Basic information

2003/0825(CNS) CNS - Consultation procedure Decision	Procedure completed
Court of First Instance, Art. 35 Rules of Procedure: language of proceedings, division of jurisdiction **Subject** 8.40.04 Court of Justice, Court of First Instance	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	JURI Legal Affairs and Internal Market	GIL-ROBLES GIL-DELGADO José María (PPE-DE)	22/01/2004
	Committee for opinion	**Rapporteur for opinion**	**Appointed**
	AFCO Constitutional Affairs	The committee decided not to give an opinion.	
Council of the European Union			

Key events

Date	Event	Reference	Summary
04/12/2003	Legislative proposal published	15738/2003	Summary
15/12/2003	Committee referral announced in Parliament		
08/03/2004	Vote in committee		Summary
08/03/2004	Committee report tabled for plenary, 1st reading/single reading	A5-0126/2004	
30/03/2004	Decision by Parliament	T5-0206/2004	Summary
19/04/2004	Act adopted by Council after consultation of Parliament		
19/04/2004	End of procedure in Parliament		
29/04/2004	Final act published in Official Journal		

Technical information

Procedure reference	2003/0825(CNS)
Procedure type	CNS - Consultation procedure

Procedure subtype	Legislation
Legislative instrument	Decision
Legal basis	Euratom Treaty A 160-p2 EC Treaty (after Amsterdam) EC 245-p2
Stage reached in procedure	Procedure completed
Committee dossier	JURI/5/20490

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0126/2004	08/03/2004	
Text adopted by Parliament, 1st reading/single reading		T5-0206/2004 OJ C 103 29.04.2004, p. 0032-0157 E	30/03/2004	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	15738/2003	04/12/2003	Summary

European Commission

Document type	Reference	Date	Summary
Document attached to the procedure	SEC(2004)0223	01/03/2004	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Decision 2004/0406
OJ L 132 29.04.2004, p. 0003-0004 Summary

Court of First Instance, Art. 35 Rules of Procedure: language of proceedings, division of jurisdiction

2003/0825(CNS) - 04/12/2003 - Legislative proposal

PURPOSE : to amend the Rules of Procedure of the Court of First Instance of the Court of Justice of the European Communities with a view to the new allocation of jurisdiction in direct actions and to the enlargement of the Union. PROPOSED ACT : Council Decision. CONTENT : the aim of this proposal is to lay down a rule for the determination of the language of the case before the Court of First Instance where the applicant is an institution. Upon enlargement of the Union, it must be possible for the new official languages, namely, Czech, Estonian, Hungarian, Latvian, Lithuanian, Maltese, Polish, Slovak and Slovene to become languages of the case before the Court of First Instance. It is therefore necessary to add them to the list of languages of the case contained in Article 35(1) of the Rules of Procedure of the Court of First Instance. Since Article 225 of the EC Treaty has been amended by the Treaty of Nice, and by virtue of the new allocation of jurisdiction between the Court of Justice and the Court of First Instance in respect of direct actions as a result of the amendment of Article 51 of the Statute of the Court of Justice which has been put before the Council, it will be possible for the institutions to bring actions before the Court of First Instance.

Court of First Instance, Art. 35 Rules of Procedure: language of proceedings, division of jurisdiction

2003/0825(CNS) - 19/04/2004 - Final act

PURPOSE : to amend the Rules of Procedure of the Court of First Instance of the Court of Justice of the European Communities with a view to the new allocation of jurisdiction in direct actions and to the enlargement of the Union. LEGISLATIVE ACT : Council Decision 2004/406/EC, Euratom amending Article 35(1) and (2) of the Rules of Procedure of the Court of First Instance of the European Communities. CONTENT : On 1 May 2004, the Treaty concerning the accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic to the European Union entered into force. This Decision adds the new official languages, namely Czech, Estonian, Hungarian, Latvian, Lithuanian, Maltese, Polish, Slovak and Slovene to the list of languages of the case in Article 35(1) of the Rules of Procedure of the Court of First Instance of the European Communities. In addition, and as a result of the new allocation of jurisdiction in respect of direct actions between the Court of Justice and the Court of First Instance made by the Treaty of Nice, this Decision lays down a rule for the determination of the language of the case before the Court of First Instance where the applicant is an institution. Therefore, where the defendant is a Member State or a natural or legal person having the nationality of a Member State, the language of the case shall be the official language of that State. Where that State has more than one official language, the applicant may choose between them. DATE OF EFFECT : 01/05/04.

Court of First Instance, Art. 35 Rules of Procedure: language of proceedings, division of jurisdiction

2003/0825(CNS) - 01/03/2004 - Document attached to the procedure

COMMISSION OPINION The purpose of the amendments requested by the Court of Justice and the Court of First Instance is to add the new official languages of the enlarged Union to their lists of procedural languages. They also aim to reproduce, in the Rules of Procedure of the Court of First Instance, the provisions of the Rules of Procedure of the Court of Justice governing procedural languages in the direct actions that are now to be within the jurisdiction of the Court of First Instance under the distribution of jurisdiction in the process of being adopted by the Council. These purely technical amendments call for no comments from the Commission. The Commission accordingly agrees to the texts presented by the Court of Justice and the Court of First Instance.

Court of First Instance, Art. 35 Rules of Procedure: language of proceedings, division of jurisdiction

2003/0825(CNS) - 30/03/2004 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by Jose Maria GIL-ROBLES GIL-DELGADO (EPP-ED, E) approving the proposal.