



Institut suisse de droit comparé
Schweizerisches Institut für Rechtsvergleichung
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Swiss Institute of Comparative Law

EUROPEAN DOCUMENTATION CENTRE

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. Written in English, the newsletter offers links to documents in both French and English where available.

The Institute offers a series of lectures on current legal issues entitled “*Conférences de jeudi à l’ISDC*” which take place once a month on a Thursday at the SICL. On **June 16 at 5:00 pm**, Dr. Josef Skala, Legal Adviser of the SICL, will present a conference on the theme of

“Successions d’états et ordres juridiques en Europe de l’Est”

Admission is free for members of the AiSDC, students, university teachers and the media; admission for all others is 20 CHF per person. Tickets are available at the door. For more information visit www.isdc.ch; or contact: elodie.arnaud@isdc-dfjp.unil.ch.

On **3 July 2008**, the SICL organises the Conference “**Business Law in Transition in a Comparative Context – The Russian Federation, Ukraine, the Baltic States, Romania and Bulgaria**”. The program will be available on www.isdc.ch. For more information, please contact eva.lein@isdc-dfjp.unil.ch or josef.skala@isdc-dfjp.unil.ch.

We hope you will find this issue both useful and a pleasure to read.

Highlights

Consolidated versions of the Treaty on European Union and the Treaty on the functioning of the European Union of 30 April 2008 - FR

Commission Decision of 17 March 2008 amending Decision 2007/76/EC implementing Regulation (EC) No 2006/2004 of the European Parliament and of the Council on cooperation between national authorities responsible for the enforcement of consumer protection laws as regards mutual assistance (notified under document number C(2008) 987) (Text with EEA relevance) - FR

Commission Decision of 7 April 2008 on harmonised conditions of spectrum use for the operation of mobile communication services on aircraft (MCA services) in the Community (notified under document number C(2008) 1256) (Text with EEA relevance) - FR

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Preparatory Acts, Reports, Calls, Memos, Common Positions

1. EU-Swiss Relations

Preparatory Acts, Reports, Calls, Memos, Common Positions

Corrigendum to Council Decision 2008/262/EC of 28 February 2008 on the signature, on behalf of the European Union, and on the provisional application of certain provisions of the **Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein** to the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the **Schengen acquis** (OJ L 83, 26.3.2008)

[OJ of the EU, L 110/16 of 22 April 2008 - FR](#)

2. External Relations / Foreign Policy

Community Legislation

Commission Regulation (EC) No 345/2008 of 17 April 2008 laying down detailed rules for implementing the arrangements for **imports from third countries** provided for in Council Regulation (EEC) No 2092/91 on **organic production of agricultural products** and indications referring thereto on agricultural products and foodstuffs (Recast) (Text with EEA relevance)

[OJ of the EU, L 108/08 of 18 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Council Joint Action 2008/304/CFSP of 14 April 2008 amending and **extending Joint Action 2005/190/CFSP** on the European Union Integrated Rule of Law Mission for Iraq, **EUJUST LEX**

[OJ of the EU, L 105/10 of 15 April 2008 - FR](#)

Council Joint Action 2008/307/CFSP of 14 April 2008 in support of **World Health Organisation** activities in the area of **laboratory bio-safety and bio-security** in the framework of the European Union Strategy **against the proliferation of Weapons of Mass Destruction**

[OJ of the EU, L 106/17 of 16 April 2008 - FR](#)

EU-Serbia Stabilisation and Association Agreement signed 29 April 2008

[Council Press Release \(8619/08\) of 29 April 2008 - \[French version is not available\]](#)

3. Agriculture and Fisheries / Maritime Affairs

Community Legislation

Commission Regulation (EC) No 289/2008 of 31 March 2008 amending Regulation (EC) No 1266/2007 on implementing rules for Council Directive 2000/75/EC as regards the **control, monitoring, surveillance and restrictions on movements of certain animals** of susceptible species in relation to **bluetongue** (Text with EEA relevance)

[OJ of the EU, L 89/3 of 1 April 2008 - FR](#)

Commission Directive 2008/41/EC of 31 March 2008 amending Council Directive 91/414/EEC to include **chloridazon as active** (Text with EEA relevance)

[OJ of the EU, L 89/12 of 1 April 2008 - FR](#)

