

# OFFICIAL GAZETTE

OF THE

## EUROPEAN COAL & STEEL COMMUNITY

---

FOURTH YEAR · No. 18 · JULY 26, 1955

*Third year No. 17/18 was the first issue of the Official Gazette to be published in an English edition. Earlier issues (first year No. 1, second year Nos. 1-14 and third year Nos. 1-16) have been printed in Dutch, French, German and Italian only and are obtainable from H.M. Stationery Office at the addresses on the back cover.*

LONDON

HER MAJESTY'S STATIONERY OFFICE

ONE SHILLING NET

**LIST OF PUBLICATIONS**  
**ISSUED BY**  
**THE EUROPEAN COAL AND**  
**STEEL COMMUNITY**

**High Authority—English Editions**

	<i>Price each</i>
	£ s. d.
Treaty establishing the European Coal and Steel Community ... ..	5 6
Report on the Situation of the Community, January, 1953	3 6
Speeches delivered by M. JEAN MONNET: <i>August, 1952 in Luxembourg and September, 1952 in Strasbourg</i> ...	1 6
Addresses delivered by M. JEAN MONNET before the Common Assembly: <i>January, 1953 at Strasbourg</i> ...	1 6
Interventions by the President and the Members of the High Authority before the Common Assembly: <i>January, 1953 at Strasbourg</i> ... ..	3 6
The activities of the European Community: <i>General Report of the High Authority (August 10, 1952 to April 12, 1953)</i>	3 6
The establishment of the common market for steel: <i>Special Report of the High Authority</i> ... ..	2 6
Exchange of letters between President Eisenhower and the Chairmen of the Foreign Affairs Committees of the United States Congress relating to the European Coal and Steel Community and the Unification of Europe	1 6
Report on the problems raised by the different turnover tax systems applied within the common market ... ..	7 0
Report on the Situation of the Community at the beginning of 1954 ... ..	3 0
Second General Report on the activities of the Community ( <i>April 13, 1953 to April 11, 1954</i> ) ... ..	7 0
Report on the Situation of the Community laid before the Extraordinary Session of the Common Assembly ( <i>November 1954</i> ) ... ..	5 0
Third General Report on the activities of the Community ( <i>April 12, 1954 to April 10, 1955</i> ) ... ..	7 0

**High Authority—German, French,  
Italian and Dutch Editions only**

Tableau Comparatif des conditions de travail dans les industries de la Communauté: <i>Annexe au Recueil Statistique de la Communauté</i> ... ..	1 6
*Bulletin Statistique: <i>Subscription for 6 issues</i> ... ..	2 10 0
<i>Single copies</i> ... ..	10 0
Mémento de Statistiques 1954 ... ..	5 0
Mémento de Statistiques 1955 ... ..	5 0

*(List continued on page iii of cover)*

# OFFICIAL GAZETTE

## OF THE

### EUROPEAN

#### COAL AND STEEL COMMUNITY

---

### TABLE OF CONTENTS

#### THE HIGH AUTHORITY

##### DECISIONS

	PAGE
Decision No. 26/55, July 20, 1955, concerning the steps whereby the financial arrangements to ensure a saving of scrap by the increased use of pig-iron are to be put into effect . . . . .	283
Decision No. 27/55, July 20, 1955, concerning information to be provided by enterprises in respect of their investments . . . . .	287
Decision No. 28/55, July 20, 1955, concerning refusal to authorize joint buying of scrap by the Westdeutsche Schrotteinkaufs-Vereinigung and the Westdeutsche Schrotteinkaufs-Gesellschaft mit beschränkter Haftung . . . . .	288

##### INFORMATION

Letter addressed by the High Authority to the Westdeutsche Schrotteinkaufs-Vereinigung, Düsseldorf, on July 20, 1955, concerning refusal to authorize the joint buying of scrap . . . . .	290
Investment Statements by Community Enterprises . . . . .	291

