

Common Market Law
of Competition

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COMMON MARKET LAW OF COMPETITION

THIRD EDITION

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PREFACE TO THE THIRD EDITION

The continuing growth of Community competition law has led to considerable reorganisation and expansion of this long overdue third edition. Our thanks are due in particular to our contributors, who dealt with topics as follows: Malcolm Nicholson, Agreements on Joint Research, Development and Production (Chapter 5), and Enforcement and Procedure (Chapter 12); John Swift Q.C., Article 86 (Chapter 8); Christopher Vajda, Selective Distribution Agreements (in Chapter 6), Special Sectors (Chapter 13) and State Aids (Chapter 14); Vivien Rose, Civil Remedies (Chapter 10), Effect on Trade between Member States (in Chapter 2) and, jointly with Stephen Morris, Distribution and Supply Agreements (Chapter 6); and William Sibree, Notification (Chapter 11).

We have also been assisted by many others. We are particularly grateful to Mark Friend, David Strang and Derrick Wyatt, and to those who read all or part of the manuscript, including Jonathan Faull and Phillipa Watson, Professor David Edward Q.C., and Dr Robert Lane of the University of Edinburgh (who also contributed the Territorial Ambit of Article 85(1) in Chapter 2), Jeremy Lever Q.C., Professor W.R. Cornish, Tom Sharpe and Nicholas Pumfrey. We have found their comments most useful but the errors that remain are our own.

The work of checking references and citations has been particularly onerous in this edition. Much of that task was shouldered by William Sibree at Slaughter and May, and we were also particularly assisted by Susan Singleton, Laura McRoberts, Marcos Georgiades, Romano Subiotto and Fiona Phillipson. Our thanks also go to Michael Polson and Elizabeth Willocks of the University of Edinburgh who checked the footnotes in their entirety, and to Siân Roberts who checked the Appendices.

We could not have completed our task without the help of those who fought through illegible manuscript to produce immaculate word-processed text. Our thanks in that regard are particularly due to Ms Diane Rees, who bore the lion's share, and to Mrs Theresa El Mazhad, Mrs Lucy Bradley, Miss Kate Spencer and Miss Lesley More.

As regards citations, for Commission decisions we have generally used the Official Journal title, and for Court decisions we have generally used the short title appearing in the ECR, rather than the titles used by the CMLR. To find whether a Court of Justice decision has been reported in the CMLR please refer to the Table of Cases.

We are pleased that David Edward Q.C., Salvesen Professor of European Institutions in the University of Edinburgh, has agreed to assume responsibility for the fourth edition, assisted by Dr. Lane and others at the Centre of European Governmental Studies, Old College, South Bridge, Edinburgh EH8 9YL. All comments and criticisms of this edition, case notes or suggestions for improvement should be forwarded to Professor Edward at the above address.

The law is stated from materials available to us on August 1, 1987. Matters pending at the time of writing include proposed block exemption regulations for franchise and knowhow agreements and the Court's decision in such undecided cases as *Woodpulp*, *BAT & RJ Reynolds* and *AKZO*. It is hoped to produce a supplement to this edition to take account of these developments.

