JUDGMENT OF THE COURT
1 October 1991 *

In Case C-14/90,

Commission of the European Communities, represented by I. Pernice, a member of its Legal Service, acting as Agent, assisted by N. Coutrelis, of the Paris Bar, with an address for service in Luxembourg at the office of Guido Berardis, a member of its Legal Service, Wagner Centre, Kirchberg,

applicant,

v

French Republic, represented by P. Pouzoulet, Sub-Director for Legal Affairs in the Ministry of Foreign Affairs, and M. Giacomini, Secretary for Foreign Affairs, in the same Ministry, acting as Agents, with an address for service in Luxembourg at the French Embassy, 9 Boulevard du Prince-Henri,

defendant,

APPLICATION for a declaration that by failing to adopt within the prescribed period all the provisions needed to comply with Council Directive 85/203/EEC of 7 March 1985 on air quality standards for nitrogen dioxide (Official Journal 1985 L 87, p. 1), the French Republic has failed to fulfil its obligations under the EEC Treaty,

THE COURT,

composed of: O. Due, President, G. C. Rodríguez Iglesias and M. Díez de Velasco (Presidents of Chambers), Sir Gordon Slynn, C. N. Kakouris, R. Joliet, F. Grévisse, M. Zuleeg and P. J. G. Kapteyn, Judges,

(The grounds of the judgment are not reproduced.)

* Language of the case: French.

hereby:

1. **Declares that, by failing to adopt within the prescribed period all the provisions needed to comply with Council Directive 85/203/EEC of 7 March 1985 on air quality standards for nitrogen dioxide, the French Republic has failed to fulfil its obligations under the EEC Treaty;**

2. **Orders the French Republic to pay the costs.**