##### ANNOUNCEMENT

Grant of financial assistance under Article 55, 2 (c) of the Treaty for the intensification of research on flame radiation . . . . .	291
--	-----

#### THE COUNCIL OF MINISTERS

##### DECISIONS AND AGREEMENTS

Agreement by the Council, under Article 53, 1 (b) of the Treaty, to a draft decision provided for in Article 10 of Decision No. 14/55, of March 26, 1955, establishing financial arrangements to ensure a regular flow of scrap to the Common Market . . . . .	292
Agreement by the Council, under Article 55, 2 (c) of the Treaty, to the grant of 105000 E.P.U. units of account, derived from the levy, to help finance the technical research carried out by the International Flame Radiation Research Committee . . . . .	292

**INFORMATION**

Decision concerning the agreement relating to the implementation of the decision on the application of Article 69 of the Treaty establishing the European Coal and Steel Community . . . . . 292

**THE COURT OF JUSTICE**

**OFFICIAL NOTICES**

Judgment delivered by the Court in the case Kergall vs. the Common Assembly 294  
Complaint by Mademoiselle Miranda Mirosevich against the High Authority of the European Coal and Steel Community, dated July 19, 1955 (Case No. 10/55) . . . . . 294

# THE HIGH AUTHORITY

## DECISIONS

**DECISION No. 26/55, July 20, 1955, concerning the steps whereby the financial arrangements to ensure a saving of scrap by the increased use of pig-iron are to be put into effect**

### **THE HIGH AUTHORITY,**

HAVING regard to Article 53, paragraph 1 (b) of the Treaty ;

HAVING regard to Decision No. 14/55, of March 26, 1955, setting up financial arrangements to ensure a regular flow of scrap to the Common Market (*Official Gazette of the Community, March 30, 1955, p. 134*) ;

HAVING regard to Decision No. 24/55, of June 14, 1955, amending Decision No. 14/55, (*Official Gazette of the Community, June 14, 1955, p. 233*) ;

WHEREAS it is necessary to lay down the steps whereby the measures to ensure a saving of scrap by the increased use of pig-iron are to be put into effect, in accordance with the broad outlines already decided upon in Decisions Nos. 14/55 and 24/55 ;

WHEREAS the measures to be introduced can, for the present, relate to the saving of scrap in open-hearth furnaces only, inasmuch as, in respect of the other processes in which a saving of scrap might be effected, further economic and technical studies will be required ;

WHEREAS pig-iron obtained from or produced in third countries has to be excluded from the compensation scheme, in so far as its inclusion would not be in the general interest of the Community, or would give the works consuming it an unfair advantage ;

WHEREAS the right to a bonus can be conceded only where it is clear that scrap actually is being saved by the increased use of pig-iron, and whereas allowance must be made in any such concession for the different kinds of pig-iron consumed ;

WHEREAS the saving of scrap has to be calculated in proportion to the tonnage of pig-iron used over a given reference period during which the technical, economic and geographical factors differentiating the various works of the Community have operated naturally, and whereas the nearest period best fulfilling these conditions is the fourth quarter of 1954 ;

WHEREAS, in accordance with the directives laid down in this decision, the bonus rates have to be fixed and the financial arrangements operated by the Joint Office of Scrap Consumers and the Compensation Office for Imported Scrap, subject to the ultimate responsibility of the High Authority ;

with the unanimous agreement of the Council,

### **DECIDES :**

#### *Article 1*

The steps whereby the measures provided for in Decision No. 14/55, of March 26, 1955, in regard to the saving of scrap by an increased use of pig-iron are to be put into effect are hereby laid down.

## *Article 2*

As from April 1, 1955, a bonus shall be awarded from the funds of the Compensation Office for Imported Scrap to the scrap-consuming enterprises mentioned in Article 80 of the Treaty on scrap saved by the increased use of pig-iron in open-hearth furnaces.

