
Title:	Nationality requirement for access to employment in public education	Title:	Residence requirements for eligibility for pre-natal and maternity benefits
Dd. ro:	Date reasoned opinion sent: 92/10/15	Dd. ro:	Date reasoned opinion sent: 90/07/06
		Dd. ref:	Date of referral: 91/04/15
		Case:	C-91/111
		Dd. ju.:	Date of judgment: 93/03/10
Number:	91/0576	Ju. for.:	Commission
Leg. base:	368R1612; 157E048	Dd. term:	95/12/13 Termination decision
Title:	Nationality discrimination — access to employment in public gas and water companies		
Dd. ro:	Date reasoned opinion sent: 92/10/15	Number:	89/0408
		Leg. base:	368R1612; 157E048
		Title:	Income tax act: taxation of non-residents
Number:	91/0577	Dd. ro:	Date reasoned opinion sent: 92/02/04
Leg. base:	157E048; 368R1612	Dd. ref:	Date of referral: 94/06/03
Title:	Access to employment in posts, telecommunications and radio-television	Case:	C-94/151
Dd. ro:	Date reasoned opinion sent: 92/10/15	Dd. ju.:	Date of judgment: 95/10/26
		Ju. for.:	Commission
		Number:	89/0521
Number:	91/0578	Leg. base:	157E048; 368R1612
Leg. base:	157E048; 368R1612	Title:	Nationality discrimination
Title:	Access to employment in air transport	Dd. ro:	Date reasoned opinion sent: 90/10/23
Dd. ro:	Date reasoned opinion sent: 92/10/15	Dd. ref:	Date of referral: 92/04/13
		Case:	C-92/118
		Dd. ju.:	Date of judgment: 94/05/18
		Ju. for.:	Commission
		Dd. term:	95/12/13: Termination decision
Number:	91/0579	Number:	91/0222
Leg. base:	157E048; 368R1612	Leg. base:	157E048; 368R1612
Title:	Access to employment in civilian research	Title:	Access to employment in surface transport
Dd. ro:	Date reasoned opinion sent: 92/10/15	Dd. ro:	Date reasoned opinion sent: 92/07/14
		Dd. ref:	Date of referral: 93/12/17
		Case:	C-93/473
Number:	91/0580		
Leg. base:	157E048; 368R1612	Number:	91/0223
Title:	Access to employment in urban and regional transport	Leg. base:	157E048; 368R1612
Dd. ro:	Date reasoned opinion sent: 92/10/15	Title:	Access to employment in civilian research
		Dd. ro:	Date reasoned opinion sent: 92/07/14
		Dd. ref:	Date of referral: 93/12/17
		Case:	C-93/473
Number:	91/0581		
Leg. base:	157E048; 368R1612	Number:	91/0224
Title:	Access to employment in sea and inland waterway transport	Leg. base:	157E048; 368R1612
Dd. ro:	Date reasoned opinion sent: 92/11/09	Title:	Access to employment in public education
		Dd. ro:	Date reasoned opinion sent: 92/07/14
		Dd. ref:	Date of referral: 93/12/17
		Case:	C-93/473
Number:	91/0582		
Leg. base:	157E048; 368R1612	Number:	91/0225
Title:	Access to employment in public health	Leg. base:	157E048; 368R1612
Dd. ro:	Date reasoned opinion sent: 92/10/15	Title:	Access to employment in posts and telecommunications
Number:	92/4660		
Leg. base:	368R1612; 157E048		
Title:	Conditions of employment of teachers		
Dd. ro:	Date reasoned opinion sent: 93/12/31		

Dd. ro: Date reasoned opinion sent: 92/07/14
 Dd. ref: Date of referral: 93/12/17
 Case: C-93/473

Dd. ro: Date reasoned opinion sent: 94/10/05
 Dd. ref: Date of referral: 96/03/27
 Case: C-96/102

Number: 91/0226
 Leg. base: 157E048; 368R1612
 Title: Access to employment in distribution of water, gas and electricity
 Dd. ro: Date reasoned opinion sent: 92/07/14
 Dd. ref: Date of referral: 93/12/17
 Case: C-93/473

GREECE

Number: 85/0101
 Leg. base: 380R1837; 382R0019; 383R0020; 157E113; 157E030; 157E171
 Title: Prices of sheep and goats imported from Hungary

Dd. ro: Date reasoned opinion sent: 86/02/25
 Dd. ref: Date of referral: 87/04/15
 Case: C-87/127

Number: 91/0228
 Leg. base: 368R1612; 157E048
 Title: Nationality discrimination — access to employment — nurses in public hospitals
 Dd. ro: Date reasoned opinion sent: 92/07/14
 Dd. ref: Date of referral: 93/12/17
 Case: C-93/473

FRANCE

UNITED KINGDOM

Number: 91/4811
 Leg. base: 389R1576
 Title: Sale of a beverage under the name of whisky, contrary to regulations
 Dd. ro: Date reasoned opinion sent: 93/10/11
 Dd. term: 95/06/28: Termination decision

Number: 92/2247
 Leg. base: 157E048; 368R1612
 Title: Nationality discrimination — university education
 Dd. ro: Date reasoned opinion sent: 95/11/14

Number: 92/4664
 Leg. base: 391R1697; 368R0804
 Title: Definitive abandonment of milk production
 Dd. ro: Date reasoned opinion sent: 95/01/19

Number: 94/4092
 Leg. base: 157E005; 157E048; 157E051
 Title: Dissolution of Gibraltar Pension Fund
 Dd. ro: Date reasoned opinion sent: 95/10/31

Number: 94/4466
 Leg. base: 157E030
 Title: Barriers to imports of Spanish strawberries
 Dd. ro: Date reasoned opinion sent: 95/05/05
 Dd. ref: Date of referral: 95/08/04
 Case: C-95/265

Agriculture

GERMANY

IRELAND

Number: 90/0375
 Leg. base: 157E030; 381R3796
 Title: Imports of live soft-water crayfish
 Dd. ro: Date reasoned opinion sent: 90/12/15
 Dd. ref: Date of referral: 93/03/31
 Case: C-93/131
 Dd. ju.: Date of judgment: 94/07/13
 Ju. for.: Commission
 Dd. term: 95/06/28: Termination decision

Number: 88/0449
 Leg. base: 377L0504; 388D0124; 157E030; 157E171
 Title: Import restrictions — semen of bulls and pigs for artificial insemination
 Dd. ro: Date reasoned opinion sent: 89/10/12
 Dd. ref: Date of referral: 91/09/17
 Case: C-91/235
 Dd. ju.: Date of judgment: 92/11/17
 Ju. for.: Commission

Number: 90/5328
 Leg. base: 387R0823; 387R3929; 157E040
 Title: Maximum yield per hectare in wine-growing — privileges for cooperatives (R)
 Dd. ro: Date reasoned opinion sent: 95/07/03

ITALY

Number: 93/2097
 Leg. base: 157E030; 391L0497
 Title: Barriers to imports of boars from Denmark

Number: 88/0464
 Leg. base: 157E030; 157E036; 373R1641; 381R3796
 Title: Restrictions on fish imports
 Dd. ro: Date reasoned opinion sent: 90/07/02
 Dd. ref: Date of referral: 91/09/11
 Case: C-91/228

Number: 93/2099
 Leg. base: 386R4055
 Title: Reservation of French flag rights for transport of coal
 Dd. ro: Date reasoned opinion sent: 95/06/26

Community staff

BELGIUM

IRELAND

Number: 90/0357
 Leg. base: 157E007; 157E048; 157E052; 157E058; 157E005
 Title: Merchant vessels — flag rights
 Dd. ro: Date reasoned opinion sent: 93/06/18
 Date reasoned opinion sent-bis: 94/08/04

Number: 84/0303
 Leg. base: 157F/PRO/PRI; 157E171
 Title: Transfer of pension rights
 Dd. ro: Date reasoned opinion sent: 79/07/24
 Dd. ref: Date of referral: 80/06/09
 Case: C-80/137
 Dd. ju.: Date of judgment: 81/10/19
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 84/07/31
 Dd. ro sent 171: Date Art. 171 reasoned opinion sent: 85/05/08
 Dd. ref 2: Date of referral-171: 85/11/28
 Case 2: C-85/383
 Dd. ju. 2: Date of judgment-171: 89/10/03
 Ju. for. 2: Commission

ITALY

Number: 91/2148
 Leg. base: 157E007; 157E048; 157E052; 157E058; 157E221
 Title: Merchant vessels — flag rights
 Dd. ro: Date reasoned opinion sent: 93/06/30

Number: 88/0065
 Leg. base: 157E005; 157E171
 Title: 50 % reduction in remuneration paid by the Belgian administration to seconded teachers
 Dd. ro: Date reasoned opinion sent: 88/07/07
 Dd. ref: Date of referral: 89/01/09
 Case: C-89/006
 Dd. ju.: Date of judgment: 90/04/05
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 92/10/13
 Dd. term: 95/12/13: Termination decision

Number: 93/2105
 Leg. base: 386R4055
 Title: Cargo-sharing agreements with non-member countries in sea transport
 Dd. ro: Date reasoned opinion sent: 95/12/21

GREECE

LUXEMBOURG

Number: 93/2102
 Leg. base: 386R4055
 Title: Cargo-sharing agreements with non-member countries in sea transport
 Dd. ro: Date reasoned opinion sent: 95/12/21

Number: 93/2139
 Leg. base: 368R0259
 Title: Transfers to Community pension scheme
 Dd. ro: Date reasoned opinion sent: 95/08/14

SPAIN

NETHERLANDS

Number: 90/0358
 Leg. base: 157E007; 157E048; 157E052; 157E058; 157E221; 157E005
 Title: Merchant vessels — flag rights
 Dd. ro: Date reasoned opinion sent: 93/06/30

Number: 91/2315
 Leg. base: 157E005; 157E011
 Title: Transfer of pension rights
 Dd. ro: Date reasoned opinion sent: 93/12/13

Environment

PORTUGAL

Number: 93/2103
 Leg. base: 386R4055
 Title: Cargo-sharing agreements with non-member countries in sea transport
 Dd. ro: Date reasoned opinion sent: 95/12/06

GERMANY

Number: 91/0216
 Leg. base: 382R3626
 Title: Trade in endangered species
 Dd. ro: Date reasoned opinion sent: 93/03/31

Fisheries**BELGIUM**

Number: 90/0248
 Leg. base: 157E007; 157E034; 157E048; 157E052;
 157E058; 381R3796; 383R0170
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 93/03/23

DENMARK

Number: 90/0296
 Leg. base: 157E007; 157E048; 157E052; 157E067;
 157E221
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 94/02/21

Number: 90/0481
 Leg. base: 383R0170; 387R3977; 387R2241
 Title: Failure to inspect — overfishing 1988
 Dd. ro: Date reasoned opinion sent: 92/10/28

GREECE

Number: 90/0328
 Leg. base: 157E007; 157E048; 157E052; 157E058;
 157E221; 383R0170
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 93/07/27

SPAIN

Number: 88/0356
 Leg. base: 382R2057; 387R2241
 Title: Duty to cooperate — fisheries inspection
 and monitoring
 Dd. ro: Date reasoned opinion sent: 89/11/20

Number: 90/0482
 Leg. base: 383R3598; 383R3599; 382R3191;
 383R1501
 Title: Failure to notify market information —
 common organization of market in
 fisheries products
 Dd. ro: Date reasoned opinion sent: 95/08/11
 Dd. term: 95/12/13: Termination decision

FRANCE

Number: 84/0445
 Leg. base: 382R2057; 383R0171; 157E171
 Title: Fisheries; failure to monitor compliance
 with technical conservation measures

Dd. ro: Date reasoned opinion sent: 86/11/18
 Dd. ref: Date of referral: 88/02/29
 Case: C-88/064
 Dd. ju.: Date of judgment: 91/06/11
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 93/10/11

Number: 90/0249
 Leg. base: 157E007; 157E048; 157E052; 157E058;
 157E221; 157E171; 368R1612; 383R0170
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 93/10/18
 Dd. ref: Date of referral: 94/12/22
 Case: C-94/334

Number: 90/0418
 Leg. base: 387R3977; 383R0170; 387R2241
 Title: Failure to inspect — overfishing 1988
 Dd. ro: Date reasoned opinion sent: 92/09/29

Number: 91/4509
 Leg. base: 390R3926; 383R0170; 387R2241
 Title: Overfishing 1991 (anchovies)
 Dd. ro: Date reasoned opinion sent: 94/05/02
 Dd. ref: Date of referral: 95/02/28
 Case: C-95/052
 Dd. ju.: Date judgment: 95/12/07
 Ju. for.: Commission

IRELAND

Number: 85/0394
 Leg. base: 157E052; 157E171
 Title: Incompatibility of Fisheries Amendment
 Act 1983 with Community law
 Dd. ro: Date reasoned opinion sent: 86/12/16
 Dd. ref: Date of referral: 89/03/21
 Case: C-89/093
 Dd. ju.: Date of judgment: 91/10/04
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 93/10/11
 Dd. term: 95/06/28: Termination decision

Number: 88/0187
 Leg. base: 376R0101; 381R3796
 Title: Ban on fishing by British vessels in Irish
 waters and related measures
 Dd. ro: Date reasoned opinion sent: 89/05/24
 Dd. ref: Date of referral: 89/09/12
 Case: C-89/280
 Dd. ju.: Date of judgment: 92/12/02
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 94/01/25
 Dd. term: 95/12/13: Termination decision

Number: 90/0333
 Leg. base: 157E007; 157E052; 157E058; 383R0170
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 93/06/18
 Date reasoned opinion sent-bis: 94/08/04

ITALY

Number: 90/0332
 Leg. base: 157E007; 157E048; 157E052; 157E058;
 157E221; 383R0170
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 93/03/11

NETHERLANDS

Number: 88/0477
 Leg. base: 386R4034; 383R0170; 382R2057
 Title: Overfishing 1987
 Dd. ro: Date reasoned opinion sent: 91/07/25
 Dd. term: 95/06/28: Termination decision

Number: 90/0274
 Leg. base: 157E007; 157E034; 157E048; 157E052;
 157E058; 157E221; 381R3796; 383R0170
 Title: Fishing vessels — licensing and flag rights
 Dd. ro: Date reasoned opinion sent: 93/03/31
 Dd. term: 95/12/13: Termination decision

UNITED KINGDOM

Number: 87/0398
 Leg. base: 385R3721; 385R3732; 383R0170;
 382R2057
 Title: Overfishing 1985-1986
 Dd. ro: Date reasoned opinion sent: 89/02/09
 Date reasoned opinion sent-bis: 92/10/01

Internal market and financial services

BELGIUM

Number: 82/0316
 Leg. base: 157E030
 Title: Refusal to issue import licences for
 codeine
 Dd. ro: Date reasoned opinion sent: 83/09/19

Number: 89/0035
 Leg. base: 157E030; 157E036
 Title: Double checks on imports of sterile
 medical accessories
 Dd. ro: Date reasoned opinion sent: 91/09/30
 Dd. ref: Date of referral: 92/09/25

Case: C-92/373
 Dd. ju.: Date of judgment: 93/06/08
 Ju. for.: Commission
 Dd. term: 95/12/13: Termination decision

Number: 89/0228
 Leg. base: 157E030; 157E034; 157E036; 157E059;
 373L0023
 Title: Free movement of wireless telephones
 Dd. ro: Date reasoned opinion sent: 89/11/29
 Dd. ref: Date of referral: 92/03/12
 Case: C-92/080
 Dd. ju.: Date of judgment: 94/03/24
 Ju. for.: Commission

Number: 89/4822
 Leg. base: 157E030
 Title: Television advertising
 Dd. ro: Date reasoned opinion sent: 95/09/28

Number: 90/0069
 Leg. base: 157E052; 157E056; 157E059
 Title: Flemish community decree on cable
 television
 Dd. ro: Date reasoned opinion sent: 91/02/14
 Dd. ref: Date of referral: 91/08/08
 Case: C-91/211
 Dd. ju.: Date of judgment: 92/12/16
 Ju. for.: Commission
 Dd. term: 95/06/28: Termination decision — new
 case detected by COM + Art. 169 letter

Number: 91/0209
 Leg. base: 157E052; 157E067
 Title: Discriminatory taxation of permanent
 establishments of foreign companies
 Dd. ro: Date reasoned opinion sent: 93/09/16

DENMARK

Number: 91/0782
 Leg. base: 157E005; 157E030; 157E036
 Title: Imports of enzyme preparations
 Dd. ro: Date reasoned opinion sent: 93/07/12

GERMANY

Number: 88/0189
 Leg. base: 157E030
 Title: Ban on cosmetics advertising
 Dd. ro: Date reasoned opinion sent: 93/06/03

Number: 88/5144
 Leg. base: 157E030
 Title: Imports of dietary products
 Dd. ro: Date reasoned opinion sent: 94/03/28
 Dd. term: 95/06/28: Termination decision

Number: 89/0082
 Leg. base: 157E030
 Title: Discrimination against imports of fruit and vegetables
 Dd. ro: Date reasoned opinion sent: 94/07/15

Number: 89/0104
 Leg. base: 157E030
 Title: Imports of flame-arresters
 Dd. ro: Date reasoned opinion sent: 90/11/30
 Dd. term: 95/12/13: Termination decision

GREECE

Number: 84/0388
 Leg. base: 157E048; 157E052; 157E059
 Title: Ban on teaching
 Dd. ro: Date reasoned opinion sent: 85/10/28
 Dd. ref: Date of referral: 86/06/13
 Case: C-86/147
 Dd. ju.: Date of judgment: 88/03/15
 Ju. for.: Commission

Number: 85/0264
 Leg. base: 157E052; 157E059
 Title: Nationality requirement for access to occupation of advocate
 Dd. ro: Date reasoned opinion sent: 86/05/14
 Dd. ref: Date of referral: 87/02/05
 Case: C-87/038
 Dd. ju.: Date of judgment: 88/07/14
 Ju. for.: Commission

Number: 87/0113
 Leg. base: 157E059; 157E171
 Title: Restrictions on freedom to provide services as tourist guides
 Dd. ro: Date reasoned opinion sent: 88/04/20
 Dd. ref: Date of referral: 89/06/20
 Case: C-89/198
 Dd. ju.: Date of judgment: 91/02/26
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 92/05/18

Number: 89/0165
 Leg. base: 157E052; 157E059; 157E171
 Title: Nationality requirement for opening private schools
 Date 171 letter: Date Art. 171 letter sent: 89/05/26
 Date ro sent-171: Date art. 171 reasoned opinion sent: 90/01/22
 Dd. ref 2: Date of referral 171: 90/10/24
 Case: C-90/328
 Dd. ju. 2: Date of judgment-171: 92/01/30
 Ju. for. 2: Commission

Number: 89/0354
 Leg. base: 157E030; 157E036
 Title: Sale of baby foods exclusively through pharmacists
 Dd. ro: Date reasoned opinion sent: 91/10/28
 Dd. ref: Date of referral: 92/11/09
 Case: C-92/391

Number: 92/0271
 Leg. base: None
 Title: Redress procedures — award of public supply and works contracts
 Dd. ro: Date reasoned opinion sent: 94/07/04
 Dd. ref: Date of referral: 95/07/07
 Case: C-95/236

SPAIN

Number: 90/0388
 Leg. base: 157E005; 157E048; 157E052; 157E059
 Title: Restrictions on freedom to provide services as tourist guides
 Dd. ro: Date reasoned opinion sent: 91/10/14
 Dec to refer: Date-decision-dd. ref: 92/06/10: Min(92) 1109
 Dd. ref: Date of referral: 92/10/01
 Case: C-92/375
 Dd. ju.: Date of judgment: 94/03/22
 Ju. for.: Commission

FRANCE

Number: 85/0269
 Leg. base: 157E030
 Title: Refusal to issue import licences for codeine
 Dd. ro: Date reasoned opinion sent: 87/11/12

Number: 85/0499
 Leg. base: 380D1186; 386D0283; 157E171; 391D0482
 Title: Freedom of establishment and freedom to provide services in the overseas territories
 Dd. ro: Date reasoned opinion sent: 87/05/27
 Dd. ref: Date of referral: 88/09/23
 Case: C-88/263
 Dd. ju.: Date of judgment: 90/12/12
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 92/06/05

Number: 86/0432
 Leg. base: 157E059; 157E171
 Title: Restrictions on freedom to provide services as tourist guides
 Dd. ro: Date reasoned opinion sent: 88/05/02
 Dd. ref: Date of referral: 89/04/28
 Case: C-89/154

Dd. ju.:	Date of judgment: 91/02/26	Number:	89/0534
Ju. for.:	Commission	Leg. base:	157E030; 157E036; 377L0094
Date 171 letter:	Date Art. 171 letter sent: 92/05/18	Title:	Procedure for authorizing dietary products
		Dd. ro:	Date reasoned opinion sent: 91/11/25
Number:	89/0576	Number:	90/0397
Leg. base:	157E030	Leg. base:	157E030
Title:	Approval of tanks for the transport of dangerous substances	Title:	Marketing of whole-meal bread
Dd. ro:	Date reasoned opinion sent: 92/06/17	Dd. ro:	Date reasoned opinion sent: 91/03/18
Dd. term:	95/12/13: Termination decision		
Number:	90/0037	Number:	91/0835
Leg. base:	157E005; 157E052; 157E059; 157E048	Leg. base:	157E052; 157E059
Title:	Estate agents' permits	Title:	Financial services — <i>societe intermediazione mobiliare</i>
Dd. ro:	Date reasoned opinion sent: 92/12/10	Dd. ro:	Date reasoned opinion sent: 92/10/19
Dd. term:	95/12/13: Termination decision	Dd. ref:	Date of referral: 94/03/23
		Case:	C-94/101
Number:	93/2222	Number:	91/2159
Leg. base:	157E030; 157E036	Leg. base:	157E030
Title:	Preparations based on foie gras	Title:	Subsidies for scheduled bus services
Dd. ro:	Date reasoned opinion sent: 94/10/14	Dd. ro:	Date reasoned opinion sent: 93/10/18
			Date reasoned opinion sent-bis: 92/10/19
Number:	93/2261	Number:	91/4303
Leg. base:	157E030; 157E036	Leg. base:	157E030
Title:	Barriers to imports of leavened bread	Title:	Supply contracts
Dd. ro:	Date reasoned opinion sent: 94/10/19	Dd. ro:	Date reasoned opinion sent: 93/06/18

IRELAND

Number: 89/0335
 Leg. base: 157E030
 Title: Tobacco price rules
 Dd. ro: Date reasoned opinion sent: 90/07/12

ITALY

Number: 87/0071
 Leg. base: 157E059; 157E171
 Title: Restrictions on freedom to provide services as tourist guides
 Dd. ro: Date reasoned opinion sent: 88/04/20
 Dd. ref: Date of referral: 89/05/25
 Case: C-89/180
 Dd. ju.: Date of judgment: 91/02/26
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 95/07/05

Number: 88/0373
 Leg. base: 157E052; 157E059; 157E171
 Title: Nationality requirements (guides, journalists, licensed pharmacists)
 Dd. ro: Date reasoned opinion sent: 89/11/21
 Dd. ref: Date of referral: 90/10/01
 Case: C-90/297
 Dd. term: 95/12/13: Termination decision

LUXEMBOURG

Number: 89/0106
 Leg. base: 157E048; 157E052
 Title: Refusal of permission to open a second dental surgery
 Dd. ro: Date reasoned opinion sent: 89/11/21
 Dd. ref: Date of referral: 90/11/29
 Case: C-90/351
 Dd. ju.: Date of judgment: 92/06/16
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent: 93/07/27

Number: 89/0568
 Leg. base: 157E007
 Title: State compensation for victims of acts of violence
 Dd. ro: Date reasoned opinion sent: 91/02/08
 Dd. ref: Date of referral: 92/03/24
 Case: C-92/096

PORTUGAL

Number: 90/0178
 Leg. base: 157E030
 Title: Compulsory patent licences
 Dd. ro: Date reasoned opinion sent: 91/06/04
 Dd. term: 95/12/13: Termination decision

Number: 91/2314
 Leg. base: 157E052; 157E221
 Title: Pursuit of activities in television broad-
 casting
 Dd. ro: Date reasoned opinion sent: 94/07/14

UNITED KINGDOM

Number: 82/0320
 Leg. base: 157E030
 Title: Refusal to issue import licences for
 codeine
 Dd. ro: Date reasoned opinion sent: 83/09/06

Number: 89/0034
 Leg. base: 157E030
 Title: Patent licences
 Dd. ro: Date reasoned opinion sent: 89/08/28
 Dd. ref: Date of referral: 90/01/31
 Case: C-90/030
 Dd. ju.: Date of judgment: 92/02/18
 Ju. for.: Commission

Customs and indirect taxation

BELGIUM

Number: 84/0342
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military
 equipment
 Dd. ro: Date reasoned opinion sent: 85/07/25

Number: 91/4164
 Leg. base: 157E095; 157E012
 Title: Aids and parafiscal charges to support
 animal health and protection fund
 Dd. ro: Date reasoned opinion sent: 95/06/14

DENMARK

Number: 84/0343
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military
 equipment
 Dd. ro: Date reasoned opinion sent: 85/07/25

GERMANY

Number: 91/0559
 Leg. base: 385R1999; 386R3677
 Title: Inward processing
 Dd. ro: Date reasoned opinion sent: 93/02/03
 Dd. ref: Date of referral: 94/02/14
 Case: C-94/0761

GREECE

Number: 86/0126
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military
 equipment
 Dd. ro: Date reasoned opinion sent: 90/05/02

Number: 91/0779
 Leg. base: 157E095
 Title: Taxes on second-hand cars
 Dd. ro: Date reasoned opinion sent: 93/09/07
 Dd. ref: Date of referral: 95/12/01
 Case: C-95/375

SPAIN

Number: 90/0078
 Leg. base: 387R2658; 157E028
 Title: Duty-free imports of non-military
 equipment
 Dd. ro: Date reasoned opinion sent: 92/12/31

ITALY

Number: 84/0345
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military
 equipment
 Dd. ro: Date reasoned opinion sent: 85/07/25

Number: 87/0158
 Leg. base: 157E009; 157E012
 Title: Veterinary services' telegram charges
 invoiced to importers of live animals
 Dd. ro: Date reasoned opinion sent: 87/10/14
 Dd. ref: Date of referral: 89/04/21
 Case: C-89/137
 Dd. ju.: Date of judgment: 90/03/14
 Ju. for.: Commission

Number: 90/0253
 Leg. base: 157E007; 157E030; 157E034; 157E059;
 385R3632; 377R0222
 Title: Monopoly and charges
 Dd. ro: Date reasoned opinion sent: 91/04/16
 Dd. ref: Date of referral: 92/04/14
 Case: C-92/119
 Dd. ju.: Date of judgment: 94/02/09
 Ju. for.: Commission
 Date 171 letter: Date Art. 171 letter sent-bis: 95/11/16

Number: 92/2001
 Leg. base: 377R0222; 387R2658
 Title: National transit — guarantees and
 flat-rate customs duties
 Dd. ro: Date reasoned opinion sent: 93/11/15
 Dd. term: 95/06/28: Termination decision

Number: 93/2170
 Leg. base: 157E095
 Title: Vehicle seized at Italian border
 Dd. ro: Date reasoned opinion sent: 95/07/27

LUXEMBOURG

Number: 84/0346
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military equipment
 Dd. ro: Date reasoned opinion sent: 85/07/25

NETHERLANDS

Number: 84/0347
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military equipment
 Dd. ro: Date reasoned opinion sent: 85/07/25

PORTUGAL

Number: 90/0079
 Leg. base: 387R2658; 157E028
 Title: Duty-free imports of non-military equipment
 Dd. ro: Date reasoned opinion sent: 93/01/20

UNITED KINGDOM

Number: 84/0126
 Leg. base: 377R1535
 Title: Civil aircraft imported duty-free and subsequently used as military aircraft
 Dd. ro: Date reasoned opinion sent: 85/06/06

Number: 84/0344
 Leg. base: 157E009; 157E028; 368R0950
 Title: Duty-free imports of non-military equipment
 Dd. ro: Date reasoned opinion sent: 85/07/25

Enterprise policy, tourism and cooperatives

SPAIN

Number: 87/0352
 Leg. base: 157E059; 157E048; 157E052; 157E007
 Title: Discrimination in museum admission charges
 Dd. ro: Date reasoned opinion sent: 88/07/08
 Dd. ref: Date of referral: 93/02/16
 Case: C-93/045
 Dd. ju.: Date of judgment: 94/03/15
 Ju. for.: Commission

Legal matters

LUXEMBOURG

Number: 88/0309
 Leg. base: 386D0198
 Title: Privileged treatment for claims relating to ECSC levies
 Dd. ro: Date reasoned opinion sent: 89/06/28
 Dd. term: 95/12/13: Termination decision

ANNEX IV

REPORT ON THE APPLICATION OF DIRECTIVES

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1. AN AREA WITHOUT INTERNAL FRONTIERS

REMOVAL OF PHYSICAL BARRIERS

Customs Union

76/0308

Mutual assistance — debt recovery

Member States which have notified implementing measures: all

77/0794

Mutual assistance — debt recovery

Member States which have notified implementing measures: all

79/1071

Mutual assistance — debts

Member States which have notified implementing measures: all

85/0479

Mutual assistance — debt recovery

Member States which have notified implementing measures: all

86/0489

Mutual assistance — debt recovery

Member States which have notified implementing measures: all

REMOVAL OF TECHNICAL BARRIERS

— Goods

Technical standards notification procedure

83/0189

Technical standards (amended by Directives 88/0182 and 94/0010)

Member States which have notified implementing measures: all (for Directives 83/0189 and 88/0182)

Belgium — 95/0008, not properly applied, reasoned opinion in 1995

Belgium — 95/0009, not properly applied, reasoned opinion in 1995

Belgium — 95/0211, not properly applied, reasoned opinion in 1995

France — 94/0441, not properly applied, reasoned opinion in 1995

France — 95/0645, not properly applied, reasoned opinion in 1995

Greece — 93/0508, not properly applied, reasoned opinion in 1994

Greece — 93/0616, not properly applied, reasoned opinion in 1993

Greece — 94/0398, not properly applied, reasoned opinion in 1994

Italy — 92/0007, not properly applied, reasoned opinion in 1992, referral in 1994 — Case C-94/289

Italy — 92/0958, not properly applied, reasoned opinion in 1993, referral in 1994 — Case C-94/279

Italy — 92/0570, not properly applied, reasoned opinion in 1993, terminated in 1995

Italy — 93/0808, not properly applied, reasoned opinion in 1994

Italy — 94/0330, not properly applied, reasoned opinion in 1995

Italy — 94/0530, not properly applied, reasoned opinion in 1994 — referral in 1995

Italy — 95/0005, not properly applied, reasoned opinion in 1995

Italy — 95/0011, not properly applied, reasoned opinion in 1995

Netherlands — 89/0549, not properly applied, referral in 1993 — Case C-93/061 — judgment in 1994

Netherlands — 93/0510, not properly applied, reasoned opinion in 1993

Netherlands — 94/0461, not properly applied, reasoned opinion in 1994

Netherlands — 94/0615, not properly applied, reasoned opinion in 1994

Netherlands — 94/0777, not properly applied, reasoned opinion in 1994

88/0182

Technical standards (amending Directive 83/0189)

Member States which have notified implementing measures: all

Italy — 91/0565, not properly applied, referral in 1994 — Case C-94/289

Italy — 92/0646, not properly applied, reasoned opinion in 1993

Netherlands — 91/0747, not properly applied, referral in 1993 — Case C-93/052 — judgment in 1994

Netherlands — 91/2328, not properly applied, referral in 1994 — Case C-94/273

Italy — 93/0614, not properly applied, referral in 1995 — Case C-95/289

Netherlands — 93/2267, not properly applied, reasoned opinion in 1994

94/0010

Technical standards (amendment of Directive 83/189)

Member States which have notified implementing measures: all except A, EL, IRL, I

Foodstuffs

62/2645

Foodstuffs for human consumption — colouring matter

Member States which have notified implementing measures: all except A

- 64/0054
Foodstuffs for human consumption — preservatives
Member States which have notified implementing measures: all
- 65/0066
Foodstuffs for human consumption — preservatives
Member States which have notified implementing measures: all
- 67/0427
Additives in foodstuffs
Member States which have notified implementing measures: all
- 70/0357
Foodstuffs for human consumption — additives
Member States which have notified implementing measures: all
- 73/0241
Cocoa and chocolate
Member States which have notified implementing measures: all
- 73/0437
Sugars
Member States which have notified implementing measures: all
- 74/0329
Foodstuffs for human consumption — additives
Member States which have notified implementing measures: all
- 74/0409
Honey
Member States which have notified implementing measures: all
Italy — 91/42435, not properly applied, reasoned opinion to be sent in 1996
- 75/0726
Fruit juices
Member States which have notified implementing measures: all except A
- 76/0118
Preserved milk
Member States which have notified implementing measures: all except A
- 76/0621
Foodstuffs for human consumption — oils and fats
Member States which have notified implementing measures: all
- 77/0436
Coffee and chicory
Member States which have notified implementing measures: all
- 78/0142
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all
- 78/0663
Foodstuffs for human consumption — additives
Member States which have notified implementing measures: all
- 78/0664
Foodstuffs for human consumption — additives
Member States which have notified implementing measures: all
- 79/0112
Labelling of foodstuffs
Member States which have notified implementing measures: all
Germany — 93/2201, not properly applied, Article 169 letter in 1994
Germany — 94/4512, not properly applied
Germany — 94/4880, not properly applied
Belgium — 94/4005, not properly applied
Greece — 93/2273, not properly applied
Greece — 93/4345, not properly applied, Article 169 letter in 1995
France — 90/278, not properly applied, Article 169 letter in 1990
Portugal — 92/4699, not properly applied
- 79/0168
Fruit juices
Member States which have notified implementing measures: all
- 79/0693
Jams, jellies and marmalades
Member States which have notified implementing measures: all
- 79/0796
Sugars
Member States which have notified implementing measures: all
- 79/1066
Coffee and chicory
Member States which have notified implementing measures: all
- 79/1067
Preserved milk
Member States which have notified implementing measures: all except A
- 80/0590
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all
- 80/0766
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all
- 80/0777
Natural mineral waters
Member States which have notified implementing measures: all
- 80/0891
Foodstuffs for human consumption — oils and fats
Member States which have notified implementing measures: all
- 81/0432
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all

- 81/0712
Additives in foodstuffs
Member States which have notified implementing measures: all
- 82/0711
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all
- 83/0417
Caseins
Member States which have notified implementing measures: all except A
- 83/0463
Labelling of foodstuffs
Member States which have notified implementing measures: all
- 84/0500
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all
- 85/0503
Caseins
Member States which have notified implementing measures: all except A
- 85/0572
Foodstuffs — articles intended to come into contact
Member States which have notified implementing measures: all
- 85/0591
Monitoring of foodstuffs for human consumption
Member States which have notified implementing measures: all except A
- 86/0424
Caseins
Member States which have notified implementing measures: all except A
- 87/0250
Labelling of alcoholic beverages
Member States which have notified implementing measures: all
- 87/0524
Preserved milk
Member States which have notified implementing measures: all except A
- 88/0344
Foodstuffs for human consumption — extraction solvents
Member States which have notified implementing measures: all
- 88/0388
Flavourings for use in foodstuffs for human consumption
Member States which have notified implementing measures: all except A
- 88/0593
Jams, jellies and marmalades
Member States which have notified implementing measures: all
- 89/0107
Additives in foodstuffs
Member States which have notified implementing measures: all
Netherlands — 93/2274, not properly applied
- 89/0108
Quick-frozen foodstuffs
Member States which have notified implementing measures: all
Spain — 92/4047, not properly applied, reasoned opinion in 1994
- 89/0109
Foodstuffs for human consumption — materials intended to come into contact
Member States which have notified implementing measures: all
- 89/0344
Cocoa and chocolate
Member States which have notified implementing measures: all
- 89/0394
Fruit juices
Member States which have notified implementing measures: all
- 89/0395
Foodstuffs — labelling
Member States which have notified implementing measures: all
- 89/0396
Foodstuffs — identification of lot
Member States which have notified implementing measures: all
- 89/0397
Foodstuffs — official control
Member States which have notified implementing measures: all
- 89/0398
Foodstuffs for particular nutritional use
Member States which have notified implementing measures: all
- 90/0128
Foodstuffs — materials intended to come into contact
Member States which have notified implementing measures: all
- 90/0496
Labelling of foodstuffs
Member States which have notified implementing measures: all
Germany — 92/0585, no measures notified, reasoned opinion in 1993 — terminated in 1995
- 90/0612
Foodstuffs for human consumption — additives
Member States which have notified implementing measures: all

91/0071

Foodstuffs for human consumption — flavourings (deadlines for transposal: 30. 6. 1992 and 1. 1. 1994)

Member States which have notified implementing measures: all

91/0072

Labelling of foodstuffs (deadlines for transposal: 30. 6. 1992 and 1. 1. 1994)

Member States which have notified implementing measures: all

91/0238

Labelling of foodstuffs — indication of lot

Member States which have notified implementing measures: all except F

91/0321

Infant formulae (deadlines for transposal: 1. 6. 1992 and 1. 6. 1994)

Member States which have notified implementing measures: all except D

Germany — 92/0971, no measures notified, reasoned opinion in 1993

Germany — 93/808, no measures notified, Article 169 letter in 1995

92/0001

Quick-frozen foodstuffs

Member States which have notified implementing measures: B, D, DK, EL, E, I, L, NL, P, UK, S, FIN

Germany — 93/0907, no measures notified, Article 169 letter in 1993 (to be terminated in 1996)

France — 93/0923, no measures notified, Article 169 letter in 1993

Ireland — 93/0934, no measures notified, Article 169 letter in 1993

Italy — 93/0929, no measures notified, Article 169 letter in 1993 (to be terminated in 1996)

92/0002

Community method of analysis for the control of the temperatures of quick-frozen foods

Member States which have notified implementing measures: B, D, DK, EL, E, I, L, NL, P, UK, S, FIN

Germany — 93/0908, no measures notified, Article 169 letter in 1993 (to be terminated in 1996)

France — 93/0924, no measures notified, Article 169 letter in 1993

Ireland — 93/0935, no measures notified, Article 169 letter in 1993

Italy — 93/0930, no measures notified, Article 169 letter in 1993 (to be terminated in 1996)

92/0004

Criteria of purity for emulsifiers, stabilizers, thickeners and gelling agents for use in foodstuffs

Member States which have notified implementing measures: all

92/0039

Foodstuffs for human consumption — materials intended to come into contact (deadlines for transposal: 31. 12. 1992, 31. 3. 1994, 1. 4. 1995)

Member States which have notified implementing measures: all

Germany — 93/0075, no measures notified, Article 169 letter in 1993, terminated in 1995

92/0052

Infant formulae for export

Member States which have notified implementing measures: B, DK, E, EL, F, IRL, I, L, NL, UK, S, FIN, A

Germany — 94/0646, no measures notified, Article 169 letter in 1994

92/0115

Extraction solvents used in the production of foodstuffs (deadlines for transposal: 1. 7. 1993 and 1. 1. 1994)

Member States which have notified implementing measures: all

93/0005

Scientific examination of questions relating to food

Member States which have notified implementing measures: all except A

93/0008

Plastic materials and articles intended to come into contact with foodstuffs

Member States which have notified implementing measures: all

93/0009

Plastic materials and articles intended to come into contact with foodstuffs

Member States which have notified implementing measures: all

93/0010

Materials and articles of regenerated cellulose film intended to come into contact with foodstuffs

Member States which have notified implementing measures: all except EL

Greece — 94/0991, no measures notified, Article 169 letter in 1995

93/0011

N-nitrosamines in rubber teats and soothers

Member States which have notified implementing measures: all

Greece — 94/0544, no measures notified, Article 169 letter in 1994 — terminated in 95

France — 94/0557, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0043

Foodstuffs — hygiene

Member States which have notified implementing measures: FIN, A, S, NL

93/0045

Nectars without addition of sugar or honey

Member States which have notified implementing measures: all except A, I

Italy — 94/0252, no measures notified, Article 169 letter in 1994, reasoned opinion in 1995

93/0077

Foodstuffs

Member States which have notified implementing measures: all except A

93/0099

Foodstuffs — official control

Member States which have notified implementing measures: A, B, D, DK, E, NL, S

Belgium — 95/400, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)