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TABLE OF CASES

ABI, OJ 1987 L43/51	2-115, 2-116, 2-123, 3-019, 3-030, 3-033, 3-038, 4-010, 4-018
ACEC/Berliet, JO 1968 L201/7 [1968] CMLR D35	5-013
ACF Chemiefarma v. Commission (41/69) [1970] ECR 661	2-017, 2-033, 2-040, 2-043, 2-056, 2-082, 2-085, 4-005, 4-006, 4-031, 4-047, 12-012, 12-087, 12-088, 12-105, 12-107
AEG v. Commission (107/82) [1983] ECR 3151; [1984] 3 CMLR 413	2-022, 2-027, 2-044, 2-072, 2-103, 2-116, 2-119, 2-140, 2-141, 6-035, 6-133, 6-134, 6-138, 6-140, 6-141, 6-142, 6-145, 4-146, 6-149, 11-061, 12-019, 12-029, 12-040, 12-048, 12-079, 12-080, 12-084, 12-099, 12-106, 12-108, 12-124
AEG-Telefunken, OJ 1982 L117/15 [1982] 2 CMLR 386	6-134, 6-138, 6-139, 6-146, 11-004, 12-019, 12-020, 12-030, 12-032, 12-040
AKZO v. Commission (62/86)	8-001, 10-015, 12-003
— v. — (62/86R)	12-125
— v. — (5/85) judgment of 23 September, 1986	12-056, 12-063, 12-064, 12-065
— v. — (53/85) [1987] 1 CMLR 231	12-070, 12-081, 12-089, 12-101, 12-102, 12-112, 12-113, 12-116
<i>See also</i> ECS/AKZO.	
AM & S v. Commission (155/79) [1982] ECR 1575; [1982] 2 CMLR 264	1-040, 12-064, 12-066, 12-068, 12-069, 12-073, 12-074, 12-102, 12-116
AM & S Europe, OJ 1979 L199/31 [1979] 3 CMLR 376	12-064
AOIP/Beyrard, OJ 1976 L6/8 [1976] 1 CMLR D14	2-009, 2-106, 2-143, 7-057, 7-059, 7-063, 7-070, 7-087, 7-088, 7-090, 11-028, 11-036, 12-093
ARG/Unipart, OJ 1986 C319/3	6-066
AROW/BNIC, OJ 1982 L362/40 [1983] 2 CMLR 285	1-080, 2-011, 2-013, 2-021, 2-031, 2-032, 2-084, 4-013, 4-042, 12-020, 12-034, 12-035
ASPA, OJ 1970 L148/9 [1970] CMLR D25	4-016, 4-065
AVEBE/KSH, Eighth Report on Competition Policy (1979), point 147	8-057, 9-004
Acciaieria di Brescia v. High Authority (31/59) [1960] ECR 71	12-058
Aciers Sidero v. Fagersta Bruks [1973] CMLR 77	13-056
Adams v. Commission (53/84) judgment of 7 November 1985	12-089, 12-113
Adams Staatsanwaltschaft des Kantons Basel-Stadt [1978] 3 CMLR 480	2-135
Advocaat Zwarte Kip, OJ 1974 L237/12 [1974] 2 CMLR D79	3-019, 7-027, 7-051, 7-052, 7-095
Aero Zipp Fasteners v. YKK Fasteners (UK) [1973] CMLR 819; [1978] 2 CMLR 88	10-005, 10-011, 10-031
Agfa-Gaevent and Dunlop/Pirelli, Fourth Report on Competition Policy (1975), point 40	9-007
Airam/Osram [1982] 3 CMLR 614, Eleventh Report on Competition Policy (1982), point 97	7-139, 8-061
Albatross v. Sopco (20/64) [1965] ECR 29; [1966] CMLR 159	13-004
Alec Lobb Ltd v. Total Oil [1985] 1 WLR 173 (1985) 129 SJ 83 [1985] 1 All ER 303 (1985) 273 EG 659 (1985) 129 SJ 83 (1985) LS Gaz 45	6-109
Alfa Romeo [1985] 1 CMLR 480 Fourteenth Report on Competition Policy (1985), point 72	6-042, 6-163
Allen & Hanburys Ltd v. Generics (UK) Limited (434/85) [1986] 1 CMLR 101	7-013, 7-017, 7-023, 10-024

