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CENTRE DE DOCUMENTATION EUROPÉENNE

EU News: Click & Read

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This monthly newsletter contains a selection of recent official documents from the European Union. It features information of particular interest to Swiss readers and aims to provide universities, cantonal and federal administrations, lawyers, trade and financial businesses with information about the latest legal developments in the European Union.

Highlights of the month:

[Decision of the Council and of the Commission of 15 May 2006 on the conclusion on behalf of the European Community and of the European Atomic Energy Community of the Agreement on Scientific and Technological Cooperation between the European Community and the European Atomic Energy Community, of the one part, and the Swiss Confederation, of the other part](#)

[Communication from the Commission: Promoting decent work for all. The EU contribution to the implementation of the decent work agenda in the world.](#)

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Subheadings

1. International Agreements
2. Acts of Joint Committees
3. Community Legislation
4. Preparatory Acts, Reports, Calls
5. Case Law*
6. Competition Proceedings (only under chapter 7)

*For cases which have not yet been translated into English, we refer to the French version!

1. External Relations of the EU

1.1 International Agreements

1.2 Acts of Joint Committees

Decision No 2/2005 of the EC-Iceland joint Committee of 22 December 2005 amending Protocol 3 to the Agreement, concerning the definition of the **concept of 'originating products'** and **methods of administrative cooperation.**

[O.J. of the EU, L 131/01, 18.05.2006](#)

Decision EC-Iceland, concept of originating products, cumulation of origin between EU, Iceland, Bulgaria,... and Switzerland (including Liechtenstein)

Protocol 3 concerning the definition of the **concept of 'originating products'** and methods of **administrative cooperation.**

[O.J. of the EU, L 131/02, 18.05.2006](#)

Text of the Protocol

1.3 Community Legislation

Decisions of the European Economic Area. EFTA Surveillance Authority.

[O.J. of the EU, L 139, 25.05.2006](#)

European Economic Area, Decisions

Recommendation of the EFTA Surveillance Authority No 59/05/COL of 5 April 2005 on the co-ordinated inspection programme in the field of animal nutrition for 2005.

[O.J. of the EU, L 137/19, 25.05.2006](#)

EFTA Surveillance Authority, inspection in the field of animal nutrition

Decisions of the EFTA Surveillance Authority.

[O.J. of the EU, L 123, 10.05.2006](#)

State Aid, EFTA, Decisions

Council Regulation (EC) No 728/2006 of 15 May 2006 suspending and conditionally repealing Regulation (EC) No 2193/2003 establishing **additional customs duties on imports of certain products** originating in the **United States of America.**

[O.J. of the EU, L 127/01, 15.05.2006](#)

Additional customs duties, imports, certain products from the USA

Commission Decision of 5 April 2006 amending Decision 2005/432/EC laying down the **animal and public health conditions** and **model certificates** for imports of **meat products** for **human consumption** from **third countries** and repealing Decisions 97/41/EC, 97/221/EC and 97/222/EC
(Text with EEA relevance).

Model certificates, meat products for human consumption, third countries

[O.J. of the EU, L 121/43, 06.05.2006](#)

1.4 Preparatory Acts, Reports, Calls

Notice. Council Regulation (EC) No 2193/2003 of 8 December 2003 (1) established **additional customs duties** on **imports** of **certain products originating** in the **United States of America**.

Notice, additional customs duties, import from the USA

[O.J. of the EU, C 104/18, 03.05.2006](#)

1.5 Case Law

Action brought on 13 March 2006 by the **EFTA Surveillance Authority** against the **Kingdom of Norway**.

EFTA Court, action brought against Norway, gaming and lottery

[O.J. of the EU, C 117/14, 18.05.2006](#)

2. UE-Swiss Relations

2.1 International Agreements

CH-EU, list of the **Bilateral Agreements** which **enter into force**.

List of the Bilateral Agreements, entry into force

(In French, German and Italian).

[Integration Office DFA/DEA](#)

2.2 Acts of Joint Committees

2.3 Community Legislation

Decision of the Council and of the Commission of 15 May 2006 on the **conclusion** on behalf of the **European Community** and of the **European Atomic Energy Community** of the **Agreement on Scientific and Technological Cooperation** between the **European Community** and the **European Atomic Energy Community**, of the one part, and the **Swiss Confederation**, of the other part.

EU-CH, Agreement, Scientific and Technological cooperation

[O.J. of the EU, L 135/13, 23.05.2006](#)

2.4 Preparatory Acts, Reports, Calls

News from the **Integration Office DFA/DEA**.
(In French, German and Italian)

EU-CH, news DFA/DEA

[Integration Office DFA/DEA](#)

[News of the month of May from the Integration Office DFA/DEA](#)

EU-CH, news of the month, DFA/DEA

(In French, German and Italian).

Proposal for a Council Decision on a Community Position regarding **Decision No. [c/2005]** of the **Community/Switzerland Air Transport Committee** established under the **Agreement** between the **European Community** and the **Swiss Confederation on Air Transport, amending the Annex to the Agreement**.

EU-CH, Agreement between EU and Switzerland, air transport, amending the Annex

[COM\(2006\)221 final, 19.05.2006](#)

Proposal for a Council Decision on a Community Position regarding **Decision No. [2/2006]** of the **Community/Switzerland Air Transport Committee** established under the **Agreement** between the **European Community** and the **Swiss Confederation on Air Transport, amending the Annex to the Agreement**.