- Denmark — 95/422, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Germany — 95/434, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Greece — 95/455, no measures notified, Article 169 letter in 1995
- France — 94/0560, no measures notified, Article 169 letter in 1995
- Ireland — 95/0525, no measures notified, Article 169 letter in 1995
- Italy — 95/546, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0569, no measures notified, Article 169 letter in 1995
- Portugal — 95/607, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/633, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0577 Article 169 letter in 1995
- Netherlands — 95/0594 Article 169 letter in 1995
- Portugal — 95/0619 Article 169 letter in 1995
- United Kingdom — 95/0638 Article 169 letter in 1995
- 93/0102
Labelling of foodstuffs
Member States which have notified implementing measures: B, D, DK, EL, E, F, FIN, IRL, L, NL, P
- Belgium — 95/231, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Italy — 95/320, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/378, no measures notified, Article 169 letter in 1995
- 93/0111
Foodstuffs — regenerated cellulose film
Member States which have notified implementing measures: D, EL, E, IRL, I, NL, A, S, UK
- 94/0035
Foodstuffs — sweeteners
Member States which have notified implementing measures: EL, L, NL, UK
- 94/0036
Foodstuffs for human consumption — colouring matter
Member States which have notified implementing measures: B (partial), EL, L, NL, UK
- 94/0052
Extraction solvents used in the production of foodstuffs
Member States which have notified implementing measures: L, NL, UK
- 94/0054
Labelling of foodstuffs
Member States which have notified implementing measures: B, DK
- Belgium — 95/0408 Article 169 letter in 1995 (to be terminated in 1996)
- Denmark — 95/0426 Article 169 letter in 1995 (to be terminated in 1996)
- Germany — 95/0441 Article 169 letter in 1995
- Greece — 95/0464 Article 169 letter in 1995
- Spain — 95/0490 Article 169 letter in 1995
- France — 95/0512 Article 169 letter in 1995
- Ireland — 95/0531 Article 169 letter in 1995
- Italy — 95/0554 Article 169 letter in 1995
- Proprietary medicinal products
- 65/0065
Proprietary medicinal products
Member States which have notified implementing measures: all
- 75/0318
Proprietary medicinal products — analytical standards and protocols
Member States which have notified implementing measures: all
- 75/0319
Proprietary medicinal products
Member States which have notified implementing measures: all except A (partial)
- 78/0025
Medicinal products — colouring matter
Member States which have notified implementing measures: all
- 80/0342
Pharmacy
Member States which have notified implementing measures: all
- 81/0851
Veterinary medicinal products
Member States which have notified implementing measures: all
- 81/0852
Veterinary medicinal products
Member States which have notified implementing measures: all
- 83/0570
Proprietary medicinal products — multi-States procedure
Member States which have notified implementing measures: all
- 87/0019
Proprietary medicinal products — analytical standards and protocols
Member States which have notified implementing measures: all except A
- 87/0020
Veterinary medicinal products — analytical standards and protocols
Member States which have notified implementing measures: all except A
- 87/0021
Proprietary medicinal products
Member States which have notified implementing measures: all
- 87/0022
High-technology medicinal products
Member States which have notified implementing measures: all except FIN
- 88/0320
Good laboratory practice
Member States which have notified implementing measures: all except E, A
- Spain — 90/0509, no measures notified, referral in 1993 — Case C-93/268

- 89/0105
Prices of medicinal products
Member States which have notified implementing measures: all
- 89/0341
Proprietary medicinal products
Member States which have notified implementing measures: all
- 89/0342
Immunological medicinal products
Member States which have notified implementing measures: all
- 89/0343
Radiopharmaceuticals
Member States which have notified implementing measures: B, DK, D, EL, E, I, F, FIN, IRL, L, NL, P, S, UK
- 89/0381
Medicinal products derived from human blood
Member States which have notified implementing measures: A, B, D, DK, EL, E, F, FIN, IRL, I, L, P, S, UK
The Netherlands — 92/0438, no measures notified, reasoned opinion in 1993
- 90/0018
Good laboratory practice
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, UK
- 90/0676
Veterinary medicinal products
Member States which have notified implementing measures: A, B, DK, D, EL, E, F, FIN, I, L, NL, S, UK
Spain — 93/0193, no measures notified, Article 169 letter in 1993, in 1994 — terminated in 1995
Ireland — 93/0276, no measures notified, reasoned opinion in 1994
Portugal — 93/0438, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
- 90/0677
Immunological veterinary medicinal products
Member States which have notified implementing measures: A, B, DK, E, EL, F, FIN, I, L, NL, P, S
Spain — 93/0548, no measures notified, Article 169 letter in 1993, referral in 1994 — terminated in 1995
Ireland — 93/0562, no measures notified, reasoned opinion in 1994
- 91/0356
Good manufacturing practice for medicinal products
Member States which have notified implementing measures: all
- 91/0412
Principles and guidelines of good manufacturing practice for veterinary medicinal products
Member States which have notified implementing measures: A, B, DK, D, FIN, L, NL, S
Greece — 93/0915, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
Spain — 93/0918, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
France — 93/0921, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
- Ireland — 93/0932, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
- Italy — 93/0927, no measures notified, Article 169 letter in 1993
- Portugal — 93/0944, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
- United Kingdom — 93/0950, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
- 91/0507
Testing of medicinal products
Member States which have notified implementing measures: B, D, DK, EL, E, FIN, IRL, I, L, NL, P, S, UK
France — 92/0228, no measures notified, reasoned opinion in 1994
- 92/0018
Veterinary medicinal products — analytical standards and protocols
Member States which have notified implementing measures: A, B, DK, EL, E, FIN, I, L, NL, P, S, UK
Germany — 93/0525, no measures notified, Article 169 letter in 1993
Spain — 93/0549, no measures notified, Article 169 letter in 1993, referral in 1994 — terminated in 1995
France — 93/0556, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
Ireland — 93/0563, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994
Portugal — 93/589, no measures notified, Article 169 letter in 1993 — terminated in 1995
Netherlands — 93/0584, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0025
Wholesale distribution of medicinal products
Member States which have notified implementing measures: A, B, DK, E, EL, F, FIN, IRL, I, NL, P, S, UK
Germany — 93/0084, no measures notified, Article 169 letter in 1993 — referral in 1994
Spain — 93/0175, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994 — terminated in 1995
Luxembourg — 93/0336, no measures notified, Article 169 letter in 1993 — referral in 1994
Portugal — 93/0418, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994 — terminated in 1995
- 92/0026
Classification for the supply of medicinal products
Member States which have notified implementing measures: A, B, D, DK, EL, E, F, FIN, IRL, I, L, NL, P, S, UK
Germany — 93/0083, no measures notified, Article 169 letter in 1993 — terminated in 1995
France — 93/0219, no measures notified, Article 169 letter in 1993 — terminated in 1995

- Portugal — 93/0417, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0027
Labelling of medicinal products and package leaflets
Member States which have notified implementing measures: all
- Germany — 93/0082, no measures notified, Article 169 letter in 1993 — terminated in 1995
- France — 93/0218, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Netherlands — 93/0378, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Portugal — 93/0416, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0028
Advertising of medicinal products
Member States which have notified implementing measures: all except F
- Belgium — 93/0011, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Germany — 93/0081, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Spain — 93/0172, no measures notified, Article 169 letter in 1993 — terminated in 1995
- France — 93/0217, no measures notified, Article 169 letter in 1993
- Netherlands — 93/0377, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Portugal — 93/0415, no measures notified, Article 169 letter in 1993 — terminated in 1995
- United Kingdom — 93/0462, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0073
Homeopathic medicinal products for human use
Member States which have notified implementing measures: A, FIN, S, DK, D, F, IRL, I, UK
- Belgium — 94/0014, no measures notified, Article 169 letter in 1994
- Denmark — 94/0045, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Germany — 94/0076, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0119, no measures notified, Article 169 letter in 1994
- Spain — 94/0143, no measures notified, Article 169 letter in 1994
- France — 94/0176, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0208, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0241, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Luxembourg — 94/0275, no measures notified, Article 169 letter in 1994
- Netherlands — 94/0309, no measures notified, Article 169 letter in 1994
- Portugal — 94/0340, no measures notified, Article 169 letter in 1994
- 92/0074
Homeopathic veterinary medicinal products
Member States which have notified implementing measures: A, D, DK, E, FIN, I, S, NL, UK
- Belgium — 94/0015, no measures notified, Article 169 letter in 1994
- Denmark — 94/0046, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Germany — 94/0077, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0118, no measures notified, Article 169 letter in 1994
- Spain — 94/0144, no measures notified, Article 169 letter in 1994 — terminated in 1996
- France — 94/0177, no measures notified, Article 169 letter in 1994
- Ireland — 94/0209, no measures notified, Article 169 letter in 1994
- Italy — 94/0242, no measures notified, Article 169 letter in 1994 — terminated in 1996
- Luxembourg — 94/0276, no measures notified, Article 169 letter in 1994
- Netherlands — 94/310, no measures notified, Article 169 letter in 1994 — terminated in 1996
- Portugal — 94/0341, no measures notified, Article 169 letter in 1994
- United Kingdom — 94/0375, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 93/0039
Medicines
Member States which have notified implementing measures: all except A
- 93/0040
Veterinary medicinal products
Member States which have notified implementing measures: all except A
- 93/0041
High-technology medicinal products
Member States which have notified implementing measures: all except A, FIN
- Chemicals
- 73/0404
Detergents
Member States which have notified implementing measures: all

73/0405 Detergents Member States which have notified implementing measures: all	84/0291 Dangerous preparations (pesticides) Member States which have notified implementing measures: all
76/0116 Fertilizers Member States which have notified implementing measures: all	85/0467 Dangerous substances and preparations Member States which have notified implementing measures: all
76/0769 Dangerous substances and preparations Member States which have notified implementing measures: all	85/0610 Dangerous substances and preparations Member States which have notified implementing measures: all
77/0535 Fertilizers Member States which have notified implementing measures: all	87/0094 Fertilizers Member States which have notified implementing measures: all
78/0631 Labelling of dangerous preparations (pesticides) Member States which have notified implementing measures: all	87/0566 Fertilizers Member States which have notified implementing measures: all
79/0138 Fertilizers Member States which have notified implementing measures: all	88/0126 Fertilizers Member States which have notified implementing measures: all
79/0663 Dangerous substances and preparations Member States which have notified implementing measures: all	88/0183 Liquid fertilizers Member States which have notified implementing measures: all
80/0876 Fertilizers Member States which have notified implementing measures: all	88/0379 Dangerous preparations Member States which have notified implementing measures: all
81/0187 Pesticides Member States which have notified implementing measures: all	89/0178 Labelling of dangerous preparations Member States which have notified implementing measures: all
82/0242 Detergents Member States which have notified implementing measures: all	89/0284 Fertilizers Member States which have notified implementing measures: all
82/0243 Detergents Member States which have notified implementing measures: all	89/0519 Fertilizers — sampling Member States which have notified implementing measures: all
82/0806 Dangerous substances and preparations Member States which have notified implementing measures: all	89/0530 Fertilizers — trace elements Member States which have notified implementing measures: all
82/0828 Dangerous substances and preparations Member States which have notified implementing measures: all	89/0677 Dangerous substances and preparations Member States which have notified implementing measures: all Luxembourg — 92/0391, no measures notified, Article 169 letter in 1992 — terminated in 1995
83/0264 Dangerous substances and preparations Member States which have notified implementing measures: all	United Kingdom — 92/0538, no measures notified, Article 169 letter in 1992, reasoned opinion in 1994 — terminated in 1995
83/0478 Dangerous substances and preparations Member States which have notified implementing measures: all	89/0678 Dangerous substances and preparations Member States which have notified implementing measures: all

90/0035

Packaging — child safety

Member States which have notified implementing measures: all except A

Luxembourg — 91/0429, no measures notified, reasoned opinion in 1992 — terminated in 1995

United Kingdom — 91/0535, no measures notified, reasoned opinion in 1992 — terminated in 1995

90/0492

Labelling of dangerous preparations

Member States which have notified implementing measures: all

91/0155

Dangerous preparations

Member States which have notified implementing measures: all except A

Denmark — 92/0091, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 92/0485, no measures notified, reasoned opinion in 1993 — terminated in 1995

91/0173

Dangerous substances and preparations

Member States which have notified implementing measures: all

91/0338

Dangerous substances and preparations

Member States which have notified implementing measures: all except B

Belgium — 93/024, no measures notified, reasoned opinion in 1995

91/0339

Dangerous substances and preparations

Member States which have notified implementing measures: all except B

Belgium — 92/0665, no measures notified, reasoned opinion in 1993

France — 92/0778, no measures notified, reasoned opinion in 1993 — terminated in 1995

Italy — 92/0831, no measures notified, reasoned opinion in 1993 — terminated in 1995

Portugal — 92/0903, no measures notified, reasoned opinion in 1993 — terminated in 1995

91/0442

Child-resistant fastenings

Member States which have notified implementing measures: all except A

United Kingdom — 92/0931, no measures notified, Article 169 letter in 1992 — terminated in 1995

91/0659

Dangerous substances and preparations

Member States which have notified implementing measures: all except B

Belgium — 93/0020, no measures notified, reasoned opinion in 1994

France — 93/0228, no measures notified, Article 169 letter in 1993 — terminated in 1995

Italy — 93/0307, no measures notified, Article 169 letter in 1993 — terminated in 1995

Netherlands — 93/0385, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0424, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0109

Narcotic drugs and psychotropic substances

Member States which have notified implementing measures: all except A, F, I, E

Spain — 93/0731, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994

France — 93/0755, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994

Ireland — 93/0780, no measures notified, Article 169 letter in 1993 — terminated in 1995

Italy — 93/0800, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994

Luxembourg — 93/0823, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0864, no measures notified, Article 169 letter in 1993 — terminated in 1995

93/0001

Methods of sampling and analysis for fertilizers

Member States which have notified implementing measures: all except D

Denmark — 94/0410, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0415, no measures notified, Article 169 letter in 1994

Greece — 94/0426, no measures notified, Article 169 letter in 1994 — terminated in 1995

Spain — 94/0436, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0467, no measures notified, Article 169 letter in 1994 — terminated in 1995

Luxembourg — 94/0474, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0350, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0490, no measures notified, Article 169 letter in 1994 — terminated in 1995

United Kingdom — 94/0382, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0015

Placing on the market and supervision of explosives for civil uses (double deadline for transposal: 30.9.1993 and 30.6.1994)

Member States which have notified implementing measures: B, DK, I, L, NL, P, UK, S, A

Germany — 94/0641, no measures notified, Article 169 letter in 1994

Greece — 94/0699, no measures notified, Article 169 letter in 1994

Spain — 94/0663, no measures notified, Article 169 letter in 1994

France — 94/0676, no measures notified, Article 169 letter in 1994

93/0018

Dangerous preparations

Member States which have notified implementing measures: A, B, DK, D, E, F, FIN, EL, L, UK, S

Belgium — 94/0781, no measures notified, Article 169 letter in 1995

Ireland — 94/0856, no measures notified, Article 169 letter in 1995

Netherlands — 94/0912, no measures notified, Article 169 letter in 1995

Portugal — no measures notified, reasoned opinion in 1995

Italy — 94/0875, no measures notified, reasoned opinion in 1995

93/0046

Drugs — precursors

Member States which have notified implementing measures: B, D, DK, E, FIN, EL, IRL, L, NL, P, S, UK

Belgium — 94/0403, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0417, no measures notified, Article 169 letter in 1994 — terminated in 1995

Spain — 94/438, no measures notified, Article 169 letter in 1994 — terminated in 1995

Greece — 94/0424, no measures notified, Article 169 letter in 1994 — terminated in 1995

France — 94/0450, no measures notified, Article 169 letter in 1994

Ireland — 94/0460, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0469, no measures notified, Article 169 letter in 1994

Luxembourg — 94/0475, no measures notified, Article 169 letter in 1994 — terminated in 1995

Netherlands — 94/0480, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0492, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0069

Fertilizers

Member States which have notified implementing measures: A, DK, E, FIN, IRL, I, L, NL, P, S, UK

Belgium — 94/0520, no measures notified, reasoned opinion in 1994

Germany — 94/0792, no measures notified, Article 169 letter in 1994

France — 94/0792, no measures notified, Article 169 letter in 1994

Greece — 94/0792, no measures notified, Article 169 letter in 1994

94/0060

Restrictions on marketing of dangerous substances (CMT/soluble aerosols/Creosote)

Member States which have notified implementing measures: A, FIN, S, D, DK, L, NL

95/0008

Fertilizers

Member States which have notified implementing measures: DK, IRL, NL, B, A, S, FIN

Motor vehicles, tractors and motorcycles

70/0156

Type-approval of motor vehicles

Member States which have notified implementing measures: all

70/0157

Sound level of motor vehicles

Member States which have notified implementing measures: all

70/0220

Air pollution from engines

Member States which have notified implementing measures: all

70/0221

Fuel tanks

Member States which have notified implementing measures: all

70/0222

Mounting of motor-vehicle registration plates

Member States which have notified implementing measures: all

70/0311

Steering equipment for motor vehicles

Member States which have notified implementing measures: all

70/0387

Doors of motor vehicles

Member States which have notified implementing measures: all

70/0388

Audible warning devices for motor vehicles

Member States which have notified implementing measures: all

71/0127

Rear-view mirrors of motor vehicles

Member States which have notified implementing measures: all

71/0320 Braking devices of motor vehicles Member States which have notified implementing measures: all	74/0483 External projections of motor vehicles Member States which have notified implementing measures: all
72/0245 Radio interference from engines Member States which have notified implementing measures: all	75/0321 Steering equipment of tractors Member States which have notified implementing measures: all
72/0306 Emission of pollutants from diesel engines Member States which have notified implementing measures: all	75/0322 Radio interference from tractors Member States which have notified implementing measures: all
73/0350 Sound level of motor vehicles Member States which have notified implementing measures: all	75/0443 Reverse equipment of motor vehicles Member States which have notified implementing measures: all
74/0060 Interior fittings of motor vehicles Member States which have notified implementing measures: all	75/0524 Braking devices of motor vehicles Member States which have notified implementing measures: all
74/0061 Devices to prevent the unauthorized use of motor vehicles Member States which have notified implementing measures: all	76/0114 Motor-vehicle registration plates Member States which have notified implementing measures: all
74/0132 Braking devices of motor vehicles Member States which have notified implementing measures: all	76/0115 Safety belts Member States which have notified implementing measures: all
74/0150 Type-approval of tractors Member States which have notified implementing measures: all	76/0432 Braking devices of tractors Member States which have notified implementing measures: all
74/0151 Characteristics of tractors Member States which have notified implementing measures: all	76/0756 Lighting and light-signalling devices on motor vehicles Member States which have notified implementing measures: all
74/0152 Maximum speed of tractors Member States which have notified implementing measures: all	76/0757 Reflex reflectors for motor vehicles Member States which have notified implementing measures: all
74/0290 Air pollution from engines Member States which have notified implementing measures: all except FIN	76/0758 Lamps for motor vehicles Member States which have notified implementing measures: all
74/0297 Interior fittings of motor vehicles Member States which have notified implementing measures: all	76/0759 Lamps for motor vehicles Member States which have notified implementing measures: all
74/0346 Rear-view mirrors of tractors Member States which have notified implementing measures: all	76/0760 Registration-plate lamps for motor vehicles Member States which have notified implementing measures: all
74/0347 Windscreen wipers of tractors Member States which have notified implementing measures: all	76/0761 Headlamps for motor vehicles Member States which have notified implementing measures: all
74/0408 Interior fittings of motor vehicles Member States which have notified implementing measures: all	76/0762 Lamps for motor vehicles Member States which have notified implementing measures: all

- 76/0763
Seats for tractors
Member States which have notified implementing measures: all
- 77/0102
Air pollution from engines
Member States which have notified implementing measures: all except FIN
- 77/0143
Roadworthiness tests for motor vehicles
Member States which have notified implementing measures: all
- 77/0212
Sound level of motor vehicles
Member States which have notified implementing measures: all except FIN
- 77/0311
Sound level of tractors
Member States which have notified implementing measures: all
- 77/0389
Motor-vehicle towing devices
Member States which have notified implementing measures: all
- 77/0536
Roll-over protection of tractors
Member States which have notified implementing measures: all
- 77/0537
Emission of pollutants from diesel engines
Member States which have notified implementing measures: all
- 77/0538
Lamps for motor vehicles
Member States which have notified implementing measures: all
- 77/0539
Lamps for motor vehicles
Member States which have notified implementing measures: all
- 77/0540
Lamps for motor vehicles
Member States which have notified implementing measures: all
- 77/0541
Safety belts
Member States which have notified implementing measures: all
- 77/0649
Driver's field of vision in motor vehicles
Member States which have notified implementing measures: all
- 78/0315
Type-approval of motor vehicles
Member States which have notified implementing measures: all except FIN
- 78/0316
Interior fittings of motor vehicles
Member States which have notified implementing measures: all
- 78/0317
De-frosting systems of motor vehicles
Member States which have notified implementing measures: all
- 78/0318
Windscreen wipers of motor vehicles
Member States which have notified implementing measures: all except S
- 78/0507
Motor-vehicle registration plates
Member States which have notified implementing measures: all
- 78/0547
Type-approval of motor vehicles
Member States which have notified implementing measures: all except FIN
- 78/0548
Heating of motor vehicles
Member States which have notified implementing measures: all
- 78/0549
Wheels of motor vehicles
Member States which have notified implementing measures: all
- 78/0632
Interior fittings of motor vehicles
Member States which have notified implementing measures: all
- 78/0665
Air pollution from engines
Member States which have notified implementing measures: all except FIN
- 78/0764
Driver's seat on tractors
Member States which have notified implementing measures: all
- 78/0932
Head restraints of seats of motor vehicles
Member States which have notified implementing measures: all
- 78/0933
Lighting on tractors
Member States which have notified implementing measures: all
- 78/1015
Sound level of motorcycles
Member States which have notified implementing measures: all
- 79/0488
External projections of motor vehicles
Member States which have notified implementing measures: all
- 79/0489
Braking devices of motor vehicles
Member States which have notified implementing measures: all
- 79/0490
Fuel tanks of motor vehicles
Member States which have notified implementing measures: all
- 79/0532
Lighting on tractors
Member States which have notified implementing measures: all

79/0533 Coupling device of tractors Member States which have notified implementing measures: all	81/0576 Safety belts Member States which have notified implementing measures: all
79/0622 Roll-over protection of tractors Member States which have notified implementing measures: all	81/0577 Interior fittings of motor vehicles Member States which have notified implementing measures: all
79/0694 Type-approval of tractors Member States which have notified implementing measures: all	81/0643 Driver's field of vision on motor vehicles Member States which have notified implementing measures: all
79/0795 Rear-view mirrors of motor vehicles Member States which have notified implementing measures: all	82/0244 Lighting on motor vehicles Member States which have notified implementing measures: all
79/1073 Sound level of tractors Member States which have notified implementing measures: all	82/0318 Safety belts Member States which have notified implementing measures: all
80/0233 Lighting on motor vehicles Member States which have notified implementing measures: all	82/0319 Safety belts Member States which have notified implementing measures: all
80/0720 Doors and windows of tractors Member States which have notified implementing measures: all	82/0890 Tractors Member States which have notified implementing measures: all
80/0780 Rear-view mirrors of two-wheeled motor vehicles Member States which have notified implementing measures: all	82/0953 Roll-over protection of tractors Member States which have notified implementing measures: all
80/1267 Type-approval of motor vehicles Member States which have notified implementing measures: all except FIN	83/0190 Driver's seat on tractors Member States which have notified implementing measures: all
80/1268 Fuel consumption of motor vehicles Member States which have notified implementing measures: all except FIN	83/0276 Lighting and light-signalling devices on motor vehicles Member States which have notified implementing measures: all
80/1269 Engine power of motor vehicles Member States which have notified implementing measures: all	83/0351 Air pollution from engines Member States which have notified implementing measures: all except FIN
80/1272 Rear-view mirrors of motor vehicles (motorcycles) Member States which have notified implementing measures: all	84/0008 Lighting and light-signalling devices on motor vehicles Member States which have notified implementing measures: all
81/0333 Fuel tanks of motor vehicles Member States which have notified implementing measures: all	84/0372 Sound level of motor vehicles Member States which have notified implementing measures: all except FIN
81/0334 Sound level of motor vehicles Member States which have notified implementing measures: all except FIN	84/0424 Sound level of motor vehicles Member States which have notified implementing measures: all
81/0575 Safety belts Member States which have notified implementing measures: all	85/0205 Rear-view mirrors of motor vehicles Member States which have notified implementing measures: all

- 85/0647
Braking devices of motor vehicles
Member States which have notified implementing measures: all
- 86/0297
Power take-offs of tractors
Member States which have notified implementing measures: all
- 86/0298
Roll-over protection of tractors
Member States which have notified implementing measures: all
- 86/0415
Controls of tractors
Member States which have notified implementing measures: all
- 86/0562
Rear-view mirrors of motor vehicles
Member States which have notified implementing measures: all
- 87/0056
Sound level of motorcycles
Member States which have notified implementing measures: all
- 87/0358
Type-approval of motor vehicles
Member States which have notified implementing measures: all except FIN
- 87/0402
Roll-over protection of tractors
Member States which have notified implementing measures: all
- 87/0403
Type-approval of motor vehicles
Member States which have notified implementing measures: all except FIN
- 87/0405
Sound power level of tower cranes
Member States which have notified implementing measures: all
- 88/0076
Air pollution from motor vehicles
Member States which have notified implementing measures: all except FIN
- 88/0077
Emissions from diesel engines
Member States which have notified implementing measures: all
- 88/0194
Braking devices of motor vehicles
Member States which have notified implementing measures: all
- 88/0195
Engine power of motor vehicles
Member States which have notified implementing measures: all
- 88/0297
Type-approval of tractors
Member States which have notified implementing measures: all
- 88/0321
Rear-view mirrors of motor vehicles
Member States which have notified implementing measures: all
- 88/0366
Driver's field of vision in motor vehicles
Member States which have notified implementing measures: all
- 88/0410
Characteristics of tractors
Member States which have notified implementing measures: all
- 88/0411
Steering equipment of tractors
Member States which have notified implementing measures: all
- 88/0412
Maximum speed of tractors
Member States which have notified implementing measures: all
- 88/0413
Roll-over protection of tractors
Member States which have notified implementing measures: all
- 88/0414
Doors and windows of tractors
Member States which have notified implementing measures: all
- 88/0436
Particulate emissions from diesel engines
Member States which have notified implementing measures: all except FIN
- 88/0465
Driver's seat on tractors
Member States which have notified implementing measures: all
- 89/0173
Characteristics of tractors
Member States which have notified implementing measures: all
- 89/0235
Sound level of motorcycles
Member States which have notified implementing measures: all
- 89/0277
Lamps for motor vehicles
Member States which have notified implementing measures: all
- 89/0278
Lighting on motor vehicles
Member States which have notified implementing measures: all
- 89/0297
Lateral protection of motor vehicles
Member States which have notified implementing measures: all
- 89/0458
Emissions from motor vehicles
Member States which have notified implementing measures: all except FIN

- 89/0491
Sound level of motor vehicles
Member States which have notified implementing measures: all
- 89/0516
Lamps for motor vehicles
Member States which have notified implementing measures: all
- 89/0517
Headlamps for motor vehicles
Member States which have notified implementing measures: all
- 89/0518
Fog lamps for motor vehicles
Member States which have notified implementing measures: all
- 89/0680
Protection structures — tractors
Member States which have notified implementing measures: all
- 89/0681
Protection structures — tractors
Member States which have notified implementing measures: all
- 89/0682
Protection structures — tractors
Member States which have notified implementing measures: all
- 90/0628
Safety belts
Member States which have notified implementing measures: B, DK, EL, E, F, IRL, I, L, NL, P, UK
Germany — 92/0125, no measures notified, Article 169 letter in 1992
- 90/0629
Safety belts
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, UK
- 90/0630
Driver's field of vision in motor vehicles
Member States which have notified implementing measures: B, D, DK, EL, E, F, IRL, I, L, NL, P, UK
- 91/0226
Spray-suppression systems of motor vehicles
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, L, NL, P, UK
Italy — 92/0619, no measures notified, Article 169 letter in 1992
- 91/0328
Roadworthiness tests for motor vehicles and their trailers
Member States which have notified implementing measures: B, D, DK, EL, E, F, I, L, NL, P, UK
Ireland — 93/0764, no measures notified, Article 169 letter in 1993
- 91/0422
Braking devices of motor vehicles
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, NL, P
Luxembourg — 92/0868, no measures notified, reasoned opinion in 1992
United Kingdom — 92/0931, no measures notified, Article 169 letter in 1992
- 91/0441
Emissions from motor vehicles
Member States which have notified implementing measures: all
- 91/0542
Gas emissions from diesel engines
Member States which have notified implementing measures: all
- 91/0662
Interior fittings of motor vehicles
Member States which have notified implementing measures: all
- 91/0663
Lighting and light-signalling devices on motor vehicles
Member States which have notified implementing measures: all
- 92/0021
Masses and dimensions of motor vehicles
Member States which have notified implementing measures: all
- 92/0022
Glazing on motor vehicles
Member States which have notified implementing measures: all
- 92/0023
Tyres for motor vehicles
Member States which have notified implementing measures: all
- 92/0024
Speed limitation devices
Member States which have notified implementing measures: B, DK, D, EL, E, IRL, I, L, NL, P, UK
France — 93/0216, no measures notified, Article 169 letter in 1993
- 92/0053
Type-approval of motor vehicles
Member States which have notified implementing measures: B, DK, E, IRL, I, L, NL, P, UK
Germany — 93/0072, no measures notified, Article 169 letter in 1993
Greece — 93/0122, no measures notified, Article 169 letter in 1993
France — 93/0209, no measures notified, Article 169 letter in 1993
- 92/0061
Type-approval of two- and three-wheel motor vehicles
Member States which have notified implementing measures: all
United Kingdom — 94/0497, no measures notified, reasoned opinion in 1995
- 92/0062
Steering equipment for motor vehicles
Member States which have notified implementing measures: all
- 92/0097
Permissible sound level and the exhaust system of motor vehicles
Member States which have notified implementing measures: A, S, FIN, DK, D, E, IRL, I, P, UK
Belgium — 93/0632, no measures notified, Article 169 letter in 1993
Greece — 93/0703, no measures notified, Article 169 letter in 1993

- France — 93/0750, no measures notified, Article 169 letter in 1993
- Luxembourg — 93/0822, no measures notified, Article 169 letter in 1993
- Netherlands — 93/0838, no measures notified, Article 169 letter in 1993
- 92/0114
Cabs of motor vehicles of category N
Member States which have notified implementing measures: all
- Germany — 93/0688, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 93/0014
Braking systems of two- and three-wheel motor vehicles
Member States which have notified implementing measures: all
- 93/0029
Identification of controls, tell-tales and indicators for two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0017, no measures notified, Article 169 letter in 1995
- 93/0030
Audible warning devices for two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0018, no measures notified, Article 169 letter in 1995
- 93/0031
Stands for two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0019, no measures notified, Article 169 letter in 1995
- 93/0032
Passenger hand-holds for two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0020, no measures notified, Article 169 letter in 1995
- 93/0033
Devices to prevent unauthorized use of two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0021, no measures notified, Article 169 letter in 1995
- 93/0034
Statutory markings for two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0022, no measures notified, Article 169 letter in 1995
- 93/0059
Air pollution by emissions from motor vehicles
Member States which have notified implementing measures: A, S, FIN, DK
- Belgium — 93/0977, no measures notified, Article 169 letter in 1993
- Germany — 93/0995, no measures notified, Article 169 letter in 1993
- Greece — 93/1023, no measures notified, Article 169 letter in 1993
- Spain — 93/1004, no measures notified, Article 169 letter in 1993
- France — 93/1018, no measures notified, Article 169 letter in 1993
- Ireland — 93/1040, no measures notified, Article 169 letter in 1993
- Italy — 93/1053, no measures notified, Article 169 letter in 1993
- Luxembourg — 93/1071, no measures notified, Article 169 letter in 1993
- Netherlands — 93/1061, no measures notified, Article 169 letter in 1993
- Portugal — 93/1083, no measures notified, Article 169 letter in 1993
- United Kingdom — 93/1094, no measures notified, Article 169 letter in 1993
- 93/0081
Type-approval of motor vehicles
Member States which have notified implementing measures: B, D, EL, E, F, IRL, L, NL, UK
- Denmark — 94/0805, no measures notified, Article 169 letter in 1995
- France — 94/0848, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 94/0888, no measures notified, Article 169 letter in 1995
- Portugal — 94/0954, no measures notified, Article 169 letter in 1995
- 93/0091
Interior fittings of motor vehicles
Member States which have notified implementing measures: all
- 93/0092
Lighting and light-signalling devices
Member States which have notified implementing measures: all except B, EL
- Belgium — 95/0396, no measures notified, Article 169 letter in 1995
- Greece — 95/0452, no measures notified, Article 169 letter in 1995
- 93/0093
Masses and dimensions of two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0397, no measures notified, Article 169 letter in 1995
- 93/0094
Rear registration plate of two- or three-wheel motor vehicles
Member States which have notified implementing measures: all except B
- Belgium — 95/0398, no measures notified, Article 169 letter in 1995
- 93/0116
Fuel consumption of motor vehicles
Member States which have notified implementing measures: B, DK, D, EL, E, I, L, NL, P, UK

- Greece — 94/0539, no measures notified, Article 169 letter in 1994 — terminated in 1995
- France — 94/0560, no measures notified, Article 169 letter in 1994
- Ireland — 94/0567, no measures notified, Article 169 letter in 1994
- Luxembourg — 94/0582, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 94/0012
Pollution by emissions from motor vehicles
Member States which have notified implementing measures: all except B, EL, A
- Belgium — 94/0975, no measures notified, Article 169 letter in 1995
- Greece — 94/0974, no measures notified, Article 169 letter in 1995
- 94/0020
Motor vehicles
Member States which have notified implementing measures: A, FIN
- 94/0053
Identification of motor vehicles
Member States which have notified implementing measures: all except B, L, NL, P, UK, FIN, S
- Belgium — 95/240, no measures notified, Article 169 letter in 1995
- Portugal — 95/372, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/386, no measures notified, Article 169 letter in 1995
- 94/0068
Windscreen wiper and washer systems of motor vehicles
Member States which have notified implementing measures: all except B, L, NL, P, UK, S
- Luxembourg — 95/0578 no measures notified, Article 169 letter in 1995
- Netherlands — 95/0595 no measures notified, Article 169 letter in 1995
- Portugal — 95/0621 no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0639 no measures notified, Article 169 letter in 1995
- 94/0078
Wheel guards of motor vehicles
Member States which have notified implementing measures: all except B, L, NL, P, UK, S
- Luxembourg — 95/0580 no measures notified, Article 169 letter in 1995
- Netherlands — 95/0597 no measures notified, Article 169 letter in 1995
- Portugal — 95/0623 no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0642 no measures notified, Article 169 letter in 1995
- 94/0054
Wheel guards of motor vehicles
Member States which have notified implementing measures: D
- Construction products
- 89/0106
Construction products
Member States which have notified implementing measures: DK, D, E, EL, F, FIN, IRL, I, L, NL, P, S, UK
- Belgium — 92/0026, no measures notified, reasoned opinion in 1993
- Machinery
- 69/0493
Crystal glass
Member States which have notified implementing measures: all except FIN, S, A
- 71/0316
Measuring instruments
Member States which have notified implementing measures: all
- 71/0317
Medium accuracy weights
Member States which have notified implementing measures: all
- 71/0318
Gas volume meters
Member States which have notified implementing measures: all
- 71/0319
Meters for liquids
Member States which have notified implementing measures: all
- 71/0347
Measuring of grain
Member States which have notified implementing measures: all
- 71/0348
Meters for liquids
Member States which have notified implementing measures: all
- 71/0349
Calibration of the tanks of vessels
Member States which have notified implementing measures: all except S
- 72/0427
Measuring instruments
Member States which have notified implementing measures: all
- 73/0023
Electrical equipment — low tension
Member States which have notified implementing measures: all
- 73/0360
Weighing instruments
Member States which have notified implementing measures: all except A, S
- 73/0361
Marking of wire-ropes, chains and hooks
Member States which have notified implementing measures: all

73/0362 Measures of length Member States which have notified implementing measures: all	76/0767 Pressure vessels Member States which have notified implementing measures: all
74/0148 Weights of above-medium accuracy Member States which have notified implementing measures: all	76/0891 Electrical energy meters Member States which have notified implementing measures: all
74/0331 Gas volume meters Member States which have notified implementing measures: all except FIN	77/0095 Taximeters Member States which have notified implementing measures: all except S
75/0033 Water meters Member States which have notified implementing measures: all	77/0313 Measuring of liquids Member States which have notified implementing measures: all except S
75/0106 Pre-packaged liquids Member States which have notified implementing measures: all	78/0365 Gas volume meters Member States which have notified implementing measures: all
75/0107 Bottles used as measuring containers Member States which have notified implementing measures: all	78/0629 Measures of length Member States which have notified implementing measures: all
75/0324 Aerosols Member States which have notified implementing measures: all	78/0891 Pre-packaging Member States which have notified implementing measures: all
75/0410 Continuous totalizing weighing machines Member States which have notified implementing measures: all except FIN	78/1031 Automatic check-weighing machines Member States which have notified implementing measures: all except S
76/0117 Electrical equipment Member States which have notified implementing measures: all	79/0196 Electrical equipment Member States which have notified implementing measures: all
76/0211 Pre-packaged products Member States which have notified implementing measures: all	79/0830 Water meters Member States which have notified implementing measures: all
76/0434 Marking of wire-ropes, chains and hooks Member States which have notified implementing measures: all	79/1005 Pre-packaged liquids Member States which have notified implementing measures: all
76/0696 Non-automatic weighing machines Member States which have notified implementing measures: all except A, S	80/0181 Units of measurement Member States which have notified implementing measures: all
76/0764 Thermometers Member States which have notified implementing measures: all	80/0232 Pre-packaged products Member States which have notified implementing measures: all
76/0765 Alcoholometers Member States which have notified implementing measures: all	82/0621 Electrical energy meters Member States which have notified implementing measures: all
76/0766 Alcohol tables Member States which have notified implementing measures: all	82/0622 Weighing instruments Member States which have notified implementing measures: all

82/0623 Gas volume meters Member States which have notified implementing measures: all except S	85/0010 Pre-packaged liquids Member States which have notified implementing measures: all
82/0624 Alcoholometers Member States which have notified implementing measures: all except S	85/0146 Measures of length Member States which have notified implementing measures: all
82/0625 Measuring systems for liquids Member States which have notified implementing measures: all except S	86/0096 Pre-packaging Member States which have notified implementing measures: all
83/0128 Clinical thermometers — mercury Member States which have notified implementing measures: all except S	86/0217 Pressure gauges Member States which have notified implementing measures: all except S
83/0575 Measuring instruments Member States which have notified implementing measures: all	86/0295 Construction plant Member States which have notified implementing measures: all
84/0047 Electrical equipment Member States which have notified implementing measures: all	86/0296 Construction plant Member States which have notified implementing measures: all
84/0414 Thermometers Member States which have notified implementing measures: all except S	86/0312 Electrically-operated lifts Member States which have notified implementing measures: all
84/0525 Steel gas cylinders Member States which have notified implementing measures: all	86/0663 Self-propelled industrial trucks Member States which have notified implementing measures: all
84/0526 Aluminium gas cylinders Member States which have notified implementing measures: all	87/0354 Industrial products — distinctive numbers and letters Member States which have notified implementing measures: all
84/0527 Welded steel gas cylinders Member States which have notified implementing measures: all	87/0355 Measuring instruments Member States which have notified implementing measures: all
84/0528 Lifting appliances Member States which have notified implementing measures: all	87/0356 Pre-packaged products Member States which have notified implementing measures: all
84/0529 Electrically-operated lifts Member States which have notified implementing measures: all	87/0404 Pressure vessels Member States which have notified implementing measures: all Italy — 93/4069, not properly applied, reasoned opinion in 1994
84/0532 Construction plant Member States which have notified implementing measures: all	88/0316 Pre-packaged liquids Member States which have notified implementing measures: all
84/0539 Electro-medical equipment Member States which have notified implementing measures: A, B, DK, D, EL, E, F, IRL, I, L, NL, P, UK	88/0571 Electrical equipment Member States which have notified implementing measures: all
85/0001 Units of measurement Member States which have notified implementing measures: all	

- 88/0665
Attestations and certificates
Member States which have notified implementing measures: all
- 89/0240
Self-propelled industrial trucks
Member States which have notified implementing measures: all
- 89/0336
Electromagnetic compatibility
Member States which have notified implementing measures: A, FIN, S, B, DK, D, F, L, I, NL, UK, EL, E, P
Belgium — 92/0652, no measures notified, reasoned opinion in 1993 — terminated in 1995
Greece — 92/0742, no measures notified, reasoned opinion in 1993 — terminated in 1995
Spain — 92/0743, no measures notified, reasoned opinion in 1993 — terminated in 1995
Ireland — 92/0793, no measures notified, reasoned opinion in 1993, referral in 1994 — Case C-94/240
Netherlands — 92/0875, no measures notified, reasoned opinion in 1993, referral in 1994 — terminated in 1995
- 89/0392
Machinery
Member States which have notified implementing measures: A, FIN, S, B, DK, D, F, IRL, L, NL, UK, EL, E, P
Italy — 92/0328, no measures notified, referral in 1994 — Case C-94/182
- 89/0617
Units of measurement
Member States which have notified implementing measures: B, DK, D, F, IRL, I, L, NL, P, UK, FIN, S
Greece — 92/0272, no measures notified, suppl. reasoned opinion in 1994
Spain — 92/0157, no measures notified, suppl. reasoned opinion in 1994
Portugal — 92/0510, no measures notified, reasoned opinion in 1993 (to be terminated in 1995)
- 89/0676
Pre-packaged liquids
Member States which have notified implementing measures: all
- 89/0686
Personal protective equipment
Member States which have notified implementing measures: all
- 90/0384
Weighing instruments
Member States which have notified implementing measures: all
- 90/0385
Active implantable medical devices
Member States which have notified implementing measures: FIN, S, DK, D, F, IRL, I, L, NL, UK, EL, E, P
Belgium — 92/0657, no measures notified, reasoned opinion in 1993, referral in 1994 — Case C-95/239
- Germany — 92/0697, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 92/0737, no measures notified, reasoned opinion in 1993
- France — 92/0773, no measures notified, reasoned opinion in 1993 — terminated in 1995
- Ireland — 92/0798, no measures notified, reasoned opinion in 1993 — terminated in 1995
- 90/0396
Gas appliances
Member States which have notified implementing measures: all except A
- 90/0486
Electrically-operated lifts
Member States which have notified implementing measures: all
- 90/0487
Electrical equipment
Member States which have notified implementing measures: all
Italy — 92/0824, no measures notified, referral in 1994
- 90/0488
Pressure vessels
Member States which have notified implementing measures: all
- 91/0368
Machinery (amendment)
Member States which have notified implementing measures: A, FIN, S, B, DK, D, F, IRL, L, NL, UK, EL, E, P
Italy — 92/0368, no measures notified, reasoned opinion in 1993, referral in 1993 — Case C-94/182
- 92/0031
Electromagnetic compatibility (amendment)
Member States which have notified implementing measures: A, B, DK, D, F, FIN, I, L, NL, UK, EL, E, P, S
Ireland — 92/0815, no measures notified, reasoned opinion in 1993, referral in 1994 — Case C-94/240
- Belgium — 92/0676, no measures notified, referral in 1994 — terminated in 1995
- Netherlands — 92/0889, no measures notified, reasoned opinion in 1993 — referral in 1994
- 93/0042
Medical devices
Member States which have notified implementing measures: DK, D, F, FIN, IRL, NL, UK, EL, E, P, S
Belgium — 94/0784, no measures notified, reasoned opinion in 1995
- Luxembourg — 94/0901, no measures notified, reasoned opinion in 1995
- Greece — 94/0988, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Spain — 94/0828, no measures notified, reasoned opinion in 1995