TABLE OF CASES

Alliance de Constructeurs Francais de Machines Outils, JO 1968 L201/1 [1968]	
CMLR D23	2-103, 4-085
Allied Corporation v. Commission (239 & 275/82) [1984] ECR 1005	13-079
Alpha Steel v. Commission (14/81) [1982] ECR 749	13-051
Aluminium Imports from Eastern Europe, OJ 1985 L92/37	2-007, 2-015, 2-021, 2-029, 2-033, 2-108, 2-116, 2-126, 2-127, 2-129, 2-131, 2-146, 3-019, 4-011, 4-050, 6-007, 11-013, 11-058, 11-060, 11-061, 12-002, 12-034, 12-041
Alusuisse v. Commission (307/81) ECR 3463	13-079
Amélioration de L'Elevage v. Mialocq (271/81) [1983] ECR 2057	13-003
American Cyanamid v. Ethicon [1975] AC 396 [1975] 2 WLR 316 119 SJ 136 [1975] 1	
All ER 504 [1975] FSR 101 [1975] RPC 513	11-050
American Greetings Corp Re [1984] 1 WLR 189 (1984) 128 SJ 99 [1984] 1 All ER 426	
[1984] FSR 199 [1985] EIPR 6	7-026
Amersham/Buchler, OJ 1982 L314/34 [1983] 1 CMLR 619	2-089, 2-116, 3-026, 3-027, 3-032, 3-043, 5-065, 5-079, 5-081, 9-008, 13-049
Amicon/Fortia, Eleventh Report on Competition Policy (1981), point 112	8-057, 9-004, 12-049
Amministrazione delle Finanze dello Stato v. Ariete (871/79) [1980] ECR	
2545	1-010, 1-080, 2-021, 10-009
— v. Denkavit Italiano (61/79) [1980] ECR 1205	14-004
— v. Esseri and Salengo (142 & 143/80) [1982] ECR 1413	14-032
— v. San Giorgio 199/82 [1983] ECR 3595; [1985] 2 CMLR 658	10-021, 10-025, 10-032
Amoco Australia v. Rocca Bros [1975] AC 561 [1975] 2 WLR 779 119 SJ 301 [1975] 1	
All ER 968 (PC)	10-018
An Bord Bainne v. The Milk Marketing Board [1984] 1 CMLR 519 [1984] 2 CMLR	
584	10-026, 10-028, 10-037
Ancides v. Commission (43/85). See UNIOI.	
ANTIB v. Commission (272/85) judgment of 20 May, 1987. See French inland	
waterway traffic: EATE levy.	
Apple & Pear Development Council v. Lewis (222/82) [1983] ECR 4083 [1984] 3	
CMLR 733	1-015, 4-095, 4-096, 13-037, 14-004, 14-006, 14-008, 14-021, 14-030
Application des Gaz v. Falks Veritas [1974] Ch. 38/71 [1974] 3 WLR 235 118 SJ 363	
[1974] 3 All ER 51 [1974] 2 CMLR 75 [1974] FSR 355 [1974] 2 Lloyd's Rep 493	
[1975] RPC 421	1-078, 2-030, 10-022, 10-029, 10-031
— v. — [1975] 2 CMLR 177	10-031
Argyll Group v. Distillers [1986] 1 CMLR 764	10-030
Arthur Bell and Sons Ltd, OJ 1978 L235/15 [1978] 3 CMLR 298	2-099
Ashland Oil/Cabot, Fourteenth Report (1985), point 109	8-057, 9-004
Association pour la promotion du Tube d'Acier soudé électriquement, JO 1970	
L153/14 [1970] CMLR D31	4-099
Att.-Gen. of the Commonwealth of Australia v. Adelaide Steamship Co. [1913] AC	
781	10-029
Attwood v. Lamont [1920] 3 KB 571	10-018
Austro-Mechana v. Gramola Winter & Co., GRUR Int. 1980, p. 185	2-135
Automobile Safety Glass, Fifth Report on Competition Policy (1976), point 34	12-007
BAP v. Madimpex [1967] CMLR 148	11-057
BAT v. Commission (35/83) [1985] ECR 363 [1985] 2 CMLR 470	2-009, 2-022, 2-026, 2-043, 2-107, 2-143, 4-060, 7-008, 7-034, 7-139, 11-036, 12-019, 12-025, 12-031, 13-039
BAT and R.J. Reynolds v. Commission (142 & 156/84)	2-111, 5-069, 8-035, 9-002, 9-004, 9-010, 12-093, 12-097, 19-096
— v. Commission (142 & 156/84) order of 18 June, 1986	12-087

