



Institut suisse de droit comparé
Schweizerisches Institut für Rechtsvergleichung
Istituto svizzero di diritto comparato
Swiss Institute of Comparative Law

EUROPEAN DOCUMENTATION CENTRE

EU News: Click & Read

Editors : [Elisabeth Meurling](#) & [Josef Skala](#), Staff
Legal Advisers, assisted by Thi Nhan
Nguyen and Anna Erdódi, Legal Interns

No 25, September 2008

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.

On the occasion of the 25th Anniversary of the Swiss Institute of Comparative Law (SICL), the SICL is organising a conference on the theme “**Legal Engineering and Comparative Law**” on Friday **29 August 2008**. See the [programme](#) and [registration form](#) online. For questions please contact [Martine Do](#).

For this occasion the SICL will adopt a **new visual identity** that will be presented on 28 August 2008.

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

Highlights

[Regulation \(EC\) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations \(Rome I\) - FR](#)

[Agreement between the Swiss Confederation and the European Union on the security procedures for the exchange of classified information \(2008/568/CFSP\) - FR](#)

[Agreement between the European Community and the Council of Europe on cooperation between the European Union Agency for Fundamental Rights and the Council of Europe - FR](#)

Table of contents

Highlights	2
Table of contents	2
Subheadings	2
1. EU-Swiss Relations	3
2. External Relations / Foreign Policy	3
3. Agriculture and Fisheries / Maritime Affairs	5
4. Audiovisual and Media and Information Society	6
5. Competition	6
6. Customs	7
7. Economic and Monetary Affairs, Taxation, Enterprise	8
8. Education, Training, Youth, Culture, Research and Innovation	9
9. Employment and Social Affairs	10
10. Energy and Environment	11
11. Food Safety, Public Health and Consumers	12
12. Human Rights	13
13. Internal Market and Single Market	14
14. Intellectual Property	15
15. Justice, Freedom and Security (incl. Judicial Cooperation)	15
16. Transport	17

Subheadings

[International Agreements](#)

[Community Legislation](#)

[Case Law](#)

[Preparatory Acts, Reports, Calls, Memos, Common Positions](#)

1. EU-Swiss Relations

International Agreements

Agreement between the Swiss Confederation and the European Union on the **security procedures for the exchange of classified information** (2008/568/CFSP)

[OJ of the EU, L 181/58 of 10 July 2008 - FR](#)

Agreement between the European Union and the Swiss Confederation on the participation of the Swiss Confederation in the European Union **Rule of Law Mission in Kosovo**, EULEX KOSOVO

[OJ of the EU, L 217/24 of 13 August 2008 - FR](#)

Corrigendum to Agreement between the European Union and the Swiss Confederation on the participation of the Swiss Confederation in the European Union **Rule of Law Mission in Kosovo**, EULEX KOSOVO (OJ L 217, 13.8.2008)

[OJ of the EU, L 219/77 of 14 August 2008 - FR](#)

Community Legislation

Commission Regulation (EC) No 634/2008 of 27 June 2008 laying down the reduced agricultural components and the additional duties applicable to **imports into the Community of certain goods containing milk products** covered by Council Regulation (EC) No 3448/93 from Switzerland

[OJ of the EU, L 176/3 of 4 July 2008 - FR](#)

Commission Decision of 26 June 2008 concerning certain protection measures in relation to highly **pathogenic avian influenza of subtype H5N1 in Croatia and Switzerland** (notified under document number C(2008) 3020) (Text with EEA relevance) (2008/555/EC)

[OJ of the EU, L 179/14 of 8 July 2008 - FR](#)

Council Decision of 24 June 2005 concerning the conclusion of the Agreement between the European Union and the Swiss Confederation **on security procedures for the exchange of classified information** (2008/568/CFSP)

[OJ of the EU, L 181/57 of 10 July 2008 - FR](#)

Council Decision 2008/666/CFSP of 24 July 2008 concerning the conclusion of an **Agreement between the European Union and the Swiss Confederation** on the participation of the Swiss Confederation in the European Union **Rule of Law Mission in Kosovo**, EULEX KOSOVO

[OJ of the EU, L 217/23 of 13 August 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Information on the date of entry into force of the Agreement between the European Union and the Swiss Confederation on security **procedures for the exchange of classified information**

[OJ of the EU, L 181/62 of 10 July 2008 - FR](#)

2. External Relations / Foreign Policy

International Agreements

Agreement between the European Community and the Council of Europe on **cooperation between the European Union Agency for Fundamental Rights and the Council of Europe**

[OJ of the EU, L 186/7 of 15 July 2008 - FR](#)

International **Coffee** Agreement 2007

[OJ of the EU, L 186/13 of 15 July 2008 - FR](#)

Community Legislation

Commission Regulation (EC) No 642/2008 of 4 July 2008 imposing a provisional **anti-dumping duty** on imports of certain prepared or preserved **citrus fruits** (namely mandarins, etc.) originating in the **People's Republic of China**

[OJ of the EU, L 178/19 of 5 July 2008 - FR](#)

Council Regulation (EC) No 649/2008 of 8 July 2008 imposing a definitive **anti-dumping duty** on imports of **powdered activated carbon** originating in the **People's Republic of China**

[OJ of the EU, L 181/1 of 10 July 2008 - FR](#)

Regulation No 54 of the Economic Commission for Europe of the United Nations (UNECE) – Uniform provisions concerning the approval of pneumatic tyres for commercial vehicles and their trailers

[OJ of the EU, L 183/41 of 11 July 2008 - FR](#)

Council Regulation (EC) No 654/2008 of 29 April 2008 imposing a **definitive anti-dumping duty on imports of coumarin** originating in the **People's Republic of China**, as extended to imports of coumarin consigned from **India, Thailand, Indonesia and Malaysia**, whether declared as originating in India, Thailand, Indonesia and Malaysia or not following an expiry review pursuant to Article 11(2) of Regulation (EC) No 384/96