EU-CH, Agreement between EU and Switzerland, air transport, amending the Annex

[COM\(2006\)218 final, 19.05.2006](#)

2.5 Case Law

3 External borders, Immigration, Asylum, Security and Defence Policy

3.1 International Agreements

3.2 Acts of Joint Committees

3.3 Community Legislation

Council Common position 2006/380/CFSP of 29 May 2006 **updating** Common Position 2001/931/CFSP on the **application of specific measures to combat terrorism** and repealing **Common Position 2006/231/CFSP**.

Updating, application of specific measures to combat terrorism

[O.J. of the EU, L 144/25, 31.05.2006](#)

Council Decision of 29 May 2006 implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific **restrictive measures** directed **against** certain **persons and entities** with a view to **combating terrorism** and **repealing** Decision 2005/930/EC.

Restrictive measures against certain persons and entities, combating terrorism

[O.J. of the EU, L 144/21, 31.05.2006](#)

Commission Regulation (EC) No 785/2006 of 23 May 2006 amending Council Regulation (EC) No 1210/2003 concerning **certain specific restrictions** on economic and **financial relations** with **Iraq**.

Specific restrictions on economic and financial relations with Iraq

[O.J. of the EU, L 138/07, 25.05.2006](#)

Council Common position 2006/362/CFSP of 18 May 2006 amending Common Position 2006/276/CFSP concerning **restrictive measures** against **certain officials of Belarus**.

Restrictive measures against certain officials of Belarus

[O.J. of the EU, L 134/45, 20.05.2006](#)

Commission Regulation (EC) No 760/2006 of 18 May 2006 amending Council Regulation (EC) No 1184/2005 imposing certain specific restrictive measures directed **against certain persons impeding the peace process and breaking international law** in the conflict in the **Darfur region in Sudan**.

Restrictive measures, certain persons impeding the peace process and breaking international law

[O.J. of the EU, L 132/28, 19.05.2006](#)

3.4 Preparatory Acts, Reports, Calls

Proposal for a regulation of the European Parliament and of the Council **amending the Common Consular Instructions on visas for diplomatic missions and consular posts** in relation to the **introduction of biometrics including provisions on the organisation of the reception and processing of visa applications**.

Amending Consular instructions on visas or diplomatic mission, introduction of biometrics

[COM\(2006\)269 final, 31.05.2006](#)

Opinion of the Committee of the Regions on the Communication from the Commission to the Council and to the European Parliament establishing a **framework programme on Solidarity and the Management of Migration Flows** for the period 2007-2013.

Framework programme on solidarity and the management of migration flows

[O.J. of the EU, C 115/47, 16.05.2006](#)

Communication from the Commission to the Council and the European Parliament. A **Concept for European Community Support for Security Sector Reform**.

Security Sector Reform

[COM\(2006\)253 final, 24.05.2006](#)

3.5 Case Law

4. Judicial Cooperation in Civil Matters (Lugano/Brussels Conventions)

4.1 International Agreements

4.2 Acts of Joint Committees

4.3 Community Legislation

Council Regulation (EC) No 694/2006 of 27 April 2006 amending the **lists of insolvency proceedings, winding-up proceedings and liquidators** in Annexes A, B and C to Regulation (EC) No 1346/2000 on **insolvency proceedings**.

Lists of insolvency proceedings, winding-up proceedings and liquidators

[O.J. of the EU, L 121/01, 06.05.2006](#)

Council Decision of 27 April 2006 concerning the **conclusion** of the **Agreement** between the **European Community** and the Kingdom of **Denmark** on the service of judicial and extrajudicial documents in civil or commercial matters.

Agreement EU-Denmark, on the service of judicial and extrajudicial documents in civil or commercial matters

[O.J. of the EU, L 120/23, 05.05.2006](#)

Council Decision of 27 April 2006 concerning the **conclusion** of the **Agreement** between the **European Community** and the Kingdom of **Denmark** on **jurisdiction** and the **recognition** and **enforcement** of **judgments in civil and commercial matters**.

Agreement EU-Denmark, jurisdiction, recognition and enforcement of judgments in civil and commercial matters

[O.J. of the EU, L 120/22, 05.05.2006](#)

4.4 Preparatory Acts, Reports, Calls

Report from the Commission to the Council, the European Parliament and the European Economic and Social Committee on the application of Council Decision 2001/470/EC **establishing a European Judicial Network in civil and commercial matters.**

European Judicial Network in civil and commercial matters

[COM\(2006\)203 final, 16.05.2006](#)

Communication from the Commission to the Council and the European Parliament. Commentary on the articles of the proposal for a Council Regulation on **jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations.**

Cooperation, maintenance obligations

[COM\(2006\)206 final, 12.05.2006](#)

Framework programme for judicial cooperation in civil matters. Call for proposals for financial support for the activities of non-governmental organisations 2007.

Call for proposals, financial support, framework, judicial cooperation in civil matters

[O.J. of the EU, C 112/12, 12.05.2006](#)

4.5 Case Law

Case C-341/04, Eurofood IFSC. **Judicial cooperation in civil matters** – Regulation (EC) No 1346/2000 – **Insolvency proceedings** – Decision to open the proceedings – Centre of the debtor's main interests – **Recognition of insolvency proceedings** – Public policy.

Area of freedom, Security and Justice, Insolvency Proceedings

[Curia, Case C-341/04, 02.05.2006](#)

5. Police and Judicial Cooperation in Criminal Matters

5.1 International Agreements

5.2 Acts of Joint Committees

5.3 Community Legislation

Commission Decision of 19 April 2006 **establishing standard forms for the transmission of applications and decisions** pursuant to Council Directive 2004/80/EC relating to **compensation to crime victims.**

Compensation to crime victims

[O.J. of the EU, L 125/25, 12.05.2006](#)

5.4 Preparatory Acts, Reports, Calls

Council Recommendation of 27 April 2006 on the **drawing up of agreements** between **police, customs and other specialised law enforcement services** in relation to the **prevention and combating of crime**.