- Italy — 94/0878, no measures notified, reasoned opinion in 1995
- Netherlands — 94/0913, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 94/0935, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0958, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 93/0044
Machinery (amendment)
Member States which have notified implementing measures: B, DK, IRL, NL, UK, E, P, A, FIN, S
- Germany — 94/0812, no measures notified, reasoned opinion in 1995
- Greece — 94/0986, no measures notified, reasoned opinion in 1995
- France — 94/0839, no measures notified, reasoned opinion in 1995
- Ireland — 94/0858, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 94/0879, no measures notified, reasoned opinion in 1995
- Luxembourg — 94/0902, no measures notified, reasoned opinion in 1995
- Netherlands — 94/0914, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Portugal — 94/0936, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 93/0095
Personal protective equipment
Member States which have notified implementing measures: B, DK, IRL, L, NL, UK, EL, E, P, A, FIN, S
- Belgium — 94/0404, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Germany — 94/0418, no measures notified, reasoned opinion in 1995
- Denmark — 94/0411, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0421, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 94/0451, no measures notified, reasoned opinion in 1995
- Italy — 94/0470, no measures notified, reasoned opinion in 1995
- Luxembourg — 94/0476, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Portugal — 94/0493, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Netherlands — 94/0481, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 94/0001
Aerosol dispensers
Member States which have notified implementing measures: B, DK, F, IRL, L, NL, EL, E, P, A, FIN
- Germany — 94/0820, no measures notified, reasoned opinion in 1995
- Denmark — 94/0806, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Spain — 94/0834, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0975, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 94/0851, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 94/0891, no measures notified, reasoned opinion in 1995
- Ireland — 94/0867, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Luxembourg — 94/0909, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Netherlands — 94/0924, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 94/0948, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 94/0971, no measures notified, reasoned opinion in 1995
- 94/0009
Electrical equipment in potentially explosive atmospheres
Member States which have notified implementing measures: DK, L
- 94/0026
Electrical equipment in potentially explosive atmospheres (amendment 79/196)
Member States which have notified implementing measures: A, FIN, S, DK, D, F, I, NL, UK, EL, E
- Belgium — 95/0237, no measures notified, Article 169 letter in 1995
- Spain — 95/0289, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Greece — 95/0275, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Ireland — 95/0310, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0342, no measures notified, reasoned opinion in 1995
- Portugal — 95/0369, no measures notified, reasoned opinion in 1995
- United Kingdom — 95/0383, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)

Free movement — special arrangements

91/0477

Acquisition and possession of weapons

Member States which have notified implementing measures: all, except A, FIN and S

93/0007

Return of cultural objects unlawfully removed from the territory of a Member State

Member States which have notified implementing measures: DK, E, FIN, F, IRL, NL, P, S, UK

Spain — 94/0550, no measures notified, Article 169 letter in 1994 — terminated in 1995

France — 94/0556, no measures notified, Article 169 letter in 1994 — terminated in 1995

Netherlands — 94/0584, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0591, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0532, no measures notified, Article 169 letter in 1994

Belgium — 94/0518, no measures notified, Article 169 letter in 1994

Greece — 94/0546, no measures notified, Article 169 letter in 1994

Italy — 94/0569, no measures notified, Article 169 letter in 1994

Luxembourg — 94/0578, no measures notified, Article 169 letter in 1994

— Persons

Right of residence

64/0221

Public policy and public health

Member States which have notified implementing measures: all

73/0148

Movement and residence of nationals of the Member States

Member States which have notified implementing measures: all

90/0364

Right of residence

Member States which have notified implementing measures: B, DK, EL, E, F, IRL, I, L, NL, P, UK

United Kingdom — 92/0920, no measures notified, reasoned opinion in 1993 — terminated in 1995

Germany — no measures notified — referral in 1995

90/0365

Right of residence for employees and self-employed persons who have ceased their occupational activity

Member States which have notified implementing measures: B, DK, E, EL, F, IRL, I, L, NL, P, UK

United Kingdom — 92/0921, no measures notified, reasoned opinion in 1993 — terminated in 1995

Germany — no measures notified — referral in 1995

90/0366

Right of residence for students (Directive annulled by Court of Justice. See Directive 93/96 which replaces it)

93/0096

Right of residence for students

Member States which have notified implementing measures: B, DK, E, EL, F, IRL, I, L, NL, P, UK

Germany — no measures notified, reasoned opinion in 1995 — referral in 1995

Voting rights

93/0109

Right to vote and stand as candidate for elections to European Parliament

Member States which have notified implementing measures: all

Mutual recognition of diplomas

63/0261

Freedom of establishment for agricultural workers

Member States which have notified implementing measures: all

63/0262

Freedom of establishment in agriculture — abandoned holdings

Member States which have notified implementing measures: all

64/0222

Wholesale trade and intermediaries in commerce, industry and small craft industries (transitional measures)

Member States which have notified implementing measures: all

64/0223

Freedom of establishment — wholesale trade

Member States which have notified implementing measures: all

64/0224

Freedom of establishment — intermediaries in commerce, industry and small craft industries

Member States which have notified implementing measures: all

64/0427

Processing industries (transitional measures)

Member States which have notified implementing measures: all

64/0428

Freedom of establishment — mining and quarrying

Member States which have notified implementing measures: all

- 64/0429
Freedom of establishment — processing industries
Member States which have notified implementing measures: all except A
- 65/0001
Freedom to provide services — agriculture
Member States which have notified implementing measures: all
- 66/0162
Freedom of establishment — electricity, gas, water and sanitary services
Member States which have notified implementing measures: all
- 67/0043
Freedom of establishment — real-estate agents
Member States which have notified implementing measures: all
- 67/0530
Freedom for farmers to transfer from one holding to another
Member States which have notified implementing measures: all except FIN
- 67/0531
Agricultural leases
Member States which have notified implementing measures: all
- 67/0532
Agriculture — freedom of access to cooperatives
Member States which have notified implementing measures: all
- 67/0654
Freedom of establishment — forestry
Member States which have notified implementing measures: all
- 68/0192
Freedom of access to credit for farmers
Member States which have notified implementing measures: all
- 68/0363
Freedom of establishment — retail trade
Member States which have notified implementing measures: all
- 68/0364
Retail trade (transitional measures)
Member States which have notified implementing measures: all
- 68/0365
Freedom of establishment — food-manufacturing industries
Member States which have notified implementing measures: all
- 68/0366
Food-manufacturing industries
Member States which have notified implementing measures: all
Spain — 91/2377, not properly implemented, Article 169 letter in 1993, postponed in 1994 and 1995
- 68/0367
Freedom of establishment — personal services
Member States which have notified implementing measures: all
- 68/0368
Personal services (catering) (transitional measures)
Member States which have notified implementing measures: all
- 68/0369
Freedom of establishment — film distribution
Member States which have notified implementing measures: all except S
- 68/0415
Freedom of access to aid for farmers
Member States which have notified implementing measures: all
- 69/0082
Activities of the self-employed in oil and gas exploration
Member States which have notified implementing measures: all
- 70/0451
Freedom of establishment — film production
Member States which have notified implementing measures: all
- 70/0522
Freedom of establishment — wholesale coal trade
Member States which have notified implementing measures: all
- 70/0523
Wholesale coal trade (transitional measures)
Member States which have notified implementing measures: all
- 71/0018
Freedom of establishment — agriculture and horticulture
Member States which have notified implementing measures: all
- 74/0556
Toxic products (transitional measures)
Member States which have notified implementing measures: all
- 74/0557
Freedom of establishment — toxic products
Member States which have notified implementing measures: all
- 75/0362 (*)
Mutual recognition of medical qualifications
Member States which have notified implementing measures: all
Spain — 90/0981, not properly implemented, reasoned opinion in 1991, suspended in 1992 and 1993, immediate action (reasoned opinion) in 1995
- (*) This Directive was consolidated by Directive 93/16.
- 75/0363 (*)
Activities of doctors
Member States which have notified implementing measures: all
- (*) This Directive was consolidated by Directive 93/16.

- 75/0368
Freedom of establishment — various activities
Member States which have notified implementing measures: all
- 75/0369
Freedom of establishment — itinerant activities
Member States which have notified implementing measures: all
- 77/0249
Lawyers
Member States which have notified implementing measures: all
- 77/0452
Mutual recognition of qualifications — nurses
Member States which have notified implementing measures: all
United Kingdom — 91/4846, not properly applied, Article 169 letter in 1992, reasoned opinion in 1995
- 77/0453
Activities of nurses
Member States which have notified implementing measures: all
Spain — 91/4352, not properly applied, Article 169 letter in 1993, suppl. Article 169 letter in 1994, immediate action (suppl. Article 169 letter) in 1995
- 78/0686
Dentists
Member States which have notified implementing measures: all
Spain — 90/411, not properly applied, reasoned opinion in 1992, postponed in 1995
Germany — 87/434, not properly applied, reasoned opinion in 1992, referral decided in 1993, referral in 1995
Germany — 91/2098, not properly applied, Article 169 letter in 1992 — terminated in 1995
Italy — 90/412, not properly applied, referral in 1993, judgment in 1995 — Case C-93/40
- 78/0687
Dentists
Member States which have notified implementing measures: all
Spain — 90/411, not properly applied, reasoned opinion in 1992, postponed in 1995
Italy — 90/412, not properly applied, referral in 1993, judgment in 1995 — Case C-93/40
- 78/1026
Veterinary surgeons
Member States which have notified implementing measures: all
- 78/1027
Veterinary surgeons
Member States which have notified implementing measures: all
- 80/0154
Mutual recognition of qualifications — midwives
Member States which have notified implementing measures: all
- 80/0155
Activities of midwives
Member States which have notified implementing measures: all
- 80/1057
Acquired rights — doctors, nurses, dentists and veterinary surgeons
Member States which have notified implementing measures: all
- 80/1273
Mutual recognition of qualifications — midwives
Member States which have notified implementing measures: all
- 82/0076
Doctors
Member States which have notified implementing measures: all
- 82/0470
Services incidental to transport
Member States which have notified implementing measures: all
- 82/0489
Hairdressers
Member States which have notified implementing measures: all
Spain — 91/2377, not properly implemented, Article 169 letter in 1993, postponed in 1994
- 85/0384
Architects
Member States which have notified implementing measures: all
Spain — 90/0349, not properly implemented, referral in 1992, immediate action (referral) in 1995
Italy — 94/0003, not properly implemented, Article 169 letter in 1994, reasoned opinion in 1995
- 85/0432
Pharmacists
Member States which have notified implementing measures: all
Italy — 91/820, not properly applied, referral in 1994 — Case C-94/307
- 85/0433
Pharmacists
Member States which have notified implementing measures: all
- 85/0584
Pharmacists
Member States which have notified implementing measures: all

85/0614

Architects

Member States which have notified implementing measures: all
Spain — 90/0349, not properly implemented, reasoned
opinion in 1992, suspended (referral) in 1993,
immediate action (referral) in 1995

86/0017

Architects

Member States which have notified implementing measures: all
Spain — 90/0349, not properly implemented, reasoned
opinion in 1992, suspended (referral) in 1993,
immediate action (referral) in 1995

86/0457 (*)

Training in general medicine

Member States which have notified implementing measures: all
Germany — 91/0787, not properly applied, Article 169
letter in 1991, suppl. Article 169 letter decided
in 1993, immediate action (suppl. Article 169
letter) in 1995

(*) This Directive was consolidated by Directive 93/16.

89/0048

Mutual recognition of higher-education diplomas

Member States which have notified implementing measures: all
except A, B and EL

Belgium — 91/653, no measures notified, referral in
1994, judgment in 1995 — Case C-94/316

Greece — 91/668, no measures notified, reasoned
opinion in 1992 — referral in 1994, judgment
in 1995 — Case C-93/365

89/0594

Mutual recognition of diplomas — doctors, nurses, dentists,
veterinary surgeons and midwives

Member States which have notified implementing measures: all
except E and P

Spain — 92/154, no measures notified, reasoned
opinion in 1995

Portugal — 92/512, no measures notified, reasoned
opinion in 1995

France — 92/2292, not properly implemented, reasoned
opinion decided in 1994, immediate action
(reasoned opinion) in 1995

89/0595

Mutual recognition of diplomas — nurses

Member States which have notified implementing measures: all
except UK

United Kingdom — 92/534, no measures notified, suspended
(reasoned opinion) in 1993, immediate action
(reasoned opinion) in 1995

90/0658 (*)

Mutual recognition of diplomas — unification of Germany
Member States which have notified implementing measures: D,
F, I, EL, IRL, L, NL, DK

United Kingdom — 92/551, no measures notified, suspended
(reasoned opinion) in 1993, immediate action
(reasoned opinion) in 1995

Belgium — 92/0055, no measures notified, reasoned
opinion in 1994, postponed in 1995

Spain — 92/0175, no measures notified, reasoned
opinion in 1993 — referral in 1995

Portugal — 92/487, no measures notified, reasoned
opinion in 1993, immediate action (reasoned
opinion) in 1994 and 1995

(*) This Directive was consolidated by Directive 93/16.

92/0051

Mutual recognition of diplomas — second general system
Member States which have notified implementing measures: D,
DK, E, I, FIN, F, L, NL, S

Belgium — 94/0623, no measures notified, reasoned
opinion in 1995

Denmark — 94/0635, no measures notified, postponed in
1994 — terminated in 1995

Spain — 94/0660, no measures notified, Article 169
letter in 1994 — terminated in 1995

France — 94/0674, no measures notified, Article 169
letter in 1994 — terminated in 1995

Greece — 94/0702, no measures notified, reasoned
opinion in 1995

Ireland — 94/0707, no measures notified, reasoned
opinion in 1995

Portugal — 94/0749, no measures notified, reasoned
opinion in 1995

United Kingdom — 94/0767, no measures notified, reasoned
opinion in 1995

94/0038

Amendment of Annexes C and D to Directive 92/51

Implementing measures not required in countries which have
already transposed Directive 92/51 (except for Italy, which has
not notified implementing measures)

95/0043

Amendment of Annexes C and D to Directive 92/51

Implementing measures not required in countries which have
already transposed Directive 92/51 (except for Italy, which has
not notified implementing measures)

Self-employed commercial agents

86/653

Self-employed commercial agents

Member States which have notified implementing measures: all

Belgium — 90/0444, no measures notified, reasoned opinion in 1992 — terminated in 1995

Ireland — 94/2287, incorrect transposal, Article 169 letter in 1995

Italy — 95/2178, incorrect transposal, Article 169 letter in 1995

United Kingdom — 95/2182, incorrect transposal

— Services

Audiovisual media

89/0552

Television without frontiers

Member States which have notified implementing measures: all

Belgium — 92/2159, not properly implemented — referral in 1994

Greece — 93/2158, not properly implemented, reasoned opinion in 1994

France — 92/2164, not properly implemented, reasoned opinion in 1994

Ireland — 92/2163, not properly implemented, reasoned opinion in 1995

Italy — 92/2168, not properly implemented — referral in 1994

Netherlands — 92/2165, not properly implemented, reasoned opinion in 1995

Portugal — 92/2166, not properly implemented, reasoned opinion in 1994

United Kingdom — 92/2167, not properly implemented — referral in 1994

United Kingdom — 94/4089, not properly applied, reasoned opinion in 1995

Telecommunications

87/0372

Cellular communications — frequency bands to be reserved

Member States which have notified implementing measures: all

90/0387

Telecommunications — open network provision (ONP)

Member States which have notified implementing measures: all

90/0544

Frequency bands for radio paging

Member States which have notified implementing measures: all

Ireland — 92/0308, no measures notified, Article 169 letter in 1992 — terminated in 1995

91/0263

Telecommunications terminal equipment

Member States which have notified implementing measures: DK, D, E, F, I, NL, P, UK

Belgium — 92/0966, no measures notified, Article 169 letter in 1992 — referral in 1994 — Case C-94/218

Greece — 92/0975, no measures notified, Article 169 letter in 1992 — referral in 1994 — Case C-94/260

Ireland — 92/0985, no measures notified, Article 169 letter in 1992 — referral in 1994

Luxembourg — 92/0994, no measures notified, Article 169 letter in 1992 — referral in 1994

91/0287

Cordless telecommunications — frequency bands

Member States which have notified implementing measures: all

92/0044

Application of open network provision to leased lines

Member States which have notified implementing measures: B, DK, D, F, IRL, I, NL, P, UK

Denmark — 93/0651, no measures notified, Article 169 letter in 1993 — terminated in 1995

Greece — 93/0712, no measures notified, referral in 1994 — Case C-94/259

Spain — 93/0725, no measures notified, referral in 1994 — Case C-94/266

Ireland — 93/0770, no measures notified, referral in 1994 — Case C-94/223 — terminated in 1995

Italy — 93/0791, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/0816, no measures notified — referral in 1994 — Case C-94/220

Portugal — 93/0851, no measures notified, reasoned opinion in 1994 — terminated in 1995

United Kingdom — 93/0878, no measures notified, Article 169 letter in 1993 — terminated in 1995

93/0097

Satellite Earth-station equipment

Member States which have notified implementing measures: DK, D, F, UK

Belgium — 95/0399, no measures notified, Article 169 letter in 1995

Greece — 95/0453, no measures notified, Article 169 letter in 1995

Spain — 95/0479, no measures notified, Article 169 letter in 1995

- Ireland — 95/0524, no measures notified, Article 169 letter in 1995
- Italy — 95/0544, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0567, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0588, no measures notified, Article 169 letter in 1995
- Portugal — 95/0605, no measures notified, Article 169 letter in 1995
- Financial services
- 64/0225
Freedom of establishment
Member States which have notified implementing measures: all
- 72/0166
First Directive on insurance for motor vehicles
Member States which have notified implementing measures: all
- 73/0183
Freedom of establishment for banks
Member States which have notified implementing measures: all
- 73/0239
First Directive on insurance other than life assurance
Member States which have notified implementing measures: all
- 77/0092
Freedom of establishment — insurance brokers
Member States which have notified implementing measures: all
Luxembourg — 92/2284, not properly applied, reasoned opinion in 1995
Greece — 91/0775, not properly applied, reasoned opinion in 1994
Portugal — 90/6022, not properly applied, Article 169 letter in 1994 — terminated in 1995
- 77/0780
First Directive on the coordination of banking laws
Member States which have notified implementing measures: all
- 78/0473
Community co-insurance
Member States which have notified implementing measures: all
- 79/0267
First Directive on life assurance
Member States which have notified implementing measures: all
- 79/0279
Admission of securities to stock-exchange listing
Member States which have notified implementing measures: all
- 80/0390
Admission of securities to stock-exchange listing — particulars to be published
Member States which have notified implementing measures: all
- 82/0121
Information to be published regularly by companies
Member States which have notified implementing measures: all
- 84/0005
Second Directive on motor-vehicle insurance
Member States which have notified implementing measures: all
- 84/0641
Tourist assistance
Member States which have notified implementing measures: all
- 85/0611
Undertakings for collective investment
Member States which have notified implementing measures: all
- 86/0635
Annual accounts of banks
Member States which have notified implementing measures: all
Greece — 91/0370, no measures notified, referral in 1994 — terminated in 1995
- 87/0343
Credit insurance and suretyship insurance
Member States which have notified implementing measures: all
- 87/0344
Legal-expenses insurance
Member States which have notified implementing measures: all
- 87/0345
Admission of securities to stock-exchange listing — particulars to be published
Member States which have notified implementing measures: all
- 88/0220
Investment policy of certain undertakings for collective investment in transferable securities
Member States which have notified implementing measures: all
- 88/0357
Second Directive on insurance other than life assurance
Member States which have notified implementing measures: B, DK, D, E, F, IRL, I, L, NL, P, UK, A, FIN, S
Greece — 90/0631, no measures notified, referral (C-94/207) in 1994 — judgment on 29. 6. 1995
- 88/0627
Major holdings in a listed company
Member States which have notified implementing measures: all
- 89/0117
Publication of accounting documents of credit institutions
Member States which have notified implementing measures: all
Greece — 92/0279, no measures notified, referral in 1994 — terminated in 1995

89/0298

Prospectuses for transferable securities on offer to the public
Member States which have notified implementing measures: all

89/0299

Own funds of credit institutions
Member States which have notified implementing measures: all

89/0592

Insider dealing
Member States which have notified implementing measures: all

89/0646

Second banking Directive
Member States which have notified implementing measures: all

89/0647

Solvency ratio for credit institutions
Member States which have notified implementing measures: all

90/0211

Admission of securities to stock-exchange listing — particulars
to be published
Member States which have notified implementing measures: all

90/0232

Third Directive on insurance for motor vehicles
Member States which have notified implementing measures:
DK, D, EL, F, IRL, I, L, NL, P, UK, A, FIN, S
Belgium — 93/0033, no measures notified, Article 169
letter in 1994
Spain — 93/0200, no measures notified, reasoned
opinion in 1994 — referral in 1995
Portugal — 93/0445, no measures notified, Article 169
letter in 1993 — terminated in 1995

90/0618

Insurance of motor vehicles
Member States which have notified implementing measures: B,
DK, D, F, IRL, I, L, NL, P, UK, A, FIN, S
Greece — 92/0606, no measures notified, referral in
1994 — Case C-109/94 — judgment on
29. 6. 1995
Spain — 92/0592, no measures notified, referral in
1994 — Case C-147/94 — judgment on
6. 4. 1995

90/0619

Second Directive on life assurance
Member States which have notified implementing measures: B,
DK, D, F, IRL, I, L, NL, P, UK, A, FIN, S
Germany — 92/0973, no measures notified, Article 169
letter in 1992 — terminated in 1995
Greece — 92/0974, no measures notified, referral in
1994 — Case C-225/94 — judgment on
29. 6. 1995
Spain — 92/0981, no measures notified, referral in
1994 — Case C-242/94 — judgment on
12. 10. 1995
Ireland — 92/0986, no measures notified, reasoned
opinion in 1994 — terminated in 1995

91/0308

Money laundering
Member States which have notified implementing measures: all
Ireland — 93/0271, no measures notified, reasoned
opinion in 1994 — terminated in 1995

91/0371

Implementation of the agreement between the EEC and Swit-
zerland on insurance
Member States which have notified implementing measures: B,
DK, D, F, I, NL, P, UK
Belgium — 93/0896, no measures notified, Article 169
letter in 1993 — terminated in 1995
Greece — 93/0916, no measures notified, reasoned
opinion in 1994
Spain — 93/0917, no measures notified, reasoned
opinion in 1994
Ireland — 93/0931, no measures notified, reasoned
opinion in 1994 — referral in 1995
Luxembourg — 93/0939, no measures notified, reasoned
opinion in 1994 — referral in 1995

91/0633

Own funds of credit institutions
Member States which have notified implementing measures: all

91/0674

Annual accounts of insurance undertakings
Member States which have notified implementing measures: D,
DK, F, L, NL, P, UK, A, FIN, S
Belgium — 94/0008, no measures notified, reasoned
opinion in 1994
Denmark — 94/0039, no measures notified, Article 169
letter in 1994 — terminated in 1995
Germany — 94/0070, no measures notified, reasoned
opinion in 1994 — terminated in 1995
Greece — 94/0125, no measures notified, reasoned
opinion in 1994
Spain — 94/0136, no measures notified, Article 169
letter in 1994
Ireland — 94/0202, no measures notified, reasoned
opinion in 1994 — referral in 1995
Italy — 94/0234, no measures notified, reasoned
opinion in 1994 — suspended in 1995
Luxembourg — 94/0269, no measures notified, reasoned
opinion in 1994 — terminated in 1995

92/0030

Supervision of credit institutions
Member States which have notified implementing measures: all
except A
Germany — 93/0085, no measures notified, Article 169
letter in 1993 — terminated in 1995
Greece — 93/0134, no measures notified, reasoned
opinion in 1994 — terminated in 1995

92/0049

Third Directive on insurance other than life assurance
Member States which have notified implementing measures: B, DK, D, F, L, I, IRL, NL, P, UK, A, FIN, S

Belgium — 94/0012, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/4124, not properly applied, Article 169 letter in 1994

Greece — 94/0124, no measures notified, reasoned opinion in 1994 — referral in 1995

Spain — 94/0140, no measures notified, reasoned opinion in 1994

Ireland — 94/0205, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0238, no measures notified, Article 169 letter in 1994 — terminated in 1995

Luxembourg — 94/0272, no measures notified, Article 169 letter in 1994 — terminated in 1995

92/0096

Third Directive on life assurance
Member States which have notified implementing measures: B, DK, D, F, I, IRL, L, NL, P, UK, A, FIN, S

Belgium — 94/0017, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0079, no measures notified, Article 169 letter in 1994 — terminated in 1995

Greece — 94/0116, no measures notified, reasoned opinion in 1994

Spain — 94/0145, no measures notified, reasoned opinion in 1994

France — 94/0179, no measures notified, Article 169 letter in 1994 — terminated in 1995

Ireland — 94/0211, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0244, no measures notified, Article 169 letter in 1994 — terminated in 1995

Luxembourg — 94/0278, no measures notified, Article 169 letter in 1994 — terminated in 1995

Netherlands — 94/0312, no measures notified, Article 169 letter in 1994 — terminated in 1995

United Kingdom — 94/0376, no measures notified, Article 169 letter in 1994 — terminated in 1995

92/0121

Large exposures of credit institutions
Member States which have notified implementing measures: all except A

Germany — 94/0084, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0349, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0006

Capital adequacy
Member States which have notified implementing measures: E and S

93/0022

Investment services
Member States which have notified implementing measures: IRL, NL, S, UK

Belgium — 95/0392, no measures notified, Article 169 letter in 1995

Denmark — 95/0420, no measures notified, Article 169 letter in 1995

Germany — 95/0431, no measures notified, Article 169 letter in 1995

Greece — 95/0449, no measures notified, Article 169 letter in 1995

Spain — 95/0475, no measures notified, Article 169 letter in 1995

France — 95/0499, no measures notified, Article 169 letter in 1995

Italy — 95/0540, no measures notified, Article 169 letter in 1995

Luxembourg — 95/0566, no measures notified, Article 169 letter in 1995

Netherlands — 95/0586, no measures notified, Article 169 letter in 1995

Portugal — 95/0602, no measures notified, Article 169 letter in 1995

United Kingdom — 95/0630, no measures notified, Article 169 letter in 1995

94/0007

Multilateral Development Banks
Member States which have notified implementing measures: A, B, D, FIN, F, L, NL

Denmark — 95/0035, Article 169 letter in 1995, reasoned opinion in 1995

Greece — 95/0071, Article 169 letter in 1995, reasoned opinion in 1995

Spain — 95/0087, Article 169 letter in 1995, reasoned opinion in 1995

Ireland — 95/0119, Article 169 letter in 1995, reasoned opinion in 1995

Italy — 95/0137, Article 169 letter in 1995, reasoned opinion in 1995

Portugal — 95/0183, Article 169 letter in 1995, reasoned opinion in 1995

United Kingdom — 95/0206, Article 169 letter in 1995, reasoned opinion in 1995

94/0019

Deposit guarantee schemes
Member States which have notified implementing measures: B, DK, EL, IRL, F, NL, P, FIN, UK, S

Germany — 94/0032, Article 169 letter in 1995

Spain — 95/0482, Article 169 letter in 1995

Italy — 95/0547, Article 169 letter in 1995

Luxembourg — 95/0572, Article 169 letter in 1995

— Company law

68/0151

First Directive on company law

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, S, UK

Germany — 90/0322, not properly applied — referral in 1995

77/0091

Second Directive on company law

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, S, UK

78/0660

Annual accounts of companies

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, S, UK

78/0855

Company mergers

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, S, UK

82/0891

Division of companies

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, P, UK

83/0349

Consolidated accounts of companies

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, S, UK

84/0253

Audit of accounting documents

Member States which have notified implementing measures: all

89/0666

Disclosure requirements for company branches

Member States which have notified implementing measures: B, DK, D, E, EL, F, I, IRL, L, NL, P, S, UK

Belgium — 92/0036, no measures notified — terminated in 1995

89/0667

Single-member private limited companies

Member States which have notified implementing measures: B, DK, D, EL, E, F, I, IRL, L, NL, P, S, UK

Belgium — 92/0037, terminated in 1995

Spain — 92/0158, terminated in 1995

Ireland — 92/0291, terminated in 1995

90/0604

Annual accounts — consolidated accounts: publication in ECUs

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, S, UK

Spain — 94/0432, terminated in 1995

Portugal — 94/0484, terminated in 1995

90/0605

Annual accounts — consolidated accounts: scope of application
Member States which have notified implementing measures: B, DK, EL, E, F, IRL, I, L, NL, P, S, UK

Germany — 93/0108, referral in 1995

Greece — 93/0155, terminated in 1995

Spain — 93/0194, terminated in 1995

Portugal — 93/0439, terminated in 1995

92/0101

Maintenance and alteration of the capital of public limited-liability companies

Member States which have notified implementing measures: B, DK, D, E, F, I, NL, S, UK

Belgium — 94/0401, terminated in 1995

Greece — no measures notified, reasoned opinion in 1995

Spain — 94/0435, no measures notified — terminated in 1995

Ireland — 94/0458, no measures notified, reasoned opinion in 1995

Luxembourg — 94/0473, no measures notified, reasoned opinion in 1995

Portugal — 94/0489, no measures notified, reasoned opinion in 1995

— Intellectual and industrial property

87/0054

Legal protection of semi-conductor products

Member States which have notified implementing measures: all

89/0104

Trade marks

Member States which have notified implementing measures: DK, EL, E, F, FIN, I, S, A, UK

Belgium — 93/0038, no measures notified, Article 169 letter in 1993, reasoned opinion in progress

Ireland — 93/0289, no measures notified, Article 169 letter in 1993, reasoned opinion in progress

Luxembourg — 93/0369, no measures notified, Article 169 letter in 1993, reasoned opinion in progress

Netherlands — 93/0404, no measures notified, Article 169 letter in 1993, reasoned opinion in progress

91/0250

Legal protection of computer programs

Member States which have notified implementing measures: all

United Kingdom — 93/4459, not properly implemented, Article 169 letter in 1995

92/0100

Rental and lending right

Member States which have notified implementing measures: A, B, D, DK, E, EL, F, FIN, I, S

Ireland — 94/0855, no measures notified, Article 169 letter in 1995

Luxembourg — 94/0894, no measures notified, Article 169 letter in 1995

Portugal — 94/0927, no measures notified, Article 169 letter in 1995

The Netherlands — 94/0911, no measures notified, Article 169 letter in 1995

United Kingdom — 94/0952, no measures notified, Article 169 letter in 1995

93/0083

Copyright — satellite broadcast and cable re-transmission

Member States which have notified implementing measures: B, DK, E, FIN, S

Germany — 95/0047, no measures notified, Article 169 letter in 1995

Greece — 95/0065, no measures notified, Article 169 letter in 1995

France — 95/0102, no measures notified, Article 169 letter in 1995

Ireland — 95/0114, no measures notified, Article 169 letter in 1995

Italy — 95/0132, no measures notified, Article 169 letter in 1995

Luxembourg — 95/0147, no measures notified, Article 169 letter in 1995

Netherlands — 95/0157, no measures notified, Article 169 letter in 1995

Portugal — 95/0177, no measures notified, Article 169 letter in 1995

United Kingdom — 95/0201, no measures notified, Article 169 letter in 1995

93/0098

Term of protection of copyright and certain related rights

Member States which have notified implementing measures: B, DK, D, EL, E, FIN, IRL, S

France — 95/0502, no measures notified, Article 169 letter in 1995

Italy — 95/0545, no measures notified, Article 169 letter in 1995

Luxembourg — 95/0568, no measures notified, Article 169 letter in 1995

The Netherlands — 95/0589, no measures notified, Article 169 letter in 1995

Portugal — 95/0606, no measures notified, Article 169 letter in 1995

United Kingdom — 95/0632, no measures notified, Article 169 letter in 1995

— Public contracts

71/0305

Public works contracts (amended by Directive 89/0440)

Member States which have notified implementing measures: all

Spain — 90/0875, not properly implemented, referral in 1992 — Case C-91/0071 — judgment in 1993 — Article 171 letter sent in 1994, suspended in 1995

77/0062

Public supply contracts (amended by Directive 88/0295)

Member States which have notified implementing measures: all
Spain — 90/0875, not properly implemented, referral in 1992 — Case C-91/071 — judgment in 1993, Article 171 letter sent in 1994 — suspended in 1995

80/0767

Public supply contracts

Member States which have notified implementing measures: all

88/0295

Public supply contracts (amending Directive 77/0062)

Member States which have notified implementing measures: all

Germany — 92/2005, not properly implemented, referral in 1993 — Case C-93/433 — terminated in 1995

Greece — 92/0601, no measures notified, referral in 1995 — terminated in 1995

Spain — 92/0588, no measures notified, reasoned opinion in 1993 — referral in 1994 — Case C-94/256 — terminated in 1995

Italy — 92/4023, not properly implemented, Article 169 letter in 1994

Portugal — 94/2104, not properly implemented, suppl. Article 169 letter in 1994

89/0440

Public works contracts (amending Directive 71/0305)

Member States which have notified implementing measures: all

Germany — 92/2004, not properly implemented, referral in 1993 — Case C-93/433 — terminated in 1995

Belgium — 93/2156, not properly implemented, reasoned opinion in 1994 — suspended in 1995

Spain — 92/0589, no measures notified, reasoned opinion in 1993 — referral in 1994? — Case C-94/256 — terminated in 1995

Greece — 93/2295, not properly implemented, Article 169 letter in 1995 — terminated in 1995

89/0665

Public contracts — review procedures

Member States which have notified implementing measures: all

Germany — 95/2044, not properly implemented, Article 169 letter in 1995

Spain — 95/2054, not properly implemented, Article 169 letter in 1995

Greece — 92/0271, no measures notified, referral in 1995 — Case C 95/236

Greece — 94/2153, not properly implemented, reasoned opinion in 1995

Portugal — 94/2236, not properly implemented, reasoned opinion in 1995

90/0531

Public contracts — excluded sectors

Member States which have notified implementing measures: all (E: derogation until 31.12.1995, EL and P: derogation until 1998)

- Belgium — 92/0659, no measures notified, Article 169 letter in 1992, reasoned opinion in 1995 — terminated in 1995
- Belgium — 94/2289, not properly implemented, Article 169 letter in 1995
- Italy — 92/0825, no measures notified, referral in 1995 — Case C-95/113 — terminated in 1995
- United Kingdom — 94/2054, not properly implemented, Article 169 letter in 1994

92/0013

Public contracts — review procedures (excluded sectors)
Member States which have notified implementing measures: all except E, A
(EL and P: derogation until 1997)

- Belgium — 93/0016, no measures notified, reasoned opinion in 1993 — terminated in 1995
- France — 95/2082, not properly implemented, reasoned opinion in 1995
- Ireland — 95/2083, not properly implemented, Article 169 letter in 1995
- Italy — 95/2071, not properly implemented, Article 169 letter in 1995
- United Kingdom — 95/2084, not properly implemented, Article 169 letter in 1995

92/0050

Public service contracts
Member States which have notified implementing measures: all except A, B, D, EL and F

- Belgium — 93/0628, no measures notified, reasoned opinion in 1995
- Belgium — 94/2289, not properly implemented, Article 169 letter in 1995
- Germany — 93/0676, no measures notified, reasoned opinion in 1994 — referral in 1995
- Greece — 93/0711, no measures notified, referral in 1995 — Case C-95/311
- Spain — 93/0726, no measures notified, reasoned opinion in 1994
- France — 93/0744, no measures notified, referral in 1995 — Case C-95/234
- France — 95/2073, not properly implemented, reasoned opinion in 1995
- Italy — 93/0792, no measures notified, referral in 1995 — Case C-95/113 — terminated in 1995
- Portugal — 93/0852, no measures notified, reasoned opinion in 1994

93/0036

Public supply contracts
Member States which have notified implementing measures: all except A, B, D, F and I

- Belgium — 94/0626, no measures notified, reasoned opinion in 1995
- Belgium — 94/2289, not properly implemented, Article 169 letter in 1995

- Germany — 94/0650, no measures notified, reasoned opinion in 1995
- Spain — 94/0664, no measures notified, reasoned opinion in 1994
- France — 94/0677, no measures notified, reasoned opinion in 1995 — referral in 1995
- Greece — 94/0698, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Italy — 94/0722, no measures notified, reasoned opinion in 1994

93/0037

Public works contracts (consolidating instrument)
Member States are not required to notify implementing measures

- Belgium — 94/2289, not properly implemented, Article 169 letter in 1995

93/0038

Public contracts — excluded sectors
Member States which have notified implementing measures: B, DK, FIN, IRL, I, L, NL, S (E: derogation until 1997, EL and P: derogation until 1998)

- Germany — 94/0650, no measures notified, reasoned opinion in 1995
- France — 94/0838, no measures notified, reasoned opinion in 1995
- United Kingdom — 94/0957, no measures notified, reasoned opinion in 1995

REMOVAL OF TAX BARRIERS

Direct taxation

69/0335

tax system — Indirect taxes on the raising of capital
Member States which have notified implementing measures: all except FIN

77/0799

tax system — Mutual assistance — direct taxes
Member States which have notified implementing measures: all

90/0434

tax system — Company mergers and divisions
Member States which have notified implementing measures: all except EL

- Greece — 92/0603, no measures notified, reasoned opinion in 1994

90/0435

tax system — Parent companies and subsidiaries
Member States which have notified implementing measures: all

Indirect taxes

67/0227

First VAT Directive
Member States which have notified implementing measures: all

- 69/0169
Tax-free allowances for travellers
Member States which have notified implementing measures: all
- 77/0388
Sixth VAT Directive
Member States which have notified implementing measures: all
Greece — 88/0199, not properly applied, reasoned opinion in 1989
Greece — 91/0778, not properly applied, referral in 1994 — Case C-94/331
Greece — 92/2233, not properly applied, reasoned opinion in 1995
Greece — 93/2233, not properly applied, reasoned opinion in 1995 — terminated in 1995
Spain — 92/2232, not properly applied, reasoned opinion in 1995
Spain — 92/2073, not properly applied, reasoned opinion in 1994
France — 88/0053, not properly applied, judgment in 1993 — Case C-92/68 — Article 171 letter in 1995
France — 88/0213, not properly applied, reasoned opinion in 1989
France — 91/0706, not properly applied, reasoned opinion in 1994
France — 91/0798, not properly applied, reasoned opinion in 1994
France — 92/2069, not properly applied, reasoned opinion in 1994
Ireland — 88/0200, not properly applied, reasoned opinion in 1989
Italy — 92/2002, not properly applied, referral in 1995 — Case C-95/45
Luxembourg — 89/0469, not properly applied, judgment in 1993 — Case C-92/69 — terminated in 1995
Luxembourg — 91/0738, not properly applied, reasoned opinion in 1994
Netherlands — 88/0201, not properly applied, reasoned opinion in 1989
Portugal — 92/2074, not properly applied, reasoned opinion in 1994
United Kingdom — 88/0202, not properly applied, reasoned opinion in 1989
- 78/1035
Tax exemptions for small consignments
Member States which have notified implementing measures: all
- 79/1070
Mutual assistance — direct taxes and VAT
Member States which have notified implementing measures: all
- 79/1072
Eighth VAT Directive
Member States which have notified implementing measures: all
Italy — 90/0031, not properly applied, Article 171 letter in 1993 — terminated in 1995
- Spain — 91/4161, not properly applied, referral in 1995 — Case C-95/16
- Portugal — 90/2253, not properly applied, reasoned opinion in 1994 — terminated in 1995
- 80/0368
Eleventh VAT Directive — French overseas departments
Member States which have notified implementing measures: all
- 83/0181
VAT — final import of goods
Member States which have notified implementing measures: all
- 83/0182
Tax exemptions on temporary import of means of transport
Member States which have notified implementing measures: all
- 83/0183
Tax exemptions on permanent imports of personal property
Member States which have notified implementing measures: all
- 84/0386
Tenth VAT Directive
Member States which have notified implementing measures: all
- 85/0346
VAT — exemption of certain final imports of goods — fuel of utility vehicles
Member States which have notified implementing measures: all
- 85/0576
Tax exemptions for small consignments
Member States which have notified implementing measures: all
- 86/0560
13th VAT Directive — taxable persons not established in Community territory
Member States which have notified implementing measures: all
- 88/0331
VAT — final import of goods
Member States which have notified implementing measures: all
- 88/0664
Tax-free allowances
Member States which have notified implementing measures: all
- 89/0219
VAT — final import of goods
Member States which have notified implementing measures: all
- 89/0220
Exemptions — combined nomenclature
Member States which have notified implementing measures: all
- 89/0465
18th VAT Directive
Member States which have notified implementing measures: all
Netherlands — 92/2241, not properly applied, reasoned opinion in 1995