The saving of scrap shall be calculated, subject to the conditions laid down in Article 4 following, by the increase in pig-iron consumption.

For the purposes of this decision, liquid basic Bessemer steel shall rank with pig-iron; the bonus shall, however, be calculated separately for the two types of product.

## *Article 3*

The bonus shall be calculated each month separately for each works.

Unless otherwise decided a works shall, for the purposes of this decision, be taken as any enterprise or portion of an enterprise in respect of which the High Authority has received separate production returns for the fourth quarter of 1954, in connection with the collection of the levy under Article 5 of Decision No. 3/52. of December 23, 1952.

## *Article 4*

The bonus to be awarded to an enterprise for a particular month shall be calculated, for each of the works of that enterprise, by applying the bonus rate taken from a schedule drawn up subject to the conditions laid down in Article 5, to a pig-iron consumption equal to the tonnage of open-hearth steel produced during the month in question multiplied by the increase in the proportion of pig-iron used over that of the reference period.

The proportion of pig-iron used by each works shall be calculated on the basis of its total consumption of pig-iron from all sources. The pig-iron consumption figure as laid down in the last paragraph shall, however, be reduced in proportion to the increase in the throughput-percentage of pig-iron obtained from or produced in third countries

(a) where pig-iron imported into the Community is subject to dual pricing;

(b) unless otherwise decided, where the delivered price at the works of pig-iron imported into the Community is higher than the lowest delivered price shown in the Community price-schedules in force on the date when the pig-iron was purchased;

(c) where the High Authority deems that to award a bonus on the pig-iron in question would not be in the general interest of the Community.

Unless otherwise decided, if the average proportion of scrap used in the blast-furnaces of any works in a particular month shows a rise over the fourth quarter of 1954, a scrap-consumption figure equal to this increase in the proportion multiplied by the tonnage of pig-iron produced during the month in question shall be deducted from the pig-iron consumption figure as laid down in paragraph 1 above.

Where the sum of the consumption figures for each works of a particular enterprise, calculated in accordance with the three foregoing paragraphs,

exceeds the figure calculated in the same way for the enterprise as a whole, the excess amount shall be subtracted proportionately from the consumption of each works. Deviations from this rule may, however, be permitted in order to allow for differences in the geographical location of works belonging to a single enterprise, or for circumstances outside the enterprises control.

#### *Article 5*

The reference period shall be the fourth quarter of 1954.

The bonus schedule mentioned in Article 4, paragraph 1 above shall be as follows:

- Bonuses shall be fixed according to the disadvantages resulting from the replacement of scrap by pig-iron in open-hearth furnaces. These disadvantages shall be calculated at a flat rate proportionate to the input of pig-iron, in kilograms per metric ton of open-hearth steel produced, on the basis of the lowest Community price for pig-iron in enterprises price-schedules in force on May 1, 1955, and the compensation price of imported scrap prevailing on the same date.
- Where appropriate, a distinction shall be made, in calculating the different bonuses for particular types of pig-iron, between pig-iron produced at the works and pig-iron procured from other works.

Where the delivered price at the works of pig-iron obtained from or produced in third countries is below the lowest delivered price in Community enterprises' schedules in force on the date of purchase, the bonus rate relating to the pig-iron in question shall be reduced by the amount of the difference between the two prices.

The bonus schedule may be amended in the same way where the lowest Community scheduled price for pig-iron deviates by more than 10 % from the lowest scheduled price in force on May 1, 1955, or where the compensation price of imported scrap is 28 E.P.U. units of account below, or 37 E.P.U. units of account above, the price CIF Community ports.

The weighted average rate of bonus awarded to any enterprise for a particular month for each of its works may not exceed

- for basic Bessemer pig-iron, the weighted average rate of compensation paid during the month in question on scrap imported from third countries or similarly acquired ;
- for hematite pig-iron and liquid basic Bessemer steel, the same rate of compensation minus the provisional rate of the contributions payable by the enterprises for the same month.