[OJ of the EU, L 183/1 of 11 July 2008 - FR](#)

Council Decision of 16 June 2008 on the **signing and conclusion on behalf** of the European Community of the International **Coffee Agreement 2007**

[OJ of the EU, L 186/12 of 15 July 2008 - FR](#)

Council Decision of 23 June 2008 granting a **Community guarantee to the European Investment Bank** against losses under loans **for projects outside the Community** (South-eastern neighbours, Mediterranean countries, Latin America and Asia and the Republic of South Africa) (Codified version)

[OJ of the EU, L 186/30 of 15 July 2008 - FR](#)

Council Regulation (EC) No 666/2008 of 15 July 2008 amending Regulation (EC) No 889/2005 imposing **certain restrictive measures in respect of the Democratic Republic of the Congo**

[OJ of the EU, L 188/1 of 16 July 2008 - FR](#)

Commission Regulation (EC) No 675/2008 of 16 July 2008 amending Council Regulation (EC) No 1236/2005 concerning **trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment**

[OJ of the EU, L 189/14 of 17 July 2008 - FR](#)

Commission Decision of 3 July 2008 amending Decision 2000/572/EC laying down the animal and public health and veterinary **certification conditions for imports of meat preparations into the Community** from third countries (notified under document number C(2008) 3301) (Text with EEA relevance)(2008/592/EC)

[OJ of the EU, L 190/27 of 18 July 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

IP/08/1233 of 1 August 2008: Agreement reached to **liberalise trade in Agricultural and Fishery Products between the EU and Israel**

[IP/08/1233 Information - FR](#)

3. Agriculture and Fisheries / Maritime Affairs

Community Legislation

Commission Regulation (EC) No 632/2008 of 2 July 2008 amending Regulation (EC) No 1019/2002 on **marketing standards for olive oil**

[OJ of the EU, L 173/16 of 3 July 2008 - FR](#)

Commission Regulation (EC) No 634/2008 of 27 June 2008 laying down the reduced agricultural components and the additional duties applicable to **imports into the Community of certain goods containing milk products** covered by Council Regulation (EC) No 3448/93 from Switzerland

[OJ of the EU, L 176/3 of 4 July 2008 - FR](#)

Commission Decision of 4 July 2008 concerning the **financial contribution by the Community**, for the year 2008, towards actions of the **OIE** in the area of **animal welfare and animal disease surveillance and categorisation** (2008/567/EC)

[OJ of the EU, L 181/55 of 10 July 2008 - FR](#)

Commission Regulation (EC) No 709/2008 of 24 July 2008 laying down detailed rules for implementing Council Regulation (EC) No 1234/2007, as regards interbranch **organisations and agreements in the tobacco sector**

[OJ of the EU, L 197/23 of 25 July 2008 - FR](#)

Commission Regulation (EC) No 753/2008 of 31 July 2008 amending Regulation (EC) No 1299/2007 on the **recognition of producer groups for hops**

[OJ of the EU, L 205/3 of 1 August 2008 - FR](#)

Commission Regulation (EC) No 754/2008 of 31 July 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

[OJ of the EU, L 205/6 of 1 August 2008 - FR](#)

Commission Regulation (EC) No 770/2008 of 1 August 2008 amending Regulation (EC) No 349/2005 laying down rules on the Community financing of **emergency measures and of the campaign to combat certain animal diseases** under Council Decision 90/424/EEC

[OJ of the EU, L 206/3 of 2 August 2008 - FR](#)

Commission Regulation (EC) No 807/2008 of 12 August 2008 amending Regulation (EC) No 1913/2006 laying down detailed **rules for the application of the agrimonetary system for the euro in agriculture**, as regards the operative events in the **wine sector**

[OJ of the EU, L 217/12 of 13 August 2008 - FR](#)

Regulation (EC) No 766/2008 of the European Parliament and of the Council of 9 July 2008 amending Council Regulation (EC) No 515/97 on **mutual assistance between the administrative authorities of the Member States** and cooperation between the latter and the Commission to ensure the correct **application of the law on customs and agricultural matters**

[OJ of the EU, L 218/48 of 13 August 2008 - FR](#)

Commission Regulation (EC) No 810/2008 of 11 August 2008 opening and providing for the administration of **tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat** (Recast)

[OJ of the EU, L 219/3 of 14 August 2008 - FR](#)

Commission Regulation (EC) No 811/2008 of 13 August 2008 suspending the introduction into the Community of **specimens of certain species of wild fauna and flora**
[OJ of the EU, L 219/3 of 14 August 2008 - FR](#)

Council Directive 2008/71/EC of 15 July 2008 on the identification and registration of pigs (Codified version)
[OJ of the EU, L 213/31 of 8 August 2008 - FR](#)

Commission Decision of 22 July 2008 establishing the list of third countries from which Member States **authorise imports of ova and embryos of the porcine species** (notified under document number C(2008) 3671)
[OJ of the EU, L 206/32 of 2 August 2008 - FR](#)

4. Audiovisual and Media and Information Society

Community Legislation

Decision No 626/2008/EC of the European Parliament and of the Council of 30 June 2008 on the selection and authorisation of **systems providing mobile satellite services** (MSS) (Text with EEA relevance)
[OJ of the EU, L 172/15 of 2 July 2008 - FR](#)

Commission Decision of 25 June 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) 3019) (Text with EEA relevance) (2008/595/EC)
[OJ of the EU, L 192/60 of 19 July 2008 - FR](#)

Commission Decision of 17 June 2008 laying down the **physical architecture and requirements** of the national interfaces and of the communication infrastructure **between the central VIS and the national interfaces for the development phase** (notified under document number C(2008) 2693)
[OJ of the EU, L 194/3 of 23 July 2008 - FR](#)

Regulation (EC) No 683/2008 of the European Parliament and of the Council of 9 July 2008 on the further implementation of the **European satellite navigation programmes (EGNOS and Galileo)**
[OJ of the EU, L 196/1 of 24 July 2008 - FR](#)