- 89/0604
Tax exemptions on permanent imports of personal property
Member States which have notified implementing measures: all
- 91/0680
VAT — abolition of tax frontiers
Member States which have notified implementing measures: all
- 92/0012
Arrangements for products subject to excise duty
Member States which have notified implementing measures: all
- 92/0077
Approximation of VAT rates
Member States which have notified implementing measures: all
Portugal — 93/2024, not properly applied, reasoned opinion in 1994 — terminated in 1995
- 92/0079
Taxes on cigarettes
Member States which have notified implementing measures: all
- 92/0080
Taxes on tobacco
Member States which have notified implementing measures: all
- 92/0081
Excise duty on mineral oils
Member States which have notified implementing measures: all
- 92/0082
Excise duty on mineral oils
Member States which have notified implementing measures: all
- 92/0083
Excise duty on alcohol
Member States which have notified implementing measures: all
- 92/0084
Excise duty on alcohol
Member States which have notified implementing measures: all
- 92/0108
Products subject to excise duties — Amendment of Directives 92/12/EEC and 92/81/EEC
Member States which have notified implementing measures: all
- 92/0111
VAT — simplification measures
Member States which have notified implementing measures: all
- 94/0004
Tax-free allowances for travellers — imports and duty-free purchases
Member States which have notified implementing measures: all
- 94/0005
7th VAT Directive — second-hand goods, works of art, collectors' items and antiques
Member States which have notified implementing measures: all except P
- Portugal — 95/0182, no measures notified, Article 169 letter in 1995
- 94/0074
Amendment Directives 92/12/EEC, 92/81/EEC and 92/82/EEC
Member States which have notified implementing measures: NL
Germany — 95/0442, no measures notified, Article 169 letter in 1995
Belgium — 95/0412, no measures notified, Article 169 letter in 1995
Denmark — 95/0428, no measures notified, Article 169 letter in 1995
Spain — 95/0493, no measures notified, Article 169 letter in 1995
France — 95/0515, no measures notified, Article 169 letter in 1995
Greece — 95/0468, no measures notified, Article 169 letter in 1995
Ireland — 95/0534, no measures notified, Article 169 letter in 1995
Italy — 95/0558, no measures notified, Article 169 letter in 1995
Luxembourg — 95/0579, no measures notified, Article 169 letter in 1995
Portugal — 95/0622, no measures notified, Article 169 letter in 1995
United Kingdom — 95/0641, no measures notified, Article 169 letter in 1995
- 94/0075
Temporary derogation measures — amendment Directive 94/4/EC
(addressee: Germany and Austria)
Member States which have notified implementing measures: A and D
- 94/0076
VAT — measures enlargement context
Member States which have notified implementing measures: D, DK, EL, E, IRL, UK
Belgium — 95/0243, no measures notified, Article 169 letter in 1995
France — 95/0301, no measures notified, Article 169 letter in 1995
Italy — 95/0332, no measures notified, Article 169 letter in 1995
Luxembourg — 95/0348, no measures notified, Article 169 letter in 1995
Netherlands — 95/0356, no measures notified, Article 169 letter in 1995
Portugal — 95/0375, no measures notified, Article 169 letter in 1995
- 95/0059
Consolidated tobacco Directives
Member States which have notified implementing measures: no notification required
2. CONSUMER PROTECTION AND PRODUCT SAFETY
- 71/0307
Textile names
Member States which have notified implementing measures: all

- 72/0276
Analysis of textile fibres
Member States which have notified implementing measures: all
- 73/0044
Analysis of textile fibres
Member States which have notified implementing measures: all
- 76/0768
Cosmetics
Member States which have notified implementing measures: all
Spain — 87/0371, not properly implemented, — suppl. reasoned opinion in 1992 — terminated in 1995
France — 86/0390, not properly implemented — Case C-91/246 — Article 171 letter in 1995
Portugal — 90/0207, not properly implemented, reasoned opinion in 1992
- 79/0076
Analysis of textile fibres
Member States which have notified implementing measures: all
- 79/0581
Indication of the prices of foodstuffs
Member States which have notified implementing measures: all
- 80/1335
Cosmetics
Member States which have notified implementing measures: all
- 81/0075
Analysis of textile fibres
Member States which have notified implementing measures: all
- 82/0147
Cosmetics
Member States which have notified implementing measures: all
- 82/0368
Cosmetics
Member States which have notified implementing measures: all
- 82/0434
Cosmetics
Member States which have notified implementing measures: all
- 83/0191
Cosmetics
Member States which have notified implementing measures: all
- 83/0341
Cosmetics
Member States which have notified implementing measures: all
- 83/0496
Cosmetics
Member States which have notified implementing measures: all
- 83/0514
Cosmetics
Member States which have notified implementing measures: all
- 83/0574
Cosmetics
Member States which have notified implementing measures: all
- 83/0623
Textile names
Member States which have notified implementing measures: all
- 84/0415
Cosmetics
Member States which have notified implementing measures: all
- 84/0450
Misleading advertising
Member States which have notified implementing measures: all
- 85/0374
Defective products
Member States which have notified implementing measures: all except F
France — 90/0519, no measures notified, judgment in 1993 — Case C-91/293 — Article 171 reasoned opinion in 1995
United Kingdom — 89/0153, not properly implemented, reasoned opinion in 1990 — referral in 1995
- 85/0391
Cosmetics
Member States which have notified implementing measures: all
- 85/0490
Cosmetics
Member States which have notified implementing measures: all
- 85/0577
Contracts negotiated away from business premises
Member States which have notified implementing measures: all
Belgium — 91/0212, not properly implemented, reasoned opinion in 1993
France — 91/0017, not properly implemented, reasoned opinion in 1993 — terminated in 1995
- 86/0179
Cosmetics
Member States which have notified implementing measures: all
- 86/0199
Cosmetics
Member States which have notified implementing measures: all
- 87/0102
Consumer credit
Member States which have notified implementing measures: all

- Spain — 90/0567, no measures notified, reasoned opinion in 1992 — referral in 1993 — Case C-93/390
- Ireland — 90/0667, no measures notified, reasoned opinion in 1992
- 87/0137
Cosmetics
Member States which have notified implementing measures: all
- 87/0140
Textile names
Member States which have notified implementing measures: all
- 87/0143
Cosmetics
Member States which have notified implementing measures: all
- 87/0184
Analysis of textile fibres
Member States which have notified implementing measures: all
- 87/0357
Dangerous imitations
Member States which have notified implementing measures: all
- 88/0233
Cosmetics
Member States which have notified implementing measures: all
- 88/0314
Indication of the prices of non-food products
Member States which have notified implementing measures: all
- 88/0315
Indication of the prices of foodstuffs
Member States which have notified implementing measures: all
- 88/0378
Toy safety
Member States which have notified implementing measures: all
- 88/0667
Cosmetics
Member States which have notified implementing measures: all
- 89/0174
Cosmetics
Member States which have notified implementing measures: all
- 90/0088
Consumer credit
Member States which have notified implementing measures: A, B, DK, D, EL, E, FIN, IRL, I, NL, P, L, S, UK
- Spain — 93/0203, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 93/0242, no measures notified, reasoned opinion in 1995
- Ireland — 93/0283, no measures notified, Article 169 letter in 1993
- 90/0121
Cosmetics
Member States which have notified implementing measures: all
- 90/0207
Cosmetics
Member States which have notified implementing measures: all
- Portugal — 91/0530, no measures notified, reasoned opinion in 1992 — terminated in 1995
- 90/0314
Package tours
Member States which have notified implementing measures: B, DK, D, E, F, IRL, I, FIN, L, NL, P, S, UK
- Belgium — 93/0030, no measures notified, reasoned opinion in 1994 — terminated in 1994
- Germany — 93/0110, no measures notified, reasoned opinion in 1994 — terminated in 1994
- Greece — 93/0157, no measures notified, reasoned opinion in 1995
- Spain — 93/0196, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Ireland — 93/0279, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Italy — 93/0315, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Luxembourg — 93/0359, no measures notified, reasoned opinion in 1994 — terminated in 1994
- 91/0184
Cosmetics
Member States which have notified implementing measures: all
- 92/0008
Cosmetics
Member States which have notified implementing measures: all
- 92/0059
General product safety
Member States which have notified implementing measures: A, B, DK, FIN, F, I, NL, P, S, UK
- Germany — 94/0648, no measures notified, Article 169 letter in 1994
- Spain — 94/0662, no measures notified, Article 169 letter in 1994
- Greece — 94/0700, no measures notified, reasoned opinion in 1995
- Ireland — 94/0710, no measures notified, Article 169 letter in 1994
- Italy — 94/0720, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Luxembourg — 94/0733, no measures notified, reasoned opinion in 1995
- Portugal — 94/0752, no measures notified, reasoned opinion in 1995

92/0086

Cosmetics

Member States which have notified implementing measures: A, B, DK, D, EL, E, FIN, F, I, IRL, L, NL, S, UK

Greece — 93/0706, no measures notified, Article 169 letter in 1993 — terminated in 1995

Portugal — 93/0857, no measures notified, reasoned opinion in 1995

93/0013

Unfair contract terms

Member States which have notified implementing measures: A, B, DK, EL, FIN, F, IRL, NL, P, S, UK

Germany — 95/0045, no measures notified, Article 169 letter in 1995

Spain — 95/0079, no measures notified, Article 169 letter in 1995

Italy — 95/0130, no measures notified, Article 169 letter in 1995

Luxembourg — 95/0145, no measures notified, Article 169 letter in 1995

Portugal — 95/0168, no measures notified, Article 169 letter in 1995 — terminated in 1995

United Kingdom — 95/0193, no measures notified, Article 169 letter in 1995 — terminated in 1995

93/0035

Cosmetics

Member States which have notified implementing measures: DK, NL, L, S

Belgium — 95/0393, no measures notified, Article 169 letter in 1995

Germany — 95/0432, no measures notified, Article 169 letter in 1995

Greece — 95/0450, no measures notified, Article 169 letter in 1995

Spain — 95/0476, no measures notified, Article 169 letter in 1995

France — 95/0508, no measures notified, Article 169 letter in 1995

Ireland — 95/0522, no measures notified, Article 169 letter in 1995

Italy — 95/0541, no measures notified, Article 169 letter in 1995

Netherlands — 95/0587, no measures notified, Article 169 letter in 1995

Portugal — 95/0603, no measures notified, Article 169 letter in 1995

United Kingdom — 95/0631, no measures notified, Article 169 letter in 1995

93/0047

Cosmetics

Member States which have notified implementing measures: A, B, DK, D, EL, E, FIN, F, I, L, NL, S, UK

Germany — 94/0651, no measures notified, Article 169 letter in 1994 — terminated in 1994

Belgium — 94/0627, no measures notified, Article 169 letter in 1994 — terminated in 1994

Greece — 94/0697, no measures notified, Article 169 letter in 1994 — terminated in 1995

Ireland — 94/0713, no measures notified, Article 169 letter in 1994

Luxembourg — 94/0735, no measures notified, Article 169 letter in 1994 — terminated in 1994

Netherlands — 94/0745, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0754, no measures notified, Article 169 letter in 1994

93/0073

Cosmetics

Member States which have notified implementing measures: A, DK, D, EL, E, FIN, L, NL, S, UK

Belgium — 94/0792, no measures notified, Article 169 letter in 1995

France — 94/0846, no measures notified, Article 169 letter in 1995

Ireland — 94/0862, no measures notified, Article 169 letter in 1995

Italy — 94/0886, no measures notified, Article 169 letter in 1994

Luxembourg — 94/0908, no measures notified, Article 169 letter in 1995 — terminated in 1995

Netherlands — 94/0920, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0944, no measures notified, Article 169 letter in 1995

94/0032

Cosmetics

Member States which have notified implementing measures: A, DK, D, E, F, L, NL, S, FIN, UK

Belgium — 95/0405, no measures notified, Article 169 letter in 1995

Greece — 95/0458, no measures notified, Article 169 letter in 1995

France — 95/0508, no measures notified, Article 169 letter in 1995

Ireland — 95/0528, no measures notified, Article 169 letter in 1995

Italy — 95/0551, no measures notified, Article 169 letter in 1995

Portugal — 95/0613, no measures notified, Article 169 letter in 1995

United Kingdom — 95/0636, no measures notified, Article 169 letter in 1995 — terminated in 1995

94/0047

Purchase of right to use immovable properties on a timeshare basis

Member States which have notified implementing measures: no

95/0017

Cosmetics

Member States which have notified implementing measures: DK

95/0034
Cosmetics
Member States which have notified implementing measures: no

3. COMPETITION

88/0301
Competition in the markets for telecommunications terminals
Member States which have notified implementing measures: all
Belgium — 89/0330, not properly applied, reasoned opinion in 1991

90/0388
Competition in the markets for telecommunications services
Member States which have notified implementing measures: B, DK, D, E, F, IRL, L, NL, P, UK
Greece — 91/0352, no measures notified, reasoned opinion, referral in 1994 — Case C-94/281
Italy — 94/2004, no measures notified, Article 169 letter in 1994 (to be terminated in 1996)

93/0084
Transparency of financial relations between Member States and public undertakings
Member States which have notified implementing measures: DK, D, E, F, IRL, I, L, NL, P, UK
Belgium — 93/0030, no measures notified, reasoned opinion in 1994
Germany — 94/0092, no measures notified, Article 169 letter in 1994 — terminated in 1995
Greece — 94/0102, no measures notified, reasoned opinion in 1994
Ireland — 94/0226, no measures notified, Article 169 letter in 1994 — terminated in 1995
Italy — 94/0259, no measures notified, Article 169 letter in 1994 — terminated in 1995
Luxembourg — 94/0293, no measures notified, Article 169 letter in 1994 — terminated in 1995

94/0046
Satellite communications
Member States which have notified implementing measures: B, DK, D, F, NL, UK
Greece — 95/0463, Article 169 letter in 1995
Spain — 95/0489, Article 169 letter in 1995
Ireland — 95/0530, Article 169 letter in 1995
Italy — 95/0553, Article 169 letter in 1995
Luxembourg — 95/0576, Article 169 letter in 1995
Portugal — 95/0618, Article 169 letter in 1995

4. EMPLOYMENT AND SOCIAL POLICY

64/0221
Public policy and public health
Member States which have notified implementing measures: all

68/0360
Movement and residence of workers
Member States which have notified implementing measures: all

72/0194
Right to reside in the Member States
Member States which have notified implementing measures: all

75/0117
Equal pay for men and women
Member States which have notified implementing measures: all
Greece — 91/4668, reasoned opinion in 1995

75/0129
Collective redundancies
Member States which have notified implementing measures: all
United Kingdom — 89/0536, not properly implemented, referral in 1992 — Case C-92/383 — judgment in 1994

76/0207
Equal treatment of men and women
Member States which have notified implementing measures: B, DK, D, EL, E, IRL, I, L, NL, P, UK
Belgium — 89/0458, not properly applied, judgment in 1993 — Case C-91/173 — reasoned opinion (171) in 1995
France — 90/0445, no measures notified, Article 171 letter in 1990, reasoned opinion (171) in 1995
Greece — 90/2224, not properly applied, reasoned opinion in 1995
Italy — 90/2226, not properly applied, reasoned opinion in 1995

77/0187
Safeguarding of employees' rights in the event of the transfer of firms
Member States which have notified implementing measures: all
United Kingdom — 89/0537, not properly implemented, referral in 1992 — Case C-92/382 — judgment in 1994

78/0610
Health protection of workers — vinyl chloride monomer
Member States which have notified implementing measures: all

79/0007
Equal treatment in social security
Member States which have notified implementing measures: all
Ireland — 89/0024, terminated in 1995
Greece — 91/4668, not properly applied, reasoned opinion in 1995
United Kingdom — 90/0252, not properly applied — terminated in 1995

80/0987
Protection of workers — insolvency of employers
Member States which have notified implementing measures: all
Greece — 86/0116, not properly implemented, Article 171 letter in 1993

- 80/1107
Protection of workers against chemicals
Member States which have notified implementing measures: all
- Italy — 93/0322, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 82/0130
Electrical equipment
Member States which have notified implementing measures: all
- 89/0622
Labelling of tobacco products
Member States which have notified implementing measures: all
- 82/0605
Protection of workers — metallic lead
Member States which have notified implementing measures: all
- 89/0654
Health and safety at the workplace
Member States which have notified implementing measures: B, D, DK, EL, F, IRL, I, L, NL, P, UK (derogation EL)
- Spain — 93/0207, no measures notified — referral in 1995
- 83/0477
Protection of workers — asbestos
Member States which have notified implementing measures: all
- Greece — 95/0553, no measures notified — terminated in 1995
- Italy — 93/0321, no measures notified — terminated in 1995
- 86/0188
Protection of workers from noise
Member States which have notified implementing measures: all
- Luxembourg — 93/0367, no measures notified — terminated in 1995
- 86/0378
Equal treatment of men and women
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, UK
- Belgium — 90/0341, terminated in 1995
- Denmark — 90/0342, terminated in 1995
- Greece — 90/0343, terminated in 1995
- Italy — 90/0344, terminated in 1995
- Luxembourg — 90/0345, terminated in 1995
- Netherlands — 91/0134, terminated in 1995
- 89/0655
Health and safety — work equipment
Member States which have notified implementing measures: B, DK, D, EL, F, I, IRL, L, NL, P, UK
- Spain — 93/0206, no measures notified — referral in 1995
- Greece — 93/0546, no measures notified — terminated in 1995
- Italy — 93/0571, no measures notified — terminated in 1995
- Luxembourg — 93/0366, no measures notified — terminated in 1995
- 86/0613
Equal treatment of men and women
Member States which have notified implementing measures: all
- 89/0656
Personal protective equipment
Member States which have notified implementing measures: B, DK, D, EL, F, IRL, I, L, NL, P, UK
- Belgium — 93/0035, no measures notified — terminated in 1995
- Germany — 93/0116, no measures notified — terminated in 1995
- Spain — 93/0205, no measures notified — referral in 1995
- Greece — 93/0545, no measures notified — terminated in 1995
- 88/0035
Electrical equipment
Member States which have notified implementing measures: all
- Italy — 93/0320, no measures notified — terminated in 1995
- Luxembourg — 93/0365, no measures notified — terminated in 1995
- 88/0364
Protection of workers against specific agents
Member States which have notified implementing measures: all except A
- 89/0391
Health and safety of workers
Member States which have notified implementing measures: B, DK, D, EL, F, I, IRL, L, NL, P, UK
- Greece — 93/0163, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 93/0208, no measures notified, reasoned opinion in 1994 — referral in 1995
- 90/0239
Maximum tar yield of cigarettes
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, P, UK
- Netherlands — 92/0447, no measures notified, Article 169 letter in 1992 — terminated in 1995

90/0269

Health and safety of workers

Member States which have notified implementing measures: B, DK, D, EL, I, IRL, F, L, NL, P, UK

Spain — 93/0199, no measures notified, reasoned opinion in 1994 — referral in 1995

Greece — 93/0160, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994 — terminated in 1995

Italy — 93/0318, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/0361, no measures notified, Article 169 letter in 1993, reasoned opinion in 1994 — terminated in 1995

90/0270

Health and safety — display screen equipment

Member States which have notified implementing measures: B, D, DK, EL, F, IRL, I, L, NL, P, UK

Greece — 93/0159, no measures notified, Article 169 letter in 1993 — terminated in 1995

Spain — 93/0198, no measures notified, Article 169 letter in 1993 — referral in 1995

Italy — 93/0317, no measures notified, Article 169 letter in 1993 — terminated in 1995

Luxembourg — 93/0360, no measures notified, Article 169 letter in 1993 — terminated in 1995

90/0394

Protection of workers — carcinogens

Member States which have notified implementing measures: B, DK, D, EL, F, IRL, I, L, NL, P, UK

Spain — 93/0195, no measures notified, reasoned opinion in 1994 — referral in 1995

Greece — 93/0156, no measures notified, reasoned opinion in 1994 — terminated in 1995

Italy — 93/0314, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/0358, no measures notified, reasoned opinion in 1994 — terminated in 1995

90/0679

Risks relating to exposure to biological agents at work

Member States which have notified implementing measures: D, DK, EL, F, IRL, I, L, NL, UK (derogation P until 31. 12. 1995)

Belgium — 94/0005, no measures notified, Article 169 letter in 1994, reasoned opinion to be sent in 1996

Spain — 94/0133, no measures notified, Article 169 letter in 1994, reasoned opinion to be sent in 1996

Luxembourg — 94/0266, no measures notified, Article 169 letter in 1994 — terminated in 1995

Netherlands — 94/0300, no measures notified, Article 169 letter in 1994 — terminated in 1995

United Kingdom — 94/0364, no measures notified, Article 169 letter in 1994 — terminated in 1995

91/0269

Electrical equipment for use in mines susceptible to firedamp
Member States which have notified implementing measures: all

91/0322

Protection of workers from risks relating to exposure to chemical, physical and biological agents

Member States which have notified implementing measures: B, D, DK, I, IRL, L, NL, FIN, S, UK

Greece — 94/0505, no measures notified, Article 169 letter in 1994

Spain — 94/0506, no measures notified, Article 169 letter in 1994

France — 94/0507, no measures notified, Article 169 letter in 1994

Ireland — 94/0508, no measures notified, Article 169 letter in 1994 — terminated in 1995

91/0382

Protection of workers (asbestos)

Member States which have notified implementing measures: all

91/0383

Health and safety of temporary workers

Member States which have notified implementing measures: DK, E, F, IRL, L, NL, P, UK

Belgium — 93/0023, no measures notified, Article 169 letter in 1993

Germany — 93/0097, no measures notified, reasoned opinion to be sent in 1996

Greece — 93/0147, no measures notified, reasoned opinion to be sent in 1996

France — 93/0232, no measures notified, terminated in 1995

Italy — 93/0309, no measures notified, reasoned opinion to be sent in 1996

Luxembourg — 93/0348, no measures notified, Article 169 letter in 1993 — terminated in 1995

Netherlands — 93/0389, no measures notified, Article 169 letter in 1993 — terminated in 1995

91/0533

Obligation to inform employees of the conditions applicable to the employment relationship

Member States which have notified implementing measures: B, D, EL, F, IRL, L, NL, P, UK

Belgium — 93/0623, no measures notified, Article 169 letter in 1993 — terminated in 1995

Germany — 93/0670, no measures notified, Article 169 letter in 1993 — terminated in 1995

- Greece — 93/0717, no measures notified, Article 169 letter in 1993 — terminated in 1995
- France — 93/0739, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Italy — 93/0787, no measures notified, Article 169 letter in 1993, reasoned opinion in 1995
- Luxembourg — 93/0813, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Portugal — 93/0847, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0029
Health and safety on board ships
Member States which have notified implementing measures: E, F, FIN, S
- Belgium — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Denmark — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Germany — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Greece — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Ireland — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Italy — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Luxembourg — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Netherlands — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Portugal — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- United Kingdom — no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- 92/0041
Labelling of tobacco products
Member States which have notified implementing measures: B, D, DK, E, EL, F, I, IRL, L, NL, A, P, FIN, S, UK
- Germany — 92/0714, no measures notified, Article 169 letter in 1992 — terminated in 1995
- France — 92/0791, no measures notified, Article 169 letter in 1992 — terminated in 1995
- Luxembourg — 93/0326, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Netherlands — 92/0890, no measures notified, reasoned opinion in 1994 — referral in 1994 — terminated in 1995
- 92/0056
Collective redundancies
Member States which have notified implementing measures: B, DK, EL, E, I, L, NL
- Belgium — 94/0778, no measures notified — terminated in 1995
- Denmark — 94/0797, no measures notified — terminated in 1995
- Germany — 94/0809, no measures notified, Article 169 letter in 1995
- Greece — 94/0996, no measures notified — terminated in 1995
- France — 94/0837, no measures notified, Article 169 letter in 1995 reasoned opinion to be sent in 1996
- Ireland — 94/0584, no measures notified, Article 169 letter in 1995
- Italy — 94/0870, no measures notified — terminated in 1995
- Portugal — 94/0926, no measures notified, Article 169 letter in 1995
- United Kingdom — 94/0951, no measures notified, Article 169 letter in 1995
- 92/0057
Minimum safety and health requirements at temporary or mobile construction sites
Member States which have notified implementing measures: DK, EL, E, F, IRL, L, NL, P, UK
- Belgium — 94/0013, no measures notified, Article 169 letter in 1994 reasoned opinion to be sent in 1996
- Germany — 94/0074, no measures notified, Article 169 letter in 1994 reasoned opinion to be sent in 1996
- Greece — 94/0123, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Spain — 94/0141, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0206, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0239, no measures notified, Article 169 letter in 1994 reasoned opinion to be sent in 1996
- Luxembourg — 94/0273, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Netherlands — 94/0307, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0338, no measures notified — terminated in 1995
- United Kingdom — 94/0372, no measures notified, Article 169 letter in 1994 — terminated in 1995

92/0058

Safety and/or health signs at work

Member States which have notified implementing measures:
DK, EL, F, IRL, L, NL, P

Belgium — 94/0624, no measures notified, Article 169 letter in 1994 — reasoned opinion to be sent in 1996

Denmark — 94/0636, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0647, no measures notified, Article 169 letter in 1994 — reasoned opinion to be sent in 1996

Spain — 94/0661, no measures notified, Article 169 letter in 1994 — reasoned opinion to be sent in 1996

Greece — 94/0701, no measures notified, Article 169 letter in 1994 — terminated in 1995

Ireland — 94/0709, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0719, no measures notified, Article 169 letter in 1994 reasoned opinion to be sent in 1996

Luxembourg — 94/0732, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0751, no measures notified, Article 169 letter in 1994 — terminated in 1995

United Kingdom — 94/0769, no measures notified, Article 169 letter in 1994 — reasoned opinion to be sent in 1996

92/0085

Safety and health at work of pregnant workers and workers who have recently given birth or are breast-feeding

Member States which have notified implementing measures:
DK, E, IRL, NL, P, UK

Belgium — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Germany — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Greece — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

France — no measures notified, Article 169 letter in 1995

Italy — no measures notified, Article 169 letter in 1995

Luxembourg — no measures notified, Article 169 letter in 1995

Portugal — no measures notified, Article 169 letter to be sent in 1995 — terminated in 1995

92/0091

Protection of workers in extracting industries by drilling

Member States which have notified implementing measures:
DK, EL, L, UK

Belgium — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Germany — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Greece — no measures notified, Article 169 letter in 1995 — terminated in 1995

Spain — no measures notified, Article 169 letter in 1996 — reasoned opinion to be sent in 1996

France — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Ireland — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Italy — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Portugal — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Netherlands — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

United Kingdom — no measures notified, Article 169 letter in 1995 — terminated in 1995

92/0104

Health and safety of workers in underground and open-cast mining industries

Member States which have notified implementing measures:
DK, L, NL, UK

Belgium — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Germany — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Greece — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Spain — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

France — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Ireland — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Italy — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

Portugal — no measures notified, Article 169 letter in 1995 — reasoned opinion to be sent in 1996

United Kingdom — no measures notified, Article 169 letter in 1995 — terminated in 1995

93/0088

Exposure to biological agents

Member States which have notified implementing measures:
DK, D, EL, F, IR, I, L, NL, FIN, S, UK (derogation Portugal 31. 12. 1995)

Belgium — 94/0521, no measures notified, Article 169 letter in 1994 — reasoned opinion to be sent in 1996

Germany	— 94/0538, no measures notified, Article 169 letter in 1994 — terminated in 1995	68/0089 Classification of wood in the rough Member States which have notified implementing measures: all except A
Greece	— 94/0540, no measures notified, Article 169 letter in 1994 — terminated in 1995	68/0193 Material for the propagation of vines Member States which have notified implementing measures: all except A
Spain	— 94/0554, no measures notified, Article 169 letter in 1994 — reasoned opinion to be sent in 1996	69/0060 Cereal seed Member States which have notified implementing measures: all except FIN
Ireland	— 94/0566, no measures notified, Article 169 letter in 1994 — terminated in 1995	69/0061 Beet seed Member States which have notified implementing measures: all except FIN
Italy	— 94/0575, no measures notified, Article 169 letter in 1994 — terminated in 1995	69/0062 Seed potatoes Member States which have notified implementing measures: all except FIN and A
Luxembourg	— 94/0580, no measures notified, Article 169 letter in 1994 — terminated in 1995	69/0063 Fodder-plant seed Member States which have notified implementing measures: all except FIN and A
Netherlands	— 94/0588, no measures notified, Article 169 letter in 1994 — terminated in 1995	69/0064 Reproductive material Member States which have notified implementing measures: all except A
United Kingdom	— 94/0604, no measures notified, Article 169 letter in 1994 — terminated in 1995	69/0208 Seed of oil and fibre plants Member States which have notified implementing measures: all except FIN

5. AGRICULTURE

64/0432 Health problems — trade in animals Member States which have notified implementing measures: all	69/0064 Reproductive material Member States which have notified implementing measures: all except A
64/0433 Health problems — trade in meat Member States which have notified implementing measures: all except FIN	69/0208 Seed of oil and fibre plants Member States which have notified implementing measures: all except FIN
Germany — 93/2097, not properly applied, reasoned opinion in 1994	69/0464 Control of potato wart disease Member States which have notified implementing measures: all except FIN and A
66/0400 Beet seed Member States which have notified implementing measures: all except FIN	69/0465 Control of potato cyst eelworm Member States which have notified implementing measures: all except FIN and A
66/0401 Fodder-plant seed Member States which have notified implementing measures: all except FIN	69/0466 Control of San José scale Member States which have notified implementing measures: all except A
66/0402 Cereal seed Member States which have notified implementing measures: all except FIN	70/0373 Feedingstuffs — official control Member States which have notified implementing measures: all except FIN
66/0403 Seed potatoes Member States which have notified implementing measures: all except FIN	70/0457 Common catalogue of varieties of plant species Member States which have notified implementing measures: all except A and FIN
66/0404 Forest reproductive material Member States which have notified implementing measures: all except A	70/0458 Vegetable seed Member States which have notified implementing measures: all except FIN
66/0600 Health problems — trade in animals Member States which have notified implementing measures: all	70/0524 Feedingstuffs — additives Member States which have notified implementing measures: all except FIN

- 71/0118
Health problems — trade in poultrymeat
Member States which have notified implementing measures: all except FIN
- 71/0140
Material for the propagation of vines
Member States which have notified implementing measures: all except A
- 71/0161
Forest reproductive material
Member States which have notified implementing measures: all except A and S
- 71/0162
Seed
Member States which have notified implementing measures: all except FIN
- 71/0250
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 71/0285
Health problems — trade in animals
Member States which have notified implementing measures: all except S
- 71/0393
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 72/0168
Vegetable varieties
Member States which have notified implementing measures: all except A and FIN
- 72/0169
Vine varieties
Member States which have notified implementing measures: all except A
- 72/0180
Agricultural varieties
Member States which have notified implementing measures: all except A and FIN
- 72/0199
Feedingstuffs — official controls
Member States which have notified implementing measures: all except FIN
- 72/0274
Seed
Member States which have notified implementing measures: all except FIN
- 72/0275
Feedingstuffs — official control
Member States which have notified implementing measures: all except S and FIN
- 72/0418
Seed
Member States which have notified implementing measures: all except FIN
- 72/0445
Health problems — trade in live animals
Member States which have notified implementing measures: all
- 72/0461
Health problems — trade in meat
Member States which have notified implementing measures: all except FIN
- 72/0462
Health problems — animals and meat from non-member countries
Member States which have notified implementing measures: all
- 73/0046
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 73/0047
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN and S
- 73/0150
Health problems — trade in live animals
Member States which have notified implementing measures: all
- 73/0438
Seed
Member States which have notified implementing measures: all except FIN
- 74/0013
Forest reproductive material
Member States which have notified implementing measures: all except A and S
- 74/0063
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 74/0203
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 74/0268
Fodder-plant and cereal seed
Member States which have notified implementing measures: all except FIN
- 74/0647
Control of carnation leaf-rollers
Member States which have notified implementing measures: all except A
- 74/0648
Material for the propagation of vines
Member States which have notified implementing measures: all except A
- 74/0649
Material for the propagation of vines
Member States which have notified implementing measures: all except A
- 75/0084
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 75/0444
Seed
Member States which have notified implementing measures: all except FIN

- 75/0445
Forest reproductive material
Member States which have notified implementing measures: all except A
- 75/0502
Meadowgrass seed
Member States which have notified implementing measures: all except FIN
- 76/0014
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 76/0331
Beet seed
Member States which have notified implementing measures: all except FIN
- 76/0371
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 76/0372
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 76/0895
Pesticide residues in fruit and vegetables
Member States which have notified implementing measures: all except FIN
- 76/0934
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 77/0093
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 77/0096
Health problems — import of meat
Member States which have notified implementing measures: all except S
- 77/0098
Health problems — trade in animals
Member States which have notified implementing measures: all except FIN
- 77/0099
Health problems — meat products
Member States which have notified implementing measures: all except FIN
- 77/0101
Straight feedingstuffs
Member States which have notified implementing measures: all except FIN
- 77/0391
Eradication of brucellosis
Member States which have notified implementing measures: all
- 77/0504
Pure-bred cattle for breeding
Member States which have notified implementing measures: all except A
Ireland — 88/0449, not properly applied, referral in 1991, judgment in 1992 — terminated in 1995
- 77/0629
Material for the propagation of vines
Member States which have notified implementing measures: all except A
- 78/0052
Eradication of brucellosis
Member States which have notified implementing measures: all
- 78/0055
Seed
Member States which have notified implementing measures: all except FIN
- 78/0386
Fodder-plant seed
Member States which have notified implementing measures: all except FIN
- 78/0387
Cereal seed
Member States which have notified implementing measures: all except FIN
- 78/0388
Seed of oil and fibre plants
Member States which have notified implementing measures: all except FIN
- 78/0511
Fodder-plant and cereal seed
Member States which have notified implementing measures: all except FIN
- 78/0633
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 78/0692
Seed
Member States which have notified implementing measures: all except FIN
- 78/0816
Seed potatoes
Member States which have notified implementing measures: all except A and FIN
- 78/1020
Seed
Member States which have notified implementing measures: all except FIN
- 79/0109
Health problems — trade in animals — brucellosis
Member States which have notified implementing measures: all
- 79/0111
Health problems — trade in animals — brucellosis
Member States which have notified implementing measures: all
- 79/0117
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 79/0372
Straight feedingstuffs
Member States which have notified implementing measures: all except FIN

- 79/0373
Compound feedingstuffs
Member States which have notified implementing measures: all except FIN
- 79/0641
Seed
Member States which have notified implementing measures: all except FIN
- 79/0692
Seed
Member States which have notified implementing measures: all except FIN
- 79/0700
Pesticides in fruit and vegetables — official control
Member States which have notified implementing measures: all except FIN
- 79/0797
Feedingstuffs
Member States which have notified implementing measures: all except FIN
- 79/967
Seed
Member States which have notified implementing measures: all except A and FIN
- 80/0213
Health problems — trade in meat
Member States which have notified implementing measures: all except FIN
- 80/0215
Health problems — meat products
Member States which have notified implementing measures: all except FIN
- 80/0217
Control of classical swine fever
Member States which have notified implementing measures: all
- 80/0219
Health problems — trade in animals — tuberculosis
Member States which have notified implementing measures: all
- 80/0304
Seed of oil and fibre plants
Member States which have notified implementing measures: all except FIN
- 80/0392
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 80/0428
Pesticide residues in fruit and vegetables
Member States which have notified implementing measures: all except FIN
- 80/0502
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 80/0510
Straight feedingstuffs
Member States which have notified implementing measures: all except FIN
- 80/0511
Compound feedingstuffs in packages
Member States which have notified implementing measures: all except FIN
- 80/0695
Compound feedingstuffs
Member States which have notified implementing measures: all except FIN
- 80/0754
Fodder-plant seed
Member States which have notified implementing measures: all except FIN
- 80/1095
Control of classical swine fever
Member States which have notified implementing measures: all
- 80/1098
Health problems — trade in animals — classical swine fever
Member States which have notified implementing measures: all
- 80/1099
Health problems — trade in meat — classical swine fever
Member States which have notified implementing measures: all except FIN
- 80/1100
Health problems — meat products — classical swine fever
Member States which have notified implementing measures: all except FIN and S
- 80/1101
Control of classical swine fever
Member States which have notified implementing measures: all
- 80/1274
Health problems — trade in animals — classical swine fever
Member States which have notified implementing measures: all
- 81/0006
Eradication of brucellosis
Member States which have notified implementing measures: all
- 81/0007
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 81/0036
Pesticide residues in fruit and vegetables
Member States which have notified implementing measures: all except FIN
- 81/0126
Seed
Member States which have notified implementing measures: all except FIN
- 81/0602
Ban on hormones
Member States which have notified implementing measures: all
- 81/0680
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN

- 81/0715
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 82/0287
Seed
Member States which have notified implementing measures: all except FIN
- 82/0331
Material for the propagation of vines
Member States which have notified implementing measures: all except A
- 82/0471
Feedingstuffs
Member States which have notified implementing measures: all except FIN
- 82/0475
Labelling of compound feedingstuffs for pet animals
Member States which have notified implementing measures: all except FIN
- 82/0528
Pesticide residues in fruit and vegetables
Member States which have notified implementing measures: all except FIN
- 82/0859
Seed of oil and fibre plants
Member States which have notified implementing measures: all except FIN
- 82/0894
Notification of animal diseases
Member States which have notified implementing measures: all
- 82/0937
Straight feedingstuffs
Member States which have notified implementing measures: all except FIN
- 83/0091
Health problems — trade in animals and meat
Member States which have notified implementing measures: all except FIN and S
- 83/0116
Fodder-plant seed and seed of oil and fibre plants
Member States which have notified implementing measures: all except A and FIN
- 83/0131
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 83/0201
Health problems — products containing a small percentage of meat
Member States which have notified implementing measures: all except FIN
- 83/0228
Feedingstuffs
Member States which have notified implementing measures: all except FIN
- 83/0381
Feedingstuffs
Member States which have notified implementing measures: all except FIN
- 84/0004
Feedingstuffs — official control
Member States which have notified implementing measures: all except S and FIN
- 84/0319
Health problems — import of meat — trichinae
Member States which have notified implementing measures: all except S
- 84/0425
Feedingstuffs — official control
Member States which have notified implementing measures: all except FIN
- 84/0443
Products used in feedingstuffs
Member States which have notified implementing measures: all except FIN
- 84/0587
Feedingstuffs — additives
Member States which have notified implementing measures: all except FIN
- 84/0643
Health problems — trade in animals — foot-and-mouth disease
Member States which have notified implementing measures: all except FIN
- 84/0644
Health problems — trade in animals — brucellosis
Member States which have notified implementing measures: all
- 84/0645
Control of classical swine fever
Member States which have notified implementing measures: all
- 85/0038
Fodder-plant seed
Member States which have notified implementing measures: all except FIN
- 85/0073
Financing of health inspections of fresh meat
Member States which have notified implementing measures: all except A, S and FIN
- 85/0298
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 85/0320
Health problems — trade in animals — classical swine fever
Member States which have notified implementing measures: all
- 85/0321
Health problems — meat products — classical swine fever
Member States which have notified implementing measures: all except FIN
- 85/0322
Health problems — trade in meat — classical swine fever
Member States which have notified implementing measures: all except FIN and S
- 85/0358
Ban on hormones
Member States which have notified implementing measures: all

- 85/0509
Feedingstuffs
Member States which have notified implementing measures: all except FIN
- 85/0511
Control of foot-and-mouth disease
Member States which have notified implementing measures: all except FIN
- 85/0574
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 85/0586
Health problems — trade in animals and meat
Member States which have notified implementing measures: all except FIN
- 86/0109
Certified seed
Member States which have notified implementing measures: all except FIN
- 86/0155
Seed
Member States which have notified implementing measures: all except A and FIN
- 86/0174
Compound feedingstuffs for poultry
Member States which have notified implementing measures: all except FIN
- 86/0214
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 86/0267
Vine varieties
Member States which have notified implementing measures: all except A
- 86/0299
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 86/0320
Cereal seed
Member States which have notified implementing measures: all except FIN
- 86/0354
Compound feedingstuffs
Member States which have notified implementing measures: all except FIN
- 86/0355
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 86/0362
Pesticide residues in cereals
Member States which have notified implementing measures: all except FIN
- 86/0363
Pesticide residues in foodstuffs of animal origin
Member States which have notified implementing measures: all except FIN
- 86/0469
Examination of meat for the presence of residues
Member States which have notified implementing measures: all except FIN
- 86/0530
Products used in feedingstuffs
Member States which have notified implementing measures: all except FIN
- 86/0651
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 87/0120
Seeds and propagating materials
Member States which have notified implementing measures: all except FIN
- 87/0153
Feedingstuffs — additives
Member States which have notified implementing measures: all except A and FIN
- 87/0181
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 87/0234
Straight feedingstuffs
Member States which have notified implementing measures: all except FIN
- 87/0238
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 87/0298
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 87/0328
Cattle for breeding
Member States which have notified implementing measures: all except A
Netherlands — 89/0500, no measures notified, judgment in 1993 — Case C-92/303 — Article 171 letter in 1994 — terminated in 1995
- 87/0477
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 87/0480
Seed
Member States which have notified implementing measures: all except FIN
- 87/0481
Vegetable seed
Member States which have notified implementing measures: all except FIN and A
- 87/0486
Control of classical swine fever
Member States which have notified implementing measures: all