Commission Regulation (EC) No 311/2008 of 3 April 2008 amending Regulation (EC) No 318/2007 laying down **animal health conditions for imports of certain birds into the Community** and the quarantine conditions thereof (Text with EEA relevance)

[OJ of the EU, L 93/3 of 3 April 2008 - FR](#)

Commission Decision of 3 April 2008 on **emergency measures** regarding the **unauthorised genetically modified organism 'Bt 63' in rice products** (notified under document number C(2008) 1208) (Text with EEA relevance)
[OJ of the EU, L 96/29 of 9 April 2008 - FR](#)

Council Regulation (EC) No 301/2008 of 17 March 2008 adapting Annex I to Regulation (EC) No 882/2004 on **official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules** (Text with EEA relevance)
[OJ of the EU, L 97/85 of 9 April 2008 - FR](#)

Commission Decision of 4 April 2008 concerning the **non-inclusion of azocyclotin, cyhexatin and thidiazuron** in Annex I to Council Directive 91/414/EEC and the **withdrawal of authorisations for plant protection products containing those active substances** (notified under document number C(2008) 1187) (Text with EEA relevance)
[OJ of the EU, L 101/9 of 11 April - FR](#)

Commission Regulation (EC) No 345/2008 of 17 April 2008 laying down detailed rules for implementing the arrangements for **imports from third countries** provided for in Council Regulation (EEC) No 2092/91 on **organic production of agricultural products** and indications referring thereto on agricultural products and foodstuffs (Recast) (Text with EEA relevance)
[OJ of the EU, L 108/08 of 18 April 2008 - FR](#)

Commission Decision of 10 April 2008 concerning the **non-inclusion of rotenone, extract from equisetum and chinin-hydrochlorid** in Annex I to Council Directive 91/414/EEC and the **withdrawal of authorisations for plant protection products containing these substances** (notified under document number C(2008) 1293) (Text with EEA relevance)
[OJ of the EU, L 108/30 of 18 April 2008 - FR](#)

Commission Regulation (EC) No 357/2008 of 22 April 2008 amending Annex V to Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down **rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies** (Text with EEA relevance)
[OJ of the EU, L 111/03 of 23 April 2008 - FR](#)

Commission Decision of 25 April 2008 laying down **Community criteria for national programmes** for the eradication, control and monitoring of **certain animal diseases and zoonoses** (notified under document number C(2008) 1588) (Text with EEA relevance)
[OJ of the EU, L 115/44 of 29 April 2008 - FR](#)

Commission Decision of 25 April 2008 amending Annex XI to Council Directive 2003/85/EC as regards the list of **laboratories authorised to handle live foot-and-mouth disease virus** (notified under document number C(2008) 1577) (Text with EEA relevance)
[OJ of the EU, L 115/39 of 29 April 2008 - FR](#)

Commission Decision of 24 April 2008 amending Annex I to Decision 2004/438/EC as regards raw **milk and raw milk based products** from Australia, milk and milk-based products from Serbia and updating the entry in that Annex for **Switzerland** (notified under document number C(2008) 1587) (Text with EEA relevance)
[OJ of the EU, L 115/35 of 29 April 2008 - FR](#)

Commission Decision of 24 April 2008 amending Decision 2006/968/EC implementing Council Regulation (EC) No 21/2004 as regards guidelines and **procedures for the electronic identification of ovine and caprine animals** (notified under document number C(2008) 1571) (Text with EEA relevance)

[OJ of the EU, L 115/33 of 29 April 2008 - FR](#)

Commission Regulation (EC) No 384/2008 of 29 April 2008 amending Regulation (EC) No 1266/2007 as regards the conditions for **exempting pregnant animals from the exit ban** provided for in Council Directive 2000/75/EC (Text with EEA relevance)

[OJ of the EU, L 116/03 of 30 April 2008 - FR](#)

Case Law

Case C-132/05: Judgment of the Court (Grand Chamber) of 26 February 2008 — Commission of the European Communities v Germany (Failure of a Member State to fulfil its obligations — Regulation (EEC) No 2081/92 — **Protection of geographical indications and designations of origin for agricultural products and foodstuffs** — ‘Parmigiano Reggiano’ cheese — **Use of the name ‘Parmesan’** — **Obligation on a Member State to proceed on its own initiative** against the abuse of a protected designation of origin)

[OJ of the EU, C 92/3 of 12 April 2008 - FR](#)