#### *Article 6*

In application of Article 5, paragraph 1 (e) and (f) of Decision No. 14/55, the Joint Office of Scrap Consumers shall be empowered to suggest to the Compensation Office for Imported Scrap, in accordance with Articles 2, 3, 4 and 5 above

- the bonus schedule, and any amendments thereto ;
- the methods by which the bonus schedule shall be applied ;
- the methods by which consumption entitling to a bonus shall be calculated ;

- the weighted average rate of bonus ;
- the exceptions specified in Articles 3 and 4.

The provisions of Article 9 of Decision No. 14/55 shall apply in respect of the deliberations of the Joint Office and of the Compensation Office.

#### *Article 7*

Subject to control by the High Authority, the bonus for a particular month shall be paid by the Compensation Office for Imported Scrap to enterprises applying before the end of the following month. In support of their applications, enterprises must forward to the Compensation Office, in respect of the month concerned and of each of their works,

- a return of the consumption of pig-iron produced in the Community, worked out separately for each of the types to which a separate bonus rate applies ;
- a return of the consumption of pig-iron obtained from or produced in third countries, with the same breakdown, and note whence obtained, where produced and when purchased, together with the delivered price at the works ;
- production figure for open-hearth-steel ;
- a return of the consumption of scrap in the blast-furnaces ;
- production figure for pig-iron.

In addition, on making their first applications, enterprises shall forward to the Compensation Office the same details in respect of the fourth quarter of 1954.

The provisions of paragraph 1 above notwithstanding, applications for bonuses in respect of the months April to August, 1955, shall be accepted by the Compensation Office up to and including September 30, 1955.

#### *Article 8*

For checking purposes, as required under Article 7 above, copies of all applications forwarded to the Compensation Office for Imported Scrap, and of the supporting documents, shall be sent to the High Authority.

False statements shall be punishable by the measures provided for in Article 47, paragraph 3, of the Treaty.

#### *Article 9*

This decision shall come into force within the Community on August 1, 1955.

It shall be valid up to and including March 31, 1956.

This decision was deliberated and adopted by the High Authority at its session on July 20, 1955.

For the High Authority,

RENÉ MAYER,

*President.*



**DECISION No. 27/55, July 20, 1955, concerning information to be provided by enterprise in respect of their investments**

**THE HIGH AUTHORITY**

HAVING regard to Article 47 and Article 54, paragraph 3, of the Treaty ;

WHEREAS, if it is to encourage the co-ordinated development of investments in accordance with Article 54 of the Treaty, the High Authority must be notified in advance of certain individual programmes planned by enterprises ;

**DECIDES :**

*Article 1*

All enterprises belonging to the coalmining and iron and steel industries of the Community shall be required to submit to the High Authority, in accordance with the conditions laid down in this decision, such investment projects as relate to their production activities in respect of one or more of the products listed in Annex I to the Treaty.

*Article 2*

Investment projects to be thus submitted in advance shall be those relating either to entirely new plant, where the total estimated expenditure exceeds 500 000 E.P.U. units of account, or to replacement or conversion of existing plant, where the total estimated expenditure exceeds 1000 000 E.P.U. units of account.

The total estimated expenditure must include all expenditure proceeding directly from the execution of the project concerned, and must be calculated by entering under one project all items constituting a single technical whole, even where several separate stages will be required for putting the scheme into effect.

*Article 3*

Statements must contain

1. a detailed description of the investment project ;
2. the approximate amount to be expended ;
3. all relevant data on
  - purpose,
  - time required,
  - results expected, especially as regards production and/or capacity,
  - any points in connection with the supply of raw materials,
  - consequences for the workers,
  - repercussions on productivity.

*Article 4*

Investment projects must be notified to the High Authority at as early a date as possible, and in any event not later than three months before the preliminary contracts are signed with the contractors, or, where the work is to be carried out by the enterprise itself, three months before operations are started.