- 87/0487
Classical swine fever
Member States which have notified implementing measures: all
- 87/0489
Health problems — trade in animals — classical swine fever
Member States which have notified implementing measures: all except FIN
- 87/0491
Health problems — meat products
Member States which have notified implementing measures: all except FIN and S
- 88/0095
Beet seed
Member States which have notified implementing measures: all except FIN
- 88/0146
Ban on hormones
Member States which have notified implementing measures: all except FIN
- 88/0166
Protection of laying hens kept in battery cages
Member States which have notified implementing measures: all except FIN and A
- 88/0289
Health problems — animals and meat from non-member countries
Member States which have notified implementing measures: all except FIN and S
- 88/0298
Pesticides in fruit and vegetables and cereals
Member States which have notified implementing measures: all except FIN
- 88/0299
Meat and animals from non-member countries
Member States which have notified implementing measures: all except FIN
- 88/0380
Seed
Member States which have notified implementing measures: all except FIN
- 88/0406
Health problems — trade in animals — enzootic bovine leucosis
Member States which have notified implementing measures: all
- 88/0407
Bovine semen
Member States which have notified implementing measures: all
- 88/0409
Fees for the inspection of meat
Member States which have notified implementing measures: all except A, S and FIN
- 88/0485
Products used in feedingstuffs
Member States which have notified implementing measures: all except FIN
- 88/0572
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 88/0657
Health problems — trade in minced meat
Member States which have notified implementing measures: all except A and FIN
- 88/0660
Health problems — meat products
Member States which have notified implementing measures: all except FIN
- 88/0661
Pigs for breeding
Member States which have notified implementing measures: all except A
- 89/0002
Cereal seed
Member States which have notified implementing measures: all except FIN
- 89/0014
Vegetable seed
Member States which have notified implementing measures: all except FIN and A
- 89/0100
Fodder-plant seed
Member States which have notified implementing measures: all except FIN
- 89/0186
Pesticide residues in fruit and vegetables
Member States which have notified implementing measures: all except FIN
- 89/0227
Health problems — meat products — non-member countries
Member States which have notified implementing measures: all except FIN
- 89/0321
Health problems — import of meat
Member States which have notified implementing measures: all except S
- 89/0360
Health problems — trade in animals — brucellosis
Member States which have notified implementing measures: all
- 89/0361
Sheep and goats for breeding
Member States which have notified implementing measures: all except A
Netherlands — 91/0464, no measures notified, judgment in 1993 — Case C-92/303 — Article 171 letter in 1994 — terminated in 1995
- 89/0362
Hygiene in milk production holdings
Member States which have notified implementing measures: all except FIN
- 89/0365
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN

- 89/0384
Health problems — trade in milk
Member States which have notified implementing measures: all except FIN
- 89/0424
Seed
Member States which have notified implementing measures: all except FIN
- 89/0437
Health problems — eggs
Member States which have notified implementing measures: all except FIN and A
- 89/0439
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 89/0520
Products used in feedingstuffs
Member States which have notified implementing measures: all except FIN
- 89/0556
Embryos of bovine animals
Member States which have notified implementing measures: all
- 89/0608
Mutual assistance — veterinary and zootechnical legislation
Member States which have notified implementing measures: all
- 89/0662
Veterinary checks in intra-Community trade
Member States which have notified implementing measures: B, DK, D, EL, E, F, I, L, NL, P, UK, A, S
Ireland — 92/0794, no measures notified, referral in 1994 — Case C-94/162 — judgment in 1995
- 90/0044
Compound feedingstuffs
Member States which have notified implementing measures: all except FIN
- 90/0118
Pure-bred breeding pigs
Member States which have notified implementing measures: all except A
- 90/0119
Hybrid breeding pigs
Member States which have notified implementing measures: all except A
- 90/0120
Bovine semen
Member States which have notified implementing measures: all except FIN
- 90/0167
Medicated feedingstuffs
Member States which have notified implementing measures: all except FIN
Belgium — 92/0041, no measures notified — referral in 1994 — Case C-94/065 — judgment in 1994 — terminated in 1995
Germany — 92/0115, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 92/0161, no measures notified, referral in 1994 — Case C-94/094 — judgment in 1994 (to be terminated in 1996)
- 90/0168
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- 90/0335
Plant protection products
Member States which have notified implementing measures: all except FIN
- 90/0422
Health problems — trade in animals — bovine leucosis
Member States which have notified implementing measures: all
- 90/0423
Control of foot-and-mouth disease
Member States which have notified implementing measures: all
- 90/0425
Veterinary checks in intra-Community trade
Member States which have notified implementing measures: B, DK, D, EL, E, F, I, NL, L, P, UK, A, S
Ireland — 92/0799, no measures notified, reasoned opinion in 1993 — referral in 1994 — Case C-94/161 — judgment in 1995
Netherlands — 92/0879, no measures notified, reasoned opinion in 1993 — terminated in 1995
- 90/0426
Animal health conditions governing the movement of equidae
Member States which have notified implementing measures: all
- 90/0427
Zootechnical conditions governing trade in equidae
Member States which have notified implementing measures: all except A
Netherlands — 92/0452, no measures notified, reasoned opinion in 1993 — terminated in 1995
- 90/0428
Trade in equidae for competitions
Member States which have notified implementing measures: B, DK, EL, E, F, IRL, I, L, NL, P, UK, FIN
Germany — 92/0121, no measures notified, reasoned opinion in 1993
- 90/0429
Health problems — porcine semen
Member States which have notified implementing measures: all
- 90/0439
Products used in feedingstuffs
Member States which have notified implementing measures: all except FIN
- 90/0533
Plant protection products
Member States which have notified implementing measures: all except FIN

- 90/0539
Health problems — poultry and hatching eggs
Member States which have notified implementing measures: all
- Denmark — 93/0065, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 93/0153, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 90/0642
Pesticide residues in products of plant origin
Member States which have notified implementing measures: all except FIN
- Germany — 94/0066, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0129, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Ireland — 94/0198, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Luxembourg — 94/0265, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 94/0363, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 90/0667
Processing of animal waste
Member States which have notified implementing measures: B, DK, D, EL, E, F, I, IRL, L, P, UK, S
- Netherlands — 92/0456, no measures notified, Case C-94/093 — judgment in 1995 — Article 171 letter in 1995
- 90/0675
Veterinary checks for products from non-member countries
Member States which have notified implementing measures: B, DK, D, EL, E, F, I, L, NL, P, UK, S, A
- Ireland — 92/0801, no measures notified, reasoned opinion in 1993 — referral in 1994 — Case C-94/132 — judgment in 1995
- 91/0067
Aquaculture products
Member States which have notified implementing measures: B, D, DK, EL, E, F, I, L, NL, P, UK, A, S, FIN
- Germany — 93/0105, no measures notified, referral in 1995 — Case C-95/086 — withdrawn in 1995
- Spain — 93/0192, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 93/0154, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 93/0238, no measures notified, referral in 1995 — Case C-95/017 — withdrawn in 1995
- Ireland — 93/0275, no measures notified, referral in 1995 — Case C-95/325
- Portugal — 93/0437, no measures notified, referral in 1995 — Case C-95/125 — withdrawn in 1995
- 91/0068
Health problems — trade in sheep
Member States which have notified implementing measures: all
- Denmark — 93/0065, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 93/0153, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 91/0069
Health problems — trade in sheep
Member States which have notified implementing measures: all except FIN and S
- Denmark — 93/0064, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 93/0152, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 93/0236, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 91/0126
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 91/0132
Feedingstuffs — undesirable substances
Member States which have notified implementing measures: all except FIN
- 91/0174
Marketing of pure-bred animals
Member States which have notified implementing measures: all except A
- Ireland — 92/0313, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Netherlands — 92/0458, no measures notified, reasoned opinion in 1993 — terminated in 1995
- 91/0188
Plant protection products containing certain active substances
Member States which have notified implementing measures: all except FIN
- 91/0248
Feedingstuffs — additives
Member States which have notified implementing measures: all except A and FIN
- 91/0249
Feedingstuffs — additives
Member States which have notified implementing measures: all except A and FIN
- 91/0266
Health problems — trade in animals and meat
Member States which have notified implementing measures: all except FIN
- 91/0334
Compound feedingstuffs for pet animals
Member States which have notified implementing measures: all except FIN
- 91/0336
Feedingstuffs — additives
Member States which have notified implementing measures: all except FIN

91/0357

Compound feedingstuffs

Member States which have notified implementing measures: all except FIN

91/0414

Placing of plant protection products on the market

Member States which have notified implementing measures: B, DK, E, F, IRL, I, L, NL, P, UK, S

Denmark — 93/0902, no measures notified, Article 169 letter in 1993 — terminated in 1995

Germany — 93/0906, no measures notified, reasoned opinion in 1994

Greece — 93/0914, no measures notified, referral in 1995 — Case C-95/380

Spain — 93/0919, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/0922, no measures notified, Article 169 letter in 1993 — terminated in 1995

Ireland — 93/0933, no measures notified, Article 169 letter in 1993 — terminated in 1995

Italy — 93/0928, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/0941, no measures notified, reasoned opinion in 1994 — terminated in 1995

Netherlands — 93/0938, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0945, no measures notified, reasoned opinion in 1994 — terminated in 1995

United Kingdom — 93/0951, no measures notified, Article 169 letter in 1993 — terminated in 1995

91/0492

Live bivalve molluscs

Member States which have notified implementing measures: B, D, DK, EL, E, F, I, L, NL, P, UK, S

Greece — 93/0145, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 93/0266, no measures notified, referral in 1995 — Case C-95/325

Portugal — 93/0429, no measures notified, referral in 1995 — Case C-95/125 — withdrawn in 1995

91/0493

Fishery products

Member States which have notified implementing measures: B, D, DK, EL, E, I, F, L, NL, P, UK, S

Greece — 93/0144, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 93/0265, no measures notified, referral in 1995 — Case C-95/325

Portugal — 93/0428, no measures notified, referral in 1995 — Case C-95/125 — withdrawn in 1995

91/0494

Health problems — import of poultrymeat

Member States which have notified implementing measures: all except FIN

91/0495

Rabbit meat and farmed game meat

Member States which have notified implementing measures: B, D, DK, EL, E, F, IRL, I, L, NL, P, S, A

Germany — 93/0093, no measures notified, referral in 1995 — Case C-95/086 — withdrawn in 1995

Greece — 93/0143, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/0230, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 93/0264, no measures notified, referral in 1995 — Case C-95/324

United Kingdom — 93/0473, no measures notified, referral in 1995 — Case C-95/306

91/0496

Veterinary checks for animals from non-member countries

Member States which have notified implementing measures: B, DK, D, EL, E, F, I, L, P, NL, UK, A, S, FIN

Ireland — 92/0808, no measures notified, referral in 1994 — Case C-94/138 — judgment in 1995

91/0497

Fresh meat

Member States which have notified implementing measures: all except FIN

Germany — 93/0092, no measures notified, referral in 1995 — Case C-95/086 — withdrawn in 1995

Greece — 93/0142, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0426, no measures notified, reasoned opinion in 1994 — terminated in 1995

91/0499

Health problems — trade in animals — brucellosis

Member States which have notified implementing measures: all

91/0508

Feedingstuffs — additives

Member States which have notified implementing measures: all except FIN

91/0628

Protection of animals during transport

Member States which have notified implementing measures: B, D, DK, EL, E, IRL, I, L, NL, P, UK, A

Germany — 93/0091, no measures notified, referral in 1995 — Case C-95/101 — withdrawn in 1995

Greece — 93/0141, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/0229, no measures notified, referral in 1995 — Case C-95/017 — judgment in 1995

- Ireland — 93/0263, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 93/0425, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 91/0629
Protection of calves
Member States which have notified implementing measures: all except FIN and A
- Belgium — 94/0006, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0127, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 93/0134, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0200, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Netherlands — 94/0301, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 94/0365, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 91/0630
Protection of pigs
Member States which have notified implementing measures: all except FIN and A
- Belgium — 94/0007, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0126, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 94/0135, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0201, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Netherlands — 94/0302, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 94/0333, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0366, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 91/0682
Material for the propagation of ornamental plants
Member States which have notified implementing measures: all except FIN, A and S
- Greece — 93/0168, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 93/0226, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Ireland — 93/0261, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 93/0468, no measures notified, reasoned opinion in 1995 (to be terminated in 1996)
- 91/0683
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- Belgium — 93/0625, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 93/0715, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 93/0849, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 91/0684
Health problems — egg products
Member States which have notified implementing measures: all except FIN and A
- 91/0685
Control of classical swine fever
Member States which have notified implementing measures: B, DK, D, E, EL, F, IRL, L, NL, P, UK, A, S, FIN
- Greece — 92/0726, no measures notified, reasoned opinion in 1993 — terminated in 1995
- Italy — 92/0834, no measures notified, referral in 1993 — Case C-94/257 — judgment in 1995
- 91/0687
Health problems — trade in animals — classical swine fever
Member States which have notified implementing measures: all except FIN
- Belgium — no measures notified — Case C-94/066 — judgment in 1995 — Article 171 letter in 1995 — terminated in 1995
- 91/0688
Health problems — import of animals and meat
Member States which have notified implementing measures: DK, D, EL, E, F, IRL, I, L, NL, P, UK, S, A
- Belgium — 92/0671, no measures notified — Case C-94/066 — judgment in 1995 — Article 171 letter in 1995
- 92/0005
Health problems — meat products
Member States which have notified implementing measures: B, DK, D, E, F, IRL, I, L, NL, P, UK, A, S
- Germany — 93/0087, no measures notified, referral in 1995 — Case C-95/086 — withdrawn in 1995
- Greece — 93/0137, no measures notified, referral in 1995 — Case C-95/304
- Ireland — 93/0260, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 93/0467, no measures notified, reasoned opinion in 1994 — terminated in 1995

- 92/0009
Seed of oil and fibre plants
Member States which have notified implementing measures: all except FIN and A
- 92/0019
Fodder-plant seed
Member States which have notified implementing measures: all except FIN
- 92/0033
Vegetable propagating material
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, L, NL, P, UK, S
- Greece — 93/0129, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Italy — 93/0297, no measures notified, referral in 1995 — Case C-95/118 — judgment in 1995
- United Kingdom — 93/0460, no measures notified, reasoned opinion in 1995 (to be terminated in 1996)
- 92/0034
Fruit-plant propagating material
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, L, NL, P, UK, S
- Greece — 93/0128, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 93/0214, no measures notified, reasoned opinion in 1993 — terminated in 1995
- Italy — 93/0296, no measures notified, referral in 1995 — Case C-95/118 — judgment in 1995
- Ireland — 93/0253, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 93/0459, no measures notified, reasoned opinion in 1995 (to be terminated in 1996)
- 92/0035
Control of African horse sickness
Member States which have notified implementing measures: B, D, DK, EL, E, IRL, L, P, NL, UK, A, S
- France — 93/0213, no measures notified, referral in 1995 — Case C-95/017 — judgment in 1995
- Ireland — 93/0252, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Italy — 93/0295, no measures notified, referral in 1995 — Case C-95/117
- 92/0036
African horse sickness
Member States which have notified implementing measures: all
- 92/0040
Avian influenza
Member States which have notified implementing measures: B, D, DK, EL, E, F, IRL, L, NL, P, A, S
- Belgium — 93/0006, no measures notified, referral in 1995 — Case C-95/014 — withdrawn in 1995
- Germany — 93/0074, no measures notified, referral in 1995 — Case C-95/086 — withdrawn in 1995
- Greece — 93/0124, no measures notified — terminated in 1995
- Italy — 93/0292, no measures notified, referral in 1995 — Case C-95/117
- United Kingdom — 93/0456, no measures notified, referral in 1995 — Case C-95/306
- 92/0045
Wild-game meat
Member States which have notified implementing measures: B, D, DK, EL, E, F, IRL, L, NL, A, S
- Belgium — 94/0010, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Denmark — 94/0040, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0122, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 94/0138, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 94/0171, no measures notified, referral in 1995 — Case C-95/256 — withdrawn in 1995
- Ireland — 94/0203, no measures notified, referral in 1995 — Case C-95/319
- Italy — 94/0236, no measures notified, referral in 1995 — Case C-95/314
- Netherlands — 94/0304, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 94/0336, no measures notified, reasoned opinion in 1994
- United Kingdom — 94/0369, no measures notified, reasoned opinion in 1994
- 92/0046
Milk products
Member States which have notified implementing measures: B, DK, D, EL, E, F, L, NL, P, UK, A, S
- Denmark — 94/0041, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Germany — 94/0072, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0121, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 94/0172, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Ireland — 94/0204, no measures notified, referral in 1995 — Case C-95/319
- Italy — 94/0237, no measures notified, referral in 1995 — Case C-95/314
- United Kingdom — 94/0370, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0048

Hygiene rules applicable to fishery products

Member States which have notified implementing measures: B, D, DK, EL, E, F, L, NL, P, UK, A, S

Belgium — 93/0003, no measures notified, referral in 1995 — Case C-95/014 — withdrawn in 1995

Greece — 93/0121, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 93/0247, no measures notified, referral in 1995 — Case C-95/325

Italy — 93/0290, no measures notified, referral in 1995 — Case C-95/116

Portugal — 93/0406, no measures notified, referral in 1995 — Case C-95/0125 — withdrawn in 1995

92/0060

Veterinary and zootechnical checks in intra-Community trade

Member States which have notified implementing measures: B, DK, D, EL, E, F, I, L, NL, P, UK, FIN, S, A

France — 94/0445, no measures notified, Article 169 letter in 1994 — terminated in 1995

Ireland — 94/0456, no measures notified, Article 169 letter in 1994

92/0063

Undesirable substances and products in animal nutrition

Member States which have notified implementing measures: all except FIN

Greece — 93/0542, no measures notified, reasoned opinion in 1994 — terminated in 1995

Italy — 93/0572, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0590, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0064

Feedingsuffs — additives

Member States which have notified implementing measures: all except FIN

Luxembourg — 93/0579, no measures notified, Article 169 letter in 1993 — terminated in 1995

Portugal — 93/0591, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0065

Semen, ova and embryos not subject to Directive 90/425/EEC

Member States which have notified implementing measures: B, D, DK, E, F, L, NL, P, UK, A, S

Denmark — 94/0044, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 94/0120, no measures notified, reasoned opinion in 1994

Ireland — 94/0207, no measures notified, referral in 1995 — Case C-95/319

Italy — 94/0240, no measures notified, referral in 1995 — Case C-95/314

Netherlands — 94/0308, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 94/0339, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0066

Control of Newcastle disease

Member States which have notified implementing measures: B, D, DK, E, F, IRL, L, NL, P, A, S

Belgium — 93/0972, no measures notified, reasoned opinion in 1994 — terminated in 1995

Germany — 93/0990, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 93/1026, no measures notified, reasoned opinion in 1994

France — 93/1013, no measures notified, Article 169 letter in 1993 — terminated in 1995

Ireland — 93/1033, no measures notified, Article 169 letter in 1993 — terminated in 1995

Italy — 93/1046, no measures notified, referral in 1995 — Case C-95/313

United Kingdom — 93/1088, no measures notified, reasoned opinion in 1994

92/0067

Veterinary checks in intra-Community trade

Member States which have notified implementing measures: B, DK, D, EL, E, F, I, L, NL, P, UK, A, S

France — 94/0447, no measures notified, Article 169 letter in 1994 — terminated in 1995

Ireland — 94/0457, no measures notified, Article 169 letter in 1994

92/0070

Recognition of protected zones

Member States which have notified implementing measures: all except A and FIN

Greece — 93/0911, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/0925, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/0942, no measures notified, Article 169 letter in 1993 — terminated in 1995

92/0076

Protected zones exposed to particular plant health risks

Member States which have notified implementing measures: all except FIN and A

Greece — 93/0707, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0856, no measures notified, Article 169 letter in 1993 — terminated in 1995

92/0087

Preparation of compound feedingstuffs intended for animals other than pets

Member States which have notified implementing measures: all except FIN

Belgium — 93/0515, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 93/0534, no measures notified, reasoned opinion in 1994 — terminated in 1995

Italy — 93/0574, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/0580, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0592, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0088

Undesirable substances and products in animal nutrition

Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, L, NL, P, UK, A, S

Germany — 94/0078, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 94/0117, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 94/0178, no measures notified, reasoned opinion in 1994 — terminated in 1995

Italy — 94/0243, no measures notified, referral in 1995 — Case C-95/314

Portugal — 94/0342, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0089

Community methods of analysis for the official control of feedingstuffs

Member States which have notified implementing measures: all except FIN

Denmark — 93/0984, no measures notified, Article 169 letter in 1993 — terminated in 1995

Spain — 93/1001, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 93/1035, no measures notified, Article 169 letter in 1993 — terminated in 1995

Italy — 93/1048, no measures notified, Article 169 letter in 1993 — terminated in 1995

Portugal — 93/1078, no measures notified, reasoned opinion in 1994 (to be terminated in 1996)

United Kingdom — 93/1090, no measures notified, Article 169 letter in 1993 — terminated in 1995

92/0090

Producers and importers of plants

Member States which have notified implementing measures: all except FIN

Belgium — 93/0631, no measures notified, reasoned opinion in 1994 — terminated in 1995

Germany — 93/0680, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 93/0705, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0095

Community methods of analysis for the official control of feedingstuffs

Member States which have notified implementing measures: all except FIN

Denmark — 93/0985, no measures notified, Article 169 letter in 1993 — terminated in 1995

Spain — 93/1002, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/1079, no measures notified, reasoned opinion in 1994 (to be terminated in 1996)

United Kingdom — 93/1091, no measures notified, Article 169 letter in 1993 — terminated in 1995

92/0098

Organisms harmful to plants

Member States which have notified implementing measures: all except FIN

Belgium — 93/0633, no measures notified, reasoned opinion in 1994 — terminated in 1995

Germany — 93/0682, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 93/0704, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0860, no measures notified, reasoned opinion in 1994 — terminated in 1995

92/0102

Identification and registration of animals

Member States which have notified implementing measures: DK, D, EL, F, L, P, NL, A, S

Belgium — 95/0015, no measures notified, Article 169 letter in 1995 (**)

Germany — 95/0043, no measures notified, Article 169 letter in 1995 — terminated in 1995

Greece — 94/0115, no measures notified, reasoned opinion in 1994 (*) — terminated in 1995

Greece — 95/0057, no measures notified, Article 169 letter in 1995 — terminated in 1995 (**)

Spain — 95/0077, no measures notified, Article 169 letter in 1995 (**)

France — 95/0093, no measures notified, Article 169 letter in 1995 — terminated in 1995 (**)

- Ireland — 94/0212, no measures notified, reasoned opinion in 1994 (*)
- Ireland — 95/0111, no measures notified, Article 169 letter in 1995 (**)
- Italy — 94/0245, no measures notified, reasoned opinion in 1994 (*)
- Italy — 95/0128, no measures notified, Article 169 letter in 1995 (**)
- Luxembourg — 95/0144, no measures notified, Article 169 letter in 1995 — terminated in 1995 (**)
- United Kingdom — 94/0377, no measures notified, reasoned opinion in 1994 — terminated in 1995 (**)
- United Kingdom — 95/0191, no measures notified, Article 169 letter in 1995
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- (*) Cattle and pigs.
(**) Sheep and goats.
- 92/0103
Organisms harmful to plants
Member States which have notified implementing measures: all except FIN
- Greece — 93/0702, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 93/0861, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 92/0105
Plant passports
Member States which have notified implementing measures: all except A and FIN
- Greece — 93/0699, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 92/0107
Oil and fibre plants
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, L, NL, UK, S
- Greece — 94/0994, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Ireland — 94/0864, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 94/0872, no measures notified, Article 169 letter in 1995
- Portugal — 94/0928, no measures notified, Article 169 letter in 1995
- 92/0110
Minced meat
Member States which have notified implementing measures: B, DK, D, E, F, IRL, NL, P, S
- Germany — 94/0080, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0114, no measures notified, reasoned opinion in 1994
- Italy — 94/0246, no measures notified, reasoned opinion in 1994
- Luxembourg — 94/0280, no measures notified, reasoned opinion in 1994
- Portugal — 94/0345, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 94/0378, no measures notified, reasoned opinion in 1994
- 92/0113
Additives in feedingstuffs
Member States which have notified implementing measures: all except FIN
- Portugal — 93/0866, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 92/0116
Health problems affecting trade in fresh poultrymeat
Member States which have notified implementing measures: B, DK, E, F, L, NL, P, UK, A, S
- Germany — 94/0081, no measures notified, reasoned opinion in 1994
- Greece — 94/0113, no measures notified, reasoned opinion in 1994
- Spain — 94/0148, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 94/0181, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0214, no measures notified, referral in 1995 — Case C-95/319
- Italy — 94/0247, no measures notified, referral in 1995 — Case C-95/314
- Netherlands — 94/0315, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0346, no measures notified, reasoned opinion in 1994 — terminated in 1995
- United Kingdom — 94/037, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 92/0117
Zoonoses and zoonotic agents
Member States which have notified implementing measures: DK, D, EL, E, F, L, P, UK, S, A
- Belgium — 94/0019, no measures notified, reasoned opinion in 1994
- Denmark — 94/0050, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Germany — 94/0082, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0112, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 94/0149, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 94/0182, no measures notified, referral in 1995 — Case C-95/256
- Ireland — 94/0215, no measures notified, referral in 1995 — Case C-95/319
- Italy — 94/0248, no measures notified, referral in 1995 — Case C-95/314

Netherlands — 94/0316, no measures notified, Article 169 letter in 1994

92/0118

Products not subject to specific health requirements
Member States which have notified implementing measures: B, D, DK, E, F, L, NL, P, UK, A, S

Belgium — 94/0020, no measures notified, reasoned opinion in 1994 — terminated in 1995

Denmark — 94/0051, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 94/0111, no measures notified, reasoned opinion in 1994

Spain — 94/0150, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 94/0183, no measures notified, referral in 1995 — Case C-95/256

Ireland — 94/0216, no measures notified, referral in 1995 — Case C-95/319

Italy — 94/0249, no measures notified, referral in 1995 — Case C-95/314

Luxembourg — 94/0249, no measures notified, reasoned opinion in 1994 — terminated in 1995

Netherlands — 94/0317, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 94/0348, no measures notified, Article 169 letter in 1994 — terminated in 1995

92/0119

Specific measures relating to swine vesicular disease
Member States which have notified implementing measures: D, DK, EL, E, F, L, P, UK, A, S, FIN

Belgium — 93/0974, no measures notified, reasoned opinion in 1994

Greece — 93/1024, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/1015, no measures notified, referral in 1995 — Case C-95/252 — withdrawn in 1995

Ireland — 93/1037, no measures notified, referral in 1995 — Case C-95/318

Italy — 93/1050, no measures notified, referral in 1995 — Case C-95/313

Netherlands — 93/1058, no measures notified, reasoned opinion in 1994

Portugal — 93/1080, no measures notified, reasoned opinion in 1994 — terminated in 1995

93/0017

Community grades of seed potatoes
Member States which have notified implementing measures: all except FIN

Belgium — 93/0644, no measures notified, Article 169 letter in 1993 — terminated in 1995

Germany — 93/0691, no measures notified, referral in 1995 — Case C-95/108, withdrawn in 1995

Spain — 93/0736, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/0761, no measures notified, reasoned opinion in 1994 — terminated in 1995

Italy — 93/0807, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 93/0784, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/0871, no measures notified, reasoned opinion in 1994 — terminated in 1995

United Kingdom — 93/0893, no measures notified, reasoned opinion in 1994 — terminated in 1995

93/0026

Feedingstuffs
Member States which have notified implementing measures: all except FIN

Denmark — 94/0256, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0536, no measures notified, Article 169 letter in 1994 — terminated in 1995

Greece — 94/0543, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0572, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0594, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0027

Feedingstuffs — additives
Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, P, UK, S, A

Denmark — 94/0527, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0536, Article 169 letter in 1994 — terminated in 1995

Greece — 94/0542, Article 169 letter in 1994

Italy — 94/0573, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0595, Article 169 letter in 1994 — terminated in 1995

93/0028

Official control of feedingstuffs
Member States which have notified implementing measures: B, D, DK, EL, E, F, IRL, I, L, NL, UK, A, S

Greece — 94/0987, no measures notified, Article 169 letter in 1995 — terminated in 1995

Spain — 94/0827, no measures notified, Article 169 letter in 1995 — terminated in 1995

Portugal — 94/0934, no measures notified, Article 169 letter in 1995

93/0048

Fruit-plant propagating material

Member States which have notified implementing measures: B, DK, EL, E, F, IRL, L, NL, UK, S

Belgium — 94/0024, no measures notified, reasoned opinion in 1994 — terminated in 1995

Germany — 94/0086, no measures notified, reasoned opinion in 1994

Greece — 94/0105, no measures notified, reasoned opinion in 1994 — terminated in 1995

Spain — 94/0154, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 94/0185, no measures notified, referral in 1995 — Case C-95/256 — withdrawn in 1996

Ireland — 94/0220, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0253, no measures notified, referral in 1995 — Case C-95/315

Luxembourg — 94/0287, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 94/0352, no measures notified, reasoned opinion in 1994

United Kingdom — 94/0384, no measures notified, reasoned opinion in 1995 (to be terminated in 1996)

93/0049

Material for the propagation of ornamental plants

Member States which have notified implementing measures: B, DK, EL, E, F, IRL, L, NL, UK

Belgium — 94/0025, no measures notified, reasoned opinion in 1994 — terminated in 1995

Germany — 94/0087, no measures notified, reasoned opinion in 1994

Greece — 94/0104, no measures notified, reasoned opinion in 1994 — terminated in 1995

Spain — 94/0155, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 94/0186, no measures notified, referral in 1995 — Case C-95/256 — withdrawn in 1996

Ireland — 94/0221, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0254, no measures notified, referral in 1995 — Case C-95/315

Luxembourg — 94/0288, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 94/0353, no measures notified, reasoned opinion in 1994

United Kingdom — 94/0385, no measures notified, reasoned opinion in 1995 (to be terminated in 1996)

93/0050

Organisms harmful to plants

Member States which have notified implementing measures: all except FIN and A

Belgium — 93/0975, no measures notified, Article 169 letter in 1993 — terminated in 1995

Germany — 93/0993, no measures notified, Article 169 letter in 1993 — terminated in 1995

Greece — 93/1022, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/1069, no measures notified, Article 169 letter in 1993 — terminated in 1995

Portugal — 93/1081, no measures notified, Article 169 letter in 1993 — terminated in 1995

Netherlands — 93/1059, no measures notified, reasoned opinion in 1994 — terminated in 1995

93/0051

Movement of plants in protected zones

Member States which have notified implementing measures: all except FIN

Belgium — 93/0976, no measures notified, Article 169 letter in 1993 — terminated in 1995

Germany — 93/0994, no measures notified, Article 169 letter in 1993 — terminated in 1995

Greece — 93/1021, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 93/1017, no measures notified, reasoned opinion in 1994 — terminated in 1995

Luxembourg — 93/1070, no measures notified, Article 169 letter in 1993 — terminated in 1995

Netherlands — 93/1060, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 93/1082, no measures notified, Article 169 letter in 1993 — terminated in 1995

United Kingdom — 93/1093, no measures notified, reasoned opinion in 1994 — terminated in 1995

93/0052

Embryos of domestic bovine animals

Member States which have notified implementing measures: B, DK, D, E, F, IRL, L, NL, P, S, A, FIN

Belgium — 94/0026, no measures notified, reasoned opinion in 1994 (to be terminated in 1996)

Germany — 94/0088, no measures notified, Article 169 letter in 1994 — terminated in 1995

Greece — 94/0108, no measures notified, reasoned opinion in 1994

France — 94/0187, no measures notified, reasoned opinion in 1994 — terminated in 1995

Ireland — 94/0222, no measures notified, reasoned opinion in 1994 — terminated in 1995

- Italy — 94/0255, no measures notified, referral in 1995 — Case C-95/315
- Luxembourg — 94/0289, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Netherlands — 94/0322, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0354, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0386, no measures notified, reasoned opinion in 1994
- 93/0053
Control of certain fish diseases
Member States which have notified implementing measures: B, DK, D, E, L, UK, A, S
- Belgium — 94/0786, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Germany — 94/0813, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0985, no measures notified, Article 169 letter in 1995
- France — 94/0840, no measures notified, Article 169 letter in 1995
- Ireland — 94/0859, no measures notified, Article 169 letter in 1995
- Italy — 94/0880, no measures notified, Article 169 letter in 1995
- Netherlands — 94/0915, no measures notified, Article 169 letter in 1995
- Portugal — 94/0937, no measures notified, Article 169 letter in 1995
- Luxembourg — 94/0903, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 93/0054
Animals and products of fish farming
Member States which have notified implementing measures: B, DK, D, EL, E, F, L, NL, UK, A, S, FIN
- Belgium — 94/0787, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Denmark — 94/0800, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Germany — 94/0814, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0984, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 94/0841, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Ireland — 94/0860, no measures notified, Article 169 letter to be sent in 1995
- Italy — 94/0881, no measures notified, Article 169 letter to be sent in 1995
- Netherlands — 94/0916, no measures notified, Article 169 letter to be sent in 1995 — terminated in 1995
- Portugal — 94/0938, no measures notified, Article 169 letter to be sent in 1995
- 93/0055
Feedingstuffs — additives
Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, P, UK, S, A
- Denmark — 94/0640, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0696, Article 169 letter in 1994
- Portugal — 94/0594, Article 169 letter in 1994 — terminated in 1995
- 93/0056
Feedingstuffs
Member States which have notified implementing measures: all except FIN
- Denmark — 94/0641, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0695, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0723, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0756, Article 169 letter in 1994 — terminated in 1995
- 93/0057
Pesticide residues — cereals and foodstuffs of animal origin
Member States which have notified implementing measures: all except FIN
- Belgium — 94/0027, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Germany — 94/0089, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Greece — 94/0107, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Spain — 94/0158, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 94/0188, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Ireland — 94/0223, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Italy — 94/0256, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Luxembourg — 94/0290, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 94/0355, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0387, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0058

Pesticide residues — products of plant origin

Member States which have notified implementing measures: all except FIN

Belgium — 94/0028, no measures notified, Article 169 letter in 1994 — terminated in 1995

Germany — 94/0090, no measures notified, reasoned opinion in 1994 — terminated in 1995

Greece — 94/0106, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 94/0189, no measures notified, Article 169 letter in 1994 — terminated in 1995

Ireland — 94/0224, no measures notified, Article 169 letter in 1994 — terminated in 1995

Luxembourg — 94/0291, no measures notified, reasoned opinion in 1994 — terminated in 1995

United Kingdom — 94/0388, no measures notified, Article 169 letter in 1994 — terminated in 1995

93/0060

Fresh semen

Member States which have notified implementing measures: B, D, DK, E, F, IRL, L, NL, S, A, FIN

Belgium — 94/0788, no measures notified, Article 169 letter in 1995 — terminated in 1995

Denmark — 94/0801, no measures notified, Article 169 letter in 1995 — terminated in 1995

Greece — 94/0983, no measures notified, Article 169 letter in 1995

France — 94/0842, no measures notified, Article 169 letter in 1995 — terminated in 1995

Italy — 94/0882, no measures notified, Article 169 letter in 1995

Luxembourg — 94/0904, no measures notified, Article 169 letter in 1995 — terminated in 1995

Netherlands — 94/0917, no measures notified, Article 169 letter in 1995 — terminated in 1995

Portugal — 94/0939, no measures notified, Article 169 letter in 1995

United Kingdom — 94/0959, no measures notified, Article 169 letter in 1995

93/0061

Vegetable propagating and planting material

Member States which have notified implementing measures: DK, EL, E, F, IRL, L, NL, UK, S

Belgium — 94/0029, no measures notified, reasoned opinion in 1994

Germany — 94/0091, no measures notified, reasoned opinion in 1994

Greece — 94/0103, no measures notified, reasoned opinion in 1994 — terminated in 1995

Spain — 94/0160, no measures notified, reasoned opinion in 1994 — terminated in 1995

France — 94/0190, no measures notified, referral in 1995 — Case C-95/256 — withdrawn in 1996

Ireland — 94/0225, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0258, no measures notified, referral in 1995 — Case C-95/315

Luxembourg — 94/0292, no measures notified, reasoned opinion in 1994 — terminated in 1995

Portugal — 94/0357, no measures notified, reasoned opinion in 1994

United Kingdom — 94/0389, no measures notified, reasoned opinion in 1995 (to be terminated in 1996)

93/0062

Vegetable propagating material

Member States which have notified implementing measures: DK, EL, E, IRL, L, NL, UK, S

Belgium — 94/0628, no measures notified, reasoned opinion in 1995

Germany — 94/0652, no measures notified, reasoned opinion in 1995

Spain — 94/0665, no measures notified, Article 169 letter in 1994 — terminated in 1995

France — 94/0679, no measures notified, Article 169 letter in 1994

Greece — 94/0693, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0724, no measures notified, Article 169 letter in 1994

Luxembourg — 94/0736, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0757, no measures notified, Article 169 letter in 1994

United Kingdom — 94/0960, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)

93/0063

Ornamental plants

Member States which have notified implementing measures: DK, EL, E, IRL, L, NL, UK

Belgium — 94/0629, no measures notified, reasoned opinion in 1995

Germany — 94/0653, no measures notified, reasoned opinion in 1995

Spain — 94/0666, no measures notified, Article 169 letter in 1994 — terminated in 1995

France — 94/0680, no measures notified, Article 169 letter in 1994

Greece — 94/0692, no measures notified, Article 169 letter in 1994 — terminated in 1995

Italy — 94/0725, no measures notified, Article 169 letter in 1994

Luxembourg — 94/0737, no measures notified, Article 169 letter in 1994 — terminated in 1995

Portugal — 94/0758, no measures notified, Article 169 letter in 1994

- United Kingdom — 94/0961, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- 93/0064
Fruit plant propagating material
Member States which have notified implementing measures: DK, EL, E, IRL, L, NL, UK, S
- Belgium — 94/0630, no measures notified, reasoned opinion in 1995
- Germany — 94/0654, no measures notified, reasoned opinion in 1995
- Spain — 94/0667, no measures notified, Article 169 letter in 1994 — terminated in 1995
- France — 94/0681, no measures notified, Article 169 letter in 1994
- Greece — 94/0691, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0714, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0726, no measures notified, Article 169 letter in 1994
- Luxembourg — 94/0738, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0759, no measures notified, Article 169 letter in 1994
- United Kingdom — 94/0962, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- 93/0070
Official control of feedingstuffs
Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, P, A, S
- Denmark — 94/0642, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Spain — 94/0668, no measures notified, Article 169 letter in 1994 — terminated in 1995
- France — 94/0682, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0694, no measures notified, Article 169 letter in 1994
- Ireland — 94/0715, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0727, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0760, no measures notified, Article 169 letter in 1994 (to be terminated in 1996)
- United Kingdom — 94/0773, no measures notified, reasoned opinion in 1995
- 93/0071
Plant protection products
Member States which have notified implementing measures: B, DK, E, F, IRL, I, L, NL, P, UK, S
- Belgium — 94/0790, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Germany — 94/0816, no measures notified, Article 169 letter in 1995
- Denmark — 94/0803, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 94/0816, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0980, no measures notified, Article 169 letter in 1995
- Italy — 94/0884, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Luxembourg — 94/0906, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Netherlands — 94/0919, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 94/0942, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 94/0964, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 93/0074
Feedingstuffs intended for special nutritional purposes
Member States which have notified implementing measures: B, DK, D, L, NL, UK
- Belgium — 95/0395, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Germany — 95/0433, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Spain — 95/0478, no measures notified, Article 169 letter in 1995
- France — 95/0501, no measures notified, Article 169 letter in 1995
- Greece — 95/0451, no measures notified, Article 169 letter in 1995
- Ireland — 95/0523, no measures notified, Article 169 letter in 1995
- Italy — 95/0543, no measures notified, Article 169 letter in 1995
- Portugal — 95/0604, no measures notified, Article 169 letter in 1995
- 93/0078
Ornamental plants
Member States which have notified implementing measures: DK, EL, E, IRL, L, NL, UK
- Belgium — 94/0631, no measures notified, reasoned opinion in 1995
- Germany — 94/0655, no measures notified, reasoned opinion in 1995
- Spain — 94/0669, no measures notified, Article 169 letter in 1994 — terminated in 1995
- France — 94/0683, no measures notified, Article 169 letter in 1994
- Greece — 94/0690, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Ireland — 94/0716, no measures notified, Article 169 letter in 1994 — terminated in 1995