Commission Recommendation of 26 May 2008 (2008/653/EC) on safe and efficient in-vehicle information and communication systems: update of the European Statement of **Principles on human-machine interface** (notified under document number C(2008) 1742)
[OJ of the EU, L 216/1 of 12 August 2008 - FR](#)

Commission Decision of 12 June 2008 amending Decision 2005/56/EC **setting up the Education, Audiovisual and Culture Executive Agency** for the management of Community action in the fields of education, audiovisual and culture in application of Council Regulation (EC) No 58/2003 (2008/629/EC)
[OJ of the EU, L 205/47 of 1 August 2008 - FR](#)

5. Competition

Case Law

IP/08/1063 of 1 July 2008: Antitrust: Commission adopts **Guidelines on application of competition rules to maritime transport services**
[IP/08/1063 Information - FR](#)

Case T-53/03: Judgment of the Court of First Instance (Third Chamber) of 8 July 2008 – BPB plc v Commission of the European Communities – Competition – Cartels - Plasterboard market – Decision finding an infringement of Article 81 EC – Single and continuous infringement – Repeated infringement – Fine – **Guidelines on the method of setting fines** – Leniency Notice
[CURIA – Judgment in Case T-53/03 of the Court of First Instance of 8 July 2008 - FR](#)

Case T-99/04: Judgment of the Court of First Instance (Third Chamber, Extended Composition) of 8 July 2008 - AC-Treuhand AG v Commission of the European Communities - A consultancy firm which has contributed to the implementation of a cartel may be fined for complicity - Competition – Agreements, decisions and concerted practices – Organic peroxides – Fines – Article 81 EC – Rights of the defence – Right to a fair hearing – Meaning of perpetrator of an infringement – **Principle of nullum crimen, nulla poena sine lege** – Principle of legal certainty – Legitimate expectations
[CURIA – Judgment in Case T-99/04 of the Court of First Instance of 8 July 2008 - FR](#)

Case C-413/06 P: Judgment of the Court of Justice (Grand Chamber) of the 10 July 2008- Bertelsmann AG and Sony Corporation of America v Commission of the European Communities - Appeals – Competition – Control of concentrations between undertakings – Sony BMG joint venture – Appeal against the annulment of a Commission decision declaring a concentration compatible with the common market – Judicial review – Scope – Standard of proof – Role of the statement of objections – Strengthening or creation of a collective dominant position – Statement of reasons for a decision approving a concentration – Use of confidential information
[CURIA – Judgment in Case C-413/06 P of the Court of Justice of 10 July 2008 - FR](#)

IP/08/1181 of 17 July 2008: Mergers: Commission approves proposed acquisition of V&S Vin & Spirit by Pernod Ricard, subject to conditions
[IP/08/1181 Information - FR](#)

IP/08/1245 of 6 August 2008: Mergers: Commission approves acquisition of Northwest Airlines by Delta Airlines
[IP/08/1245 Information - FR](#)

6. Customs

Community Legislation

Council Regulation (EC) No 732/2008 of 22 July 2008 applying a **scheme of generalised tariff preferences** for the period from 1 January 2009 to 31 December 2011 and amending Regulations (EC) No 552/97, (EC) No 1933/2006 and Commission Regulations (EC) No 1100/2006 and (EC) No 964/2007
[OJ of the EU, L 211/1 of 6 August 2008 - FR](#)

Regulation (EC) No 766/2008 of the European Parliament and of the Council of 9 July 2008 amending Council Regulation (EC) No 515/97 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the **correct application of the law on customs and agricultural matters**
[OJ of the EU, L 218/48 of 13 August 2008 - FR](#)

Regulation (EC) No 767/2008 of the European Parliament and of the Council of 9 July 2008 concerning the **Visa Information System (VIS)** and the **exchange of data between Member States** on short-stay visas (**VIS Regulation**)
[OJ of the EU, L 218/60 of 13 August 2008 - FR](#)

Commission Regulation (EC) No 810/2008 of 11 August 2008 opening and providing for the administration of **tariff quotas for high-quality fresh, chilled and frozen beef and for frozen buffalo meat** (Recast)

[OJ of the EU, L 219/3 of 14 August 2008 - FR](#)

Case Law

Case C-33/07: Judgment of the Court of Justice (First Chamber) of 10 July 2008 – Reference for a preliminary ruling – Ministerul Administrației și Internelor – Direcția Generală de Pașapoarte București v Gheorghe Jipa - Citizenship of the Union – Article 18 EC – Directive 2004/38/EC – **Right of citizens of the Union and their family members to move and reside freely within the territory of the Member States**

[CURIA – Judgment in Case C-33/07 of the Court of Justice of 10 July 2008 - FR](#)

Case C-127/08: Judgment of the Court (Grand Chamber) of 25 July 2008 - Blaise Baheten Metock, Hanette Eugenie Ngo Ikeng, Christian Joel Baheten, Samuel Zion Ikeng Baheten, Hencheal Ikogho, Donna Ikogho, Roland Chinedu, Marlene Babucke Chinedu, Henry Igboanusi, Roksana Batkowska v Minister for Justice, Equality and Law Reform - Directive 2004/38/EC – **Right of Union citizens and their family members to move and reside freely in the territory of a Member State – Family members who are nationals of non-member countries – Nationals of non-member countries who entered the host Member State before becoming spouses of Union citizens**

[CURIA – Judgment in Case C-127/08 of the Court of Justice of 25 July 2008 - FR](#)

7. Economic and Monetary Affairs, Taxation, Enterprise

Community Legislation

Council Decision of 23 June 2008 concerning the accession of Bulgaria and Romania to the Convention of 23 July 1990 on the **elimination of double taxation in connection with the adjustment of profits of associated enterprises**

[OJ of the EU, L 174/1 of 3 July 2008 - FR](#)

Commission Regulation (EC) No 642/2008 of 4 July 2008 imposing a provisional **anti-dumping duty** on imports of certain prepared or preserved **citrus fruits** (namely mandarins, etc.) originating in the **People's Republic of China**