The High Authority shall acknowledge all statements submitted, and may request any further information which it deems necessary.

*Article 5*

Any important changes in the investment projects submitted to the High Authority must be embodied in a corrigendum along the lines and within the time-limits specified in Articles 3 and 4 above.

*Article 6*

This decision shall come into force within the Community on September 1, 1955.

This decision was deliberated and adopted by the High Authority at its session on July 20, 1955.

For the High Authority,

RENÉ MAYER,

*President.*

**DECISION No. 28/55, July 20, 1955, concerning refusal to authorize joint buying of scrap by the Westdeutsche Schrotteinkaufs-Vereinigung and the Westdeutsche Schrotteinkaufs-Gesellschaft mit beschränkter Haftung**

**THE HIGH AUTHORITY,**

HAVING regard to Articles 65 and 80 of the Treaty ;

WHEREAS some 97% of the iron and steel enterprises of the German Federal Republic, in so far as they are consumers of scrap, have agreed that as from April 1, 1955, they will purchase their scrap jointly ;

WHEREAS to that end these enterprises, by an agreement concluded on April 1, 1955, formed the Westdeutsche Schrotteinkaufs-Vereinigung registered as a private association, with head office in Düsseldorf, the object of which is

—to keep its associated enterprises supplied by purchasing scrap in the home and foreign markets,

—to allocate according to a rota any scrap which may be allotted,

and whereas all associated enterprises are under obligation, in virtue of the agreement thus concluded, to make all their scrap purchases exclusively through the company in question ;

WHEREAS these enterprises to that end further set up on April 1, 1955, the Westdeutsche Schrotteinkaufs-Gesellschaft m.b.H., Düsseldorf, and instructed it, as the office of the Westdeutsche Schrotteinkaufs-Vereinigung, to carry out the transactions of the latter, and in particular its joint buying and allocation operations ;

WHEREAS these agreements, thus have the effect of restricting competition in the Common Market, particularly by determining the price of scrap bought within the Community, and by fixing the tonnages to be bought and allocating the scrap bought both within the Community and in third countries among some 97% of the scrap-consuming steel producers in the German Federal Republic ;

WHEREAS the enterprises concerned on June 21, 1955, *i.e.* almost three months after their agreement had been concluded and had come into force.

applied to the High Authority for the authorization of their joint buying operations, and on July 13, 1955, stated the reasons in support of their application ;

WHEREAS the agreements are more restrictive than is called for to bring about an appreciable improvement in the supply situation, especially in that they provide for

- allocation of scrap,
- a possibility of reducing the tonnages allotted, in accordance with a rota fixed by the controlling bodies of the company,
- obligation on the part of the enterprises concerned to make all their scrap purchases exclusively through the Westdeutsche Schrotteinkaufs-Vereinigung,
- continuance of the organization up to and including September 30, 1957, regardless of whether, as a result of developments in the market, the application of these measures will necessarily continue to conduce to an improvement in the supply situation ;

WHEREAS, furthermore, such joint buying represents the overall scrap purchase requirements of some 97% of the German iron and steel industry consuming scrap, which in 1954 produced approximately 40% of the steel and pig-iron in the Community, and to that end consumed just over 40% of the overall tonnage of scrap consumed in the Community, and whereas, accordingly, these requirements represent a substantial proportion of the total scrap purchase requirements of the iron and steel industry of the Community ;

WHEREAS, in consequence, the system agreed upon, to purchase jointly according to prices and tonnages fixed by a central organization, is on a scale and of a nature which make it possible for the associated enterprises to determine prices in respect of a substantial proportion of the scrap bought within the Community and thus to protect the tonnages of scrap available for purchase from effective competition by other enterprises within the Common Market ;

WHEREAS, accordingly, the agreements concluded are not, in their present form, consistent with the conditions laid down in respect of such joint buying in Article 65, 2 of the Treaty, and particularly in paragraphs (b) and (c) thereof ;

## **DECIDES :**

### *Article 1*

The authorization requested on June 21, 1955, for the joint buying carried out by the enterprises forming the Westdeutsche Schrotteinkaufs-Vereinigung, and by the office of that association, the Westdeutsche Schrotteinkaufsgesellschaft m.b.H., is hereby refused.

### *Article 2*

This decision shall come into force on August 1, 1955.

This decision was deliberated and adopted by the High Authority at its session on July 20, 1955.

For the High Authority,

RENÉ MAYER,

*President.*

## INFORMATION

### Letter addressed by the High Authority to the Westdeutsche Schrotteinkaufs-Vereinigung, Düsseldorf, on July 21, 1955, concerning refusal to authorize the joint buying of scrap

Since April 1, 1955, there has been an agreement among the enterprises belonging to your association concerning the joint buying of scrap and its allocation, and these enterprises have been acting in accordance with this agreement since that date. To that end, the Westdeutsche Schrotteinkaufs-Gesellschaft m.b.H., Düsseldorf, was set up on April 1, 1955, as the office of your association, to carry out its transactions, in particular its joint buying and allocation operations. The High Authority's authorization for such measures was not applied for until June 21, 1955, or the reasons in support of such application stated until July 13, 1955. By its decision of today's date, the High Authority rejects this application. This decision is conveyed to you herewith, and will, in addition, be published in No. 18 of the *Official Gazette of the Community*.

In this connection, the High Authority would draw attention to the following point. Under Article 65, 1 of the Treaty, all agreements restricting the normal operation of competition in the Common Market are forbidden. Where agreements of the type noted in Article 65, 2 can be authorized, such authorization must be obtained in advance. Under Article 65, 4 unauthorized agreements are void. Since the High Authority has already, by its decision of May 19, 1953 (*Official Gazette of the Community*, June 9, 1953), dissolved the Schrott-Vermittlungs-Gesellschaft m.b.H., which was engaged in similar activities none of those concerned could have been in much doubt as to the legal position. The High Authority is, therefore, surprised to note that on April 1 of this year you concluded an agreement which contravenes the prohibition in Article 65, 1 of the Treaty and is void under Article 65, 4, and that you have put this agreement into effect without previously applying for authorization, or even notifying the High Authority.

You are hereby requested to cease forthwith all activities relating to joint buying and to allocation, and to notify the High Authority, not later than two weeks after receiving this letter, of the measures taken by you to terminate the agreements and dissolve the organizations contravening Article 65, 1, particularly as regards the liquidation of the Westdeutsche Schrotteinkaufs-Gesellschaft m.b.H.

The High Authority will apply the sanctions provided for in Article 65, 5 of the Treaty, should the prohibited activities be continued in any form whatsoever. In fixing the amount of any such sanctions, the High Authority will take due account of the fact that, in consequence of the refusal contained in the decision of today's date and of the dissolution of the Schrott-Vermittlungs-Gesellschaft m.b.H., it is clear beyond any doubt that all further joint buying without the previous authorization of the High Authority is forbidden.

For the High Authority,

RENÉ MAYER,

*President.*

## **Investment Statements by Community Enterprises**

Article 3 of Decision No. 27/55 (*see this issue of the Official Gazette, p. 287*) lays down the content of the statements to be submitted by the enterprises of the coalmining and iron and steel industries of the Community in respect of their investments.

The form in which these statements should be submitted will be specified in instructions to be forwarded to the enterprises at a later date.

## **ANNOUNCEMENT**

### **Grant of financial assistance under Article 55, 2 (c) of the Treaty for the intensification of research on flame radiation**

After consultation with the Consultative Committee, and with the agreement of the Council of Ministers, the High Authority at its session on July 20, 1955, decided, in accordance with Article 55, 2 (c) of the Treaty, to set aside 105 000 E.P.U. units of account, derived from the levy, for the intensification of the research being carried out by the International Flame Radiation Research Committee.