TABLE OF CASES

BBC/Grenfell/Holt, OJ 1984 C209/3 [1984] 3 CMLR 162 CMLR 162	2-115, 3-013, 5-065, 13-020
BBC/Valley Printing, Sixth Report on Competition Policy (1977), point 163	13-020
BMW, OJ 1975 L29/1 [1975] 1 CMLR D44	3-027, 3-028, 6-026, 6-034, 6-035, 6-037, 6-039, 6-043, 6-134, 6-146, 6-151, 6-153
BMW, Urt.23.10.679 (1980) E.C.C. 213, 1980 Wirtschaftsrecht 392 392	10-025, 10-029
BMW v. Commission (32/78) [1980] 1 CMLR 370 [1979] ECR 2435	1-030, 2-017, 2-020, 2-085, 2-086, 2-100, 2-117, 11-034, 12-012, 12-015, 12-018, 12-035, 12-038, 12-092
BMW Belgium, OJ 1978 L46/33 [1978] 2 CMLR 126	2-020, 2-099, 11-034, 11-061, 12-019, 12-020, 12-022, 12-032, 12-034, 12-037, 12-040
BNIC v. Clair (123/85) [1985] ECR 391; [1985] 2 CMLR 430	1-080, 2-004, 2-011, 2-013, 2-021, 2-031, 2-032, 2-056, 2-084, 2-085, 2-086, 2-119, 4-002, 4-013, 4-042, 13-031
BP v. Commission (77/77) [1978] ECR 1513	8-001, 8-021, 8-037, 12-100
BPCL/ICI, OJ 1984 L212/1 [1985] 2 CMLR 330	2-088, 2-105, 2-116, 2-118, 3-020, 3-022, 3-026, 3-029, 3-032, 3-033, 3-034, 3-035, 3-038, 3-041, 3-042, 5-031, 5-034, 5-039, 5-054, 5-062, 6-167, 6-168, 9-011, 11-015
BPICA, OJ 1977 L299/18 [1977] 2 CMLR D43, OJ 1982 L156/16 [1983] 2 CMLR 40	2-031, 2-032, 3-033, 3-044, 4-100
BP/Kellogg, OJ 1985 L369/6 [1986] 2 CMLR 619	2-088, 3-014, 3-026, 3-028, 3-043, 4-087, 5-005, 5-008, 5-013, 5-014, 5-015, 5-018, 5-031, 11-015
BP Kemi/DDSf, OJ 1979 L286/32 [1979] 3 CMLR 684	2-017, 2-033, 2-041, 2-090, 2-092, 2-122, 4-022, 4-026, 4-035, 4-054, 4-057, 6-031, 6-034, 6-051, 6-059, 6-065, 6-070, 6-074, 6-167, 6-169, 11-031, 11-034, 12-019, 12-021
BP/TGWU, Sixteenth Report on Competition Policy (1987)	12-092
BRT v. SABAM (127/73) [1974] ECR 51 and 313 [1974] 2 CMLR 238	1-044, 2-004, 2-115, 8-028, 8-037, 8-062, 10-001, 10-003, 10-005, 10-016, 10-026, 11-019, 11-021, 13-019, 13-020, 13-024, 13-046
Badische Anilin v. Johnson (1897) 14 R.P.C. 919	7-010, 7-021
Basset v. SACEM (402/85) judgment of 9 April 1987	7-008, 7-018, 7-043, 8-028, 8-060, 8-063
Baxter Travenol Laboratories/Smithkline R.I.T., Tenth Report on Competition Policy (1981), point 157	8-057, 9-004
Bayer v. Sullhofer (65/86)	7-086
Bayer/Gist-Brocades, OJ 1976 L30/13 [1976] 1 CMLR D98	2-088, 3-022, 3-026, 3-038, 3-045, 5-005, 5-009, 5-031, 5-032, 5-034, 5-040, 5-041, 5-044, 5-045, 5-046, 5-062, 5-065, 5-070, 5-075, 5-080, 5-083, 5-084, 7-097
Bayer/Tanabe, Eighth Report on Competition Policy (1979), point 125	7-139, 8-061
Beckaert/BHP, Answer to Written Question 201/86, OJ 1986 C299/53	2-124, 2-128
Becker v. Finanzamt Munster Innenstadt (8/81) [1982] ECR 53 [1982] 1 CMLR 499	1-055, 13-026
Beecham Group Ltd. v. International Products Ltd. [1968] R.P.C. 129 (Kenya)	7-012
— v. Shewan Tones (Traders) Ltd. [1968] R.P.C. 268 (Hong Kong)	7-012
Beecham/Parke Davis, OJ 1979 L70/11 [1979] 2 CMLR 157	2-087, 2-088, 2-089, 2-116, 3-028, 3-029, 3-032, 3-033, 3-041, 5-005, 5-009, 5-010, 5-011, 5-012, 5-014, 5-015, 5-016, 5-031, 5-068, 5-069, 5-076, 5-077
Béguelin Import v. G.L. Import Export (22/71) [1971] ECR 949 [1972] CMLR 81	2-014, 2-058, 2-066, 2-067, 2-091, 2-126, 2-132, 2-139, 2-142, 2-146, 6-010, 6-013, 6-018, 6-020, 6-055, 6-062, 6-069, 10-016, 10-022, 11-031, 11-046, 11-048
Belasco. <i>See</i> Roofing Felt.	