Drawing up of agreements between police, customs and other specialised law enforcement services

[O.J. of the EU, C 124/01, 25.05.2006](#)

Opinion of the European **Data Protection Supervisor** on the **Proposal** for a Council Framework Decision on the **exchange of information** under the **principle of availability**.

Opinion, exchange of information under the principle of availability

[O.J. of the EU, C 116/08, 17.05.2006](#)

Opinion of the European Economic and Social Committee on The **prevention of juvenile delinquency**. **Ways of dealing with juvenile delinquency** and the **role of the juvenile justice system** in the European Union.

Prevention of juvenile delinquency, role of the juvenile justice system

[O.J. of the EU, C 110/75, 09.05.2006](#)

5.5 Case Law

6. Internal Market (Free Movement of Goods/Customs Union/Persons/Services/Capital)

6.1 International Agreements

6.2 Acts of Joint Committees

6.3 Community Legislation

Commission Regulation (EC) No 781/2006 of 24 May 2006 concerning the **classification of certain goods** in the **Combined Nomenclature**.

Classification of certain goods in the Combined Nomenclature

[O.J. of the EU, L 137/15, 25.05.2006](#)

Commission Regulation (EC) No 739/2006 of 17 May 2006 concerning the **classification of certain goods** in the **Combined Nomenclature**.

Classification goods, Nomenclature

[O.J. of the EU, L 130/03, 18.05.2006](#)

Decision No 206 of 15 December 2005 concerning the **methods of operation** and the **composition** of the **Audit Board** of the **Administrative Commission on Social Security for Migrant Workers**.

Migrant Workers, Social Security

[O.J. of the EU, L 130/39, 18.05.2006](#)

Decision No 205 of 17 October 2005 on the scope of the notion of “**partial unemployment**” with regard to **frontier workers**.

Notion of “partial unemployment”, regard to frontier workers (concerning the EU/Switzerland Agreement as well)

(Text of relevance to the EEA and to the EU/Switzerland Agreement).

[O.J. of the EU, L 130/37, 18.05.2006](#)

6.4 Preparatory Acts, Reports, Calls

Proposal for a Council Regulation amending Regulation (EC) No 1255/96 temporarily suspending the autonomous **common customs tariff duties** on certain **industrial, agricultural and fishery products**.

Customs tariff duties on certain industrial, agricultural and fishery products

[COM\(2006\)204 final, 12.05.2006](#)

Uniform application of the **Combined Nomenclature** (CN). (Classification of goods). **Explanatory notes** adopted in accordance with the procedure defined in Article 10(1) of Council Regulation (EEC) No 2658/87 of 23 July 1987 on the **tariff and statistical nomenclature** and on the **Common Customs Tariff**.

Uniform application of the Combined Nomenclature. Explanatory notes, tariff and statistical nomenclature

[O.J. of the EU, C 106/02, 05.05.2006](#)

Opinion of the Committee of the Regions on the Proposal for a Decision of the European Parliament and of the Council establishing the programme ‘**Citizens for Europe**’ to **promote active European citizenship** for the period 2007-2013.

Promote active European citizenship

[O.J. of the EU, C 115/81, 16.05.2006](#)

6.5 Case Law

Case C-11/05, Friesland Coberco Dairy Foods. **Community Customs Code – Arrangements for processing under customs control – Refusal by the national customs authorities of an application for authorisation for processing under customs control – Binding nature of the conclusions of the Customs Code Committee...** **Customs Union**

[Curia, Case C-11/05, 11.05.2006](#)

Case C-372/04, Watts. **Social security – National health system funded by the State – Medical expenses incurred in another Member State – Articles 48 EC to 50 EC and 152(5) EC...** **Freedom to provide services**

[Curia, Case C-372/04, 16.05.2006](#)

7. Competition, Commerce, Commercial Enterprises, Banks

7.1 International Agreements

7.2 Acts of Joint Committees

7.3 Community Legislation

Commission Regulation (EC) No 708/2006 of 8 May 2006 amending Regulation (EC) No 1725/2003 adopting **certain international accounting standards** in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council as regards **International Accounting Standard (IAS) 21 and International Financial Reporting Interpretations Committee's (IFRIC) Interpretation 7**. (Text with EEA relevance). **International accounting standards**

[O.J. of the EU, L 122/19, 09.05.2006](#)

Commission Decision of 16 May 2006 **setting up an expert group on customer mobility in relation to bank accounts**. **Customer mobility, bank accounts**

[O.J. of the EU, L 132/37, 19.05.2006](#)

7.4 Preparatory Acts, Reports, Calls

Notice published pursuant to Article 27(4) of Council Regulation (EC) No 1/2003 in Case COMP/ C.2/38.681 — **Universal International Music BV/MCPS and others (The Cannes Extension Agreement)**.
(Text with EEA relevance).

Notice published,
Commission, Universal International Music, The Cannes Extension Agreement

[O.J. of the EU, C 122/02, 23.05.2006](#)

Opinion of the Committee of the Regions on the Proposal for a Decision of the European Parliament and of the Council establishing a **Competitiveness and Innovation Framework Programme (2007-2013)**.

Framework programme, Competitiveness and Innovation

[O.J. of the EU, C 115/17, 16.05.2006](#)

Own-initiative Opinion of the Committee of the Regions on **Competitiveness and decentralisation**.

Competitiveness and decentralisation

[O.J. of the EU, C 115/10, 16.05.2006](#)

Opinion of the Committee of the Regions on the State aid **Action Plan** — Less and better targeted **State aid**: a roadmap for State aid reform 2005–2009.

Action plan, state aid

[O.J. of the EU, C 115/06, 16.05.2006](#)

Opinion of the European Economic and Social Committee on the **Report on Competition Policy 2004**.

Report on Competition Policy

[O.J. of the EU, C 110/08, 09.05.2006](#)

Opinion of the Economic and Social Committee on **JEREMIE (Joint European Resources for Micro-to-Medium Enterprises)**.

Programme JEREMIE, Joint European Resources for Micro-to-Medium Enterprises

[O.J. of the EU, C 110/39, 09.05.2006](#)

Report from the Commission to the European Parliament and to the Council concerning the implementation and results of the **Pericles programme** for the **protection** of the **euro against counterfeiting**.

Protection of the Euro against counterfeiting

[COM\(2006\)243 final, 23.05.2006](#)

European Investment Bank. Opening to the public of documents and/or files covered by the obligation of professional or business secrecy held in the EIB's historical archives — Search for correspondents.

[O.J. of the EU, C 114/05, 16.05.2006](#)

Opening to the public of documents and files covered by the obligation of professional or business secrecy

Report by the Court of Auditors on the audit of the operational efficiency of the management of the European Central Bank for the financial year 2004 together with the replies of the European Central Bank.

[O.J. of the EU, C 119/17, 19.05.2006](#)

Report, Court of Auditors, audit of the efficiency of the management of the European Central Bank

Opinion of the European Central Bank of 26 April 2006 on a **proposal for a directive on payment services in the internal market.**

[O.J. of the EU, C 109/10, 09.05.2006](#)

Payment services, internal market

7.5 Case Law

Case T-354/99, Kuwait Petroleum (Nederland) / Commission of the European Communities. **State aid** – Commission **notice** on the de **minimis rule** for State aid – Increase in excise duties on fuel – Aid to service stations – **Oil companies** – **Risk of cumulation of aid** – Price management clause – Principle of sound administration.

[Curia, Case T-354/99, 31.05.2006](#)

State aid, air transport

Case T-198/03, Bank Austria Creditanstalt / Commission of the European Communities. **Competition** – Administrative procedure – **Fixing of deposit and borrowing rates by Austrian banks ('Lombard Club')** – Rejection of a request to omit certain passages.

[Curia, Case T-198/03, 30.05.2006](#)

Competition, administrative procedure

Case C-397/03 P, Archer Daniels Midland and Archer Daniels Midland Ingredients / Commission of the European Communities. Appeals – **Competition** – **Cartels** – Synthetic lysine market – Fines – Guidelines on the method of setting fines – Non-retroactivity – Non bis in idem principle – Equal treatment – Turnover which may be taken into account.

[Curia, Case C-397/03 P, 18.05.2006](#)

Competition, cartels

Case T-395/04, Air One / Commission of the European Communities. **State aid – Air transport** – Complaint – Failure by the Commission to define its position – Action for failure to act – Time-limit – Admissibility.

State aid, air transport

[Curia, Case T-395/04, 10.05.2006](#)

Case T-328/03, Germany / Commission of the European Communities. **Competition – Agreements, decisions and concerted practices** – Notified agreement – **Third generation of mobile telecommunications** – Negative clearance – Individual exemption – Analysis of the situation in the absence of an agreement – Impact of the agreement on competition.

Competition, concerted practices, third generation of mobile telecommunications

[Curia, Case T-328/03, 02.05.2006](#)

Case C-340/04, Carbotermo and Consorzio Alisei. Directive 93/36/EEC – **Public supply contracts – Award of contract without a call for tenders** – Award of the contract to an undertaking in which the contracting authority has a shareholding.

Law relating to undertakings, Public supply contracts

[Curia, Case C-340/04, 11.05.2006](#)

Case C-436/03, European Parliament / Commission of the European Communities. **Action for annulment** – Regulation (EC) No 1435/2003 – **European Cooperative Society (SCE) – Choice of legal basis.**

Law governing the institutions

[Curia, Case C-436/03, 02.05.2006](#)

7.6 Competition Proceedings (only under chapter 7)

Non-opposition to a notified concentration
(Case COMP/M.4059 – **Swiss RE/GE Insurance Solutions**).
(Text with EEA relevance).

Non-opposition to a notified concentration, Swiss Reinsurance Company

[O.J. of the EU, C 127/21, 31.05.2006](#)

Non-opposition to a notified concentration
(Case COMP/M.4152 – **Jacobs Holding/Adecco**).
(Text with EEA relevance).

Non-opposition, notified concentration (JAG, Swiss Adecco)

[O.J. of the EU, C 107/05, 06.05.2006](#)

8. Public Procurement

8.1 International Agreements

8.2 Acts of Joint Committees

8.3 Community Legislation

8.4 Preparatory Acts, Reports, Calls

Proposal for a Directive of the European Parliament and of the Council amending Council Directives 89/665/EEC and 92/13/EEC CEE with regard to **improving the effectiveness of review procedures concerning the award of public contracts.**

Review procedures concerning the award of public contracts

[COM\(2006\)195 final, 04.05.2006](#)

8.5 Case Law

9. Economic and Financial Affairs, Taxation

9.1 International Agreements

9.2 Acts of Joint Committees

9.3 Community Legislation

9.4 Preparatory Acts, Reports, Calls

Modified proposal for a Council Regulation **amending Regulation (EC, Euratom) No 1605/2002 on the Financial Regulation applicable to the general budget of the European Communities.**

Financial Regulation, general budget of the EC

[COM\(2006\)213 final, 18.05.2006](#)

Resolution on the **way forward** for the **financial perspectives 2007-2013.**

Financial perspectives

[O.J. of the EU, C 115/73, 16.05.2006](#)

Opinion of the Committee of the Regions on the Communication from the Commission on **Restructuring and employment Anticipating and accompanying restructuring** in order to **develop employment: the role of the European Union.**

Development of European economy, restructuring in order to develop employment

[O.J. of the EU, C 115/27, 16.05.2006](#)

Own-initiative Opinion of the Committee of the Regions on **Competitiveness and decentralisation**.

Competitiveness and decentralisation

[O.J. of the EU, C 115/10, 16.05.2006](#)

Opinion of the European Economic and Social Committee on the Draft Commission Regulation (EC, Euratom) amending Regulation (EC, Euratom) No 2342/2002 laying down detailed rules for the implementation of Council Regulation (EC, Euratom) No 1605/2002 on the **Financial Regulation applicable** to the **general budget** of the **European Communities**.

Opinion, Financial Regulation applicable to the general budget of the EC

[O.J. of the EU, C 110/46, 09.05.2006](#)

Opinion of the European Economic and Social Committee on the **Green Paper** on the **Enhancement** of the **EU Framework for Investment Funds**.

Green Paper on the Enhancement of the EU framework for Investment Funds

[O.J. of the EU, C 110/19, 09.05.2006](#)

Opinion of the European Economic and Social Committee on the **Proposal** for a **Decision** of the **European Parliament** and of the Council on the **financing** of **European standardisation**.

Financing of European standardisation

[O.J. of the EU, C 110/14, 09.05.2006](#)

Report from the Commission to the European Parliament and the Council on the application of Council Regulation (EC, Euratom) No 1287/2003 on the **harmonisation** of **gross national income at market prices (GNI Regulation)**.

Harmonisation, gross national income at market prices

[COM\(2006\)199 final, 08.05.2006](#)

Communication from the Commission to the Council and the European Parliament. **Enlargement**, Two Years After - **An Economic Success**.

Enlargement, Economic Success

[COM\(2006\)200 final, 03.05.2006](#)

9.5 Case Law

Case C-509/04, Magpar. **Indirect taxes** on the **raising of capital** – Directive 69/335/EEC – Capital duty – Exemption – Requirements – Retention for a period of five years of shares acquired.

Taxation, indirect taxes on raising of capital

[Curia, Case C-509/04, 18.05.2006](#)

Case C-384/04, Federation of Technological Industries and Others. **Sixth VAT Directive** – National measures to combat fraud – Joint and several liability for the payment of VAT – Provision of security for VAT payable by another trader.

Taxation, VAT

[Curia, Case C-384/04, 11.05.2006](#)

Case C-169/04, Abbey National. **Sixth VAT Directive** – **Management of special investment funds** – Exemption – Meaning of ‘management’ – Functions of a depositary – Delegation of administrative management function.

Taxation, VAT

[Curia, Case C-169/04, 04.05.2006](#)

10. Industrial and Intellectual Property

10.1 International Agreements

10.2 Acts of Joint Committees

10.3 Community Legislation

10.4 Preparatory Acts, Reports, Calls

Proposal for a Directive of the European Parliament and of the Council on **rental right** and **lending right** and on certain rights related to **copyright** in the field of **intellectual property**.

Rental right and lending right

[COM\(2006\)226 final, 22.05.2006](#)

Proposal for a Directive of the European Parliament and of the Council on the **term of protection of copyright** and **certain related rights**.

Term of protection of copyright and certain related right

[COM\(2006\)219 final, 19.05.2006](#)

Selection procedure for **drawing up a reserve list for posts of Member of the Boards of Appeal of the Office for Harmonization in the Internal Market** (Trade Marks and Designs).

Drawing up, reserve list for posts of Member of the Board of Appeals of the Office for Harmonisation, Internal Market

[O.J. of the EU, C 114 A/01, 16.05.2006](#)

10.5 Case Law

Case T-15/05, De Waele / Office for Harmonisation in the Internal Market (OHIM). **Community trade mark** – Three-dimensional mark – Shape of a sausage – Absolute grounds for refusal – Distinctive character.

Intellectual property, Community trade mark

[Curia, Case T-15/05, 31.05.2006](#)

Case C-416/04 P, Sunrider / Office for Harmonisation in the Internal Market (OHIM). Appeal – **Community trade mark** – Likelihood of confusion – Application for Community word mark VITAFRUIT – Opposition by the proprietor of the national word mark VITAFRUT – Genuine use of the earlier trade mark – Proof of consent of the proprietor for the use of the earlier trade mark – Similarity of goods.

Intellectual property, community trade mark

[Curia, Case C-416/04 P, 11.05.2006](#)

Case C-431/04, Massachusetts Institute of Technology. **Patent law – Medicinal products** – Regulation (EEC) No 1768/92 – Supplementary protection certificate for medicinal products – Concept of ‘combination of active ingredients’.

Patent law, Medicinal products

[Curia, Case C-431/04, 04.05.2006](#)

Case T-439/04, Eurohypo / Office for Harmonisation in the Internal Market (OHIM). **Community trade mark** – Word mark EUROHYPO – Absolute grounds for refusal – Examination of the facts by the Board of Appeal of its own motion – Admissibility of facts submitted for the first time before the Court of First Instance.

Intellectual property, Community trade mark

[Curia, Case T-439/04, 03.05.2006](#)

11. Human rights, Data Protection, Consumer Affairs

11.1 International Agreements

11.2 Acts of Joint Committees

11.3 Community Legislation

Council Regulation (EC) No 701/2006 of 25 April 2006 laying down detailed rules for the implementation of Regulation (EC) No 2494/95 as regards the temporal coverage of **price collection** in the **harmonised index of consumer prices**.

(Text with EEA relevance).