- Italy — 94/0728, no measures notified, Article 169 letter in 1994
- Luxembourg — 94/0739, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0761, no measures notified, Article 169 letter in 1994
- United Kingdom — 94/0967, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- 93/0079
Fruit plant propagating material
Member States which have notified implementing measures: DK, EL, E, IRL, L, NL, UK
- Belgium — 94/0632, no measures notified, reasoned opinion in 1995
- Germany — 94/0656, no measures notified, reasoned opinion in 1995
- Spain — 94/0670, no measures notified, Article 169 letter in 1994 — terminated in 1995
- France — 94/0684, no measures notified, Article 169 letter in 1994
- Greece — 94/0689, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0729, no measures notified, Article 169 letter in 1994
- Luxembourg — 94/0740, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0762, no measures notified, Article 169 letter in 1994
- United Kingdom — 94/0968, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- 93/0085
Potato ring rot
Member States which have notified implementing measures: B, DK, E, EL, F, IRL, L, NL, P, UK, S
- Belgium — 94/0031, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Germany — 94/0093, no measures notified, reasoned opinion in 1994
- Greece — 94/0101, no measures notified, reasoned opinion in 1994 — terminated in 1995
- France — 94/0192, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Italy — 94/0260, no measures notified, referral in 1995 — Case C-95/315
- Luxembourg — 94/0294, no measures notified, reasoned opinion in 1994 — terminated in 1995
- Portugal — 94/0359, no measures notified, reasoned opinion in 1994 — terminated in 1995
- 93/0106
Particular plant health risks — protected zones
Member States which have notified implementing measures: B, DK, D, E, F, IRL, I, NL, P, UK, S
- Belgium — 94/0405, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Germany — 94/0419, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0423, no measures notified, reasoned opinion in 1995
- France — 94/0452, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Luxembourg — 94/0477, no measures notified, Article 169 letter in 1994
- Netherlands — 94/0482, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0494, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0498, no measures notified, Article 169 letter in 1994 (to be terminated in 1996)
- 93/0107
Feedingstuffs — additives
Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, P, UK, A, S
- Greece — 95/0067, no measures notified, Article 169 letter in 1995
- Spain — 95/0083, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Netherlands — 95/0158, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 95/0202, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 93/0110
Organisms harmful to plants and plant products
Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, P, UK, A, S
- Belgium — 94/0406, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Germany — 94/0420, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0422, no measures notified, reasoned opinion in 1995
- France — 94/0453, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Luxembourg — 94/0478, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Netherlands — 94/0483, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0495, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0499, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 93/0113
Enzymes and micro-organisms in animal nutrition
Member States which have notified implementing measures: B, D, DK, E, IRL, L, NL, UK, S

- Germany — 94/0818, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0977, no measures notified, Article 169 letter in 1995
- France — 94/0849, no measures notified, Article 169 letter in 1995
- Ireland — 94/0865, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 94/0889, no measures notified, Article 169 letter in 1995
- Netherlands — 94/0922, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 94/0946, no measures notified, Article 169 letter in 1995
- United Kingdom — 94/0969, no measures notified, Article 169 letter in 1995 — terminated in 1995

93/0114

Feedingstuffs — additives

Member States which have notified implementing measures: B, D, DK, E, IRL, L, NL, UK, S

- Germany — 94/0819, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0976, no measures notified, Article 169 letter in 1995
- France — 94/0850, no measures notified, Article 169 letter in 1995
- Ireland — 94/0866, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 94/0890, no measures notified, Article 169 letter in 1995
- Netherlands — 94/0923, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 94/0947, no measures notified, Article 169 letter in 1995
- United Kingdom — 94/0970, no measures notified, Article 169 letter in 1995 — terminated in 1995

93/0117

Official control of feedingstuffs

Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, P, A

- Greece — 95/0068, no measures notified, Article 169 letter in 1995
- Spain — 95/0084, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 95/0134, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Luxembourg — 95/0149, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Portugal — 95/0179, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- United Kingdom — 95/0203, no measures notified, Article 169 letter in 1995

93/0118

Financing of veterinary health inspections

Member States which have notified implementing measures: for provisions falling due on 31. 12. 1993: all except A, S, FIN for provisions falling due on 1. 1. 1995: DK, D, F, IRL, L, NL

- Belgium — 95/0025, no measures notified, Article 169 letter in 1995
- Germany — 95/0048, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Spain — 95/0085, no measures notified, Article 169 letter in 1995
- Greece — 95/0069, no measures notified, Article 169 letter in 1995
- Italy — 95/0135, no measures notified, Article 169 letter in 1995
- Ireland — 95/0116, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Luxembourg — 95/0150, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0180, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0204, no measures notified, Article 169 letter in 1995

93/0119

Protection of animals at the time of slaughter or killing

Member States which have notified implementing measures: DK, E, IRL, L

- Germany — 95/0257, no measures notified, Article 169 letter in 1995
- Belgium — 95/0233, no measures notified, Article 169 letter in 1995
- France — 95/0295, no measures notified, Article 169 letter in 1995
- Greece — 95/0271, no measures notified, Article 169 letter in 1995
- Italy — 95/0322, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0352, no measures notified, Article 169 letter in 1995
- Portugal — 95/0364, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0379, no measures notified, Article 169 letter in 1995

93/0120

Poultry and hatching eggs — health conditions

Member States which have notified implementing measures: DK, D, E, F, IRL, L, NL, UK, A, S

- Belgium — 95/0234, no measures notified, Article 169 letter in 1995
- Greece — 95/0272, no measures notified, Article 169 letter in 1995
- Ireland — 95/0309, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 95/0323, no measures notified, Article 169 letter in 1995

- Portugal — 95/0365, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0380, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 93/0121
Fresh poultrymeat — health conditions
Member States which have notified implementing measures: B, DK, D, E, F, IRL, L, NL, P, UK, A
- Belgium — 95/0235, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 95/0296, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 95/0273, no measures notified, Article 169 letter in 1995
- Italy — 95/0324, no measures notified, Article 169 letter in 1995
- Portugal — 95/0366, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 95/0381, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 94/0003
Interception of harmful organisms
Member States which have notified implementing measures: B, DK, EL, E, F, IRL, NL, P, UK, S
- Belgium — 94/0633, no measures notified, reasoned opinion in 1995 — terminated in 1995
- Germany — 94/0657, no measures notified, reasoned opinion in 1995
- Denmark — 94/0643, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Spain — 94/0671, no measures notified, Article 169 letter in 1994 — terminated in 1995
- France — 94/0685, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Greece — 94/0688, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Italy — 94/0730, no measures notified, Article 169 letter in 1994
- Luxembourg — 94/0741, no measures notified, Article 169 letter in 1994
- Netherlands — 94/0746, no measures notified, Article 169 letter in 1994 — terminated in 1995
- Portugal — 94/0763, no measures notified, Article 169 letter in 1994 — terminated in 1995
- United Kingdom — 94/0774, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 94/0013
Organisms harmful to plants
Member States which have notified implementing measures: B, DK, EL, E, F, IRL, L, NL, S
- Belgium — 95/0236, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Germany — 95/0258, no measures notified, Article 169 letter in 1995
- Denmark — 95/0248, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 95/0297, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 95/0274, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 95/0325, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0340, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0367, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0382, no measures notified, Article 169 letter in 1995
- 94/0014
Feedingstuffs — official control
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, I, L, NL, UK
- Luxembourg — 95/0571, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Portugal — 95/0608, no measures notified, Article 169 letter in 1995
- 94/0016
Feedingstuffs — undesirable substances and products
Member States which have notified implementing measures: B, DK, D, EL, E, F, IRL, NL, P, UK, S
- Italy — 95/0326, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0341, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0353, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0368, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- 94/0017
Feedingstuffs — additives
Member States which have notified implementing measures: B, D, DK, E, F, IRL, I, L, NL, UK, S
- Greece — 95/0072, no measures notified, Article 169 letter in 1995
- Ireland — 95/0120, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Netherlands — 95/0160, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0184, no measures notified, Article 169 letter in 1995
- 94/0028
Imports from third countries — zootechnical and genealogical conditions
Member States which have notified implementing measures: E, I, NL, FIN
- Germany — 95/0436, no measures notified, Article 169 letter in 1995

- Belgium — 95/0402, no measures notified, Article 169 letter in 1995
- Denmark — 95/0424, no measures notified, Article 169 letter in 1995
- France — 95/0505, no measures notified, Article 169 letter in 1995
- Greece — 95/0457, no measures notified, Article 169 letter in 1995
- Ireland — 95/0527, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0573, no measures notified, Article 169 letter in 1995
- Portugal — 95/0610, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0635, no measures notified, Article 169 letter in 1995
- 94/0029
Pesticide residues — cereals and foodstuffs of animal origin
Member States which have notified implementing measures: DK, D, EL, E, IRL, I, NL, UK, A, S
- Belgium — 95/0403, no measures notified, Article 169 letter in 1995
- France — 95/0506, no measures notified, Article 169 letter in 1995
- Italy — 95/0549, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Luxembourg — 95/0574, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0592, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0611, no measures notified, Article 169 letter in 1995
- 94/0030
Pesticide residues in or on products of plant origin
Member States which have notified implementing measures: DK, D, EL, IRL, I, NL, UK, A, S
- Belgium — 95/0404, no measures notified, Article 169 letter in 1995
- Spain — 95/0484, no measures notified, Article 169 letter in 1995
- France — 95/0507, no measures notified, Article 169 letter in 1995
- Italy — 95/0550, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Luxembourg — 95/0575, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0593, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0612, no measures notified, Article 169 letter in 1995
- 94/0037
Plant protection products
Member States which have notified implementing measures: B, DK, E, IRL, I, L, NL, UK, S
- Germany — 95/0437, no measures notified, Article 169 letter in 1995
- Spain — 95/0485, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- France — 95/0509, no measures notified, Article 169 letter in 1995
- Greece — 95/0459, no measures notified, Article 169 letter in 1995
- Portugal — 95/0614, no measures notified, Article 169 letter in 1995
- 94/0039
Intended uses of animal feedingstuffs for particular nutritional purposes
Member States which have notified implementing measures: B, DK, L, NL, UK
- Germany — 95/0438, no measures notified, Article 169 letter in 1995
- Belgium — 95/0406, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Spain — 95/0486, no measures notified, Article 169 letter in 1995
- France — 95/0510, no measures notified, Article 169 letter in 1995
- Greece — 95/0460, no measures notified, Article 169 letter in 1995
- Ireland — 95/0529, no measures notified, Article 169 letter in 1995
- Italy — 95/0552, no measures notified, Article 169 letter in 1995
- Portugal — 95/0615, no measures notified, Article 169 letter in 1995
- 94/0040
Additives — guidelines for evaluation
Member States which have notified implementing measures: B, DK, D, E, F, IRL, I, L, NL, UK
- Spain — 94/0836, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 94/0853, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 94/0973, no measures notified, Article 169 letter in 1995
- Italy — 94/0893, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Ireland — 94/0869, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 94/0950, no measures notified, Article 169 letter in 1995
- Luxembourg — 94/0997, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 94/0972, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 94/0041
Feedingstuffs — additives
Member States which have notified implementing measures: B, DK, E, F, IRL, I, L, NL, UK, A, S
- Germany — 95/0439, no measures notified, Article 169 letter in 1995
- Spain — 95/0487, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 95/0461, no measures notified, Article 169 letter in 1995

- Portugal — 95/0616, no measures notified, Article 169 letter in 1995
- 94/0042
Health problems — live animals
Member States which have notified implementing measures: B, DK, D, E, F, NL, UK, A, S, FIN
- Germany — 95/0259, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Belgium — 95/0238, no measures notified, Article 169 letter in 1995 — terminated in 1995
- France — 95/0298, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 95/0276, no measures notified, Article 169 letter in 1995
- Ireland — 95/0311, no measures notified, Article 169 letter in 1995
- Italy — 95/0327, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0343, no measures notified, Article 169 letter in 1995
- Portugal — 95/0370, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0384, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 94/0043
Plant protection products
Member States which have notified implementing measures: DK, E, IRL, I, L, NL, UK, S
- Germany — 95/0440, no measures notified, Article 169 letter in 1995
- Belgium — 95/0407, no measures notified, Article 169 letter in 1995
- Denmark — 95/0425, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Spain — 95/0488, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- France — 95/0511, no measures notified, Article 169 letter in 1995
- Greece — 95/0462, no measures notified, Article 169 letter in 1995
- Portugal — 95/0617, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0637, no measures notified, Article 169 letter in 1995 — terminated in 1995
- 94/0059
Imports from third countries — examination for trichinae
Member States which have notified implementing measures: B, DK, L, NL, P, A, FIN
- Germany — 95/0052, no measures notified, Article 169 letter in 1995
- Belgium — 95/0031, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Denmark — 95/0039, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Spain — 95/0090, no measures notified, Article 169 letter in 1995
- France — 95/0108, no measures notified, Article 169 letter in 1995
- Greece — 95/0075, no measures notified, Article 169 letter in 1995
- Ireland — 95/0124, no measures notified, Article 169 letter in 1995
- Italy — 95/0141, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0154, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0188, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 95/0210, no measures notified, Article 169 letter in 1995
- 94/0071
Raw milk, heat-treated milk and milk-based products
Member States which have notified implementing measures: DK, D, L, NL, P, UK, S
- Belgium — 95/0411, no measures notified, Article 169 letter in 1995
- Denmark — 95/0427, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Spain — 95/0492, no measures notified, Article 169 letter in 1995
- France — 95/0514, no measures notified, Article 169 letter in 1995
- Greece — 95/0467, no measures notified, Article 169 letter in 1995
- Ireland — 95/0533, no measures notified, Article 169 letter in 1995
- Italy — 95/0557, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0640, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- 95/0004
Organisms harmful to plants
Member States which have notified implementing measures: B, DK, E, F, IRL, L, NL, P, UK, A, S
- Germany — 95/0264, no measures notified, Article 169 letter in 1995
- Belgium — 95/0244, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 95/0282, no measures notified, Article 169 letter in 1995
- France — 95/0302, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 95/0333, no measures notified, Article 169 letter in 1995
- Portugal — 95/0376, no measures notified, Article 169 letter in 1995 — terminated in 1995
- United Kingdom — 95/0390, no measures notified, Article 169 letter in 1995 — terminated in 1995

- 95/0006
Cereal seed
Member States which have notified implementing measures: B, DK, E, F, IRL, NL, UK, A
- Germany — 95/0443, no measures notified, Article 169 letter in 1995
- Belgium — 95/0414, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Greece — 95/0469, no measures notified, Article 169 letter in 1995
- Italy — 95/0560, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0581, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0598, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Portugal — 95/0624, no measures notified, Article 169 letter in 1995
- 95/0009
Feedingstuffs intended for particular nutritional purposes
Member States which have notified implementing measures: B, DK, NL, UK
- Germany — 95/0444, no measures notified, Article 169 letter in 1995
- Belgium — 95/0415, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Spain — 95/0494, no measures notified, Article 169 letter in 1995
- France — 95/0517, no measures notified, Article 169 letter in 1995
- Greece — 95/0470, no measures notified, Article 169 letter in 1995
- Ireland — 95/0535, no measures notified, Article 169 letter in 1995
- Italy — 95/0561, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0582, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0599, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Portugal — 95/0625, no measures notified, Article 169 letter in 1995
- 95/0010
Calculating the energy value of certain dog and cat food
Member States which have notified implementing measures: DK, NL, UK
- Germany — 95/0445, no measures notified, Article 169 letter in 1995
- Belgium — 95/0416, no measures notified, Article 169 letter in 1995
- Spain — 95/0495, no measures notified, Article 169 letter in 1995
- France — 95/0518, no measures notified, Article 169 letter in 1995
- Greece — 95/0471, no measures notified, Article 169 letter in 1995
- Ireland — 95/0536, no measures notified, Article 169 letter in 1995
- Italy — 95/0562, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0583, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0600, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
- Portugal — 95/0626, no measures notified, Article 169 letter in 1995
- 95/0011
Feedingstuffs — assessment of additives
Member States which have notified implementing measures: B, DK, D, E, NL, UK
- France — ..., no measures notified, Article 169 letter to be sent in 1996
- Greece — ..., no measures notified, Article 169 letter to be sent in 1996
- Ireland — ..., no measures notified, Article 169 letter to be sent in 1996
- Italy — ..., no measures notified, Article 169 letter to be sent in 1996
- Luxembourg — ..., no measures notified, Article 169 letter to be sent in 1996
- Portugal — ..., no measures notified, Article 169 letter to be sent in 1996
- 95/0023
Fresh meat — production conditions
Member States which have notified implementing measures: no
- Germany — ..., no measures notified, Article 169 letter to be sent in 1996
- Belgium — ..., no measures notified, Article 169 letter to be sent in 1996
- Denmark — ..., no measures notified, Article 169 letter to be sent in 1996
- Spain — ..., no measures notified, Article 169 letter to be sent in 1996
- France — ..., no measures notified, Article 169 letter to be sent in 1996
- Greece — ..., no measures notified, Article 169 letter to be sent in 1996
- Ireland — ..., no measures notified, Article 169 letter to be sent in 1996
- Italy — ..., no measures notified, Article 169 letter to be sent in 1996
- Luxembourg — ..., no measures notified, Article 169 letter to be sent in 1996
- Netherlands — ..., no measures notified, Article 169 letter to be sent in 1996
- Portugal — ..., no measures notified, Article 169 letter to be sent in 1996
- United Kingdom — ..., no measures notified, Article 169 letter to be sent in 1996
- 95/0025
Health conditions — live animals
Member States which have notified implementing measures: D, A, FIN
- Belgium — ..., no measures notified, Article 169 letter to be sent in 1996
- Denmark — ..., no measures notified, Article 169 letter to be sent in 1996
- Spain — ..., no measures notified, Article 169 letter to be sent in 1996
- France — ..., no measures notified, Article 169 letter to be sent in 1996

Greece	— . . . , no measures notified, Article 169 letter to be sent in 1996	Ireland	— 95/0538, no measures notified, Article 169 letter in 1995 — terminated in 1995
Ireland	— . . . , no measures notified, Article 169 letter to be sent in 1996	Italy	— 95/0564, no measures notified, Article 169 letter in 1995
Italy	— . . . , no measures notified, Article 169 letter to be sent in 1996	Luxembourg	— 95/0585, no measures notified, Article 169 letter in 1995
Luxembourg	— . . . , no measures notified, Article 169 letter to be sent in 1996	Portugal	— 95/0628, no measures notified, Article 169 letter in 1995
Netherlands	— . . . , no measures notified, Article 169 letter to be sent in 1996	United Kingdom	— 95/0644, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
Portugal	— . . . , no measures notified, Article 169 letter to be sent in 1996		
United Kingdom	— . . . , no measures notified, Article 169 letter to be sent in 1996		

6. ENVIRONMENT

95/0040

Organisms harmful to plants — protected zones
Member States which have notified implementing measures:
DK, E, IRL, NL, UK, S

Germany	— 95/0446, no measures notified, Article 169 letter in 1995
Belgium	— 95/0416, no measures notified, Article 169 letter in 1995
Denmark	— 95/0429, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
Spain	— 95/0496, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
France	— 95/0519, no measures notified, Article 169 letter in 1995
Greece	— 95/0472, no measures notified, Article 169 letter in 1995
Ireland	— 95/0537, no measures notified, Article 169 letter in 1995 — terminated in 1995
Italy	— 95/0563, no measures notified, Article 169 letter in 1995
Luxembourg	— 95/0584, no measures notified, Article 169 letter in 1995
Portugal	— 95/0627, no measures notified, Article 169 letter in 1995
United Kingdom	— 95/0643, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)

95/0041

Organisms harmful to plants
Member States which have notified implementing measures:
DK, E, IRL, NL, UK, S

Germany	— 95/0447, no measures notified, Article 169 letter in 1995
Belgium	— 95/0418, no measures notified, Article 169 letter in 1995
Denmark	— 95/0430, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
Spain	— 95/0497, no measures notified, Article 169 letter in 1995 (to be terminated in 1996)
France	— 95/0520, no measures notified, Article 169 letter in 1995
Greece	— 95/0473, no measures notified, Article 169 letter in 1995

67/0548

Labelling of dangerous substances
Member States which have notified implementing measures: all

69/0081

Labelling of dangerous substances
Member States which have notified implementing measures: all

70/0157

Sound level of motor vehicles
Member States which have notified implementing measures: all

70/0189

Labelling of dangerous substances
Member States which have notified implementing measures: all

72/0306

Emission of pollutants from diesel engines
Member States which have notified implementing measures: all

73/0146

Labelling of dangerous substances
Member States which have notified implementing measures: all

75/0409

Labelling of dangerous substances
Member States which have notified implementing measures: all

75/0439

Disposal of waste oils
Member States which have notified implementing measures: all
Italy — 86/0419, not properly applied, judgment in 1993 — Case C-89/366

75/0440

Surface water
Member States which have notified implementing measures: all
Belgium — 87/0345, not properly implemented, reasoned opinion (171) to be sent in 1996
Germany — 87/0372, not properly implemented, reasoned opinion (171) in 1995
Italy — 89/0206, not properly implemented, referral to be sent in 1996
France — 92/4200, not properly applied, reasoned opinion to be sent in 1996

- United Kingdom — 89/4571, not properly implemented, reasoned opinion to be sent in 1996
- Portugal — 92/2300, not properly applied, reasoned opinion in 1995
- Italy — 89/0206, not properly implemented, referral to be sent in 1995
- 75/0442
Waste
Member States which have notified implementing measures: all
- Spain — 90/0959, not properly applied, terminated in 1995
- Greece — 89/0138, not properly applied, judgment 7. 4. 1992 — Case C-91/045 — Article 171 letter in 1995
- Ireland — 91/0704, not properly implemented, reasoned opinion in 1993
- Italy — 88/0239, not properly applied, judgment in 1991 — Case C-90/033 — Article 171 letter in 1995
- Italy — 90/0262, not properly applied, reasoned opinion to be sent in 1996
- Greece — 92/4682, not properly applied, reasoned opinion to be sent in 1996
- Greece — 92/5154, not properly applied, reasoned opinion to be sent in 1996
- 75/0716
Sulphur content of liquid fuel
Member States which have notified implementing measures: all
- 76/0160
Bathing water
Member States which have notified implementing measures: all except FIN, S
- Germany — 89/0317, not properly applied, reasoned opinion in 1994
- Spain — 89/0418, not properly applied, referral to be sent in 1996
- Italy — 87/0356, not properly implemented, referral to be sent in 1996
- United Kingdom — 86/0214, not properly applied, judgment in 1993 — Case C-90/056
- Belgium — 89/0416, not properly applied, reasoned opinion to be sent in 1996
- 76/0403
Disposal of PCBs
Member States which have notified implementing measures: all
- 76/0464
Dangerous substances in the sea
Member States which have notified implementing measures: all
- Germany — 89/2343, not properly applied, reasoned opinion in 1994
- Greece — 89/0303, not properly applied, referral in 1995 — Case C-95/232
- France — 91/0206, not properly applied, reasoned opinion in 1993
- Italy — 90/0416, not properly applied, terminated in 1995
- Italy — 91/0642, not properly applied, reasoned opinion in 1993
- Luxembourg — 91/0207, not properly applied, reasoned opinion in 1993
- Portugal — 91/0556, not properly applied, reasoned opinion in 1993
- Spain — 90/0960, not properly applied, reasoned opinion in 1994
- Spain — 90/2190, not properly applied, reasoned opinion in 1995
- Netherlands — 90/4113, not properly applied, reasoned opinion to be sent in 1996
- Greece — 91/0620, not properly applied, referral in 1995 — Case C-95/233
- Belgium — 93/4331, not properly applied, reasoned opinion to be sent in 1996
- Spain — 94/4548, not properly applied, reasoned opinion to be sent in 1996
- 76/0907
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 78/0176
Waste — titanium dioxide
Member States which have notified implementing measures: all
- Portugal — 90/0929, no measures notified, terminated in 1995
- 78/0319
Toxic and dangerous waste
Member States which have notified implementing measures: all
- Germany — 90/0038, not properly applied, referral in 1992 — Case C-92/422 — judgment in 1994
- Spain — 89/0337, not properly applied, terminated in 1995
- Ireland — 90/0192, not properly applied, terminated in 1995
- 78/0659
Quality of fresh waters
Member States which have notified implementing measures: all
- Germany — 90/2203, not properly applied, referral in 1995 — Case C-95/298
- Italy — 90/0211, not properly implemented, referral in 1993 — Case C-93/291 — judgment in 1994
- Belgium — 90/2202, not properly applied, reasoned opinion to be sent in 1996
- France — 91/4338, not properly applied, reasoned opinion to be sent in 1996
- 78/1015
Sound level of motorcycles
Member States which have notified implementing measures: all
- 79/0113
Noise emissions from construction plant
Member States which have notified implementing measures: all
- 79/0370
Labelling of dangerous substances
Member States which have notified implementing measures: all

79/0409

Conservation of wild birds

Member States which have notified implementing measures: all except FIN

- Belgium — 90/0291, not properly implemented, reasoned opinion in 1993, !! reasoned opinion to be sent in 1996
- Germany — 87/0246, not properly applied, terminated in 1995
- Germany — 86/0222, not properly implemented — judgment in 1990 — Case C-88/288 — Article 171 letter in 1994
- Spain — 88/0295, not properly applied, judgment in 1993 — Case C-90/355 — Article 171 letter to be sent in 1996
- France — 84/0121, not properly implemented — Case C-90/355 — judgment in 1993 — suppl. Article 171 reasoned opinion to be sent in 1996
- Italy — 87/0327, not properly applied, reasoned opinion in 1989
- Italy — 91/0795, not properly applied, terminated in 1995
- France — 89/4910, not properly applied, reasoned opinion to be sent in 1996
- France — 91/0640, not properly applied, reasoned opinion in 1994
- Spain — 91/4380, not properly applied, reasoned opinion to be sent in 1996
- France — 91/4599, not properly applied, reasoned opinion in 1995
- France — 92/4252, not properly applied, reasoned opinion to be sent in 1996
- France — 92/4527, not properly applied, reasoned opinion to be sent in 1996
- Germany — 92/4575, not properly applied, reasoned opinion to be sent in 1996

79/0831

Labelling of dangerous substances

Member States which have notified implementing measures: all

79/0869

Surface water

Member States which have notified implementing measures: all except S

- Portugal — 93/2035, not properly implemented, reasoned opinion to be sent in 1996

79/0923

Shellfish waters

Member States which have notified implementing measures: all except FIN, S

- Italy — 91/0743, not properly applied, reasoned opinion in 1993, referral scheduled for 1996

80/0051

Noise emissions from aircraft

Member States which have notified implementing measures: all

- Germany — 93/4719, not properly applied, reasoned opinion to be sent in 1996

80/0068

Protection of groundwater

Member States which have notified implementing measures: all except S

- Germany — 86/0121, not properly implemented — Case C-131/88 — suppl. Article 171 reasoned opinion in 1995
- France — 90/0352, not properly implemented, referral scheduled for 1996
- Ireland — 89/0163, not properly implemented, suppl. Article 169 letter in 1993
- United Kingdom — 88/0354, not properly applied, reasoned opinion in 1989
- Portugal — 93/2112, not properly implemented, reasoned opinion to be sent in 1996

80/0778

Labelling of dangerous substances

Member States which have notified implementing measures: all

- Germany — 89/0650, not properly applied, terminated in 1995
- Germany — 90/4085, not properly applied, terminated in 1995
- France — 91/2316, not properly applied, referral scheduled for 1996
- Italy — 87/0363, not properly implemented, reasoned opinion in 1988
- Netherlands — 91/0214, not properly implemented, reasoned opinion in 1993
- United Kingdom — 87/0370, not properly applied, judgment in 1992 — Case C-89/337
- United Kingdom — 91/0772, not properly applied, reasoned opinion in 1993

80/0779

Air quality (addressed to Greece)

Member States which have notified implementing measures: all except A, FIN

- Portugal — 93/2113, not properly applied, reasoned opinion to be sent in 1996

80/0836

Health protection — ionizing radiation

Member States which have notified implementing measures: all

- Italy — 87/0225, no measures notified, terminated in 1995
- Luxembourg — 88/0487, not properly implemented, reasoned opinion in 1991
- Netherlands — 88/0488, not properly implemented, reasoned opinion in 1990

80/1189

Labelling of dangerous substances

Member States which have notified implementing measures: all

81/0854

Conservation of wild birds

Member States which have notified implementing measures: all

81/0855

Surface water

(addressee: Greece)

Member States which have notified implementing measures: EL

- 81/0857
Air quality (addressed to Greece)
(addressee: Greece)
Member States which have notified implementing measures: EL
- 81/0858
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 81/0957
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 81/1051
Acquired rights — doctors, nurses, dentists and veterinary surgeons
Member States which have notified implementing measures: all
- 82/0176
Mercury discharges
Member States which have notified implementing measures: all
- 82/0232
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 82/0501
Major-accident hazards
Member States which have notified implementing measures: all
Germany — 87/0219, not properly implemented, !!
reasoned opinion to be sent in 1996
Italy — 91/2065, not properly applied, reasoned
opinion to be sent in 1996
- 82/0883
Titanium dioxide waste
Member States which have notified implementing measures: all
- 82/0884
Lead in the air
Member States which have notified implementing measures: all
except A, FIN
- 83/0029
Waste — titanium dioxide
Member States which have notified implementing measures: all
- 83/0129
Seal-pup skins
Member States which have notified implementing measures: all
except A, FIN
- 83/0206
Noise emissions from aircraft
Member States which have notified implementing measures: all
- 83/0467
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 83/0513
Cadmium discharges
Member States which have notified implementing measures: all
- 84/0156
Mercury discharges
Member States which have notified implementing measures: all
Portugal — 92/2303, not properly applied, reasoned
opinion in 1995
- 84/0360
Air pollution from industrial plants
Member States which have notified implementing measures: all
- 84/0449
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 84/0466
Radiation protection — patients
Member States which have notified implementing measures: all
Belgium — 90/0237, not properly implemented, reasoned
opinion in 1992
Ireland — 90/0239, not properly implemented, reasoned
opinion in 1993
Italy — 90/0240, not properly implemented, judgment
in 1993 — Case C-92/95 — Article 171 letter
in 1994
Portugal — 90/0242, not properly implemented, reasoned
opinion in 1993
Spain — 91/0723, not properly implemented, reasoned
opinion in 1993
- 84/0467
Health protection — ionizing radiation
Member States which have notified implementing measures: all
Italy — 87/0233, no measures notified, terminated in
1995
- 84/0491
HCH discharges
Member States which have notified implementing measures: all
- 84/0532
Construction plant
Member States which have notified implementing measures: all
- 84/0533
Sound power level of compressors
Member States which have notified implementing measures: all
- 84/0534
Sound power level of tower cranes
Member States which have notified implementing measures: all
- 84/0535
Sound power level of welding generators
Member States which have notified implementing measures: all
- 84/0536
Sound power level of power generators
Member States which have notified implementing measures: all

- 84/0537
Sound power level of hand-held concrete-breakers
Member States which have notified implementing measures: all
- 84/0538
Sound power level of lawnmowers
Member States which have notified implementing measures: all
- 84/0631
Transfrontier shipment of hazardous waste
Member States which have notified implementing measures: all
- 85/0203
Air quality — nitrogen dioxide
Member States which have notified implementing measures: all except A, FIN
Belgium — 88/0023, not properly implemented, judgment in 1993 — Case C-91/186 — terminated in 1995
United Kingdom — 89/5110, not properly implemented, reasoned opinion in 1993
- 85/0210
Lead content of petrol
Member States which have notified implementing measures: all
- 85/0337
Assessment of projects on the environment
Member States which have notified implementing measures: all
Belgium — 89/0652, not properly implemented referral in 1994 — Case C-94/133
Germany — 90/0189, not properly applied, referral in 1992 — Case C-92/431 — judgment in 1995 — terminated in 1995
Germany — 90/4710, not properly implemented, referral in 1995 — Case C-95/301
Spain — 90/0129, not properly implemented, reasoned opinion in 1992
Italy — 91/0794, not properly implemented, reasoned opinion in 1993
Ireland — 89/0425, not properly implemented, reasoned opinion in 1993
Luxembourg — 90/0126, no measures notified, referral in 1993 — Case C-93/313 — judgment in 1994 — terminated in 1995
United Kingdom — 91/2200, not properly implemented — terminated in 1995
Greece — 91/2036, not properly implemented, reasoned opinion to be sent in 1996
Portugal — 91/2168, not properly implemented, reasoned opinion to be sent in 1996
- 85/0339
Containers for liquids for human consumption
Member States which have notified implementing measures: all
Belgium — 87/0330, not properly applied, judgment in 1991 — Case C-89/330 — terminated in 1995
Spain — 87/0337, not properly applied, judgment in 1991 — Case C-90/192 — terminated in 1995
- France — 87/0332, not properly applied, judgment in 1994 — Case C-93/255 — terminated in 1995
Luxembourg — 87/0334, not properly applied, judgment in 1991 — Case C-89/252 — terminated in 1995
- 85/0405
Noise emissions from construction plant
Member States which have notified implementing measures: all
- 85/0406
Sound power level of compressors
Member States which have notified implementing measures: all
- 85/0407
Sound power level of welding generators
Member States which have notified implementing measures: all
- 85/0408
Sound power level of power generators
Member States which have notified implementing measures: all
- 85/0409
Sound power level of hand-held concrete-breakers
Member States which have notified implementing measures: all
- 85/0411
Conservation of wild birds
Member States which have notified implementing measures: all except FIN
Netherlands — 87/0176, not properly applied, referral scheduled for 1996
- 85/0444
Seal-pup skins
Member States which have notified implementing measures: all except A, FIN
- 85/0467
Dangerous substances and preparations
Member States which have notified implementing measures: all
- 85/0469
Transfrontier shipment of hazardous waste
Member States which have notified implementing measures: all
- 85/0580
Air quality — nitrogen dioxide
Member States which have notified implementing measures: all
- 85/0581
Lead content of petrol
Member States which have notified implementing measures: all
- 86/0121
Transfrontier shipment of hazardous waste
Member States which have notified implementing measures: all
- 86/0122
Conservation of wild birds
Member States which have notified implementing measures: all

- 86/0278
Sewage sludge used in agriculture
Member States which have notified implementing measures: A, DK, D, E, EL, F, FIN, IRL, I, L, NL, P, S, UK
Belgium — 90/0230, no measures notified — Case C-93/260 — judgment in 1994 — suppl. Article 171 letter to be sent in 1996
France — 92/2226, not properly implemented, reasoned opinion to be sent in 1996
- 86/0279
Transfrontier shipment of hazardous waste
Member States which have notified implementing measures: all
- 86/0280
Dangerous substances in the sea
Member States which have notified implementing measures: all
Germany — 89/0427, not properly implemented, referral in 1995 — Case C-95/262
Ireland — 91/2216, not properly implemented, suppl. Article 169 letter to be sent in 1996
Portugal — 92/2358, not properly implemented, reasoned opinion to be sent in 1996
- 86/0295
Construction plant
Member States which have notified implementing measures: all
- 86/0296
Construction plant
Member States which have notified implementing measures: all
- 86/0431
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 86/0594
Noise from household appliances
Member States which have notified implementing measures: all except A
- 86/0609
Protection of animals
Member States which have notified implementing measures: all except S
Luxembourg — 90/0730, no measures notified, referral in 1993 — Case C-93/274
Portugal — 92/2359, not properly implemented, reasoned opinion to be sent in 1996
Belgium — 93/2218, not properly implemented, reasoned opinion to be sent in 1996
- 86/0662
Noise emissions from hydraulic excavators
Member States which have notified implementing measures: all
- 87/0018
Good laboratory practice
Member States which have notified implementing measures: all
- 87/0101
Disposal of waste oils
Member States which have notified implementing measures: all
- 87/0112
Transfrontier shipment of hazardous waste
Member States which have notified implementing measures: all
- 87/0216
Major-accident hazards
Member States which have notified implementing measures: all
- 87/0217
Pollution by asbestos
Member States which have notified implementing measures: A, B, DK, D, EL, E, F, FIN, IRL, I, L, NL, P, S, UK
Italy — 90/0065, no measures notified, terminated in 1995
United Kingdom — 91/2163, not properly applied, reasoned opinion in 1995
Portugal — 91/2218, not properly implemented, reasoned opinion to be sent in 1996
- 87/0219
Sulphur content of liquid fuel
Member States which have notified implementing measures: all
- 87/0252
Sound power level of lawnmowers
Member States which have notified implementing measures: all
- 87/0405
Sound power level of tower cranes
Member States which have notified implementing measures: all
- 87/0416
Lead content of petrol
Member States which have notified implementing measures: all
- 87/0432
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 88/0180
Sound power level of lawnmowers
Member States which have notified implementing measures: all
- 88/0181
Sound power level of lawnmowers
Member States which have notified implementing measures: all
- 88/0302
Labelling of dangerous substances
Member States which have notified implementing measures: all
- 88/0347
Dangerous substances in the sea
Member States which have notified implementing measures: all
- 88/0490
Labelling of dangerous substances
Member States which have notified implementing measures: all

- 88/0609
Emissions from large combustion plants
Member States which have notified implementing measures: all
Portugal — 91/2220, not properly implemented, reasoned opinion to be sent in 1996
- 88/0610
Major-accident hazards
Member States which have notified implementing measures: all
- 89/0369
Incineration of municipal waste
Member States which have notified implementing measures: A, B, DK, D, EL, E, F, FIN, IRL, L, NL, P, S, UK
Italy — 91/0417, no measures notified, referral in 1995 — Case C-95/237
Portugal — 91/2173, not properly implemented, reasoned opinion to be sent in 1996
- 89/0370
Seal-pup skins
Member States which have notified implementing measures: all except A, FIN
- 89/0427
Sulphur dioxide in the air
Member States which have notified implementing measures: all except A, FIN
Italy — 91/0678, no measures notified, terminated in 1995
- 89/0429
Incineration of municipal waste
Member States which have notified implementing measures: A, B, DK, D, E, F, FIN, IRL, L, NL, P, S, UK
Italy — 91/0418, no measures notified, referral in 1995 — Case C-95/237
- 89/0514
Noise emissions from hydraulic excavators
Member States which have notified implementing measures: all
- 89/0618
Health protection — radiological emergency
Member States which have notified implementing measures: A, B, DK, D, EL, E, F, FIN, I, IRL, L, NL, P, S, UK
Italy — 92/0334, no measures notified, terminated in 1995
Portugal — 92/0509, no measures notified, terminated in 1995
Luxembourg — 93/0611, no measures notified, referral scheduled for 1995 — Case C-46/95
- 89/0629
Noise emissions from aeroplanes
Member States which have notified implementing measures: all
Italy — 91/0082, no measures notified, terminated in 1995
- 90/0219
Genetically modified organisms
Member States which have notified implementing measures: A, B, DK, D, E, F, FIN, I, IRL, NL, P, S, UK
Greece — 92/0264, no measures notified, referral in 1994 — Case C-94/170 — judgment in 1995
Spain — 92/0163, no measures notified, terminated in 1995
Luxembourg — 92/0395, no measures notified, referral in 1995 — Case C-95/312
Germany — 91/2336, not properly implemented, reasoned opinion to be sent in 1995
Belgium — 93/2120, not properly implemented, reasoned opinion to be sent in 1996
Portugal — 91/2179, not properly implemented, reasoned opinion to be sent in 1996
- 90/0220
Genetically modified organisms
Member States which have notified implementing measures: A, B, DK, D, E, F, FIN, I, IRL, NL, P, S, UK
Greece — 92/0263, no measures notified, referral in 1994 — Case C-94/170 — judgment in 1995
Spain — 92/0164, no measures notified, terminated in 1995
Luxembourg — 92/0396, no measures notified, referral in 1995 — Case C-95/312
Portugal — 93/2179, not properly implemented, reasoned opinion to be sent in 1996
Germany — 91/2336, not properly implemented, reasoned opinion to be sent in 1996
Belgium — 93/2120, not properly implemented, reasoned opinion to be sent in 1996
- 90/0313
Freedom of access to information on the environment
Member States which have notified implementing measures: A, B, DK, D, E, EL, F, FIN, I, IRL, L, NL, P, S, UK
Germany — 93/0111, no measures notified, terminated in 1995
Greece — 93/0158, no measures notified, terminated in 1995
Italy — 93/0316, no measures notified, terminated in 1995
France — 93/2058, not properly implemented, reasoned opinion to be sent in 1996
Germany — 94/2196, not properly implemented, reasoned opinion to be sent in 1996
- 90/0415
Dangerous substances in the sea
Member States which have notified implementing measures: all
Germany — 92/0118, no measures notified, terminated in 1995
Greece — 92/0260, no measures notified, terminated in 1995
Ireland — 92/0300, no measures notified, terminated in 1995
Portugal — 92/0498, no measures notified, terminated in 1995

