

I

(Information)

COURT OF JUSTICE

COURT OF JUSTICE

JUDGMENT OF THE COURT

(Second Chamber)

of 10 June 2004

in Case C-454/01: Commission of the European Communities v Federal Republic of Germany ⁽¹⁾

(Directive 96/59/EC — Waste management — Disposal of polychlorinated biphenyls and polychlorinated terphenyls)

(2004/C 190/01)

(Language of the case: German)

(Provisional translation; the definitive translation will be published in the European Court Reports)

In Case C-454/01: Commission of the European Communities (Agents: G. zur Hausen) v Federal Republic of Germany (Agents: W.-D. Plessing and R. Stüwe) - application for a declaration that, by failing to draw up or to communicate to the Commission, within the prescribed period, the plan provided for in the first indent of Article 11(1) of Council Directive 96/59/EC of 16 September 1996 on the disposal of polychlorinated biphenyls and polychlorinated terphenyls (PCB/PCT) (OJ 1996 L 243, p. 31), the Federal Republic of Germany has failed to fulfil its obligations under the EC Treaty - the Court (Second Chamber), composed of: C.W.A. Timmermans (Rapporteur), President of the Chamber, C. Gulmann, R. Schintgen, F. Macken and N. Colneric, Judges; C. Stix-Hackl, Advocate General; M.-F. Contet, Principal Administrator, for the Registrar, has given a judgment on 10 June 2004, in which it:

1. Declares that, by failing to draw up, within the prescribed period, the plan provided for in the first indent of Article 11(1) of Council Directive 96/59/EC of 16 September 1996 on the disposal of polychlorinated biphenyls and polychlorinated terphenyls (PCB/PCT), the Federal Republic of Germany has failed to fulfil its obligations under that directive;

2. Orders the Federal Republic of Germany to pay the costs.

⁽¹⁾ OJ C 17 of 19.1.2002.

JUDGMENT OF THE COURT

(First Chamber)

of 10 June 2004

in Case C-87/02: Commission of the European Communities v Italian Republic ⁽¹⁾

(Failure by a Member State to fulfil obligations — Environment — Directive 85/337/EEC — Assessment of the effects of certain public and private projects — Project 'Lotto zero')

(2004/C 190/02)

(Language of the case: Italian)

(Provisional translation; the definitive translation will be published in the European Court Reports)

In Case C-87/02: Commission of the European Communities (Agents: M. van Beek and R. Amorosi) v Italian Republic (Agents: M. Massella Ducci Teri) - application for a declaration that, since the Abruzzo Region failed to ascertain whether the project to construct an outer ring road at Teramo (a project known as 'Lotto zero-Variante, tra Teramo (Italy) e Giulianova, alla strada statale SS 80'), of a type listed in Annex II to Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ 1985 L 175, p. 40), required an environmental impact assessment in accordance with Articles 5 to 10 of the Directive, the Italian Republic has failed to fulfil its obligations under Article 4(2) of that directive - the Court (First Chamber), composed of: P. Jann, President of the Chamber, A. Rosas (Rapporteur), A. La Pergola, R. Silva de Lapuerta and K. Lenaerts, Judges; D. Ruiz-Jarabo Colomer, Advocate General; R. Grass, Registrar, has given a judgment on 10 June 2004, in which it: