

Ongoing Infraction Cases Involving the Scottish Executive

Case No.	Stage	EU Legislation
Cases at Article 226 Letter Stage		
2000/4304	Article 226 Letter	Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds.
2000/4337	Article 226 Letter	Council Directive 91/271/EEC of 21 May 1991 concerning urban waste water treatment
2000/4976	Article 226 Letter	Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment
2001/4027	Article 226 Letter	Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds ("The Birds Directive").
2001/4821	Article 226 Letter	Council Directive 91/689/EEC of 12 December 1991 on hazardous waste.
2002/2311	Article 226 Letter	Regulation 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the common fisheries policy.
2002/4156	Article 226 Letter	Council Directive 91/271/EEC of 21 May 1991 concerning urban waste water (UWWT Directive)
2003/2146	Article 226 Letter	Council Directive on the assessment of the effects of certain public and private projects on the environment, as amended by Council Directive 97/11/EC.
2004/1505	Article 226 Letter	2002/96/EC Waste Electrical and Electronic Equipment
2004/1507	Article 226 Letter	Council Directive 2003/43 of 26 May 2003 amending Directive 88/204/EEC laying down the requirements applicable to intra-Community trade in and imports of semen of domestic animals of the bovine species.
2004/1508	Article 226 Letter	Council Directive 2003/50 of 1 June 2003 amending Directive 91/68/EEC as regards reinforcement of controls on movements of ovine and caprine animals.
2004/1512	Article 226 Letter	Council Directive 2003/85/EC of 29 Sept 2003 on Community measures for control of Foot and Mouth Disease
2004/2062	Article 226 Letter	Council Directive 91/676/EEC The protection of waters against pollution caused by nitrates from agricultural sources.
2005/0248	Article 226 Letter	Council Directive 2002/99/EC of 16 Decebmer 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption.
2005/0255	Article 226 Letter	Commission Directive 2004/103/EC of 7 October 2004 on idenity and plant health checks of plants, plant products or other objects, listed in Part B of Annex V to Counci Directive 2000/29/EC, which may be carried out at a place ither than the point of entry into the Community or at a place close by and specifying the conditions related to these checks.
2005/0256	Article 226 Letter	Commission Directive 2004/105ECof 15 October 2004 determining the models of official phytosanitary certificates or phytosanitary certificates for re-export accompanying plants, plant prodcuts or other listed objects from thrid countries and listed in Council Directive 200/29/EC.

Cases at Article 226 Reasoned Opinion Stage		
1996/2092	Article 226 Reasoned Opinion	Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora
1998/2265	Article 226 Reasoned Opinion	Council Directive 91/271/EEC of 21 May 1991 concerning urban waste water treatment
2000/2180	Article 226 Reasoned Opinion	Regulation (EC) No 3690/93 of 20 December 1993 establishing a Community system laying down rules for the minimum information to be contained in fishing licenses
2000/2305	Article 226 Reasoned Opinion	Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy.
2000/4126	Article 226 Reasoned Opinion	Council Directive 78/659/EEC of 18 July 1978 on the quality of fresh waters needing protection or improvement in order to support fish life
2001/2121	Article 226 Reasoned Opinion	Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy.
2002/2173	Article 226 Reasoned Opinion	1. Council Regulation (EEC) No 3760/92 of 20 December 1992 establishing a Community system for the conservation and management of fishery resources. 2. Council Regulation (EEC) No 2847/93 of 12 October 1993 establishing a control system applicable to the common fisheries policy.
2003/4783	Article 226 Reasoned Opinion	1. Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds. 2. Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora.
2004/2036	Article 226 Reasoned Opinion	Council Directive 91/271/EEC of 21 May 1991 concerning urban waste water treatment

Cases at Article 226 Referral to ECJ Stage		
1998/2391	Article 226 - referred to ECJ	Council Directive 75/442/EEC of 15 July 1975 on waste
1999/2119	Article 226 - referred to ECJ	Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora
1999/4323	Article 226 - referred to ECJ	Council Directive 97/11/EC of 3 March 1997 amending Directive 85/337/EEC on the assessment of the effects of certain public and private projects on the environment
2000/2231	Article 226 - referred to ECJ	Council Directive 75/439/EEC of 16 June 1975 on the disposal of waste oils.
2000/4905	Article 226 - referred to ECJ	Council Directive 85/337/EEC on the assessment of certain public and private projects on the environment as amended by Council Directive 97/11/EC
2003/0341	Article 226 - referred to ECJ	Council Directive 2001/55/EC of 20 July on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof.
Cases at Article 228 Letter Stage		
1997/2185	Article 228 Letter	Council Directive 91/156/EEC of 18 March 1991 amending Directive 75/442/EEC on waste