

Britain and Northern Ireland (Agents: P. Ormond and C. Jackson and D. Wyatt, R. Plender and S. Tromans), supported by French Republic, (Agents: R. Abraham, G. de Bergues and E. Puisais) — action for failure to fulfil obligations under Article 141 EA, brought on 14 February 2003 — the Court (Grand Chamber), composed of V. Skouris, President, P. Jann, C.W.A. Timmermans, A. Rosas (Rapporteur), R. Silva de Lapuerta and A. Borg Barthet, Presidents of Chambers, N. Colneric, S. von Bahr, J. N. Cunha Rodrigues, P. Kūris, E. Juhász, G. Arestis and M. Ilešič, Judges; L. A. Geelhoed, Advocate General; H. von Holstein, Deputy Registrar, for the Registrar, gave a judgment on 12 April 2005, in which it:

1. *Dismisses the application;*
2. *Orders the Commission of the European Communities to pay the costs;*
3. *Orders the French Republic to bear its own costs.*

(⁽¹⁾) OJ C 101 of 26.04.2003.

JUDGMENT OF THE COURT

(Second Chamber)

of 17 March 2005

in Case C-91/03: Kingdom of Spain v Council of the European Union (⁽¹⁾)

(Conservation and exploitation of fisheries resources — Regulation (EC) No 2371/2002)

(2005/C 132/07)

(Language of the case: Spanish)

In Case C-91/03, action for annulment under Article 230 EC, brought on 28 February 2003, **Kingdom of Spain** (Agent: N. Díaz Abad) v **Council of the European Union** (Agents: J. Carbery, F. Florindo Gijón and M. Balta), supported by the **Commission of the European Communities** (Agents: T. van Rijn and S. Pardo Quintillán), and the **French Republic** (Agents: G. de Bergues and A. Colomb) — the Court (Second Chamber), composed of C.W.A. Timmermans, President of the Chamber, C. Gulmann, R. Schintgen, P. Kūris (Rapporteur) and J. Klučka, Judges; A. Tizzano, Advocate General; K. Sztranc, Administrator, for the Registrar, has given a judgment on 17 March 2005, in which it:

1. *Dismisses the action;*
2. *Orders the Kingdom of Spain to bear its own costs and those incurred by the Council of the European Union;*
3. *Orders the French Republic and the Commission of the European Communities to bear their own costs.*

(⁽¹⁾) OJ C 135 of 07.06.2003.

JUDGMENT OF THE COURT

(Third Chamber)

of 14 April 2005

in Case C-110/03: Kingdom of Belgium v Commission of the European Communities (⁽¹⁾)

(Action for annulment — Regulation (EC) No 2204/2002 — Horizontal State aid — Aid for employment — Legal certainty — Subsidiarity — Proportionality — Coherence of Community action — Non-discrimination — Regulation (EC) No 994/98 — Objection of illegality)

(2005/C 132/08)

(Language of the case: French)

In Case C-110/03 Kingdom of Belgium (Agents: initially A. Snoecx, and subsequently by E. Dominkovits, assisted D. Waelbroeck and D. Brinckman) v Commission of the European Communities (Agent: G. Rozet) — action for annulment under Article 230 EC, brought before the Court on 10 March 2003 — the Court (Third Chamber), composed of A. Rosas, President of the Chamber, A. Borg Barthet, J. P. Puissechet, J. Malenovský (Rapporteur) and U. Löhmus, Judges; D. Ruiz-Jarabo Colomer, Advocate General; M.-F. Contet, Principal Administrator, for the Registrar, gave a judgment on 14 April 2005, in which it:

1. *Dismisses the action;*
2. *Orders the Kingdom of Belgium to pay the costs.*

(⁽¹⁾) OJ C 112 of 10.05.2003.