- 90/0517
Labelling of dangerous substances
Member States which have notified implementing measures: A, DK, D, EL, E, F, FIN, IRL, I, L, NL, S, UK
Belgium — 92/0051, no measures notified, reasoned opinion in 1994
Portugal — 92/0491, no measures notified, reasoned opinion in 1994
- 90/0641
Radiation protection — outside workers
Member States which have notified implementing measures: A, DK, D, F, FIN, IRL, I, L, NL, S, UK
Belgium — 94/0004, no measures notified, reasoned opinion in 1995
Greece — 94/0130, no measures notified, Article 169 letter in 1994
Spain — 94/0131, no measures notified, reasoned opinion in 1995
Italy — 94/0231, no measures notified, terminated in 1995
Luxembourg — 94/0264, no measures notified, terminated in 1995
Portugal — 94/0332, no measures notified, Article 169 letter in 1994
- 90/0656
Transitional measures — protection of the environment (addressed to Germany)
Member States which have notified implementing measures: D
- 90/0660
Transitional measures — protection of the environment (addressed to Germany)
Member States which have notified implementing measures: D
- 91/0156
Waste
Member States which have notified implementing measures: A, B, D, DK, FIN, I, L, NL, P, S, UK
Germany — 93/0668, no measures notified, terminated in 1995
Greece — 93/0719, no measures notified, referral in 1995 — Case C-95/160
Spain — 93/0720, no measures notified, referral scheduled for 1996
France — 93/0737, no measures notified, reasoned opinion in 1995
Ireland — 93/0762, no measures notified, reasoned opinion in 1994
Italy — 93/0785, no measures notified, terminated in 1995
Luxembourg — 93/0811, no measures notified, terminated in 1995
United Kingdom — 93/0872, no measures notified, terminated in 1995
- 91/0157
Batteries containing dangerous substances
Member States which have notified implementing measures: A, DK, EL, FIN, IRL, L, NL, P, S, UK
- Belgium — 92/1005, no measures notified, reasoned opinion to be sent in 1996
Germany — 92/1006, no measures notified, reasoned opinion in 1994
Greece — 92/1007, no measures notified, terminated in 1995
Spain — 92/1008, no measures notified, referral scheduled for 1996
France — 92/1009, no measures notified, referral scheduled for 1996
Italy — 92/1011, no measures notified, referral in 1995 — Case C-95/303
Portugal — 92/1013, no measures notified, terminated in 1995
United Kingdom — 92/1014, no measures notified, terminated in 1995
Belgium — 94/2271, not properly applied, reasoned opinion to be sent in 1996
- 91/0244
Conservation of wild birds
Member States which have notified implementing measures: A, DK, D, EL, E, F, FIN, IRL, I, L, NL, P, S, UK
Denmark — 93/0063, no measures notified, terminated in 1995
Greece — 93/0901, no measures notified, reasoned opinion in 1995
Luxembourg — 93/0352, no measures notified, terminated in 1995
Netherlands — 93/0393, no measures notified, terminated in 1995
Belgium — 93/2123, not properly implemented, reasoned opinion to be sent in 1996
- 91/0271
Urban waste-water treatment
Member States which have notified implementing measures: A, DK, F, FIN, IRL, L, S
Germany — 93/0669, no measures notified, referral in 1995 — Case C-95/297
Greece — 93/0718, no measures notified, referral in 1995 — Case C-95/161
Spain — 93/0721, no measures notified, referral scheduled for 1996
Ireland — 93/0763, no measures notified, terminated in 1995
Italy — 93/0786, no measures notified, referral in 1995 — Case C-95/302
United Kingdom — 93/0873, no measures notified, reasoned opinion in 1994
- 91/0325
Labelling of dangerous substances
(double deadline for transposal: 8.6.1991 and 1.7.1992)
Member States which have notified implementing measures: A, B, DK, D, EL, E, F, FIN, IRL, I, L, NL, P, S, UK
Belgium — 92/0061, no measures notified, terminated in 1995

- Belgium — 92/0663, no measures notified, terminated in 1995
- Portugal — 92/0480, no measures notified, terminated in 1995
- Portugal — 92/0905, no measures notified, terminated in 1995
- United Kingdom — 92/0928, no measures notified, terminated in 1995
- 91/0326
Labelling of dangerous substances
Member States which have notified implementing measures: A, B, DK, D, EL, E, F, FIN, IRL, L, NL, P, S, UK
- Belgium — 92/0664, no measures notified, terminated in 1995
- Italy — 92/0830, no measures notified, reasoned opinion in 1995
- Portugal — 92/0904, no measures notified, terminated in 1995
- 91/0410
Labelling of dangerous substances
Member States which have notified implementing measures: A, DK, D, EL, E, FIN, IRL, L, S
- Belgium — 92/0666, no measures notified, reasoned opinion to be sent in 1996
- Italy — 92/0832, no measures notified, reasoned opinion in 1994
- Portugal — 92/0902, no measures notified, referral scheduled for 1996
- United Kingdom — 92/0930, no measures notified, reasoned opinion in 1994
- 91/0632
Labelling of dangerous substances
Member States which have notified implementing measures: all
- Belgium — 93/0624, no measures notified, terminated in 1995
- Italy — 93/0788, no measures notified, terminated in 1995
- Netherlands — 93/0832, no measures notified, terminated in 1995
- Portugal — 93/0848, no measures notified, terminated in 1995
- United Kingdom — 93/0875, no measures notified, terminated in 1995
- 91/0676
Pollution of water by nitrates of agricultural origin
Member States which have notified implementing measures: A, DK, F, FIN, L, S
- Belgium — 94/2239, not properly implemented, reasoned opinion to be sent in 1996
- Spain — 94/2240, not properly implemented, reasoned opinion to be sent in 1996
- Netherlands — 94/2242, not properly implemented, reasoned opinion to be sent in 1996
- Italy — 94/2245, not properly implemented, reasoned opinion to be sent in 1996
- Greece — 94/2247, not properly implemented, reasoned opinion to be sent in 1996
- 91/0689
Hazardous waste
Member States which have notified implementing measures: A, D, FIN, NL, S
- United Kingdom — 95/0629, no measures notified, Article 169 letter in 1995
- Portugal — 95/0601, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0565, no measures notified, Article 169 letter in 1995
- Italy — 95/0539, no measures notified, Article 169 letter in 1995
- Ireland — 95/0521, no measures notified, Article 169 letter in 1995
- France — 95/0498, no measures notified, Article 169 letter in 1995
- Spain — 95/0474, no measures notified, Article 169 letter in 1995
- Greece — 95/0448, no measures notified, Article 169 letter in 1995
- Denmark — 95/0419, no measures notified, Article 169 letter in 1995
- Belgium — 95/0391, no measures notified, Article 169 letter in 1995
- 92/0003
Shipments of radioactive waste
Member States which have notified implementing measures: A, DK, E, FIN, IRL, I, L, NL, S, UK
- Belgium — 94/0400, no measures notified, Article 169 letter in 1994
- Germany — 94/0413, no measures notified, Article 169 letter in 1994
- Greece — 94/0428, no measures notified, Article 169 letter in 1994
- Spain — 94/0434, no measures notified, terminated in 1995
- Italy — 94/0464, no measures notified, terminated in 1995
- Portugal — 94/0487, no measures notified, Article 169 letter in 1994
- 92/0014
Operation of aeroplanes
Member States which have notified implementing measures: A, B, D, DK, EL, E, F, FIN, I, IRL, L, NL, P, S, UK
- Germany — 92/0709, no measures notified, terminated in 1995
- Italy — 92/0837, no measures notified, terminated in 1995

- 92/0032
Labelling of dangerous substances
Member States which have notified implementing measures: A, DK, D, E, EL, F, FIN, IRL, L, NL, S, UK
- Belgium — 93/0970, no measures notified, reasoned opinion in 1995
- Greece — 93/1028, no measures notified, terminated in 1995
- Spain — 93/0998, no measures notified, terminated in 1995
- France — 93/1011, no measures notified, terminated in 1995
- Italy — 93/1044, no measures notified, reasoned opinion to be sent in 1996
- Luxembourg — 93/1064, no measures notified, terminated in 1995
- Netherlands — 93/1056, no measures notified, terminated in 1995
- Portugal — 93/1075, no measures notified, referral scheduled for 1996
- United Kingdom — 93/1086, no measures notified, terminated in 1995
- 92/0037
Labelling of dangerous substances
Member States which have notified implementing measures: all
- Belgium — 94/0009, no measures notified, terminated in 1995
- Spain — 94/0137, no measures notified, terminated in 1995
- Italy — 94/0235, no measures notified, terminated in 1995
- Portugal — 94/0335, no measures notified, terminated in 1995
- United Kingdom — 94/0368, no measures notified, terminated in 1995
- 92/0043
Conservation of natural habitats and wild fauna and flora
Member States which have notified implementing measures: A, B, DK, FIN, IRL, L, NL, S, UK
- Germany — 94/0645, no measures notified, reasoned opinion to be sent in 1996
- Greece — 94/703, no measures notified, reasoned opinion in 1995
- Spain — 94/0659, no measures notified, Article 169 letter in 1994
- France — 94/0673, no measures notified, Article 169 letter in 1994
- Italy — 94/0718, no measures notified, Article 169 letter in 1994
- Portugal — 94/0748, no measures notified, reasoned opinion in 1995
- United Kingdom — 94/0766, no measures notified, terminated in 1995
- 92/0069
Labelling of dangerous substances
Member States which have notified implementing measures: A, DK, D, E, EL, F, FIN, IRL, L, NL, S, UK
- Belgium — 93/0973, no measures notified, reasoned opinion in 1995
- Greece — 93/1025, no measures notified, terminated in 1995
- Spain — 93/1000, no measures notified, terminated in 1995
- Italy — 93/1047, no measures notified, reasoned opinion to be sent in 1996
- Portugal — 93/1077, no measures notified, referral scheduled for 1996
- 92/0072
Air pollution by ozone
Member States which have notified implementing measures: A, B, DK, E, D, FIN, IRL, L, S, UK
- Belgium — 94/0517, no measures notified, terminated in 1995
- Greece — 94/0547, no measures notified, reasoned opinion in 1995
- Spain — 94/0549, no measures notified, terminated in 1995
- France — 94/0555, no measures notified, reasoned opinion in 1995
- Italy — 94/0568, no measures notified, reasoned opinion in 1995
- Netherlands — 94/0583, no measures notified (to be terminated in 1996)
- Portugal — 94/0590, no measures notified, reasoned opinion in 1995
- United Kingdom — 94/0599, no measures notified, terminated in 1995
- 92/0112
Pollution — titanium dioxide
Member States which have notified implementing measures: A, DK, D, E, EL, F, FIN, I, IRL, L, NL, P, S, UK
- Belgium — 93/0638, no measures notified, referral scheduled for 1996
- Greece — 93/0698, no measures notified, terminated in 1995
- Ireland — 93/0781, no measures notified, terminated in 1995
- Italy — 93/0801, no measures notified, terminated in 1995
- Portugal — 93/0865, no measures notified, terminated in 1995
- United Kingdom — 93/0888, no measures notified, terminated in 1995

93/0012

Sulphur content of liquid fuels

Member States which have notified implementing measures: A, D, DK, EL, F, FIN, IRL, L, NL, P, S, UK

- Belgium — 94/0519, no measures notified, suppl. Article 169 letter to be sent in 1996
- Germany — 94/0534, no measures notified, terminated in 1995
- Spain — 94/0552, no measures notified, suppl. Article 169 letter to be sent in 1996
- France — 94/0558, no measures notified, terminated in 1995
- Italy — 94/0571, no measures notified, suppl. Article 169 letter to be sent in 1996
- Portugal — 94/0593, no measures notified, terminated in 1995

93/0021

Labelling of dangerous substances

Member States which have notified implementing measures: A, DK, D, E, EL, F, FIN, IRL, L, NL, S, UK

- Belgium — 94/0782, no measures notified, reasoned opinion to be sent in 1996
- Greece — 94/0989, no measures notified, terminated in 1995
- Spain — 94/0826, no measures notified, terminated in 1996
- Italy — 94/0876, no measures notified, Article 169 letter in 1995
- Luxembourg — 94/0900, no measures notified, terminated in 1995
- Portugal — 94/0933, no measures notified, Article 169 letter in 1995
- United Kingdom — 94/0956, no measures notified, terminated in 1995

93/0067

Principles for assessment of risks

Member States which have notified implementing measures: A, DK, D, E, F, FIN, IRL, L, NL, S

- Belgium — 93/0978, no measures notified, reasoned opinion in 1995
- Germany — 93/0996, no measures notified, terminated in 1995
- Greece — 93/1020, no measures notified, reasoned opinion in 1995
- Spain — 93/1005, no measures notified, terminated in 1995
- France — 93/1019, no measures notified, terminated in 1995
- Ireland — 93/1041, no measures notified, terminated in 1995
- Italy — 93/1054, no measures notified, referral in 1995 — Case C-95/238

- Luxembourg — 93/1072, no measures notified, terminated in 1995
- Netherlands — 93/1062, no measures notified, terminated in 1995
- Portugal — 93/1084, no measures notified, reasoned opinion in 1995
- United Kingdom — 93/1095, no measures notified, reasoned opinion in 1994

93/0072

Labelling of dangerous substances

Member States which have notified implementing measures: A, DK, D, E, EL, F, FIN, IRL, L, NL, S, UK

- Belgium — 94/0791, no measures notified, Article 169 letter in 1995
- Greece — 94/0978, no measures notified, terminated in 1995
- Spain — 94/0831, no measures notified, terminated in 1995
- Italy — 94/0885, no measures notified, Article 169 letter in 1995
- Luxembourg — 94/0907, no measures notified, terminated in 1995
- Portugal — 94/0943, no measures notified, Article 169 letter in 1995
- United Kingdom — 94/0965, no measures notified, terminated in 1995

93/0086

Batteries and accumulators containing certain dangerous substances

Member States which have notified implementing measures: A, DK, EL, FIN, IRL, L, NL, P, S, UK

- Belgium — 94/0032, no measures notified, reasoned opinion in 1995
- Germany — 94/0094, no measures notified, reasoned opinion in 1995
- Greece — 94/0100, no measures notified, terminated in 1995
- Spain — 94/0162, no measures notified, reasoned opinion in 1995
- France — 94/0193, no measures notified, referral scheduled for 1996
- Italy — 94/0261, no measures notified, reasoned opinion in 1995
- Portugal — 94/0360, no measures notified, terminated in 1995
- United Kingdom — 94/0392, no measures notified, terminated in 1995

93/0090

Labelling of dangerous substances

Member States which have notified implementing measures: A, D, DK, E, EL, F, FIN, IRL, NL, S

- Belgium — 94/0033, no measures notified, Article 169 letter in 1994
- Germany — 94/0095, no measures notified, terminated in 1995

Greece — 94/0099, no measures notified, terminated in 1995

Spain — 94/0163, no measures notified, terminated in 1995

Italy — 94/0262, no measures notified, reasoned opinion in 1994

Luxembourg — 94/0296, no measures notified, Article 169 letter in 1994

Portugal — 94/0361, no measures notified, Article 169 letter in 1994

United Kingdom — 94/0393, no measures notified, reasoned opinion in 1994

93/0101

Labelling of dangerous substances

Member States which have notified implementing measures: A, D, DK, F, FIN, IRL, NL, S, UK

Belgium — 95/0230, no measures notified, Article 169 letter in 1995

Luxembourg — 95/0337, no measures notified, Article 169 letter in 1995

Italy — 95/0319, no measures notified, Article 169 letter in 1995

Greece — 95/0268, no measures notified, Article 169 letter in 1995

Spain — 95/0286, no measures notified, Article 169 letter in 1995

Portugal — 95/0361, no measures notified, Article 169 letter in 1995

93/0105

Information required for technical dossiers

Member States which have notified implementing measures: A, D, DK, E, EL, F, FIN, IRL, L, NL, S

Belgium — 94/0035, no measures notified, reasoned opinion in 1995

Germany — 94/0097, no measures notified, terminated in 1995

Greece — 94/0098, no measures notified, terminated in 1995

Spain — 94/0164, no measures notified, terminated in 1995

Italy — 94/0263, no measures notified, reasoned opinion in 1995

Portugal — 94/0362, no measures notified, reasoned opinion in 1995

United Kingdom — 94/0395, no measures notified, reasoned opinion in 1994

94/0015

Genetically modified organisms

Member States which have notified implementing measures: A, DK, F, FIN, I, IRL, NL, P, S

Belgium — 94/0634, no measures notified, reasoned opinion to be sent in 1996

Germany — 94/0658, no measures notified, Article 169 letter in 1994

Spain — 94/0672, no measures notified, reasoned opinion in 1995

France — 94/0686, no measures notified, terminated in 1995

Greece — 94/0687, no measures notified, reasoned opinion in 1995

Ireland — 94/0717, no measures notified, terminated in 1995

Italy — 94/0731, no measures notified, terminated in 1995

Luxembourg — 94/0742, no measures notified, reasoned opinion to be sent in 1996

Portugal — 94/0764, no measures notified, terminated in 1995

United Kingdom — 94/0775, no measures notified, Article 169 letter in 1994

94/0024

Conservation of wild birds

Addressee: Italy

Member States which have notified implementing measures: I

94/0051

Genetically modified organisms

Member States which have notified implementing measures: A, D, DK, F, FIN, I, NL, S

Luxembourg — 95/0344, no measures notified, Article 169 letter in 1995

Ireland — 95/0312, no measures notified, Article 169 letter in 1995

Belgium — 95/0239, no measures notified, Article 169 letter in 1995

Greece — 95/0277, no measures notified, Article 169 letter in 1995

Spain — 95/0290, no measures notified, Article 169 letter in 1995

Portugal — 95/0371, no measures notified, Article 169 letter in 1995

United Kingdom — 95/0385, no measures notified, Article 169 letter in 1995

94/0063

Volatile organic compound emissions

Member States which have notified implementing measures: A, DK, F, I, NL

94/0066

Emission of pollutants into the air

Member States which have notified implementing measures: A, D, DK, F, FIN, L, NL, S, UK

Portugal — 95/0620, no measures notified, Article 169 letter in 1995

Italy — 95/0555, no measures notified, Article 169 letter in 1995

Ireland — 95/0532, no measures notified, Article 169 letter in 1995

Spain — 95/0491, no measures notified, Article 169 letter in 1995

Greece — 95/0465, no measures notified, Article 169 letter in 1995

Belgium — 95/0409, no measures notified, Article 169 letter in 1995

95/0027

Excavators, dozers and excavator-loaders

Member States which have notified implementing measures: I, FIN, NL, UK

7. TRANSPORT

62/2005

Carriage of goods by road

Member States which have notified implementing measures: all

74/0561

Carriage of goods by road

Member States which have notified implementing measures: all

74/0562

Admission to the occupation of road passenger transport operator

Member States which have notified implementing measures: all

76/0135

Inland waterway vessels

Member States which have notified implementing measures: all except FIN and S

76/0914

Training for road transport drivers

Member States which have notified implementing measures: all except FIN

77/0143

Roadworthiness tests for motor vehicles

Member States which have notified implementing measures: all

77/0796

Mutual recognition of qualifications — goods haulage operators

Member States which have notified implementing measures: all

78/1016

Inland waterway vessels

Member States which have notified implementing measures: all

79/0115

Pilotage of vessels

Member States which have notified implementing measures: all except A

80/1263

Community driving licence

Member States which have notified implementing measures: all

80/1266

Mutual assistance — aircraft accidents

Member States which have notified implementing measures: all

82/0714

Inland waterway vessels

Member States which have notified implementing measures: all except FIN and S

84/0647

Vehicles hired without drivers

Member States which have notified implementing measures: all except A

85/0003

Weights and dimensions of motor vehicles

Member States which have notified implementing measures: all

86/0360

Weights and dimensions of motor vehicles

Member States which have notified implementing measures: all

86/0364

Weights and dimensions of motor vehicles

Member States which have notified implementing measures: all

87/0540

Admission to the occupation of carrier of goods by waterway
Member States which have notified implementing measures: A, D, EL, E, F, IRL, I, L, NL, P, UK

Belgium — 89/0364, no measures notified, referral in 1990 — Case C-90/377, Article 171 letter in 1993, reasoned opinion (171) to be sent in 1996

Germany — 93/2202, not properly implemented, Article 169 letter in 1994 — reasoned opinion in 1995

88/0218

Weights and dimensions of motor vehicles

Member States which have notified implementing measures: all

88/0449

Roadworthiness tests for motor vehicles

Member States which have notified implementing measures: all

88/0599

Road transport — Social provisions — recording equipment

Member States which have notified implementing measures: A, B, DK, D, EL, E, F, IRL, L, NL, P, S, UK

Italy — 90/0061, no measures notified, referral in 1993 — Case C-93/289 — Article 171 letter in 1995

Belgium — 90/0052, no measures notified, referral in 1993 — Case C-93/336 — Article 171 letter in 1994 — terminated in 1995

89/0338

Weights and dimensions of motor vehicles

Member States which have notified implementing measures: all

89/0438

Admission to the occupation of road haulage operator

Member States which have notified implementing measures: all

Luxembourg — 92/2199, not properly implemented, Article 169 letter in 1993, reasoned opinion in 1995

89/0459

Tyres of motor vehicles

Member States which have notified implementing measures: all

89/0461

Weights and dimensions of motor vehicles

Member States which have notified implementing measures: all

- 89/0684
Training for drivers of vehicles carrying dangerous goods
Member States which have notified implementing measures: all
Greece — 94/043, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 90/0398
Vehicles hired without drivers
Member States which have notified implementing measures: all except A
Portugal — 91/0524, no measures notified, reasoned opinion in 1993 — terminated in 1995
- 91/0060
Weights and dimensions of motor vehicles
Member States which have notified implementing measures: all
- 91/0328
Roadworthiness tests for motor vehicles and their trailers
Member States which have notified implementing measures: A, B, DK, D, EL, E, FIN, F, I, L, NL, P, S, UK
Ireland — 93/0764, no measures notified, Article 169 letter in 1993
- 91/0440
Development of railways
Member States which have notified implementing measures: A, B, DK, D, E, FIN, F, IRL, I, L, NL, P, S, UK
Belgium — 94/0399, no measures notified, Article 169 letter in 1994 — terminated in 1995
Denmark — 94/0407, no measures notified, Article 169 letter in 1994 — terminated in 1995
Greece — 94/0429, no measures notified, Article 169 letter in 1994 — reasoned opinion in 1995
Spain — 94/0433, no measures notified, Article 169 letter in 1994 — terminated in 1995
France — 94/0443, no measures notified, Article 169 letter in 1994 — terminated in 1995
Italy — 94/0463, no measures notified, Article 169 letter in 1994 — terminated in 1995
Luxembourg — 94/047, no measures notified, Article 169 letter in 1994 — terminated in 1995
Portugal — 94/0486, no measures notified, Article 169 letter in 1994 — terminated in 1995
- 91/0670
Mutual acceptance of personnel licences in civil aviation
Member States which have notified implementing measures: all
France — 93/4916 and 93/4959, not properly applied, reasoned opinion in 1995
United Kingdom — 92/0644, no measures notified, Article 169 letter in 1992 — terminated in 1995
- 91/0671
Use of safety belts
Member States which have notified implementing measures: A, DK, D, EL, E, FIN, F, IRL, I, L, NL, P, S, UK
- Belgium — 93/0018, no measures notified, reasoned opinion in 1995
- 91/0672
Boatmasters' certificates for inland waterways
Member States which have notified implementing measures: all
Germany — 93/0089, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0006
Speed limitation devices for certain categories of motor vehicles
Member States which have notified implementing measures: A, B, DK, D, EL, E, FIN, F, IRL, I, L, NL, S, UK
Italy — 93/1043, no measures notified, Article 169 letter in 1993 — terminated in 1995
Portugal — 93/1074, no measures notified, Article 169 letter in 1993 — reasoned opinion in 1995
- 92/0007
Weights and dimensions of motor vehicles
Member States which have notified implementing measures: all
- 92/0054
Roadworthiness tests for motor vehicles and their trailers (brakes)
Member States which have notified implementing measures: A, B, DK, D, EL, E, FIN, F, IRL, L, NL, P, S, UK
Italy — 93/0793, no measures notified, Article 169 letter in 1993
Greece — 93/0710, no measures notified, Article 169 letter in 1993 — terminated in 1995
Ireland — 93/0771, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0055
Roadworthiness tests for motor vehicles and their trailers (exhaust emissions)
Member States which have notified implementing measures: all
Greece — 93/0709, no measures notified, Article 169 letter in 1993 — terminated in 1995
France — 93/0745, no measures notified, Article 169 letter in 1993 — terminated in 1995
Ireland — 93/0772, no measures notified, Article 169 letter in 1993 — terminated in 1995
Luxembourg — 93/0819, no measures notified, Article 169 letter in 1993 — terminated in 1995
United Kingdom — 93/0880, no measures notified, Article 169 letter in 1993 — terminated in 1995
- 92/0106
Combined transport
Member States which have notified implementing measures: A, DK, D, E, FIN, F, IRL, I, L, NL, P, S, UK
Belgium — 93/0636, no measures notified, Article 169 letter in 1993
France — 93/0754, no measures notified, Article 169 letter in 1993 — terminated in 1995

- Greece — 93/0701, no measures notified, Article 169 letter in 1993
- Italy — 93/0799, no measures notified, Article 169 letter in 1993 — terminated in 1995
- Portugal — 93/0863, no measures notified, Article 169 letter in 1993 — terminated in 1995

93/0065

Air-traffic management systems

Member States which have notified implementing measures: DK, D, FIN, IRL, L, NL, S, UK

- Belgium — 95/0394, no measures notified, Article 169 letter in 1995
- Greece — 94/0982, no measures notified, Article 169 letter in 1995
- Spain — 95/0477, no measures notified, Article 169 letter in 1995
- France — 94/0843, no measures notified, Article 169 letter in 1995
- Italy — 95/0542, no measures notified, Article 169 letter in 1995
- Portugal — 94/0940, no measures notified, Article 169 letter in 1995

93/0075

Shipment of dangerous or polluting goods — minimum standards

Member States which have notified implementing measures: A, D, EL, FIN, S

- Belgium — 94/0793, no measures notified, Article 169 letter in 1995
- Denmark — 94/0804, no measures notified, Article 169 letter in 1995 — reasoned opinion in 1995
- Spain — 94/0833, no measures notified, Article 169 letter in 1995 — reasoned opinion in 1995
- France — 94/0847, no measures notified, Article 169 letter in 1995
- Ireland — 94/0863, no measures notified, Article 169 letter in 1995
- Italy — 94/0887, no measures notified, Article 169 letter in 1995 — reasoned opinion in 1995
- Netherlands — 94/0921, no measures notified, Article 169 letter in 1995
- Portugal — 95/0360, no measures notified, Article 169 letter in 1995
- United Kingdom — 94/0966, no measures notified, Article 169 letter in 1995 — reasoned opinion in 1995

93/0089

Taxes on certain vehicles used for the carriage of goods by road
Member States which have notified implementing measures: A, D, DK, FIN, NL, UK

- Belgium — 95/0024, no measures notified, Article 169 letter in 1995
- Greece — 95/0066, no measures notified, Article 169 letter in 1995
- Spain — 95/0082, no measures notified, Article 169 letter in 1995

- France — 95/0103, no measures notified, Article 169 letter in 1995
- Ireland — 95/0115, no measures notified, Article 169 letter in 1995
- Italy — 95/0133, no measures notified, Article 169 letter in 1995
- Luxembourg — 95/0148, no measures notified, Article 169 letter in 1995
- Portugal — 95/0178, no measures notified, Article 169 letter in 1995

94/0021

Summertime

Member States which have notified implementing measures: A, B, D, EL, E, FIN, F, IRL, L, S

- Belgium — 95/0028, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Denmark — 95/0036, no measures notified, Article 169 letter in 1995
- Ireland — 95/012, no measures notified, Article 169 letter in 1995 — terminated in 1995
- Italy — 95/0138, no measures notified, Article 169 letter in 1995
- Netherlands — 95/0161, no measures notified, Article 169 letter in 1995
- Portugal — 95/0185, no measures notified, Article 169 letter in 1995
- United Kingdom — 95/0207, no measures notified, Article 169 letter in 1995

8. ENERGY

68/0414

Crude-oil stocks

Member States which have notified implementing measures: all

72/0425

Crude-oil stocks

Member States which have notified implementing measures: all

73/0238

Oil supply difficulties

Member States which have notified implementing measures: all

75/0339

Fossil fuel stocks

Member States which have notified implementing measures: all except FIN

75/0405

Use of petroleum products in power stations

Member States which have notified implementing measures: all

76/0491

Information on oil prices

Member States which have notified implementing measures: all

78/0170

Heat generators

Member States which have notified implementing measures: all

82/0885 Heat generators Member States which have notified implementing measures: all	Germany — 93/0677, no measures notified, terminated in 1995
85/0536 Crude-oil savings Member States which have notified implementing measures: all	Ireland — 93/0773, no measures notified, terminated in 1995
87/0441 Crude-oil savings Member States which have notified implementing measures: all except FIN	Italy — 93/0795, no measures notified, terminated in 1995
90/0377 Transparency of gas and electricity prices Member States which have notified implementing measures: all except E	Luxembourg — 93/0820, no measures notified, terminated in 1995
Spain — 92/0165, no measures notified, reasoned opinion in 1994	93/0076 Carbon dioxide emissions Member States which have notified implementing measures: F, IRL, NL
90/0547 Transit of electricity through transmission grids Member States which have notified implementing measures: all	Germany — no measures notified, Article 169 letter in 1995
90/0653 Gas and electricity prices (addressed to Germany) Member States which have notified implementing measures: D	Belgium — no measures notified, Article 169 letter in 1995
91/0296 Transit of natural gas through grids Member States which have notified implementing measures: all except FIN and P	Denmark — no measures notified, Article 169 letter in 1995
Germany — 92/0133, no measures notified, terminated in 1995	Spain — no measures notified, Article 169 letter in 1995
Spain — 92/0181, no measures notified (to be terminated in 1996)	Greece — no measures notified, Article 169 letter in 1995
France — 92/0221, no measures notified, terminated in 1995	Italy — no measures notified, Article 169 letter in 1995
Portugal — 92/0481, no measures notified, reasoned opinion in 1994	Luxembourg — no measures notified, Article 169 letter in 1995
92/0042 Efficiency requirements for hot-water boilers Member States which have notified implementing measures: DK, D, EL, E, FIN, F, IRL, NL, S, UK	Portugal — no measures notified, Article 169 letter in 1995
Belgium — 93/0971, no measures notified, reasoned opinion in 1995	94/0002 Energy labelling of refrigerators, freezers and their combinations Member States which have notified implementing measures: A, DK, EL, E, FIN, F, IRL, NL, P, S, UK
Luxembourg — 93/1065, no measures notified, reasoned opinion in 1995	Belgium — no measures notified, Article 169 letter in 1995
Portugal — 93/1076, no measures notified, reasoned opinion in 1995	Germany — no measures notified, Article 169 letter in 1995
Italy — 93/1045, no measures notified, reasoned opinion in 1995	Italy — no measures notified, Article 169 letter in 1995
92/0075 Information on the consumption of energy by household appliances Member States which have notified implementing measures: all	Luxembourg — no measures notified, Article 169 letter in 1995
Belgium — 93/0629, no measures notified, terminated in 1995	94/0022 Authorizations for the prospection, exploration and production of hydrocarbons Member States which have notified implementing measures: A, DK, D, EL, F, P, UK (Luxembourg not required to transpose)
	Belgium — no measures notified, Article 169 letter in 1995
	Spain — no measures notified, Article 169 letter in 1995
	Italy — no measures notified, Article 169 letter in 1995
	Ireland — no measures notified, Article 169 letter in 1995
	Netherlands — no measures notified, Article 169 letter in 1995

ANNEX V

JUDGMENTS OF THE COURT OF JUSTICE NOT YET IMPLEMENTED

BELGIUM

Judgment given on 19/10/81, Case C-137/80

Judgment given on 03/10/89, Case C-383/85

Transfer of pension rights.

The Act of 21.05.91 gives effect to the Court's judgment except as regards Article 11(2) of Annex 8 to the Staff Regulations (situation of self-employed persons) on which the Commission is awaiting the implementing Royal Decree.

Judgment given on 02/02/82, Case C-71/81

Judgment given on 14/01/88, Case C-230/85

Disposal of polychlorinated biphenyls and terphenyls (PCB).

Article 171 proceedings are in motion.

Judgment given on 08/07/87, Case C-247/85

Wild birds.

Article 171 proceedings are in motion.

Judgment given on 27/09/88, Case C-42/87

Judgment given on 03/05/94, Case C-47/93

Discrimination in public financing — non-university further education

The Commission has commenced Article 171 proceedings.

Judgment given on 19/02/91, Case C-375/89

Aid for Idealspun/Beaulieu.

The Belgian authorities have commenced proceedings in the national courts to recover the unlawful aid.

Judgment was given on 20.09.94. The company has appealed against the substance and against enforcement.

Judgment given on 16/05/91, Case C-167/90

Pharmacists: Pharmacists — coordination and mutual recognition of qualifications.

Article 171 proceedings are in motion.

Judgment given on 11/06/91, Case C-290/89

Surface water.

Belgium has notified a plan of action for the Flemish and Walloon Regions.

Article 171 proceedings are in motion.

Judgment given on 26/02/92, Case C-377/90

Carriage of goods by inland waterway — access to the occupation.

Transposal legislation has been notified.

The Commission is awaiting its formal enactment.

Judgment given on 10/11/92, Case C-326/90

Covert discrimination regarding social security benefits.

Belgium has adapted its legislation in response to a judgment by the Court of Justice, but a problem remains; Article 171 proceedings are in motion.

Judgment given on 17/02/93, Case C-173/91

Equal treatment of men and women.

Discrimination based on age.

Article 171 proceedings are in motion.

Judgment given on 24/03/94, Case C-80/92

Free movement of wireless telephones.

Progress is being made.

Judgment given on 03/05/94, Case C-260/93

Sewage sludge used in agriculture.

Article 171 proceedings have been commenced.

Judgment given on 19/01/95, Case C-66/94

Imports of animals and meat — health checks.

Article 171 proceedings have been commenced.

Judgment given on 04/05/95, Case C-218/94

Telecommunications terminal equipment.

Satisfactory legislation has been notified to the Commission at draft stage.

It has not yet been enacted.

Judgment given on 13/07/95, Case C-216/94

Mutual recognition of qualifications — higher education

Article 171 proceedings have been commenced.

Judgment given on 12/10/95, Case C-236/94

Restrictions on marketing and use of certain dangerous substances and preparations.

Recent judgment.

GERMANY

Judgment given on 03/07/90, Case C-288/88

Wild birds, legislation, shooting laws.

The Commission has been notified of satisfactory Bills.

Article 171 proceedings are in motion pending their enactment.

Judgment given on 20/09/90

Bug-Alutechnik — repayment of a grant.

National recovery proceedings are still in motion.

Judgment given on 28/02/91, Case C-131/88

Groundwater.

The German authorities have not notified measures to comply with the Court's judgment.

Article 171 proceedings are in motion.

Judgment given on 17/10/91, Case C-58/89

Surface water, not properly implemented.

The German authorities have not notified the measures taken to comply with the Court's judgment.

Article 171 proceedings are in motion.

Judgment given on 10/05/95, Case C-422/92

Waste disposal.

The Commission has contacted the German authorities to ascertain what measures are planned to comply with the Court's judgment.

GREECE

Judgment given on 15/03/88, Case C-147/86

Judgment given on 30/01/92, Case C-328/90

Ban on opening a private school (Frontistirion); nationality discrimination.

The Decree being unsatisfactory, the Commission has recommenced Article 171 proceedings.

Judgment given on 08/11/90, Case C-53/88

Protection of workers in the event of the employer's insolvency. Article 171 proceedings are in motion.

Judgment given on 26/02/91, Case C-189/89

Restrictions on freedom to provide services — tourist guides. The Greek authorities have sent notification of a Presidential Decree to comply with the Court's judgment as regards legislation on tourist guides.

The Greek authorities have been asked to supply additional explanations, with details as to the timing.

Judgment given on 07/04/92, Case C-45/91

Village waste in Crete.

Article 171 proceedings are in motion.

Judgment given on 23/03/95, Case C-365/93

Mutual recognition of qualifications — higher education.

Article 171 proceedings have been commenced.

Judgment given on 01/06/95, Case C-123/94

Nationality discrimination.

The Commission has commenced Article 171 proceedings.

Judgment given on 29/06/95, Case C-79/94

Motor vehicles — third-party insurance.

Article 171 proceedings have been commenced.

Judgment given on 29/06/95, Case C-170/94

Confined use of genetically-modified micro-organisms. Voluntary release of genetically-modified micro-organisms into the environment.

The Greek authorities notified satisfactory legislation at the end of December.

Judgment given on 29/06/95, Case C-207/94

Freedom to provide services — non-life insurance.

Article 171 proceedings have been commenced.

Judgment given on 29/06/95, Case C-225/94

Direct life assurance.

Article 171 proceedings have been commenced.

Judgment given on 06/07/95, Case C-259/94.

Open network provision — leased lines.

The Commission has received draft legislation settling part of the problem; it is in contact with the Greek authorities.

Judgment given on 11/08/95, Case C-260/94

Telecommunications terminal equipment.

The Greek authorities have notified the Commission of satisfactory legislation. The case is being terminated.

SPAIN

Judgment given on 02/08/93, Case C-355/90

Conservation of wild birds at Santoña.

The Commission has commenced Article 171 proceedings.

Judgment given on 17/11/93, Case C-71/92

Public works and supply contracts.

Article 171 proceedings have been commenced. No progress to report.

Judgment given on 15/03/94, Case C-45/93

Nationality discrimination — access to museums.

Spanish national legislation has been amended; regional measures are still awaited.

Judgment given on 22/03/94, Case C-375/92.

Restrictions on freedom to provide services as tourist guides. Progress.

Judgment given on 23/03/94, Case C-268/93

Good laboratory practice.

Article 171 proceedings have been commenced.

Judgment given on 03/05/94, Case C-328/92

Public supply contracts for pharmaceutical products to the social security authorities.

Progress.

Judgment given on 06/12/94, Case C-277/93

Doctors' remuneration.

The Commission has contacted the Spanish authorities to ascertain what measures are planned to comply with the Court's judgment.

Judgment given on 06/04/95, Case C-147/94

Motor vehicles — third-party insurance.

Article 171 proceedings have been commenced.

Judgment given on 12/10/95, Case C-242/94

Direct life assurance.

Recent judgment.

Judgment given on 14/12/95, Case C-16/95

Incorrect application of 8th VAT Directive.

Recent judgment.

FRANCE

Judgment given on 04/04/74, Case C-167/73

Access to employment on board ship.

Article 171 proceedings are in motion.

Judgment given on 27/04/88, Case C-252/85

Wild birds

The Commission is pursuing the proceedings.

Judgment given on 25/10/88, Case C-312/86

Equal treatment, access to employment.

Only a part of the clauses found to be discriminatory have been changed during negotiations.

Proceedings are in motion; progress has been made.

Judgment given on 12/12/90, Case C-263/88

Refusal to allow freedom of establishment and freedom to provide services in the overseas territories.
Article 171 proceedings are in motion.

Judgment given on 26/02/91, Case C-154/89

Restrictions on freedom to provide services — tourist guides.
Article 171 proceedings are in motion.

Judgment given on 11/06/91, Case C-64/88

Fisheries: inadequate enforcement of technical conservation measures.

Progress in implementing the Court's judgment is unsatisfactory; Article 171 proceedings are in motion.

Judgment given on 13/01/93, Case C-293/91

Defective products.
Article 171 proceedings are in motion.

Judgment given on 05/05/93, Case C-246/91

Cosmetics.
Article 171 proceedings are in motion.

Judgment given on 17/11/93, Case C-68/92

VAT on advertising services. double taxation.
The offending circular has been withdrawn. A fresh circular complying with the Court's judgment is awaited. Article 171 proceedings are in motion.

Judgment given on 07/12/95, Case C-52/95

Overfishing (anchovies).
Recent judgment.

Judgment given on 14/12/95, Case C-17/95

Protection of animals in transport. Checks and preventive measures — horse sickness.
Recent judgment.

IRELAND

Judgment given on 11/08/95, Case C-240/94

Electromagnetic compatibility.
The Commission has contacted the Irish authorities to ascertain what measures are planned to comply with the Court's judgment.

Judgment given on 14/12/95, Case C-132/94

Organization of veterinary checks on products from non-member countries.
Recent judgment.

Judgment given on 14/12/95, Case C-138/94

Organization of veterinary checks on products from non-member countries.
Recent judgment.

Judgment given on 14/12/95, Case C-161/94

Veterinary and zootechnical checks in intra-Community trade in certain animals.
Recent judgment.

Judgment given on 14/12/95, Case C-162/94

Veterinary checks in intra-Community trade.
Recent judgment.

ITALY

Judgment given on 15/11/83, Case C-322/82

Judgment given on 12/02/87, Case C-69/86
Quality standards — fruit and vegetables.
There is satisfactory progress in implementing the judgment.

Judgment given on 12/07/88, Case C-322/86

Judgment given on 09/03/94, Case C-291/93
Quality of fresh waters.
Progress.

Judgment given on 17/01/91, Case C-157/89

Protection of wild birds, shooting season.
A circular properly reflecting the undertakings entered into by the Italian authorities has been gazetted. However, since circulars are not a satisfactory means of incorporating a Directive into national law, Article 171 proceedings have been commenced.
Article 171 proceedings continue.

Judgment given on 26/02/91, Case C-180/89

Restrictions on freedom to provide services — tourist guides.
Article 171 proceedings are in motion.

Judgment given on 16/05/91, Case C-263/85

Contributions to Regions purchasing home-produced buses and trams. Regional preferences.
The Italian national legislation has been adapted; the Commission is still awaiting enactment of regional legislation.

Judgment given on 13/12/91, Case C-33/90

Waste — Campania.
Article 171 proceedings are still in motion.

Judgment given on 09/06/93, Case C-95/92

Radiation protection — medical examinations.
Article 171 proceedings are in motion.

Judgment given on 02/08/93, Case C-366/89

Monopoly for the collection and disposal of waste oils.
Progress.