4. Audiovisual and Media and Information Society

Community Legislation

Commission Decision of 17 March 2008 amending Decision 2007/176/EC as regards the **List of standards and/or specifications for electronic communications networks, services and associated facilities and services** (notified under document number C(2008) 1001) amending Regulation (Text with EEA relevance)

[OJ of the EU, L 93/24 of 4 April 2008 - FR](#)

5. Competition

Community Legislation

Press release from the Commission of the European Communities of 27 March 2008: Mergers: the Commission **clears acquisition of sole control** of Compagnie Nationale du Rhône by Electrabel

[Press Release IP/08/658 of 29 April 2008 - FR](#)

Summary of Commission Decision of 3 October 2007 declaring a **concentration compatible** with the common market and the functioning of the EEA Agreement (Case COMP/M.3333 — **Sony/BMG**) (Text with EEA relevance) (2008/C 94/09)

[OJ of the EU, C 94/19 of 16 April 2008 - FR](#)

Case Law

Cases C-486/06 to C 478/06: Opinion of Advocate General Ruiz-Jarabo Colomer of 1 April 2008 — Sot. Lélos Kai Sia E.E, Farmakemporiki AE Emporias Kai Dianomis Farmakeftikon Proïonton, Konstantinos Xydias Kai Sia OE, Farmakemporiki AE Emporias Kai Dianomis Farmakeftikon Proïonton, Ionas Stroumsas EPE, Ionas Stroumsas EPE, Pharmakapothiki Pharma-Group Messinias AE, K. P. Marinopoulos-AE Emporias Kai Dianomis Pharmakeftikon Proïónton, K. P. Marinopoulos-AE Emporias Kai Dianomis Pharmakeftikon Proïónton, Kokkoris D. Tsánas K. E.P.E., Kokkoris D. Tsánas K. E.P.E. v Glaxosmithkline AEVE, Farmakeftikon Proïonton — **Abuse of dominant position — **Parallel sales of drugs****

[CURIA – Opinion of Advocate General in Cases C-486/06 to C-478/06 of 1 April 2008 - \[English version is not available\]](#)

Case T-271/03: Judgment of the Court of First Instance (Fifth Chamber, Extended Composition) of 10 April 2008 – Deutsche Telekom AG v Commission of the European Communities – Competition – Article 82 EC – Charges for access to the fixed-line telecommunications network in Germany – Margin squeeze – Charges approved by the national regulatory authority for telecommunications – Leeway of the dominant undertaking
[CURIA – Judgment in Case T-271/03 of the Court of First Instance of 10 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Invitation to submit comments pursuant to Article 88(2) of the EC Treaty: State aid – Denmark – State aid C 5/08 (ex NN 58/07) – **Illegal subsidy arrangements granted by Aarhus Airport Ltd to Ryanair** (Text with EEA relevance)
[OJ of the EU, C109/15 of 30 April 2008 - FR](#)

6. Customs

Case Law

Case C-230/06: Judgment of the Court (Third Chamber) of 3 April 2008 – Militzer & Münch GmbH v Ministero delle Finanze – Customs union – Community transit – Recovery of a customs debt – Competent Member State – Proof of the regularity of the operation or of the place of the offence – Time-limits – Liability of the principal
[CURIA – Judgment in Case C-230/06 of the Court of Justice of 3 April 2008 - FR](#)

7. Economic and Monetary Affairs, Taxation, Enterprise

Case Law

Case C-201/05: Order of the Court (Fourth Chamber) of 23 April 2008 – The Test Claimants in the CFC and Dividend Group Litigation v Commissioners of Inland Revenue – First subparagraph of Article 104(3) of the Rules of Procedure – Freedom of establishment – Free movement of capital – Direct taxation – Corporation tax – Share dividends paid to a resident company by a non-resident company – Rules on controlled foreign companies ('CFCs') – Situation as regards a non-member country – Classification of claims brought against the tax authority – Liability of a Member State for breach of Community law – Exemption of certain dividends from corporate taxation not in violation
[CURIA – Order in Case C-201/05 of the Court of Justice of 23 April 2008 - FR](#)

8. Education, Training, Youth, Culture, Research and Innovation

Preparatory Acts, Reports, Calls, Memos, Common Positions

Commission Recommendation of 7 February 2008 on a code of conduct for responsible nanosciences and nanotechnologies research (notified under document number C(2008) 424) (Text with EEA relevance)
[OJ of the EU, L 116/46 of 30 April 2008 - FR](#)