[OJ of the EU, L 178/19 of 5 July 2008 - FR](#)

Council Regulation (EC) No 637/2008 of 23 June 2008 amending Regulation (EC) No 1782/2003 and establishing **national restructuring programmes for the cotton sector**

[OJ of the EU, L 178/1 of 5 July 2008 - FR](#)

Council Regulation (EC) No 649/2008 of 8 July 2008 imposing a definitive **anti-dumping duty** on imports of **powdered activated carbon** originating in the **People's Republic of China**

[OJ of the EU, L 181/1 of 10 July 2008 - FR](#)

Commission Regulation (EC) No 651/2008 of 9 July 2008 amending Regulation (EC) No 1653/2004 on **a standard financial regulation for the executive agencies** pursuant to Council Regulation (EC) No 58/2003 laying down the statute for executive agencies to be entrusted with certain tasks in the management of Community programmes

[OJ of the EU, L 181/15 of 10 July 2008 - FR](#)

Council Regulation (EC) No 654/2008 of 29 April 2008 imposing a **definitive anti-dumping duty on imports of coumarin** originating in the **People's Republic of China**, as extended to imports of coumarin consigned from **India, Thailand, Indonesia and Malaysia**, whether declared as originating in India, Thailand, Indonesia and Malaysia or not following an expiry review pursuant to Article 11(2) of Regulation (EC) No 384/96

[OJ of the EU, L 183/1 of 11 July 2008 - FR](#)

Commission Regulation (EC) No 707/2008 of 24 July 2008 amending Regulation (EC) No 952/2006 laying down detailed rules for the application of Council Regulation (EC) No 318/2006 as regards the **management of the Community market in sugar and the quota system**

[OJ of the EU, L 197/4 of 25 July 2008 - FR](#)

Council Regulation (EC) No 717/2008 of 17 July 2008 establishing a **Community procedure for administering quantitative quotas** (Codified version)

[OJ of the EU, L 198/1 of 26 July 2008 - FR](#)

Decision No 743/2008/EC of the European Parliament and of the Council of 9 July 2008 on the Community's participation in a **research and development programme** undertaken by several Member States aimed at supporting research and development performing **small and medium-sized enterprises** (Text with EEA relevance)

[OJ of the EU, L 201/58 of 30 July 2008 - FR](#)

Case Law

Preparatory Acts, Reports, Calls, Memos, Common Positions

Commission Decision n°2008/542/EC of 13 June 2008 setting up an **Expert Group on Credit Histories**

[OJ of the EU, L 173/22 of 3 July 2008 - FR](#)

IP/08/1238 of 4 August 2008: Statutory Audit: Commission decision **cuts red tape for audit firms from third countries**

[IP/08/1238 Information - FR](#)

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

Community Legislation

Commission Regulation (EC) No 657/2008 of 10 July 2008 laying down detailed rules for applying Council Regulation (EC) No 1234/2007 as regards Community aid for **supplying milk and certain milk products to pupils in educational establishments**

[OJ of the EU, L 183/17 of 11 July 2008 - FR](#)

Commission Regulation (EC) No 755/2008 of 31 July 2008 amending Annex II to Directive 2005/36/EC of the European Parliament and of the Council on **the recognition of professional qualifications**

[OJ of the EU, L 205/10 of 1 August 2008 - FR](#)

Commission 2008/629/EC Commission Decision of 12 June 2008 amending Decision 2005/56/EC setting up the **Education, Audiovisual and Culture Executive Agency for the management of Community action** in the fields of education, audiovisual and culture in application of Council Regulation (EC) No 58/2003

[OJ of the EU, L 205/47 of 1 August 2008 - FR](#)

Decision taken by common agreement between the Representatives of the Governments of Member States of 18 June 2008 on the location of the seat of the **European Institute for Innovation and Technology (EIT)** (2008/634/EC)

[OJ of the EU, L 206/16 of 2 August 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Council Joint Action 2008/550/CFSP of 23 June 2008 establishing a **European Security and Defence College (ESDC)** and repealing Joint Action 2005/575/CFSP

[OJ of the EU, L 176/20 of 4 July 2008 - FR](#)

9. Employment and Social Affairs

Community Legislation

Regulation (EC) No 592/2008 of the European Parliament and of the Council of 17 June 2008 amending Council Regulation (EEC) No 1408/71 on the application of **social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community** (Text with EEA relevance)

[OJ of the EU, L 177/1 of 4 July 2008 - FR](#)

Council Regulation (EC, Euratom) No 672/2008 of 8 July 2008 adjusting the weightings applicable to **the remuneration and pensions of officials and other servants of the European Communities**

[OJ of the EU, L 189/1 of 17 July 2008 - FR](#)

Decision of the European Parliament of 18 June 2008 amending Decision 94/262/ECSC, EC, Euratom on the **regulations and general conditions governing the performance of the Ombudsman's duties**

[OJ of the EU, L 189/25 of 17 July 2008 - FR](#)

Commission Decision of 16 June 2008 relating to the setting up of an **Advisory Committee on Equal Opportunities for Women and Men** (Codified version) (2008/590/EC)

[OJ of the EU, L 190/17 of 18 July 2008 - FR](#)

Decision No 742/2008/EC of the European Parliament and of the Council of 9 July 2008 on the Community's participation in **a research and development programme undertaken by several Member States aimed at enhancing the quality of life of older people through the use of new information and communication technologies** (Text with EEA relevance)

[OJ of the EU, L 201/49 of 30 July 2008 - FR](#)

Commission Regulation (EC) No 755/2008 of 31 July 2008 amending Annex II to Directive 2005/36/EC of the European Parliament and of the Council on **the recognition of professional qualifications**

[OJ of the EU, L 205/3 of 1 August 2008 - FR](#)

Case Law

Case C-54/07: Judgment of the Court (Second Chamber) of 10 July 2008 - Reference for a preliminary ruling - Centrum voor gelijkheid van kansen en voor racismebestrijding v Firma Feryn NV - Directive 2000/43/EC – **Discriminatory criteria for selecting staff** – Burden of proof – Penalties

[CURIA – Judgment in Case C-54/07 of the Court of Justice of 10 July 2008 - FR](#)

Case C-303/06: Judgment of the Court (Grand Chamber) of 17 July 2008 - Reference for a preliminary ruling under Article 234 EC - S. Coleman v Attridge Law and Steve Law - Social policy – Directive 2000/78/EC – **Equal treatment in employment and occupation – Articles 1, 2(1), (2)(a) and (3) and 3(1)(c) – **Direct discrimination on grounds of disability** – Harassment related to disability – Dismissal of an employee who is not himself disabled but whose child is disabled – Included – Burden of proof**

[CURIA – Judgment in Case C-303/06 of the Court of Justice of 17 July 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Council Decision of 15 July 2008 on guidelines **for the employment policies** of the Member States (2008/618/EC)

[OJ of the EU, L 198/47 of 26 July 2008 - FR](#)

10. Energy and Environment

Community Legislation

Commission Directive 2008/66/EC of 30 June 2008 amending Council Directive 91/414/EEC to include **bifenoX, diflufenican, fenoxaprop-P, fenpropidin and quinoclamine as active substances** (Text with EEA relevance)

[OJ of the EU, L 171/9 of 1 July 2008 - FR](#)

Commission Regulation (EC) No 669/2008 of 15 July 2008 on completing Annex IC of Regulation (EC) No 1013/2006 of the European Parliament and of the Council on **shipments of waste** (Text with EEA relevance)

[OJ of the EU, L 188/7 of 16 July 2008 - FR](#)

Commission Decision of 7 July 2008 exempting the production of electricity in Austria from the application of Directive 2004/17/EC of the European Parliament and of the Council coordinating the procurement **procedures of entities operating in the water, energy, transport and postal services sectors** (notified under document number C(2008) 3382) (Text with EEA relevance)

[OJ of the EU, L 188/28 of 16 July 2008 - FR](#)

Commission Regulation (EC) No 690/2008 of 4 July 2008 recognising **protected zones exposed to particular plant health risks in the Community** (Recast)

[OJ of the EU, L 193/1 of 22 July 2008 - FR](#)

Commission Directive 2008/75/EC of 24 July 2008 amending Directive 98/8/EC of the European Parliament and of the Council to include **carbon dioxide as an active substance** in Annex I thereto (Text with EEA relevance)

[OJ of the EU, L 197/54 of 25 July 2008 - FR](#)

Commission Regulation (EC) No 740/2008 of 29 July 2008 amending Regulation (EC) No 1418/2007 as regards the **procedures to be followed for export of waste to certain countries** (Text with EEA relevance)

[OJ of the EU, L 201/36 of 30 July 2008 - FR](#)

Regulation (EC) No 689/2008 of the European Parliament and of the Council of 17 June 2008 concerning the export and import of dangerous chemicals

[OJ of the EU, L 204/1 of 31 July 2008 - FR](#)

Case Law

Preparatory Acts, Reports, Calls, Memos, Common Positions

IP/08/1119 of 8 July 2008: **Greening Transport**: new Commission package to drive the market towards **sustainability**

[IP/08/1119 Information - FR](#)

Commission Decision of 30 June 2008 on the **Ecodesign Consultation Forum** (Text with EEA relevance) (2008/591/EC)

[OJ of the EU, L 190/22 of 18 July 2008 - FR](#)

IP/08/1197 of 23 July 2008: Environment: Commission **proposes trade ban in products from seals to improve animal welfare**

[IP/08/1197 Information - FR](#)

11. Food Safety, Public Health and Consumers

Community Legislation

Commission Decision of 18 June 2008 amending Decision 2006/415/EC concerning certain protection measures in relation to highly pathogenic **avian influenza of the subtype H5N1** in poultry in the Community (notified under document number C(2008) 2701) (Text with EEA relevance) (2008/543/CE)

[OJ of the EU, L 173/25 of 3 July 2008 - FR](#)

Commission Decision of 20 June 2008 amending Decision 2004/858/EC in order to transform the 'Executive Agency for the Public Health Programme' into the '**Executive Agency for Health and Consumers**' (2008/544/EC)

[OJ of the EU, L 173/27 of 3 July 2008 - FR](#)

Commission Regulation (EC) No 629/2008 of 2 July 2008 amending Regulation (EC) No 1881/2006 setting **maximum levels for certain contaminants in foodstuffs** (Text with EEA relevance)

[OJ of the EU, L 173/6 of 3 July 2008 - FR](#)

Commission Regulation (EC) No 640/2008 of 4 July 2008 amending Regulation (EEC) No 2568/91 on the **characteristics of olive oil and olive-residue oil and on the relevant methods of analysis**

[OJ of the EU, L 178/11 of 5 July 2008 - FR](#)

Commission Decision of 26 June 2008 concerning certain protection measures in relation to highly **pathogenic avian influenza of subtype H5N1 in Croatia and Switzerland** (notified under document number C(2008) 3020) (Text with EEA relevance) (2008/555/EC)

[OJ of the EU, L 179/14 of 8 July 2008 - FR](#)

Commission Regulation (EC) No 657/2008 of 10 July 2008 laying down detailed rules for applying Council Regulation (EC) No 1234/2007 as regards Community aid for **supplying milk and certain milk products to pupils in educational establishments**

[OJ of the EU, L 183/17 of 11 July 2008 - FR](#)

Commission Decision of 3 July 2008 amending Decision 2000/572/EC laying down the animal and public health and veterinary **certification conditions for imports of meat preparations into the Community** from third countries (notified under document number C(2008) 3301) (Text with EEA relevance)(2008/592/EC)

[OJ of the EU, L 190/27 of 18 July 2008 - FR](#)

Commission Regulation (EC) No 687/2008 of 18 July 2008 establishing **procedures for the taking-over of cereals** by intervention agencies or paying agencies and laying **down methods of analysis for determining the quality of cereals** (Codified version)