# THE COUNCIL OF MINISTERS

## DECISIONS AND AGREEMENTS

**AGREEMENT by the Council, under Article 53, 1 (b) of the Treaty, to a draft decision provided for in Article 10 of Decision No. 14/55, of March 26, 1955, establishing financial arrangements to ensure a regular flow of scrap to the Common Market**

By a letter dated June 29, 1955, the High Authority requested the Council for the agreement required in accordance with Article 53, 1 (b) of the Treaty, in respect of a draft decision, provided for in Article 10 of Decision No. 14/55 and amended by Decision No. 24/55, of June 14, 1955, laying down the steps whereby the measures in regard to the saving of scrap by an increased use of pig-iron were to be put into effect.

The Council, at its twenty-sixth session on July 16, 1955, gave the agreement requested by the High Authority, as recorded in the minutes of the Council's deliberations.

For the Council,

J. ZIJLSTRA,

*President.*

**AGREEMENT by the Council, under Article 55, 2 (c) of the Treaty, to the grant of 105 000 E.P.U. units of account, derived from the levy, to help finance the technical research carried out by the International Flame Radiation Research Committee**

By a letter dated July 8, 1955, the High Authority requested the Council for the agreement required in accordance with Article 55, 2 (c) of the Treaty, to enable it to grant 105 000 E.P.U. units of account, derived from the levy, to help finance the technical research being carried out by the International Flame Radiation Research Committee.

The Council, at its twenty-sixth session on July 16, 1955, gave the agreement requested by the High Authority, as recorded in the minutes of the Council's deliberations.

For the Council,

J. ZIJLSTRA,

*President.*

## INFORMATION

**DECISION concerning the agreement relating to the implementation of the decision on the application of Article 69 of the Treaty establishing the European Coal and Steel Community**

The representatives of the governments of the member States of the European Coal and Steel Community, meeting at the twenty-sixth session of the Council on July 16, 1955, adopted an "arrangement relating to the

implementation of the decision on the application of Article 69 of the Treaty establishing the European Coal and Steel Community.”

This arrangement, which is recorded in the minutes of the Council's deliberations, will be published in the *Official Gazette of the Community* as soon as the Secretary-General of the Council has received official notification from all the member States that this arrangement is applicable under the provisions of their internal legal codes, and will come into force twenty days after publication.

# THE COURT OF JUSTICE

## OFFICIAL NOTICES

### **JUDGMENT delivered by the Court in the case Kergall vs. the Common Assembly**

*(see Official Gazette of the Community No. 3, of January 31, 1955, p. 80)*

At the public hearing in Luxemburg on July 19, 1955, the Court of Justice delivered judgment in Case No. 1/55, an action by M. Antoine Kergall, claiming damage against the Common Assembly of the European Coal and Steel Community, in respect of the non-renewal of his contract.

The Court ordered the defendants to pay the complainant a sum equivalent to sixteen months' emoluments, together with two-thirds of his costs.

The text of the judgment and the findings of the Advocate-General will be published in the records of the Court's judgments.

### **COMPLAINT by Mademoiselle Miranda Mirosevich against the High Authority of the European Coal and Steel Community, dated July 19, 1955 (Case No. 10/55)**

On July 19, 1955, a complaint was lodged before the Court of Justice by Mademoiselle Miranda Mirosevich, holder of a contract from the High Authority of the European Coal and Steel Community, residing at 83 rue de la Semois, Luxemburg, assisted by Prof. Federico A. Perini-Bembo, barrister-at-law, of the Italian Supreme Court of Appeal. The Court is asked to order the amendment of the internal administrative decisions of the High Authority, which were upheld by the Administrative Committee after a formal appeal by the complainant and to require the recognition of her former status and action to be taken accordingly.