IP/08/558 of 10 April 2008: Commission launches initiative to facilitate mobility in vocational education and training
[IP/08/558 Information - FR](#)

European Parliament resolution of 10 April 2008 on a European agenda for culture in a globalising world (2007/2211(INI))
[European Parliament resolution of 10 April 2008 - FR](#)

9. Employment and Social Affairs

Community Legislation

Directive 2008/46/EC of the European Parliament and of the Council of 23 April 2008 amending Directive 2004/40/EC on minimum health and safety requirements regarding the **exposure of workers to the risks arising from physical agents (electromagnetic fields)** (18th individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC)

[OJ of the EU, L 114/88 of 26 April 2008 - FR](#)

Case Law

Case C-212/06: Judgment of the Court (Grand Chamber) of 1 April 2008 – Government of the French Community and Walloon Government v Flemish Government – Care insurance scheme established by a federated entity of a Member State – Exclusion of persons residing in part of the national territory other than that falling within the competence of that entity – Articles 18 EC, 39 EC and 43 EC – Regulation (EEC) No 1408/71

[CURIA – Judgment in Case C-212/06 of the Court of Justice of 1 April 2008 - \[English version is not available\]](#)

Case C-506/06: Judgment of the Court (Grand Chamber) of 26 February 2008 (reference for a preliminary ruling from the Oberster Gerichtshof (Austria)) – Sabine Mayr v Bäckerei und Konditorei Gerhard Flöckner OHG – Social policy – Directive 92/85/EEC – Measures to encourage improvements in the safety and health at work of pregnant workers and workers who have recently given birth or are breastfeeding – Meaning of ‘pregnant worker’ – Prohibition of dismissal of pregnant workers during the period from the beginning of their pregnancy to the end of the maternity leave – Woman dismissed where, at the date she was given notice of her dismissal, her ova had been fertilised in vitro, but not yet transferred to her uterus – Directive 76/207/EEC – Equal treatment for men and women – Woman undergoing in vitro fertilisation treatment – Prohibition of dismissal – Scope

[OJ of the EU, C 92/7 of 12 April 2008 - FR](#)

Case C-229/07: Order of the Court (Seventh Chamber) of 21 January 2008 (reference for a preliminary ruling from the Tribunal administratif de Paris (France)) – Diana Mayeur v Ministère de la Santé et des Solidarités – Article 104/3 of the Rules of Procedure – Article 23 of Directive 2004/38/EC of the European Parliament and of the Council – Freedom of establishment – Recognition of diplomas, qualifications and experience – Situation of a national of a non-Member State, the holder of a degree in medicine issued by that non-Member State and recognised by a Member State, wishing to obtain authorisation to practise her profession as a doctor in another Member State where she resides lawfully with her spouse, a national of the latter Member State

[OJ of the EU, C 92/10 of 12 April 2008 - FR](#)

Case C-197/06: Judgment of the Court (Second Chamber) of 17 April 2008 – Beroepsinstituut van Vastgoedmakelaars v Willem Van Leuken – Recognition of diplomas – Directive 89/48/EEC – Estate agent

[CURIA – Judgment in Case C-197/06 of the Court of Justice of 17 April 2008 - FR](#)

Case C-353/06 Opinion of Advocate General Sharpston of 24 April 2008 – Stefan Grunkin and Dorothee Regina Paul v Leonhard Matthias Grunkin-Paul and Standesamt Stadt Niebüll – Citizenship of the Union – Prohibition of discrimination on grounds of nationality – Freedom of movement and residence – Personal names – Conflict of laws – Surname determined and subsequently changed in accordance with the law of the Member State of birth and habitual residence – Non-recognition by the Member State of nationality

[CURIA – Opinion of Advocate General in Case C-353/06 of 24 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Corrigendum to Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the **recognition of professional qualifications** (Text with EEA relevance)

[OJ of the EU, L 93/28 of 4 April 2008 - FR](#)

Commission Recommendation of 31 March 2008 on enhanced **administrative cooperation** in the context of the **posting of workers in the framework of the provision of services** (Text with EEA relevance)

[OJ of the EU, C 85/1 of 5 April 2008 - FR](#)