[OJ of the EU, L 192/20 of 19 July 2008 - FR](#)

Commission Regulation (EC) No 708/2008 of 24 July 2008 amending Regulation (EC) No 1266/2007 as regards the **conditions for exempting certain animals of susceptible species from the exit ban** provided for in Council Directive 2000/75/EC (Text with EEA relevance)

[OJ of the EU, L 197/18 of 25 July 2008 - FR](#)

Commission Regulation (EC) No 760/2008 of 31 July 2008 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 as regards authorisations for **the use of casein and caseinates in the manufacture of cheeses**

[OJ of the EU, L 205/22 of 1 August 2008 - FR](#)

Council Directive 2008/72/EC of 15 July 2008 on the **marketing of vegetable propagating and planting material**, other than seed (Codified version)

[OJ of the EU, L 205/28 of 1 August 2008 - FR](#)

Case Law

Case C-500/06: Judgment of the Court (Second Chamber) of 17 July 2008 - Reference for a preliminary ruling under Article 234 EC - **Corporación Dermoestética SA v To Me Group Advertising Media** - Articles 3(1)(g) EC, 4 EC, 10 EC, 43 EC, 49 EC, 81 EC, 86 EC and 98 EC – **National legislation prohibiting advertisements for medical or surgical treatments of a cosmetic nature**

[CURIA – Judgment in Case C-500/06 of the Court of Justice of 17 July 2008 - FR](#)

Case C-237/07: Judgment of the Court (Second Chamber) of 25 July 2008 - **Dieter Janecek v Freistaat Bayern** - Directive 96/62/EC – **Ambient air quality assessment and management** – Fixing of limit values – **Entitlement of a third party, whose health has been impaired, to have an action plan drawn up**

[CURIA – Judgment in Case C-237/07 of the Court of Justice of 25 July 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Corrigendum to Regulation (EC) No 620/2008 of 27 June 2008 correcting Commission Regulation (EC) No 386/2008 fixing the **export refunds on milk and milk products** ([OJ L 168, 28.6.2008](#))

[OJ of the EU, L 171/65 of 1 July 2008 - FR](#)

Proposal of 2 July 2008 for a Directive of the European Parliament and of the Council on the **application of patients' rights in cross-border healthcare** - COM(2008) 414 final (2008/0142 (COD))

[COM\(2008\) 414 final - FR](#)

Commission Recommendation of 2 July 2008 on **cross-border interoperability of electronic health record systems** (notified under document number C (2008) 3282)(2008/594/EC)

[OJ of the EU, L 190/37 of 18 July 2008 - FR](#)

12. Human Rights

Community Legislation

Commission Regulation (EC) No 675/2008 of 16 July 2008 amending Council Regulation (EC) No 1236/2005 concerning **trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment**

[OJ of the EU, L 189/14 of 17 July 2008 - FR](#)

Case Law

Case C-303/06: Judgment of the Court (Grand Chamber) of 17 July 2008 - Reference for a preliminary ruling under Article 234 EC - S. Coleman v Attridge Law and Steve Law - Social policy - Directive 2000/78/EC - Equal treatment in employment and occupation - Articles 1, 2(1), (2)(a) and (3) and 3(1)(c) - Direct discrimination on grounds of disability - Harassment related to disability - Dismissal of an employee who is not himself disabled but whose child is disabled - Included - Burden of proof

[CURIA - Judgment in Case C-303/06 of the Court of Justice of 17 July 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

CES/08/71 of 16 July 2008: Integration of minorities: EESC proposes a strategy for the integration of Roma

[CES/08/71 Information - FR](#)

13. Internal Market and Single Market

Community Legislation

Commission Regulation (EC) No 800/2008 of 6 August 2008 declaring certain categories of aid compatible with the common market in application of Articles 87 and 88 of the Treaty (General block exemption Regulation)

[OJ of the EU, L 214/3 of 9 August 2008 - FR](#)

Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93

[OJ of the EU, L 218/30 of 13 August 2008 - FR](#)

Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products, and repealing Council Decision 93/465/EEC

[OJ of the EU, L 218/82 of 13 August 2008 - FR](#)

Case Law

Case T-301/01: Judgment of the Court of First Instance (Fifth Chamber, Extended composition) of 9 July 2008 - Alitalia - Linee aeree italiane SpA v Commission of the European Communities - State aid - Recapitalisation of Alitalia by the Italian authorities - Decision declaring the aid compatible with the common market - Decision taken following a judgment of the Court of First Instance annulling an earlier decision - Admissibility - Infringement of Article 233 EC - Infringement of Articles 87 EC and 88 EC - Conditions for authorising the aid - Obligation to state the reasons on which the decision is based

[CURIA - Judgment in Case T-301/01 of the Court of First Instance of 9 July 2008 - \[No English version available\]](#)

Case C-132/06: Judgment of the Court of Justice (Grand Chamber) of 17 July 2008 - Commission of the European Communities v Italian Republic - Failure of a Member State to fulfil obligations - Article 10 EC - Sixth VAT Directive - Obligations under domestic rules - Control of taxable transactions - Amnesty

[CURIA - Judgment in Case C-132/06 of the Court of Justice of 17 July 2008 - FR](#)

Case C-500/06: Judgment of the Court (Second Chamber) of 17 July 2008 - Reference for a preliminary ruling under Article 234 EC - Corporación Dermoestética SA v To Me Group Advertising Media - Articles 3(1)(g) EC, 4 EC, 10 EC, 43 EC, 49 EC, 81 EC, 86 EC and 98 EC – National legislation prohibiting advertisements for medical or surgical treatments of a cosmetic nature
[CURIA – Judgment in Case C-500/06 of the Court of Justice of 17 July 2008 - FR](#)

