JUDGMENT OF THE COURT
11 May 1989 *

In Case 52/88

Commission of the European Communities, represented by René Barents, a member of its Legal Department, acting as Agent, with an address for service in Luxembourg at the office of Georgios Kremlis, also a member of its Legal Department, Wagner Centre, Kirchberg,

applicant,

v

Kingdom of Belgium, represented by the Minister for External Relations, represented by J. Devadder, conseiller adjoint, with an address for service in Luxembourg at the Belgian Embassy,

defendant,

APPLICATION for a declaration that, by not permitting the sale in its territory of prepared meat and meat preparations containing more than a given quantity of edible gelatine which are lawfully produced and marketed in other Member States, the Kingdom of Belgium has failed to fulfil its obligations under Article 30 of the EEC Treaty,

THE COURT

composed of: O. Due, President, T. Koopmans, R. Joliet and F. Grévisse (Presidents of Chambers), Sir Gordon Slynn, C. N. Kakouris, J. C. Moitinho de Almeida, G. C. Rodríguez Iglesias and M. Diez de Velasco, Judges,

(the grounds of the judgment are not reproduced)

* Language of the case: Dutch.

hereby:

(1) Declares that, by not permitting the sale in its territory of prepared meat and meat preparations containing more than a given quantity of edible gelatine which originate in another Member State where they were lawfully produced and marketed, the Kingdom of Belgium has failed to fulfil its obligations under Article 30 of the EEC Treaty;

(2) Orders the Kingdom of Belgium to pay the costs.