10. Energy and Environment

Community Legislation

Commission Regulation (EC) No 303/2008 of 2 April 2008 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, **minimum requirements and the conditions for mutual recognition** for the certification of companies and personnel as regards **stationary refrigeration, air conditioning and heat pump equipment containing certain fluorinated greenhouse gases** (Text with EEA relevance)

[OJ of the EU, L 92/3 of 3 April 2008 - FR](#)

Commission Regulation (EC) No 304/2008 of 2 April 2008, establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, **minimum requirements and the conditions for mutual recognition** for the certification of companies and personnel as regards **stationary fire protection systems and fire extinguishers containing certain fluorinated greenhouse gases** (Text with EEA relevance)

[OJ of the EU, L 92/12 of 3 April 2008 - FR](#)

Commission Regulation (EC) No 305/2008 of 2 April 2008, establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, **minimum requirements and the conditions for mutual recognition** for the certification of personnel as regards **recovering certain fluorinated greenhouse gases from high-voltage switchgear** (Text with EEA relevance)

[OJ of the EU, L 92/17 of 3 April 2008 - FR](#)

Commission Regulation (EC) No 303/2008 of 2 April 2008 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, **minimum requirements and the conditions for mutual recognition** for the certification of personnel **recovering certain fluorinated greenhouse gas-based solvents from equipment** (Text with EEA relevance)

[OJ of the EU, L 92/21 of 3 April 2008 - FR](#)

Commission Regulation (EC) No 307/2008 of 2 April 2008, establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, **minimum requirements for training programmes and the conditions for mutual recognition** of training attestations for personnel as regards **air-conditioning systems in certain motor vehicles containing certain fluorinated greenhouse gases** (Text with EEA relevance)

[OJ of the EU, L 92/25 of 3 April 2008 - FR](#)

Commission Regulation (EC) No 307/2008 of 2 April 2008, establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, **minimum requirements for training programmes and the conditions for mutual recognition** of training attestations for personnel as regards **air-conditioning systems in certain motor vehicles containing certain fluorinated greenhouse gases** (Text with EEA relevance)

[OJ of the EU, L 92/28 of 3 April 2008 - FR](#)

Commission Regulation (EC) No 318/2008 of 31 March 2008 amending Council Regulation (EC) No 338/97 on the **protection of species of wild fauna and flora by regulating trade therein**
[OJ of the EU, L 95/3 of 8 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Commission issues Community guidelines on State aid for environmental protection
[OJ of the EU, C 82/01 of 1 April 2008 - FR](#)

IP/08/570 of 14 April 2008: Environment: Commission welcomes **final adoption of the air quality directive**

[IP/08/570 Information - FR](#)

11. Food Safety, Public Health and Consumers

Community Legislation

Commission Decision of 17 March 2008 amending Decision 2007/76/EC implementing Regulation (EC) No 2006/2004 of the European Parliament and of the Council on **cooperation between national authorities responsible for the enforcement of consumer protection laws as regards mutual assistance** (notified under document number C(2008) 987) (Text with EEA relevance)

[OJ of the EU, L 89/26 of 1 April 2008 - FR](#)

Commission Directive 2008/42/EC of 3 April 2008 amending Council Directive 76/768/EEC, **concerning cosmetic products**, for the purpose of adapting Annexes II and III thereto to technical progress (Text with EEA relevance)

[OJ of the EU, L 93/13 of 4 April 2008 - FR](#)

Commission Regulation (EC) No 315/2008 of 4 April 2008 amending Annex X to Regulation (EC) No 999/2001 of the European Parliament and of the Council **as regards the lists of rapid tests** (Text with EEA relevance)

[OJ of the EU, L 94/3 of 5 April 2008 - FR](#)

Commission Directive 2008/44/EC of 4 April 2008 amending Council Directive 91/414/EEC to include **benthiavalicarb, boscalid, carvone, fluoxastrobin, Paecilomyces lilacinus and prothioconazole as active substances** (Text with EEA relevance)

[OJ of the EU, L 94/13 of 5 April 2008 - FR](#)

Commission Directive 2008/45/EC of 4 April 2008 amending Council Directive 91/414/EEC as regards an **extension of the use of the active substance metconazole** (Text with EEA relevance)

[OJ of the EU, L 94/21 of 5 April 2008 - FR](#)