C-49/07: Judgment of the Court (Grand Chamber) of 1 July 2008 - Reference for a preliminary ruling under Article 234 EC - Motosykletistiki Omospondia Ellados NPID (MOTOE) v Elliniko Dimosio - Articles 82 EC and 86 EC – Concept of ‘undertaking’ – Non-profit-making association representing, in Greece, the International Motorcycling Federation – Concept of ‘economic activity’ – Special legal right to give consent to applications for authorisation to organise motorcycling events – Exercise in parallel of activities such as the organisation of motorcycling events and the conclusion of sponsorship, advertising and insurance contracts
[CURIA – Judgment in Case C-49/07 of the Court of Justice of 1 July 2008 - FR](#)

14. Intellectual Property

Case Law

Case T-160/07: Judgment of the Court of First Instance (Second Chamber) of 8 July 2008 - Lancôme parfums et beauté & Cie SNC v the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) - Community trade mark - Invalidity proceedings - Community word mark COLOR EDITION - Absolute ground for refusal - Descriptive character - Article 7(1)(c) of Regulation (EC) No 40/94 - Legal interest in bringing proceedings - Article 55 of Regulation No 40/94
[CURIA – Judgment in Case T-160/07 of the Court of First Instance of 8 July 2008 - \[No English version available\]](#)

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

Community Legislation

Commission Regulation (EC) No 622/2008 of 30 June 2008 amending Regulation (EC) No 773/2004, as regards the conduct of settlement procedures in cartel cases (Text with EEA relevance)
[OJ of the EU, L 171/3 of 1 July 2008 - FR](#)

Regulation (EC) No 593/2008 of the European Parliament and of the Council of 17 June 2008 on the law applicable to contractual obligations (Rome I)
[OJ of the EU, L 177/6 of 4 July 2008 - FR](#)

Directive 2008/51/EC of the European Parliament and of the Council of 21 May 2008 amending Council Directive 91/477/EEC on control of the acquisition and possession of weapons
[OJ of the EU, L 179/5 of 8 July 2008 - FR](#)

Amendments to the Rules of Procedure of the Court of First Instance of the European Communities
[OJ of the EU, L 179/12 of 8 July 2008 - FR](#)

Council Decision of 15 July 2008 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 2007/868/EC (2008/593/EC)
[OJ of the EU, L 188/21 of 16 July 2008 - FR](#)

Commission Regulation (EC) No 678/2008 of 16 July 2008 amending for the 97th 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 189/23 of 17 July 2008 - FR](#)

Commission Decision of 3 June 2008 adopting **implementing rules concerning the Data Protection Officer** pursuant to Article 24(8) of Regulation (EC) No 45/2001 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (2008/597/EC)
[OJ of the EU, L 193/7 of 22 July 2008 - FR](#)

Amendments to the Rules of Procedure of the Court of Justice
[OJ of the EU, L 200/18 of 29 July 2008 - FR](#)

Council Decision of 23 June 2008 amending the Rules of Procedure of the Court of Justice of the European Communities as regards the **rules governing the language arrangements applicable to the review procedure**
[OJ of the EU, L 200/20 of 29 July 2008 - FR](#)

Regulation (EC) No 767/2008 of the European Parliament and of the Council of 9 July 2008 concerning the **Visa Information System (VIS)** and the **exchange of data between Member States** on short-stay visas (**VIS Regulation**)
[OJ of the EU, L 218/60 of 13 August 2008 - FR](#)

Council Decision 2008/615/JHA of 23 June 2008 on the stepping up of **cross-border cooperation**, particularly in **combating terrorism and cross-border crime**
[OJ of the EU, L 210/1 of 6 August 2008 - FR](#)

Council Decision 2008/616/JHA of 23 June 2008 on the implementation of Decision 2008/615/JHA on the stepping up of **cross-border cooperation**, particularly in **combating terrorism and cross-border crime**
[OJ of the EU, L 210/12 of 6 August 2008 - FR](#)

Council Decision 2008/617/JHA of 23 June 2008 on the improvement of cooperation between the **special intervention units of the Member States of the European Union in crisis situations**
[OJ of the EU, L 210/73 of 6 August 2008 - FR](#)

Council Decision 2008/633/JHA of 23 June 2008 concerning **access for consultation of the Visa Information System (VIS)** by designated authorities of Member States and by Europol for the purposes of the prevention, detection and investigation of terrorist offences and of other serious criminal offences
[OJ of the EU, L 218/129 of 13 August 2008 - FR](#)

Council Framework Decision 2008/675/JHA of 24 July 2008 on **taking account of convictions** in the Member States of the European Union in **the course of new criminal proceedings**
[OJ of the EU, L 220/32 of 15 August 2008 - FR](#)

2008/679/JHA Commission Decision of 31 July 2008 on the attribution of action grants for translating and testing a victimisation survey module under the specific programme '**Prevention of and fight against crime**' as part of the general programme on security and safeguarding liberties
[OJ of the EU, L 221/34 of 19 August 2008 - FR](#)

Case Law

Case C-33/07: Judgment of the Court of Justice (First Chamber) of 10 July 2008 – Reference for a preliminary ruling – Ministerul Administrației și Internelor – Direcția Generală de Pașapoarte București v Gheorghe Jipa - Citizenship of the Union – Article 18 EC – Directive 2004/38/EC – **Right of citizens of the Union and their family members to move and reside freely within the territory of the Member States**

[CURIA – Judgment in Case C-33/07 of the Court of Justice of 10 July 2008 - FR](#)

Case C-195/08 PPU: Judgment of the Court of Justice (Third Chamber) of 11 July 2008 - Reference for a preliminary ruling under Article 234 EC brought by Inga Rinau - Judicial cooperation in civil matters – Jurisdiction and enforcement of judgments – **Enforcement in matrimonial matters and matters of parental responsibility** – Regulation (EC) No 2201/2003 – Application for non-recognition of a decision requiring the return of a **child wrongfully retained in another Member State** – Urgent preliminary ruling procedure

[CURIA – Judgment in Case C-195/08 PPU of the Court of Justice of 11 July 2008 - FR](#)