**LIST OF PUBLICATIONS ISSUED BY THE  
EUROPEAN COAL AND STEEL COMMUNITY**

(continued)

Price each  
£ s. d.

La Formation professionnelle dans l'Industrie sidérurgique des pays de la Communauté ... ..	15 0
Allocutions prononcées par M. JEAN MONNET au cours de la session ordinaire 1953 de l'Assemblée Commune: (Juin 15-23, 1953) ... ..	2 6
Documentation sur les Problèmes du Travail dans les Industries de la Communauté ( <i>Emploi et salaires</i> ) ...	7 6

**Common Assembly—German, French,  
Italian and Dutch Editions only**

Rapport sur l'application du Traité instituant la C.E.C.A.:	
<i>Subscription for 1954 (3 issues)</i> ... ..	7 6
<i>Subscription for 1955 (3 issues)</i> ... ..	7 6
<i>Single copies</i> ... ..	3 6
Bulletin mensuel de Bibliographie:	
<i>Subscription for 1955 (12 issues)</i> ... ..	11 0
<i>Single copies</i> ... ..	1 0
Informations Bimensuelles sur la C.E.C.A. et sur l'intégration européenne:	
<i>Subscription for 1955 (20 issues)</i> ... ..	1 17 6
<i>Single copies</i> ... ..	2 6
Débats de l'Assemblée Commune. Compte rendu in extenso de la session d'ouverture du 10 au 13 Septembre et de la session du 10 au 13 janvier 1953 (No. 1) ...	
do: Session extraordinaire du 11 mars 1953 (No. 2)...	1 6
do: Session ordinaire du 12 mai 1953 (No. 3) ...	1 0
do: Session ordinaire du 15 au 23 juin 1953 (No. 4)...	11 6
do: Session extraordinaire du 14 au 16 janvier 1954 (No. 5) ... ..	8 6
do: Session ordinaire du 11 au 21 mai 1954 (No. 6)...	1 0 0
do: Session extraordinaire du 29 novembre au 2 décembre 1954 (No. 7) ... ..	10 6
do: Session extraordinaire du 6 au 9 mai 1955 (No. 8)	3 6
do: Session ordinaire du 10 au 14 mai et du 22 au 24 juin 1955 (No. 9) ... ..	1 0 0
Premier Rapport Annuel ( <i>Septembre 1952-Septembre 1953</i> )	7 0
Règlement de l'Assemblée Commune ... ..	5 0

**Ad Hoc Assembly—English Editions**

Official Report of Debates of the 15th September 1952: <i>January 7 to 10, 1953 and March 6 to 10, 1953</i> ...	1 0 0
Report of the Constitutional Committee ( <i>December 20, 1952</i> ) ... ..	10 0
Draft Treaty embodying the Statute of the European Community ... ..	5 0

*The prices quoted do not include postage*

\* Subscribers to the Bulletin Statistique will also receive one complimentary copy of the "Mémento de Statistiques" (published at 5s.) in an attractive removable cover.

All the above publications are available from: H.M. STATIONERY OFFICE, P.O. Box 569, LONDON, S.E.1, or the Government Bookshops in London, Edinburgh, Manchester, Birmingham, Bristol, Cardiff and Belfast.

*Copyright Reserved*

PRINTED AND PUBLISHED BY HER MAJESTY'S STATIONERY OFFICE

To be purchased from

York House, Kingsway, LONDON, W.C.2      423 Oxford Street, LONDON, W 1

P.O. BOX 569, LONDON, S.E.1

13a Castle Street, EDINBURGH, 2      109 St. Mary Street, CARDIFF

39 King Street, MANCHESTER, 2      Tower Lane, BRISTOL, 1

2 Edmund Street, BIRMINGHAM, 3      80 Chichester Street, BELFAST

or from any Bookseller

1955

Price 1s. 0d. net

(Subscription for

24 issues

£1 0s. 0d.

including postage)