Commission Decision of 18 April 2008 prolonging the validity of Decision 2006/502/EC requiring Member States to take measures to ensure that **only lighters which are child-resistant** are placed on the market and to **prohibit the placing on the market of novelty lighters** (notified under document number C(2008) 1442) (Text with EEA relevance)

[OJ of the EU, L 109/40 of 19 April 2008 - FR](#)

Commission Decision of 21 April 2008 requiring Member States to ensure that **magnetic toys** placed or made available on the market display a **warning about the health and safety risks** they pose (notified under document number C(2008) 1484) (Text with EEA relevance)

[OJ of the EU, L 114/90 of 26 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

IP/08/618 of 22 April 2008: Video Games: Commission welcomes progress on **protection of minors** in 23 EU Member States, but **asks for improvement of industry codes**

[IP/08/618 Information - FR](#)

INI/2007/2210 of 22 April 2008: **Organ donation and transplantation**: policy actions **at EU level**

[INI/2007/2210 Non-legislative resolution - FR](#)

12. Internal Market and Single Market

Preparatory Acts, Reports, Calls, Memos, Common Positions

Corrigendum to Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the **recognition of professional qualifications** (Text with EEA relevance)

[OJ of the EU, L93/28 of 4 April 2008 - FR](#)

13. Intellectual Property

Case Law

Case C-456/06: Judgment of the Court (Fourth Chamber) of 17 April 2008 — Peek & Cloppenburg KG v. Cassina SpA – Copyright – Directive 2001/29/EC – Article 4(1) – Distribution to the public by sale or otherwise of the original of a work or a copy thereof – **Use of reproductions of copyright-protected furniture** as items of furniture exhibited in a sales area and in display windows – **No transfer of ownership or possession**

[CURIA – Judgment in Case C-456/06 of the Court of Justice of 17 April 2008 - FR](#)

Case T-131/06: Judgment of the Court of First Instance (First Chamber) of 30 April 2008 — Sonia Rykiel création et diffusion de modèles v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) — **Community trade mark** – Application for the Community figurative mark SONIA SONIA RYKIEL – Earlier national word mark SONIA – Relative ground for refusal – **Genuine use of the mark** – Article 43(2) and (3) of Regulation (EC) No 40/94

[CURIA – Judgment in Case T-131/06 of the Court of First Instance of 30 April 2008 - FR](#)

14. Justice, Freedom and Security (incl. Judicial Cooperation)

Community Legislation

Commission Directive 2008/43/EC of 4 April 2008 setting up, pursuant to Council Directive 93/15/EEC, a **system for the identification and traceability of explosives for civil uses** (Text with EEA relevance)

[OJ of the EU, L 89/3 of 1 April 2008 - FR](#)

Regulation (EC) No 296/2008 of the European Parliament and of the Council of 11 March 2008 amending Regulation (EC) No 562/2006 establishing a Community Code on the rules governing the movement of persons across borders (**Schengen Borders Code**), as regards the **implementing powers conferred on the Commission**

[OJ of the EU, L 97/60 of 9 April 2008 - FR](#)

Commission Decision of 18 March 2008 amending Decision 2004/452/EC laying down a list of bodies whose **researchers may access confidential data for scientific purposes** (*notified under document number C(2008) 1005*) (Text with EEA relevance)

[OJ of the EU, L 98/11 of 10 April 2008 - FR](#)

Commission Regulation (EC) No 374/2008 of 24 April 2008 amending for the 94th time Council Regulation (EC) No 881/2002 imposing certain **specific restrictive measures** directed against certain persons and entities associated with **Usama bin Laden, the Al-Qaida network and the Taliban**
[OJ of the EU, L 113/15 of 25 April 2008 - FR](#)

Council Decision of 18 April 2008 amending the Decision of the Executive Committee set up by the 1990 Schengen Convention, amending the **Financial Regulation on the costs of installing and operating the technical support function for the Schengen Information System (C.SIS)**
[OJ of the EU, L 113/21 of 25 April 2008 - FR](#)

Case Law

Case C-353/06 Opinion of Advocate General Sharpston of 24 April 2008 – Stefan Grunkin and Dorothee Regina Paul v Leonhard Matthias Grunkin-Paul and Standesamt Stadt Niebüll – Citizenship of the Union – Prohibition of discrimination on grounds of nationality – Freedom of movement and residence – Personal names – Conflict of laws – Surname determined and subsequently changed in accordance with the law of the Member State of birth and habitual residence – Non-recognition by the Member State of nationality
[CURIA – Opinion of Advocate General in Case C-353/06 of 24 April 2008 - FR](#)