Judgment given on 09/02/94, Case C-119/92

Customs agents' monopoly and scale of charges.
Article 171 proceedings are in motion.

Judgment given on 23/02/94, Case C-289/93

Road transport — recording equipment.
Article 171 proceedings are in motion.

Judgment given on 26/04/94, Case C-272/91

Public procurement — computerized lottery systems.
The Commission is still in contact with the Italian authorities. It is awaiting the enactment of measures to comply with the Court's judgment.

Judgment given on 18/05/95, Case C-57/94

Public works contract: construction of Ascoli Mare road.
The Commission has contacted the Italian authorities to ascertain what measures are planned to comply with the Court's judgment.

Judgment given on 01/06/95, Case C-40/93

Access to the profession of dentist.

The Commission has contacted the Italian authorities to ascertain what measures are planned to comply with the Court's judgment.

Judgment given on 01/06/95, Case C-182/94

Failure to notify legislation transposing two machine-tool Directives.

The Commission has contacted the Italian authorities to ascertain what measures are planned to comply with the Court's judgment.

Judgment given on 12/10/95, Case C-257/94

Community measures to combat classical swine fever. Imports of animals and meat — health checks.

Recent judgment.

Judgment given on 30/11/95, Case C-118/95

Fruit-plant propagating material. Marketing of vegetable seedlings.

Recent judgment.

LUXEMBOURG

Judgment given on 16/06/92, Case C-351/90

Refusal to allow dentists to have two surgeries.

The Luxembourg authorities have notified no legislation.

Article 171 proceedings are in motion.

Judgment given on 15/06/95, Case C-220/94

Open network provision — leased lines.

The Commission has been notified of draft legislation, which is being scrutinized.

Judgment given on 26/10/95, Case C-151/94

Income Tax Act — taxation of non-residents.

Recent judgment.

THE NETHERLANDS

Judgment given on 14/07/94, Case C-52/93

Technical standards — bulbs.

The Commission has contacted the Dutch authorities. The requisite instruments are in process of notification.

Judgment given on 14/07/94, Case C-61/93

Electronic kw/h meters.

The Commission is awaiting enactment of the draft measures notified by the Dutch authorities.

Judgment given on 17/01/95, Case C-93/94

Disposal and processing of animal waste.

Article 171 proceedings have been commenced.

UNITED KINGDOM

Judgment given on 18/02/92, Case C-30/90

Patent licences.

The United Kingdom has notified the Commission of draft legislation.

The Commission is awaiting its enactment. Progress.

Judgment given on 25/11/92, Case C-337/89

The Commission has contacted the British authorities.

The Commission regularly checks that the Court's judgment is properly implemented.

Judgment given on 14/07/93, Case C-56/90

Bathing water quality: Blackpool and Southport.

The Member State is rectifying matters.

The Commission regularly checks that the Court's judgment is properly implemented.

Judgment given on 24/03/94, Case C-40/92

MMB: restrictions on freedom to sell milk.

Progress.

Judgment given on 08/06/94, Case C-382/92

Transfers of undertakings.

The United Kingdom is taking the measures needed to comply with the Court's judgment.

Progress.

Judgment given on 08/06/94, Case C-383/92

Collective redundancies.

The United Kingdom is taking the measures needed to comply with the Court's judgment.

Progress.

ANNEX VI

APPLICATION OF COMMUNITY LAW BY NATIONAL COURTS

1. Application of Article 177 of the EC Treaty

In 1995 the Court of Justice of the European Communities received requests for preliminary rulings in cases where difficulties arose in the interpretation of Community law or where there were doubts as to the validity of Community instruments.

The number of cases varies considerably from year to year but 1995, with 251 such cases, was the busiest year of preliminary ruling activity in recent times. Figures for the last six years are as follows:

1990: 142 cases

1991: 186 cases

1992: 162 cases

1993: 204 cases

1994: 203 cases

1995: 251 cases.

In 1995, preliminary rulings accounted for about 60 % of the total of 415 cases brought before the Court.

As in previous years, cases were referred by courts in almost all Member States, Finland being the sole exception. But Finland is a new Member State, and courts in the other two new Member States did ask for preliminary rulings.

There are wide variations between Member States. The number of rulings sought by the Italian, German and French courts, for instance, was around 60, 50 and 40 respectively, whereas courts in the United Kingdom and the Netherlands sought only 20 or so each. Moreover, their Spanish counterparts had only ten questions, which is less than the Belgian courts and the same as the Greek courts.

When references are recorded at the Court of Justice Registry, they are published in full in the *Official Journal of the European Communities*. The two tables below show the number of references from each Member State and the number of cases referred by each court of final instance.

Number of references per Member State in 1995 (compared with 1994)

Member State	Total references 1995 (1994)	References by courts of final instance 1995 (1994)
Belgium	14 (19)	4 (2)
Denmark	8 (4)	1 (—)
Germany	51 (44)	17 (11)
Greece	10 (—)	2 (—)
Spain	10 (13)	— (5)
France	43 (36)	2 (7)
Ireland	3 (2)	1 (—)
Italy	58 (46)	2 (5)
Luxembourg	2 (1)	1 (1)
Netherlands	19 (13)	14 (7)
Portugal	5 (1)	3 (—)
United Kingdom	20 (24)	5 (1)
Austria	2 (—)	1 (—)
Sweden	6 (—)	— (—)
Finland	— (—)	— (—)

Origin of references by Supreme Courts:

Belgium	Cour de Cassation/Hof van Cassatie	2
	Conseil d'État/Raad van State	2
Germany	Bundesgerichtshof	3
	Bundesverwaltungsgericht	4
	Bundesfinanzhof	9
	Bundessozialgericht	1
Spain	Tribunal Supremo de Justicia	2
France	Cour de Cassation	2
Italy	Consiglio di stato	2
Luxembourg	Conseil d'État	1
Netherlands	Raad van State	2
	Hoge Raad	8
	Centrale Raad van Beroep	1
	College van Beroep	1
	Tariefcommissie	2
United Kingdom	Court of Appeal	3
	House of Lords	2
Denmark	Højesteret	1
Greece	Conseil d'État	2
Ireland	Supreme Court	1
Austria	Oberste Gerichtshof	1
Portugal	Supremo tribunal administrativo	3

2. Significant judgments of national courts of final instance

2.1. Introduction

Analysis of the judgments outlined below shows that national superior courts are paying more and more attention to Community law.

The Commission has again had access to data gathered by the research and documentation department of the Court of Justice. It was thus able to identify decisions which applied Community law, though it should be pointed out that it is not possible, by consulting databases, to identify cases where national courts ought to have applied Community law but where the judgment contains no reference to it. Moreover, the Commission cannot undertake a systematic analysis of the mass of judgments delivered each year by the national superior courts. Each year, some 1 200 judgments relating to Community law come to the attention of the research and documentation department.

2.2. The research

Research was carried out on the following questions in relation to decisions given or reported for the first time in 1995:

1. Were there cases where decisions against which there was no appeal were taken without a reference for a preliminary ruling even though they turned on a point of Community law whose interpretation was less than perfectly obvious?

Were there any other decisions regarding preliminary rulings that merit attention?

2. Were there cases where courts, contrary to the rule in Case 314/85 Foto-Frost, declared an act of a Community institution to be invalid?

To what extent did national courts, applying the principles in Joined Cases 143/88 and 92/89 Zuckerfabrik Süderdithmarschen, stay the implementation of a national administrative measure taken on the basis of a Community Regulation or Decision?

3. Were there any decisions that were noteworthy as setting good or bad examples?

1. Question 1

In Belgium, the Court of Arbitration, ⁽¹⁾ sitting as court of final instance, dismissed two applications for annulment of national provisions introducing ecotaxes, i.e. taxes on products

⁽¹⁾ Cases 7 and 8/95, judgments given on 2. 2. 1995: [1995] *Journal des tribunaux* 470 and 474-477.

considered to be harmful to the environment and operating as an incentive to use environmentally friendly substitute products, for violation of the constitutional principle of equality coupled with, principally, Articles 6, 30 and 95 of the EC Treaty and Directive 83/189/EEC ^(*) establishing an information procedure for technical standards and regulations. The Court held that there was no such violation and dismissed the applicants' request in the alternative that the Court of Justice be asked for a preliminary ruling.

Case 7/95 concerned the provisions applicable to containers of beverages, whereby PVC bottles were not eligible for exemption from or reduction of the ecotax. In practice, the applicants submitted, the legislation had a heavier impact on French producers and distributors of mineral waters as they, unlike their Belgian counterparts, used PVC bottles. The Court held that the Belgian legislation was not contrary to the constitutional principle of equality coupled with Article 95 of the EC Treaty, partly because it did not proceed from a desire to protect Belgian firms — Belgian PVC producers were among the applicants — and partly because it was open to any firm to use non-taxable containers.

In Case 8/95 (application of ecotaxes to batteries), the Court held that, even if the system of refunds on the return of used batteries, on which exemption from the ecotax depended, was caught by Article 30 of the EC Treaty, it was not contrary to it. Being applicable as a blanket measure and being necessary on environmental protection grounds, it could not be replaced by measures that were less restrictive of intra-Community trade. The Court added that there were good grounds in the instant case for treating batteries not capable of being considered dangerous in the same way as those to which Directive 91/157/EEC ^(*) applied. Nor, it held, was there any evidence of discrimination against any of the applicants in the exercise of their rights by reason of the alleged absence of prior consultation of the parties concerned as required by the Directive ^(*).

In both cases the Court held that the relevant provisions, requiring a label distinguishing products subject to ecotax from those which were not ecotaxable, were not within the scope of Directive 83/189/EEC. Even if a legal labelling obligation could be taken to constitute a 'technical specification', only the implementing rules were notifiable ^(*).

In Spain, the Tribunal Supremo, a court of final instance, gave judgment on 27 March 1995 ^(*) declining to refer to the Court

^(*) Council Directive 83/189/EEC of 28 March 1983 laying down a procedure for the provision of information in the field of technical standards and regulations: OJ No L 109, 26. 4. 1983, p. 8.

^(*) Council Directive 91/157/EEC of 18 March 1991 on batteries and accumulators containing certain dangerous substances: OJ No L 78, 26. 3. 1991, p. 4, as last amended by Council Directive 93/86/EEC: OJ No L 264, 23. 10. 1993, p. 51.

^(*) Article 7.

^(*) Detailed rules implementing these general rules were referred for annulment to the Conseil d'État, which applied to the Court of Justice for a preliminary ruling on the interpretation of Directive 83/189/EEC: CE Case 56.569, order of 4. 12. 1995; ECJ Case C-13/96.

^(*) Gaceta Jurídica de la CE Boletín 1995 No 105, p. 59.

of Justice requests for preliminary rulings on the interpretation and validity of Article 47 of Regulation No 1408/71⁽¹⁾ as regards computation of notional amounts payable by way of old-age insurance. It gave two reasons: first, the absence of reasonable doubt as to the proper application of the national and Community rules; and second, the impossibility of raising a point on appeal that had not been raised by the parties at the earlier (suplicación) stage. But three Members of the Court issued a dissenting opinion to the effect that a preliminary ruling should have been requested⁽²⁾. Incidentally, a lower court, the Tribunal Superior de Justicia del País Vasco, by Orders made on 31 May⁽³⁾ and 27 July 1994⁽⁴⁾, had referred cases to the Court of Justice for preliminary rulings on matters that were substantially the same as those now raised in the Tribunal Supremo.

The Dutch Hoge Raad (Criminal Division) gave judgment on 16 May 1995⁽⁵⁾, without seeking a preliminary ruling, in a case turning on the compatibility with Article 30 of the EC Treaty of the Dutch Waste Act, which prohibits vehicle demolition establishments from operating without a licence. The Act defines wrecked vehicles in such a way as to exclude damaged vehicles with valid Dutch registration plates and logbooks, so that no licence is required for the storage or processing of such vehicles. Since it is impossible for imported damaged vehicles to satisfy this requirement, the firm being prosecuted alleged that the legislation was contrary to Article 30. The Hoge Raad held that the Act was not contrary to Article 30 as the terms for licensing vehicle demolition firms were no more restrictive for imported vehicles than for Dutch vehicles. Its conclusion was not influenced by the fact that it was impossible to furnish an imported vehicle with a Dutch registration plate and logbook as this was not a term for licensing establishments.

Still in the Netherlands, the Raad van State (Administrative Division) held, on 16 June 1995⁽⁶⁾, that it was not necessary to seek a preliminary ruling from the Court of Justice. The case concerned an appeal by individuals against a country planning decision relating to reinforcement of dikes. The complaints were specifically against the fact that the relevant plan had not

been through the environment impact assessment procedure provided for by Directive 85/337/EEC⁽⁷⁾. The Act on which the plan was based, the *Deltawet grote rivieren*, excludes dike reinforcement works from the Directive's procedure.

By decision of 8 March 1995, the Raad van State referred a question to the Court of Justice for a preliminary ruling⁽⁸⁾, namely whether certain dike reinforcement works were within the Directive's definition of 'canalization and flood-relief works', but in the instant case it decided, without awaiting the Court's ruling, that in principle it was quite possible for the definition to extend to such works.

The Raad van State went on to declare that the exception provided for by the Dutch Act was unfounded in relation to Article 1 (5) of the Directive, which excluded from the Directive itself projects adopted in detail by specific national legislation: the Act did not describe the relevant dike sections in detail but simply mentioned them. But it did hold that the exception was justified in terms of Article 2 (3) of the Directive, whereby Member States may, in exceptional cases, exempt a specific project from the Directive. Its ground was that the projects to which the *Deltawet grote rivieren* applied were identified with sufficient accuracy, and this was anyway an exceptional case in view of the urgency of the works to be done.

Also noteworthy in terms of Article 177 EC was the judgment given by the Raad van State on 7 July 1995⁽⁹⁾ in an action brought by a Dutch Member of the European Parliament against the refusal by his country's Minister of Finance to allow him access to minutes of certain meetings of the Council of the European Union. The question was whether the provision of the Council's Rules of Procedure⁽¹⁰⁾, whereby its deliberations are covered by the obligation of professional secrecy unless the Council decides otherwise⁽¹¹⁾, took precedence over the Dutch Freedom of Information Act (*Wet Openbaarheid van Bestuur*). The Raad van State held that this was so. It concluded from a series of cases decided by the Court of Justice that the principle of the primacy of Community law applied to the

⁽¹⁾ Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons and their families moving within the Community: OJ No L 149, 5.7.1971, p. 2.

⁽²⁾ As to the second ground, note that the judgment of the Tribunal Supremo predates the judgments given by the Court of Justice on 14 December 1995 in Case C-312/93 *Peterbroeck v Belgium* and Joined Cases C-430 and 431/93 *Van Schijndel v. Stichting Pensioenfonds*.

⁽³⁾ OJ No C 316, 12. 11. 1994, p. 9.

⁽⁴⁾ OJ No C 386, 31. 12. 1994, p. 7.

⁽⁵⁾ *Officier van Justitie v Autobhandel en -sloperij J.R.B.V.*, NJ 1995, nr. 567.

⁽⁶⁾ *C.J.L. de Wit v Bestendige Deputatie Gelderland*, AB 1995, No 384.

⁽⁷⁾ Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public or private projects on the environment: OJ No L 175, 7.7.1985, p. 40.

⁽⁸⁾ Case C-72/95, pending.

⁽⁹⁾ *Metten v Minister of Finance*, noted in *Nederlands Juristenblad* 1995, Katern, p. 545, nr. 17.

⁽¹⁰⁾ Currently, Council Decision of 6 December 1993 adopting the Council's Rules of Procedure: OJ No L 304, 10.12.1993, p. 1 (Article 5).

⁽¹¹⁾ See Case T-194/94 *Carvel and Guardian v Council* (Court of First Instance), judgment given on 19 October 1995, not yet reported.

Rules of Procedure even though they were not in one of the categories listed in Article 189 of the EC Treaty. Having further concluded that primacy was also enjoyed by Community provisions not having direct effect, the Raad van State decided that there was no need to ascertain whether a provision of the Rules of Procedure had such effect. Lastly, it noted that to make rights of access to information about the Council's deliberations subject to the national law of the applicant's Member State would effectively render the confidentiality provisions nugatory.

On the subject of preliminary rulings, attention is worth drawing to the judgment given on 11 December 1995 by the Austrian Constitutional Court (*Verfassungsgerichtshof*)⁽¹⁾, holding that failure to discharge the obligation to refer questions incumbent on courts against whose decisions there is no appeal was a violation of the principle enshrined in Article 83 (2) of the Austrian Federal Constitution that nobody may be deprived of access to his proper judges. In an action against a decision taken by the Federal Procurement Office (*Bundesvergabeamt*) without a request for an interpretation of the relevant provision of Directive 93/37/EEC⁽²⁾, the *Verfassungsgerichtshof* held that the Office was to be treated as a court or tribunal within the meaning of the third paragraph of Article 177 of the EC Treaty⁽³⁾. But having regard to the judgment of the Court of Justice in *CILFIT*⁽⁴⁾, it held that on the facts of the case the *Bundesvergabeamt* had not been in breach of its obligation to refer.

2. Question 2

Research revealed no cases of this type, but there were some cases where interim measures were ordered that had the effect of suspending the application of a Community instrument.

In Germany, litigation regarding the common organization of the market in bananas gave rise to a series of decisions concerning interim measures that had the effect of suspending the application of certain aspects of the rules:

(a) National proceedings from which Case C-68/95 flowed

An importer applied for supplementary import licences for bananas from non-member countries, subject to the import duties applicable to the tariff quota for bananas from non-member countries and non-traditional ACP bananas (ECU 100 per tonne at the time).

He argued that, as a result of exceptional circumstances, his imports had been running below the usual rate during the

reference period as a supplier had defaulted on his contractual obligations and that he faced the imminent risk of bankruptcy if supplementary quantities were not allocated to him.

His request for an interim Order was dismissed by the Frankfurt/Main *Verwaltungsgericht* (Administrative Court). His appeal to the *Hessische Verwaltungsgerichtshof* (Administrative Appeal Court) also failed.

The *Verwaltungsgerichtshof* based its decision to dismiss the appeal⁽⁵⁾ on the conclusion that the measures requested would prejudice the decision on the substance and would deprive Regulation (EEC) No 404/93⁽⁶⁾ of its effect.

Ordering such measures would accordingly presuppose a presumption that the Court of Justice would declare the Regulation invalid, although the dismissal of the action for annulment of the Regulation brought by Germany⁽⁷⁾ meant that such a declaration was unlikely.

The *Bundesverfassungsgericht* made an Order on 25 January 1995⁽⁸⁾ annulling the *Verwaltungsgerichtshof's* judgment.

The *Bundesverfassungsgericht* held that the decision conflicted with the guarantee that individual rights would be effectively protected against acts of public authorities (Article 19 (4) of the Basic Law). It stated among other things its opinion that Regulation (EEC) No 404/93 offered possibilities for taking account of special situations arising from excessive rigidity in firms' circumstances, so that ordering measures would not necessarily have been incompatible with the Regulation⁽⁹⁾. And it observed that the *Verwaltungsgerichtshof* had omitted to look into the question whether the German Government's failure to make use of the possibilities available to it was a failure to protect fundamental rights as secured at Community level.

The case was remitted to the *Verwaltungsgerichtshof*, which ordered interim measures requiring the German authorities to issue supplementary import licences for approximately 2 500 tonnes of bananas, subject to customs duties at ECU 100 per tonne. This Court also referred to the Court of Justice questions for preliminary rulings on (a) the applicability of certain provisions of Regulation (EEC) No 404/93 in relation to the GATT and the validity of Commission Regulation No 478/95⁽¹⁰⁾, and

⁽¹⁾ Case B 2300/95-18, not yet reported.

⁽²⁾ Council Directive 93/37/EEC of 14 June 1993 concerning the coordination of procedures for the award of public works contracts: OJ No L 199, 9. 8. 1993, p. 54.

⁽³⁾ The *Bundesvergabeamt* has since applied to the Court of Justice for a preliminary ruling (Case C-44/96).

⁽⁴⁾ Case 283/81 [1982] ECR 3415.

⁽⁵⁾ *Verwaltungsgerichtshof* Hessen, Beschluß vom 23/12/94, 8 TG 3430/94, *Europarecht* 1995 p. 86-90.

⁽⁶⁾ Council Regulation (EEC) No 404/93 of 13 February 1993 on the common organization of the market in bananas: OJ No L 47, 25. 2. 1993, p. 1.

⁽⁷⁾ Case C-280/93 *Germany v Council* [1994] ECR I-4973.

⁽⁸⁾ *Bundesverfassungsgericht*, Beschluß vom 25/01/95, 2 BvR 2689/94 — 2 BvR 52/95, *Europarecht* 1995 p. 91-95.

⁽⁹⁾ This was a reference to the Order made by the Court of Justice on 29 June 1993 in Case C-280/93 R *Germany v Council* [1993] ECR I-3667.

⁽¹⁰⁾ Commission Regulation (EEC) No 478/95 of 1 March 1995 on additional rules for the application of Council Regulation (EEC) No 404/93 as regards the tariff quota arrangements for imports of bananas into the Community and amending Regulation (EEC) No 1442/93: OJ No L 49, 4. 3. 1995, p. 13.

(b) the circumstances in which a national court could order interim measures derogating from a Community Regulation⁽¹⁾.

(b) National proceedings from which Case C-182/95 flowed

After using up the quantities thus allocated, the same importer applied to the authorities in Germany for authorization to import a further cargo of bananas without an import licence and without paying entry duties of ECU 850 per tonne pursuant to Article 18 (2) of Regulation (EEC) No 404/93. His appeal against the refusal to act on his application and against Commission Regulation No 478/95 was dismissed without review of the substance by the Bundesverfassungsgericht by Order dated 26 April 1995⁽²⁾, on the ground that other redress procedures had not been exhausted and that the ordinary courts had jurisdiction to consider arguments based on the possible inapplicability of Community legislation.

The applicant then took his case to the Finanzgericht Hamburg, which ordered interim measures allowing him to import a further 2 500 tonnes or so of bananas without a licence and also put questions for preliminary rulings to the Court of Justice⁽³⁾. By Order dated 22 August 1995, the Bundesfinanzhof (Federal Tax Court) annulled the interim measures on the ground that there was no legal basis for them⁽⁴⁾. On 8 September 1995, the President of the Court of Justice accordingly suspended the preliminary ruling procedure.

(c) National proceedings from which Cases C-364 and C-365/95 flowed

The customs authorities demanded payment of duties on the bananas imported without licence. The applicant applied for a stay of execution, which the Hamburg Finanzgericht ordered pending a decision from the Court in Case C-182/95.

The Finanzgericht asked the Court the same questions as were asked in Case C-182/95⁽⁵⁾. This judgment of the Finanzgericht Hamburg was subsequently upheld by the Bundesfinanzhof on 9 January 1996.

In the Netherlands, the President of the College van Beroep voor het Bedrijfsleven (Commercial Court) issued a decision in interlocutory proceedings on 24 May 1995⁽⁶⁾ suspending execution of Commission Decision 95/119/EC (imposing a general ban on imports of fishery products originating in Japan)⁽⁷⁾. Applying the criteria established by the Court of

Justice on 21 February 1991⁽⁸⁾ even though the case concerned national measures implementing a Regulation, the President gave a detailed analysis of the Commission Decision. His conclusion was that there were serious doubts as to the validity of the Community instrument since the report by the Community experts, on which the ban was based, did not unequivocally justify a total import ban. The stay of execution of Decision 95/119/EC was conditional on the Dutch authorities undertaking all requisite checks to establish that the relevant products did not have such defects as to endanger human and animal health and safety⁽⁹⁾. The President also sought a preliminary ruling on the validity of Decision 95/119/EC⁽¹⁰⁾.

In the context of decisions concerning the validity of provisions of Community law, attention may also be drawn to the judgment given by the Bundesverfassungsgericht on 22 March 1995⁽¹¹⁾, which settled a dispute between the Federal Government and certain Länder regarding Directive 89/552/EEC⁽¹²⁾. The Constitutional Court confirmed that there had been an encroachment on the powers of the Länder in certain respects, as the Federal Government had not properly defended their interests in the Council, but it dismissed as inadmissible an application for a declaration that the Directive was accordingly inapplicable in one of the applicant Länder.

3. Question 3

On 12 April 1995⁽¹³⁾, the Belgian Conseil d'État made an interlocutory Order suspending implementation of an administrative decision withholding approval for an alarm system pursuant to the Royal Decree of 14 May 1991⁽¹⁴⁾, on the ground that the Commission had not been notified of the Decree by the procedure of Article 8 of Directive 83/189/EEC⁽¹⁵⁾. Failing notification to the Commission, the Conseil d'État concluded that the Decree could not have effect. This is an interesting case in that the Conseil d'État reached the conclusion without referring a request for a preliminary ruling on the direct effect of the Directive even though, in the same applicant's action for annulment, the President of the Liège commercial court⁽¹⁶⁾ had made an Order on 20 June 1994 seeking preliminary rulings on the direct effect of the Directive and the obligation

⁽¹⁾ Joined Cases C-143/88 and C-92/89 *Zuckerfabrik* [1991] ECR 415.

⁽²⁾ But cf. a decision of an English court which did not respond to doubts as to the validity of the same Commission Decision by staying proceedings (High Court of Justice, Queen's Bench Division, *The Queen v Secretary of State, ex parte Macrea Seafoods Ltd*, judgment given on 12 June 1995.

⁽³⁾ Case C-183/95, pending.

⁽⁴⁾ Bundesverfassungsgericht, Urteil vom 22/03/95, 2 BvG 1/89, Entscheidungen des Bundesverfassungsgerichts Bd. 92 p. 203-245, Europäische Zeitschrift für Wirtschaftsrecht 1995 p. 277-284.

⁽⁵⁾ Council Directive 89/552/EEC of 3 October 1989 on the coordination of certain provisions laid down by law, regulation or administrative action in the Member State concerning the pursuit of television broadcasting activities: OJ No L 298, 17. 10. 1989, p. 23.

⁽⁶⁾ Conseil d'État, Case 52.788, judgment given on 12 April 1995.

⁽⁷⁾ Royal Decree of 14 May 1991 determining the procedure for approving alarm systems to which the Act of 10 April 1990 on surveillance and security firms and internal security services applies.

⁽⁸⁾ Cf. footnote 2, p. 179.

⁽⁹⁾ Case C-194/94, pending.

⁽¹⁾ Reference by Order made on 9 February 1995, Case C-68/95.

⁽²⁾ 2 BvR 760/95, Europäische Zeitschrift für Wirtschaftsrecht 1995 p. 412-413.

⁽³⁾ Reference by Order made on 19 May 1995, Case C-182/95; cf. Europäische Zeitschrift für Wirtschaftsrecht 1995, p. 413.

⁽⁴⁾ Bundesfinanzhof, Beschluß vom 22/08/95, VII B 153, 154, 167, 172/95, Recht der internationalen Wirtschaft 1995, p. 871-873.

⁽⁵⁾ References by Orders made on 22 and 27 September 1995, Joined Cases C-364 and C-365/95. These Orders do not put new questions but refer to those put in Case C-182/95.

⁽⁶⁾ *Affish B.V. v Rijksdienst voor de keuring van Vee en Vlees*, AB 1995, No 443.

⁽⁷⁾ OJ No L 80, 8. 4. 1995, p. 56.

for the national court to decline to apply the national technical standard if the Commission had not been notified of it.

On 30 March 1995 ⁽¹⁾ the Italian Constitutional Court clarified and even extended the scope of the important principle, established in its judgment (No 384) of 7 November 1994 ⁽²⁾, that the Court has jurisdiction to annul regional legislation that is contrary to Community law where the central Government brings an action in the Court against a piece of regional legislation to prevent its promulgation by the President of the Region and its entry into force.

The Italian Government attacked legislation enacted by the Sicilian Region to extend eligibility for certain grants to fishing firms licensed to operate in sea areas within its jurisdiction; the Government Commissioner to the Sicilian Region argued that this constituted a new State aid scheme within the meaning of Article 92 of the EC Treaty, and that the draft legislation should have been notified pursuant to Article 93 to enable the Commission to scrutinize it for compatibility with Community law.

In the grounds for its judgment the Court first held that allowing regional legislation presumed incompatible with Community law to enter into force and then issuing a preliminary constitutional ruling requiring national courts and authorities to refrain from giving effect to it would have been an *insufficient assurance* for the discharge of the obligation incumbent on the Italian State pursuant to Article 5 of the Treaty to 'abstain from any measure which could jeopardize the attainment of the objectives' of the Community. It followed, as the Court held, that it was both useful and indeed necessary to act in advance to avert conflicts between the provision of Community law and regional legislation incompatible with it by declaring the regional legislation unconstitutional prior to promulgation by the President of the Region in a direct action available to the Government under Article 127 of the Constitution against regional acts liable to breach constitutional rules sharing powers between central and regional levels.

The Constitutional Court went on to extend the argument to cases where a Region attacked legislation enacted by the central State; this could only occur where the central legislation was already in force, as the regions had no redress against legislation enacted by the two Houses of Parliament but not yet promulgated by the President of the Republic. Consequently, the Court acknowledged that the Regions were entitled to attack central State legislation on grounds of

alleged incompatibility with Community law, provided, of course, the applicant Region could show cause in the form of a possible violation of constitutional rules conferring legislative power on the Regions.

On 13 June 1995 ⁽³⁾ the Italian Constitutional Court gave a judgment on the conformity with Articles 3 and 10 of the Constitution ⁽⁴⁾ of legislation ⁽⁵⁾ requiring universities to appoint foreign-language assistants exclusively on annual employment contracts. In Joined Cases 269, 331 and 332/91 ⁽⁶⁾, the Court of Justice had held that Article 48 required foreign-language assistants to be given open-ended employment contracts where they were appointed to cover 'constant needs' for language teaching (paragraph 17). The Constitutional Court recalled that the provision implicitly censured by the Court of Justice was the same Article 28 of Presidential Decree No 382/1980 now referred to it for constitutional review, and that foreign-language assistants to which *Alloué II* applied were workers from other Member States whereas, in the principal action the constitutional review related to assistants from non-member countries.

The Court went on to hold that there was a direct link between the situation of the assistants concerned by the Court of Justice case and the situation of the other assistants in that the work they performed in Italian universities by all assistants of this type was the same. It followed that the principle of equal treatment enunciated by the Court of Justice in *Alloué II* should first be extended to foreign-language assistants enjoying Italian nationality by birth or acquisition 'to avoid unwarranted discrimination' contrary to Article 3 of the Constitution.

The same principle of equal treatment, and with it the conversion of employment contracts of limited duration (one year) into open-ended contracts therefore had to be applied to assistants with the nationality of a non-member country, not on the basis of a constitutional provision but of section 1 of Act No 943/1986, which conferred the same rights on non-Community workers residing in Italy as on Italian workers.

The Austrian Verfassungsgerichtshof (Constitutional Court) ⁽⁷⁾ had an action before it for annulment of a provision of subordinate legislation regulating the distribution of mineral water to maintain the ban on containers other than glass bottles until 1 January 1997. By Order made on 12 December 1995,

⁽¹⁾ Case 249, Il Consiglio di Stato, 1995, p. 954.

⁽²⁾ Article 3 of the Italian Constitution sets out the principle that all citizens are entitled to equal treatment before the law. The second paragraph of Article 10 provides that 'the legal situation of foreigners shall be governed by legislation complying with international rules and Treaties'. The international instrument in this case was ILO Convention No 143 of 1975 (equality of opportunity and treatment for migrant workers), ratified by Italy by Act No 158 of 10. 4. 1981.

⁽³⁾ Article 28 of Decree of the President of the Republic No 382 of 11. 7. 1980.

⁽⁴⁾ [1993] ECR 4309.

⁽⁵⁾ Case V 136/94-10, not yet reported.

⁽¹⁾ Case 94, Rivista italiana di diritto pubblico comunitario, 1995, p. 559.

⁽²⁾ 12th report: OJ No C 254, 29. 9. 1995, p. 166.

it declared that national courts were under an obligation to interpret national law in conformity with Community law, and in particular with enforceable directives. It accordingly interpreted the provision referred in such a way that the maintenance of the ban on marketing mineral waters in containers other than glass bottles could not be applicable by reason of incompatibility with Community law.

In Denmark, the Højesteret (Supreme Court) gave a judgment on 11 May 1995⁽¹⁾ declining to order interim measures suspending construction of a bridge between Denmark and Sweden on the ground that there was no violation of Directive 85/337/EEC (the same Directive was in issue in the Dutch Raad van State judgment of 16 June 1995, considered above under Question 1). The arguments by the applicant (Greenpeace) were based on the Directive's requirement that certain information on the environmental impact of such projects must be made public before work can begin. The Court confirmed explicitly that the conditions to be met if interim measures are to be ordered must be ascertained in the light of Court of Justice cases, from which it emerged that the national courts must order them if national legislation is in conflict with Community law. The interesting point in relation to Community law is the explicit acknowledgement of an obligation to enforce Community law where the national legislation conflicts with it.

On 21 February the French Court of Cassation (Commercial Division)⁽²⁾ gave a valuable judgment on the recognition of the primacy of Community law in the national courts.

The case began with litigation concerning advertising for French spirituous beverages, in which the Court of Justice gave two judgments for the Commission against France on 27 February and 10 July 1980, declaring that Articles L.17 and L.18 of the Code sur les débits de boissons, governing advertising for spirits, were contrary to the Treaty.

The Ministry of Justice then issued a Circular on 10 October 1980, requiring the prosecution service to take proceedings against all advertising for imported spirits in breach of Articles L.17 and L.18. On the basis of Article L.781-1 of the Code de l'organisation judiciaire, Article 171 of the Treaty and the two judgments given by the Court of Justice, the Court of Cassation declared that 'the effect of Community law is that national authorities are fully prohibited from applying a national provision that has been found to be incompatible with the Treaty'. It concluded that 'the offending circular ... is in conflict with the law as declared by the Court ... and its adoption is seriously flawed'.

In a judgment given on 23 June 1995, the French Conseil d'État (Sectional composition)⁽³⁾ affirmed that in the absence of transposal of a Directive by the State, the State could not rely on its direct effect in relation to an individual. This follows the line set by the Court of Justice in *Marshall*⁽⁴⁾. The provision in issue in the instant case was Article 3(1) of Directive 89/105/EEC⁽⁵⁾, which allows the time prescribed for official examination of a request from a firm to be extended. Having failed to transpose the Directive, the authorities could not themselves seek to enjoy the benefit.

In the United Kingdom, the plaintiffs in *R v Secretary of State for Employment, ex parte Seymour-Smith and Perez* were employed persons dismissed after the two-year qualifying period of continuous employment required by the Employment Protection (Consolidation) Act 1978 for the grant of compensation for unfair dismissal by an Industrial Tribunal. They made an application for judicial review of the Unfair Dismissal (Variation of Qualifying Period) Order 1985, which amended the 1978 Act by raising the qualifying period from one to two years. In particular, they argued that the Order of 1985 constituted indirect discrimination as there were fewer women than men capable of qualifying. The High Court dismissed the case. The Court of Appeal⁽⁶⁾ held that the equal treatment principle of Directive 76/207/EEC⁽⁷⁾ precluded all forms of direct or indirect discrimination based on sex. Even if Community law required a substantial difference, exceeding the *de minimis* threshold, in the number or percentage of persons of the same sex in the category that was privileged or disadvantaged in relation to the other, excessive importance should not be attached to the word 'substantial'. The evidence showed that, in the period preceding the plaintiffs' dismissal, there was a substantial difference between the numbers and percentages of men and women among both those who had and those who had not satisfied the qualifying period of two years required by the 1985 Order. As the impact of the qualifying period was more harmful to women, the Court of Appeal, having reviewed a number of cases decided by the Court of Justice, decided that it was incompatible with Directive 76/207/EEC unless objective grounds were given for it. The Secretary of State had failed to demonstrate that the 1985 Order had improved

⁽¹⁾ *SA Lilly France*.

⁽²⁾ Case C-152/84 [1986] ECR 723.

⁽³⁾ Council Directive 89/105/EEC of 21 December 1988 relating to the transparency of measures regulating the prices of medicinal products for human use and their inclusion in the scope of national health insurance schemes: OJ No L 40, 11. 2. 1989, p. 8.

⁽⁴⁾ Court of Appeal, Civil Division, judgment of 31 July 1995, *Regina v. Secretary of State for Employment, ex parte Seymour-Smith and Perez*; Mure, James, *Journal of the Law Society of Scotland* 1995, p. 417-421.

⁽⁵⁾ Council Directive 76/207/EEC of 9 February 1976 on the implementation of the principle of equal treatment for men and women as regards access to employment, vocational training and promotion, and working conditions: OJ No L 39, 14. 2. 1976, p. 40.

⁽¹⁾ Case I 118/1995, *Miljøorganisationen Greenpeace Danmark v Trafikministeriet*.

⁽²⁾ *Société United Distillers France and others v Agent judiciaire du Trésor public and others*.

employment prospects and the Court of Appeal concluded that its discriminatory effects were unjustified. The case has since been taken to the House of Lords.

Still in the United Kingdom, *Fitzgerald and Others v Williams and Others* (1) concerned the impact of Community law on Order 23, Rule 1, of the Rules of the Supreme Court, whereby the plaintiff may be ordered to give security for costs where he is habitually resident outside the jurisdiction. The question had repeatedly been raised in the English courts, and in 1990 the Court of Appeal, in *Berkeley Administration Inc v McClelland*, held that Order 23 was not contrary to Article 7 of the EC Treaty since it was based specifically on residence, irrespective of nationality. In the instant case, the High Court had ordered Irish plaintiffs resident in Ireland to provide security in the amount of £ 100 000. On appeal, the plaintiffs asked the Court of Appeal to review the rule in Berkeley in the light of the judgment given by the Court of Justice in *Mund and Fester v Hatrex Internationaal Transport* (2). The Court of Appeal studied that judgment and decided that as a result of Articles 6 and 220 of the EC Treaty an English court could never exercise its discretion under Order 23 in such a way as to require a plaintiff having the nationality of and residing in another Member State signatory to the Brussels Convention to provide security, at any rate in the absence of sound evidence of the existence of serious enforcement difficulties in such Member State. In the instant case there was no need to consider whether that reservation was valid in relation to Community law. There were no problems of enforcement in Ireland and the plaintiffs should not have been required to give security.

By Order made on 31 May 1995 (3), a Chamber of the German Bundesverfassungsgericht dismissed as inadmissible an action by an individual (Verfassungsbeschwerde) arguing that the allocation of European Parliament seats was contrary to the principle of German constitutional law that the votes of electors should carry approximately equal weight; the German electorate represented about 22 % of the Union's population but German Members occupied only 16 % of the seats in the European Parliament.

(1) Court of Appeal, Civil Division, judgment of 20 December 1995 1. *Fitzgerald and others v Williams and others* — 2. *O'Regan and others v Same*.

(2) Case C-398/92 [1994] ECR I-467. The Court of Justice held that Article 7 of the EEC Treaty, read with Article 220 and with the Brussels Convention, precluded national rules of civil procedure which, where a judgment is to be enforced within national territory, authorizes attachment orders only where it is probable that, in their absence, enforcement will be impossible or substantially more difficult, whereas, for a judgment to be enforced in another Member State, it is authorized simply because enforcement is to be ordered in a foreign jurisdiction.

(3) 2 BvR 635/95; Europäische Zeitschrift für Wirtschaftsrecht 1995 p. 748 (summary).

On the basis of its own judgment of 12 October 1993 on the Maastricht Treaty (4), the Chamber highlighted the differences between the respective roles of the European Parliament and the national Parliaments. The democratic legitimacy of the exercise of powers conferred on the Communities lay primarily in the national Parliaments; the European Parliament had a secondary function. It was consequently at national level that voters' equality ought to be secured.

The Court added that the weighted distribution of European Parliament seats was warranted by the fact that the Member States were still, as States, equal subjects of international law independently of their citizens. The system did, however, take account of the fact the Union was more than the mere sum of its Member States by allowing population levels to influence the number of Members of the European Parliament.

In *McClelland & Tate* (5), the Irish High Court acknowledged that the plaintiffs could recover compensation from the State for damage sustained by reason of failure to transpose a Directive. Ireland was required to transpose Directive 79/7/EEC (6), but the High Court considered that it had done so properly only in 1992, when provisions enacted in 1986 and preserving certain forms of discrimination against married women were repealed. The Court held that married women who had suffered discrimination regarding unemployment benefits could demand that the State make good their loss subject to the rules governing the time allowed for appeals.

The High Court, interpreting *Emmott* (7) in the light of *Steenhorst-Neerings* (8) et *Johnson* (9), held that national provisions concerning the time allowed for appeals were compatible with Community law as they in no way prejudiced the exercise of rights conferred in the Community legal order but merely limited the period prior to the presentation of the appeal for which arrears were payable — to six years as it happened.

(4) Entscheidungen des Bundesverfassungsgerichts Bd. 89 p. 155-213.

(5) Joined Cases *McClelland & Tate v Min. for Social Welfare, Ireland and the A.G.; Robinson & Others v Min. for Social Welfare, Ireland and the A.G.*, High Court (Ireland), judgment given on 3 February 1995.

(6) Council Directive 79/7/EEC of 19 December 1978 on the progressive implementation of the principle of equal treatment for men and women in matters of social security: OJ No L 6, 10. 1. 1979, p. 24.

(7) Case 208/90 [1991] ECR I-4269.

(8) Case C-338/91 [1993] ECR I-5475.

(9) Case C-410/92 [1994] ECR I-5483.

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