Case C-127/08: Judgment of the Court (Grand Chamber) of 25 July 2008 - Blaise Baheten Metock, Hanette Eugenie Ngo Ikeng, Christian Joel Baheten, Samuel Zion Ikeng Baheten, Hencheal Ikogho, Donna Ikogho, Roland Chinedu, Marlene Babucke Chinedu, Henry Igboanusi, Roksana Batkowska v Minister for Justice, Equality and Law Reform - Directive 2004/38/EC – **Right of Union citizens and their family members to move and reside freely in the territory of a Member State** – Family members who are nationals of non-member countries – **Nationals of non-member countries** who entered the host Member State before becoming spouses of Union citizens

[CURIA – Judgment in Case C-127/08 of the Court of Justice of 25 July 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Council Common Position 2008/586/CFSP of 15 July 2008 updating Common Position 2001/931/CFSP on the application of **specific measures to combat terrorism** and repealing Common Position 2007/871/CFSP

[OJ of the EU, L 188/71 of 16 July 2008 - FR](#)

Council Joint Action 2008/588/CFSP of 15 July 2008 on **support for activities of the Preparatory Commission** of the **Comprehensive Nuclear-Test-Ban Treaty Organisation** (CTBTO) in order to strengthen its monitoring and verification capabilities and in the framework of the implementation of the EU Strategy against Proliferation of Weapons of Mass Destruction

[OJ of the EU, L 189/28 of 17 July 2008 - FR](#)

IP/08/1228 of 1 August 2008: The European Commission adopts its **second monitoring and evaluation report** about the operation of Council Common Position 2005/96/JHA on the **exchange of data on lost and stolen passports with Interpol**

[IP/08/1228 Information - FR](#)

16. Transport

Community Legislation

Commission Directive 2008/67/EC of 30 June 2008 amending Council Directive 96/98/EC **on marine equipment** (Text with EEA relevance)

[OJ of the EU, L 171/16 of 1 July 2008 - FR](#)

Regulation No 34 of the Economic Commission for Europe of the United Nations (UN/ECE) – Uniform provisions concerning the approval of **vehicles with regard to the prevention of fire risks**

[OJ of the EU, L 194/14 of 14 July 2008 - FR](#)

Commission Regulation (EC) No 668/2008 of 15 July 2008 amending Annexes II to V of Regulation (EC) No 2096/2005 laying down common **requirements for the provision of air navigation services**, as regards **working methods and operating procedures** (Text with EEA relevance)

[OJ of the EU, L 188/5 of 16 July 2008 - FR](#)

Regulation No 21 of the Economic Commission for Europe of the United Nations (UN/ECE) – Uniform provisions concerning the **approval of vehicles with regard to their interior fittings**

[OJ of the EU, L 188/32 of 16 July 2008 - FR](#)

Commission Decision of 11 July 2008 amending Decision No 2007/60/EC as regards the modification of the tasks and the period of operation of the **Trans-European Transport Network Executive Agency** (2008/593/EC)

[OJ of the EU, L 190/35 of 18 July 2008 - FR](#)

Directive 2008/57/EC of the European Parliament and of the Council of 17 June 2008 on the **interoperability of the rail system within the Community** (Recast) (Text with EEA relevance)

[OJ of the EU, L 191/1 of 18 July 2008 - FR](#)

Commission Directive 2008/74/EC of 18 July 2008 amending, as regards **the type approval of motor vehicles with respect to emissions from light passenger and commercial vehicles** (Euro 5 and Euro 6) and **access to vehicle repair and maintenance information**, Directive 2005/55/EC of the European Parliament and of the Council and Directive 2005/78/EC (Text with EEA relevance)

[OJ of the EU, L 192/51 of 19 July 2008 - FR](#)

Commission Regulation (EC) No 715/2008 of 24 July 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 197/36 of 25 July 2008 - FR](#)

Regulation No 30 of the Economic Commission for Europe of the United Nations (UN/ECE) – Uniform provisions concerning the approval of **pneumatic tyres for motor vehicles and their trailers**

[OJ of the EU, L 201/70 of 30 July 2008 - FR](#)

Commission Regulation (EC) No 692/2008 of 18 July 2008 implementing and amending Regulation (EC) No 715/2007 of the European Parliament and of the Council **on type-approval of motor vehicles with respect to emissions from light passenger and commercial vehicles** (Euro 5 and Euro 6) and on **access to vehicle repair and maintenance information** (Text with EEA relevance)

[OJ of the EU, L 199/1 of 28 July 2008 - FR](#)

Commission Regulation (EC) No 820/2008 of 8 August 2008 laying down measures for the **implementation of the common basic standards on aviation security**

[OJ of the EU, L 221/8 of 19 August 2008 - FR](#)

Preparatory Acts, Reports, Calls, Memos, Common Positions

Commission Recommendation of 26 May 2008 (2008/653/EC) on safe and efficient in-vehicle information and communication systems: update of the **European Statement of Principles on human-machine interface** (notified under document number C(2008) 1742)

[OJ of the EU, L 216/1 of 12 August 2008 - FR](#)

Common Position (EC) No 15/2008 of 6 June 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 Directive** of the European Parliament and of the Council amending Directive 2002/59/EC establishing a Community **vessel traffic monitoring and information system** (Text with EEA relevance)

[OJ of the EU, C 184E/1 of 22 July 2008 - FR](#)

Common Position (EC) No 16/2008 of 6 June 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 Directive** of the European Parliament and of the Council on **common rules and standards for ship inspection and survey organisations and for the relevant activities of maritime administrations** (Recast) (Text with EEA relevance)

[OJ of the EU, C 184E/11 of 22 July 2008 - FR](#)

Common Position (EC) No 17/2008 of 6 June 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 Directive of the European Parliament and of the Council establishing the **fundamental principles governing the investigation of accidents in the maritime transport sector** and amending Directives 1999/35/EC and 2002/59/EC (Text with EEA relevance)

[OJ of the EU, C 184E/23 of 22 July 2008 - FR](#)