[O.J. of the EU, L 122/03, 09.05.2006](#)

Temporal coverage of price collection in the harmonised index of consumer prices

11.4 Preparatory Acts, Reports, Calls

Common Position (EC) No 6/2006 adopted by the Council on 10 March 2006 with a view to adopting Directive 2006/.../EC of the European Parliament and of the Council of ...on the implementation of the principle of **equal opportunities** and **equal treatment of men and women** in matters of **employment** and **occupation** (recast).

[O.J. of the EU, C 126 E/33, 30.05.2006](#)

Principle of equal opportunities and equal of treatment of men and women

Opinion of the European Economic and Social Committee on **Domestic violence** against **women**.

[O.J. of the EU, C 110/89, 09.05.2006](#)

Domestic violence against Women

Amended proposal for a Regulation of the European Parliament and of the Council establishing a **European Institute for Gender Equality**.

[COM\(2006\)209 final, 08.05.2006](#)

Establishing a European institute for Gender equity

Green Paper. **European Transparency Initiative**.

[COM\(2006\)194 final, 03.05.2006](#)

Transparency, the right to access to documents and to existing information

Report from the Commission to the Council and the European Parliament based on Article 10 of the Council Framework Decision of 19 July 2002 on **combating trafficking in human beings**.

[COM\(2006\)187 final, 02.05.2006](#)

Combating trafficking in human beings

Proposal for a directive of the European Parliament and of the Council concerning **misleading and comparative advertising**.

Misleading and comparative advertising

[COM\(2006\)222 final, 19.05.2006](#)

Report from the Commission to the European Parliament and the Council on the **implementation of Community actions** in support of **consumer policy 2004-2005** as established by Decision 20/2004//EC.

Consumer policy, Community actions

[COM\(2006\)193 final, 04.05.2006](#)

11.5 Case Law

12. Telecommunications, Education, Research and Technology

12.1 International Agreements

12.2 Acts of Joint Committees

12.3 Community Legislation

12.4 Preparatory Acts, Reports, Calls

MEDIA PLUS — Development, distribution and promotion (2001-2006). Call for proposals — EACEA/04/06. **Measures to support the participation of European works and professionals in film festivals organised in countries, which are not members of the MEDIA programme.**

Support the participation of European works and professionals in film festivals organised in countries which are not members of the MEDIA programme, including Switzerland

[O.J. of the EU, C 126/15, 30.05.2006](#)

MEDIA PLUS (2001-2006). **Implementation of the programme to encourage the development, distribution and promotion of European audiovisual works.** Call for proposals — EACEA 03/06

Programme to encourage the development (etc.) of European audiovisual works

[O.J. of the EU, C 126/13, 30.05.2006](#)

Communication from the Commission to the Council, the European Parliament, the European Economic and Social Committee and the Committee of the regions. **i2010 – First Annual Report on the European Information Society.**

Annual Report, European Information Society

[COM\(2006\)215 final, 19.05.2006](#)

Proposal for a Council Directive amending directive 2002/38/EC as regards the period of application of the **value added tax arrangements** applicable to **radio** and **television broadcasting services** and certain **electronically supplied services**.

Value added tax, radio and television broadcasting, electronically supplied services

[COM\(2006\)210 final, 15.05.2006](#)

Opinion of the European Economic and Social Committee on the Communication from the Commission to the Council, the European Parliament, the European Economic and Social Committee and the Committee of the Regions on **i2010 — A European Information Society for growth and employment**.

Information Society, growth and employment

[O.J. of the EU, C 110/83, 09.05.2006](#)

Opinion of the European Economic and Social Committee on the Communication from the Commission to the Council, the European Parliament and the European Economic and Social Committee and the Committee of the Regions — **eAccessibility**.

eAccessibility, advances in information communication technology (ICT) must incorporate all persons in society, disabled persons as well

[O.J. of the EU, C 110/26, 09.05.2006](#)

Opinion of the Committee of the Regions on the Green Paper '**Confronting demographic change: a new solidarity between the generations**'.

Demographic change, the right to lifelong learning

[O.J. of the EU, C 115/61, 16.05.2006](#)

Communication from the Commission to the Council and the European Parliament delivering on the **modernisation agenda for universities: education, research and innovation**.

Modernisation agenda for universities

[COM\(2006\)208 final, 10.05.2006](#)

Commission Communication in the framework of the implementation of Directive 97/23/EC of the European Parliament and of the Council of 29 May 1997 on the **approximation** of the **laws** of the Member States concerning pressure equipment.
(Text with EEA relevance).

Approximation of laws, pressure equipment

[O.J. of the EU, C 123/10, 24.05.2006](#)

Information procedure — Technical rules.

(Text with EEA relevance).

Technical rules,
information procedure,

[O.J. of the EU, C 127/05, 31.05.2006](#)

Information procedure — Technical rules.

(Text with EEA relevance).

Technical rules,
information procedure,

[O.J. of the EU, C 117/02, 18.05.2006](#)

Information procedure — Technical rules.

(Text with EEA relevance).

Technical rules,
information procedure,

[O.J. of the EU, C 109/03, 09.05.2006](#)

12.5 Case Law

Case C-217/04, United-Kingdom / European Parliament.
Regulation (EC) No 460/2004 – **European Network and Information Security Agency** – Choice of legal basis.