Case C-524/06: Opinion of Advocate General Poiares Maduro of 3 April 2008 – Heinz Huber v Bundesrepublik Deutschland – The general processing of personal data of foreign citizens of the Union in a central register of foreign nationals is incompatible with the prohibition of discrimination on grounds of nationality in so far as it includes data beyond those specified in Article 8(3) of Directive 2004/38/EC and with the requirement of necessity under Article 7(e) of Directive 95/46/EC on the protection of individuals with regard to the processing of personal data and on the free movement of such data in so far as it includes data beyond those specified in Article 8(3) of Directive 2004/38 and is accessible by public authorities other than the immigration authorities.
[CURIA – Opinion of Advocate General in Case C-524/06 of 3 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

MEMO/08/255 of 18 April 2008: Council reaches a common approach on the Amendment of the Framework Decision on combating terrorism
[MEMO/08/255 Information - FR](#)

IP/08/610 of 18 April 2008: Europol to become EU agency in 2010
[IP/08/610 Information - FR](#)

IP/08/611 of 18 April 2008: Justice and Home Affairs Ministers adopt EU Action Plan on Enhancing the Security of Explosives
[IP/08/611 Information - FR](#)

IP/08/618 of 22 April 2008: Video Games: Commission welcomes progress on protection of minors in 23 EU Member States, but asks for improvement of industry codes
[IP/08/618 Information - FR](#)

IP/08/661 of 30 April 2008: The European Commission proposes to improve public access to documents of the EU institutions
[IP/08/661 Information - FR](#)

15. Transport

Community Legislation

Regulation (EC) No 300/2008 of the European Parliament and of the Council of 11 March 2008 on common rules in the field of **civil aviation security and repealing Regulation (EC) No 2320/2002** (Text with EEA relevance)

[OJ of the EU, L 97/72 of 9 April 2008 - FR](#)

Commission Decision of 7 April 2008 on harmonised conditions of **spectrum use for the operation of mobile communication services on aircraft (MCA services)** in the Community (*notified under document number C(2008) 1256*) (Text with EEA relevance)

[OJ of the EU, L 98/19 of 10 April 2008 - FR](#)

Commission Regulation (EC) No 331/2008 of 11 April 2008 amending Regulation (EC) No 474/2006 establishing the **Community list of air carriers which are subject to an operating ban within the Community** (Text with EEA relevance)

[OJ of the EU, L 102/3 of 12 April 2008 - FR](#)

Commission Decision of 6 March 2008 concerning a technical specification for **interoperability relating to the 'energy' sub-system of the trans-European high-speed rail system** (*notified under document number C(2008) 807*) (Text with EEA relevance)

[OJ of the EU, L 104/1 of 14 April 2008 - FR](#)

Commission Regulation (EC) No 351/2008 of 16 April 2008 implementing Directive 2004/36/EC of the European Parliament and of the Council as regards the **prioritisation of ramp inspections on aircraft using Community airports**

[OJ of the EU, L 109/7 of 19 April 2008 - FR](#)

Commission Directive 2008/49/EC of 16 April 2008 amending Annex II to Directive 2004/36/EC of the European Parliament and of the Council regarding the **criteria for the conduct of ramp inspections on aircraft using Community airports2002** (Text with EEA relevance)

[OJ of the EU, L 109/17 of 19 April 2008 - FR](#)

Commission Regulation (EC) No 358/2008 of 22 April 2008 amending Regulation (EC) No 622/2003 laying down measures for the **implementation of the common basic standards on aviation security** (Text with EEA relevance)

[OJ of the EU, L 111/05 of 23 April 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Commission Recommendation of 7 April 2008 on **authorisation of mobile communication services on aircraft (MCA services) in the European Community** (*notified under document number C(2008) 1257*)

[OJ of the EU, L 98/24 of 10 April 2008 - FR](#)

Common Position (EC) No 5/2008 of 3 March 2008 adopted by the Council, acting in accordance with the procedure referred to in Article 251 of the Treaty establishing the European Community, with a view to the adoption of a **Regulation of the European Parliament and of the Council amending Regulation (EC) No 881/2004 establishing a European Railway Agency** (Text with EEA relevance)

[OJ of the EU, C 93E/1 of 15 April 2008 - FR](#)