II

(Acts whose publication is not obligatory)

REPRESENTIVES OF THE GOVERNMENTS OF THE MEMBER STATES

DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN UNION

of 1 May 2004

appointing judges at the Court of Justice of the European Communities

(2004/489/CE, Euratom)

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 223 thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 139 thereof,

Having regard to the Act concerning the conditions of 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 and the adjustments to the Treaties on which the European Union is founded (2003 Act of Accession), and in particular Article 46(1) and (2)(a) thereof,

Whereas:

(1) Article 46(1) and (2)(a) of the 2003 Act of Accession provides for the appointment of ten judges at the Court of Justice. The term of office of five of those judges is to expire on 6 October 2006. These judges are to be chosen by lot. The term of office of the other judges is to expire on 6 October 2009.

(2) 10 additional judges at the Court of Justice of the European Communities should therefore be appointed, in accordance with the above Article and after having drawn lots as provided therein,

HAVE DECIDED AS FOLLOWS:

Article 1

The following are hereby appointed judges at the Court of Justice of the European Communities for the period from 1 May 2004 to 6 October 2006:

Mr Jiří MALENOVSKÝ

Mr George ARESTIS

Mr Egils LEVITS

Mr Pranas KŪRIS

Mr Anthony BORG-BARTHET

Article 2

The following are hereby appointed judges at the Court of Justice of the European Communities for the period from 1 May 2004 to 6 October 2009:

Mr Uno LÕHMUS

Mr Endre JUHÁSZ

Mr Jerzy MAKARCZYK

Mr Marko ILEŠIČ

Mr Ján KLUČKA

Article 3

This Decision shall take effect on 1 May 2004.

Article 4

This Decision shall be published in the *Official Journal of the European Union*.

Done at Brussels, 1 May 2004.

The President

A. ANDERSON