Network and
Information Security,
Law governing the
institutions

[Curia, Case C-217/04, 02.05.2006](#)

13. Transport, Environment, Energy and Health

13.1 International Agreements

13.2 Acts of Joint Committees

13.3 Community Legislation

Commission Decision of 3 May 2006 concerning draft national provisions notified by the Kingdom of the Netherlands under Article 95(5) of the EC Treaty **laying down limits on the emissions of particulate matter by diesel powered vehicles.**

Limits on the emissions
of particulate matter by
diesel powered vehicles

[O.J. of the EU, L 142/16, 30.05.2006](#)

Commission Decision of 20 March 2006 on the detailed technical requirements for carrying out the tests specified in Directive 2005/66/EC of the European Parliament and of the Council relating to the **use of frontal protection systems on motor vehicles.**

Use of frontal protection
systems on motor
vehicles

(Text with EEA relevance).

[O.J. of the EU, L 140/33, 29.05.2006](#)

Council Decision of 15 May 2006 on the position of the European Community in relation to the **draft Regulation of the United Nations Economic Commission for Europe concerning the approval of adaptive front-lighting systems (AFS) for motor vehicles.**
(Text with EEA relevance).

Approval of adaptive front-lighting systems, motor vehicles

[O.J. of the EU, L 135/12, 23.05.2006](#)

Council Decision of 15 May 2006 on the position of the European Community in relation to the **draft Regulation of the United Nations Economic Commission for Europe on wheels for passenger cars and their trailers.**
(Text with EEA relevance).

Wheels for passenger cars

[O.J. of the EU, L 135/11, 23.05.2006](#)

Commission Regulation (EC) No 736/2006 of 16 May 2006 on **working methods of the European Aviation Safety Agency for conducting standardisation inspections.**
(Text with EEA relevance).

Working methods of the European Aviation Security

[O.J. of the EU, L 129/10, 17.05.2006](#)

Commission Regulation (EC) No 730/2006 of 11 May 2006 on **airspace classification and access of flights operated under visual flight rules** above flight level 195.
(Text with EEA relevance).

Airspace classification, access of flights operated under visual flight rules, single European sky

[O.J. of the EU, L 128/03, 16.05.2006](#)

Commission Regulation (EC) No 707/2006 of 8 May 2006 amending Regulation (EC) No 2042/2003 as regards **approvals of a limited duration** and Annexes I and III.
(Text with EEA relevance).

Approvals of a civil aviation, civil security

[O.J. of the EU, L 122/17, 09.05.2006](#)

Commission Regulation (EC) No 706/2006 of 8 May 2006 amending Regulation (EC) No 1702/2003 as regards the period during which **Member States may issue approvals of a limited duration.**
(Text with EEA relevance).

Approvals of a limited duration, in the field of civil aviation

[O.J. of the EU, L 122/16, 09.05.2006](#)

Commission Decision of 28 April 2006 determining the **quantities of methyl bromide** permitted to be used for **critical uses** in the Community from 1 January to 31 December 2006 under Regulation (EC) No 2037/2000 on **substances** that deplete the **ozone layer**.

Quantity of methyl bromide, substances that deplete the ozone layer

[O.J. of the EU, L 130/29, 18.05.2006](#)

Commission Decision of 20 February 2006 laying down a **questionnaire** to be **used for reporting** on the **implementation** of **Directive 2000/76/EC** on the **incineration of waste**.
(Text with EEA relevance).

Incineration of waste

[O.J. of the EU, L 121/38, 06.05.2006](#)

Commission Decision of 11 May 2006 on the **allocation of import quotas** for **controlled substances** for the **period 1 January to 31 December 2006** under Regulation (EC) No 2037/2000 of the European Parliament and of the Council.

Allocation of import quotas for controlled substances

[O.J. of the EU, L 142/26, 30.05.2006](#)

Commission Directive 2006/50/EC of 29 May 2006 amending Annexes IVA and IVB to Directive 98/8/EC of the European Parliament and of the Council concerning the **placing of biocidal products** on the **market**.
(Text with EEA relevance).

Placing of biocidal products on the market

[O.J. of the EU, L 142/06, 30.05.2006](#)

Commission Regulation (EC) No 777/2006 of 23 May 2006 amending Annex I to Regulation (EC) No 304/2003 of the European Parliament and of the Council concerning the **export and import of dangerous chemicals**.
(Text with EEA relevance).

Export/import of dangerous chemicals

[O.J. of the EU, L 136/09, 24.05.2006](#)

Commission Directive 2006/45/EC of 16 May 2006 amending Council Directive 91/414/EEC as regards the specification of the **active substance propoxycarbazone**.
(Text with EEA relevance).

Active substance propoxycarbazone

[O.J. of the EU, L 130/27, 18.05.2006](#)

Council Regulation (EC) No 679/2006 of 25 April 2006 amending Regulations (EEC) No 2771/75 and (EEC) No 2777/75 as regards the **application of exceptional market support measures**.

Exceptional market support measures, poultry meat, combat the spread of animal diseases

[O.J. of the EU, L 119/01, 04.05.2006](#)

Commission Decision of 28 April 2006 amending Decisions 2005/710/EC, 2005/733/EC and 2005/758/EC as regards an extension of their period of application for **certain protection measures in relation to highly pathogenic avian influenza in Romania, Turkey and Croatia**.

Measures in relation to avian influenza, Romania, Turkey and Croatia

(Text with EEA relevance).

[O.J. of the EU, L 118/18, 03.05.2006](#)

13.4 Preparatory Acts, Reports, Calls

Air traffic services on a route with limited traffic rights.

Air traffic services, limited traffic rights

[O.J. of the EU, C 127/12, 31.05.2006](#)

Outlook Opinion of the Committee of the Regions on the **Safety of all modes of transport**, including the **issue of financing**.

Safety of all modes of transport

[O.J. of the EU, C 115/75, 16.05.2006](#)

Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions updating and rectifying the Communication on the interpretation of Council Regulation (EEC) No 3577/92 applying the **principle of freedom to provide services to maritime transport within Member States (maritime cabotage)**.

Maritime transport, principle of freedom to provide services

[COM\(2006\)196 final, 11.05.2006](#)

Proposal for a Council Decision concerning the conclusion, by the Commission, of the Agreement on the **Establishment of the ITER International Fusion Energy Organization for the Joint Implementation of the ITER Project**, of the Arrangement on Provisional Application of the **Agreement on the Establishment of the ITER International Fusion Energy Organization for the Joint Implementation on the ITER Project** and of the **Agreement on the Privileges and Immunities of the ITER International Fusion Energy Organization for the Joint Implementation of the ITER Project**.

Agreement ITER, International Fusion Energy Organization

[COM\(2006\)240 final, 19.05.2006](#)

Opinion of the European Economic and Social Committee on **Wood as an energy source in the enlarging Europe**.

Wood as an energy source in the enlarging Europe

[O.J. of the EU, C 110/60, 09.05.2006](#)

Opinion of the European Economic and Social Committee on **Regrowing raw materials — development outlook for producing materials and energy**.

Regrowing raw materials, producing materials and energy

[O.J. of the EU, C 110/49, 09.05.2006](#)

Proposal for a Council regulation amending Annex V to Regulation (EC) No 850/2004 of the European Parliament and of the Council on **persistent organic pollutants** and amending Directive 79/117/EEC

Persistent organic pollutants

[COM\(2006\)252 final, 31.05.2006](#)

Proposal for a Council regulation amending Annex IV to Regulation (EC) No 850/2004 of the European Parliament and of the Council on **persistent organic pollutants** and amending Directive 79/117/EEC

Persistent organic pollutants

[COM\(2006\)242 final, 31.05.2006](#)

Common position (EC) No 5/2006 adopted by the Council on 23 January 2006 with a view to adopting Directive 2006/.../EC of the European Parliament and of the Council of ... establishing an **Infrastructure for Spatial Information** in the **European Community (INSPIRE)**.

Infrastructure for Spatial Information (INSPIRE)

[O.J. of the EU, C 126 E/16, 30.05.2006](#)

Common position (EC) No 4/2006 adopted by the Council on 23 January 2006 with a view to adopting Directive 2006/.../EC of the European Parliament and of the Council of ... on the **protection of groundwater against pollution**.

Protection of groundwater against pollution

[O.J. of the EU, C 126 E/01, 30.05.2006](#)

Communication from the Commission. Halting the loss of biodiversity by 2010 — and beyond. **Sustaining ecosystem services for human well-being**.

Sustaining ecosystem services

[COM\(2006\)216 final, 22.05.2006](#)

Outlook Report of the Committee of the Regions on the **implementation** of the Directive on the **Landfill of Waste** (1999/31/EC) at **Regional and Local Level**.

Landfill of Waste

[O.J. of the EU, C 115/95, 16.05.2006](#)

Opinion of the Committee of the Regions on The contribution of local and regional authorities to **combating climate change**.

Combating climate change

[O.J. of the EU, C 115/88, 16.05.2006](#)

Opinion of the Committee of the Regions on the Communication from the Commission to the Council and to the European Parliament Reporting on the implementation of the **EU Forestry Strategy**.

European Union Forestry Strategy

[O.J. of the EU, C 115/84, 16.05.2006](#)

Proposal for a Directive of the European Parliament and of the Council on the quality required of shellfish waters.

Quality required of shellfish waters

[COM\(2006\)205 final, 12.05.2006](#)

Summary of Community decisions on marketing authorizations in respect of **medicinal products** from 1 April 2006 to 30 April 2006.

Marketing authorizations of medicinal products

[O.J. of the EU, C 124/04, 25.05.2006](#)

Report from the Commission to the Council and the European Parliament on the implementation of Regulation (EC) No 1830/2003 concerning the **traceability** and **labelling of genetically modified organisms** and the **traceability of food and feed products** produced from **genetically modified organisms** and amending Directive 2001/18/EC.

Traceability, labelling, genetically modified organisms

[COM\(2006\)197 final, 10.05.2006](#)

13.5 Case Law

Cases C-317/04 and C-318/04, European Parliament / Council of the European Union. **Protection of individuals with regard to the processing of personal data – Air transport** – Decision 2004/496/EC – Agreement between the European Community and the United States of America – Passenger Name Records of air passengers transferred to the United States Bureau of Customs and Border Protection – Directive 95/46/EC – Article 25 – Third countries – Decision 2004/535/EC – Adequate level of protection.

Air transport, protection of individuals with regard to the processing of personal data

[Curia, Cases C-317/04 and C-318/04, 30.05.2006](#)

Case C-98/04, Commission of the European Communities / United Kingdom. Failure to fulfil obligations – Directive 85/337/EEC – **Assessment of the effects of certain projects on the environment – Project carried out without prior application for development consent or assessment** – Action inadmissible.

Environment

[Curia, Case C-98/04, 04.05.2006](#)

Case C-508/03, Commission of the European Communities / United Kingdom. Failure of a Member State to fulfil obligations – Admissibility – Subject-matter of the case – **Jurisdiction of national courts** – Action devoid of purpose – **Legal certainty and legitimate expectations of developers** – Directive 85/337/EEC – **Assessment of the effects of certain projects on the environment** – White City development project – Crystal Palace development project ...

Environment

[Curia, Case C-508/03, 04.05.2006](#)

Case C-290/03, Barker. Directive 85/337/EEC – **Assessment Environment**
of the **effects of certain projects** on the **environment** –
Crystal Palace development project – Projects falling
within Annex II to Directive 85/337 – Grant of consent
comprising more than one stage.

[Curia, Case C-290/03, 04.05.2006](#)