TABLE OF CASES

Bela-Mühle v. Grows-Farm (114/76) [1977] ECR 1211 [1979] 2 CMLR 83	1-054, 13-029
Belgian Central Heating, JO 1972 L264/22 [1972] CMLR D130	4-031, 4-065
Belgian Industrial Timber, Fifth Report on Competition Policy (1976), point 36	4-077
Belgische Vereniging der Banken/Association Belge des Banques, OJ 1987 L7/27	2-031, 2-115, 3-012, 3-019, 3-020, 3-030, 4-010, 4-018
Belgium v. Commission (40/85) judgment of 10 July, 1986	14-005
Benedetti v. Munari (52/76) [1977] ECR 163	11-015, 12-011, 13-020, 14-010, 14-011
Benelux Flat Glass, OJ 1984 L212/13 [1985] 2 CMLR	2-033, 4-005, 4-047, 12-028, 12-030, 12-035, 12-039, 12-040
Berg v. Sadler and Moore [1937] 2 KB 158	10-021
Berisford/Napier Brown, Thirteenth Report on Competition Policy (1984), point 166	8-057, 9-004
Bethell v. Commission (246/81) [1982] 3 CMLR 300 [1982] ECR 2277	13-046
— v. SABENA [1983] 3 CMLR 1	10-004
Betts v. Willmott (1870) L.R. 6 Ch App 239	7-011
Bilger v. Jehle (43/69) [1970] ECR 127	6-072, 6-082, 6-129, 11-032, 11-033, 11-046, 11-048
Billiton and Metal & Thermit Chemicals, Seventh Report on Competition Policy (1978), point 131	4-035, 6-070, 6-166
Binon (243/83) judgment of 3 July 1985	2-025, 2-033, 2-041, 2-056, 2-071, 2-085, 2-108, 2-116, 2-120, 3-027, 4-002, 4-016, 4-065, 4-067, 4-072, 6-032, 6-134, 6-143, 8-001
Blesgen v. State of Belgium (75/81) [1982] ECR 1211	1-017
Boat Equipment, Tenth Report on Competition Policy (1980), point 119	4-092
Boeringer v. Commission (7/72) [1973] CMLR 864 [1972] ECR 1281	12-043
Boehringer Mannheim v. Commission (45/69) [1972] CMLR D121 [1970] ECR 769 ..	4-005, 4-006, 4-041, 12-013, 12-015, 12-024, 12-039, 12-045, 12-073, 12-079
Bomée Stichting, OJ 1975 L329/30 [1976] 1 CMLR D1	4-065
Boots Company, The v. Centrafarm (No. 2) [1979] 2 CMLR 497	7-031
Bosch v. De Geus (13/61) [1962] CMLR 1 [1962] ECR 45	1-044, 2-030, 11-046
Bosshard Partners Intertrading v. Sunlight [1980] 3 CMLR 664	2-135
Bourgoin v. Ministry of Agriculture [1986] QB 716 [1985] 3 WLR 1027 [1985] 3 All ER 585 [1986] 1 CMLR 267 (1985) 82 LS Gaz 3534	10-021, 10-022, 10-025, 10-028, 10-029, 14-024
Boussois/Interpane, OJ 1987, L50/30	2-099, 2-101, 2-102, 2-106, 2-116, 3-012, 3-018, 3-019, 3-028, 3-029, 5-065, 7-057, 7-059, 7-061, 7-069, 7-073, 7-100, 7-118, 7-125, 7-129, 7-130, 7-131, 7-132, 7-133
Bowmakers v. Barnet Instruments [1945] KB 65	10-021
Bramley/Gilbert, Tenth Report on Competition Policy (1981), point 128 ..	6-171, 7-096
Brasserie de Haecht v. Wilkin (No. 1) (23/67) [1968] CMLR 26 [1967] ECR 407	2-057, 2-065, 2-066, 2-082, 2-091, 2-121, 6-020, 6-024, 6-070, 6-081
— v. — (No. 2) (48/72) [1973] CMLR 287 [1973] ECR 77	10-008, 11-003, 11-019, 11-021, 11-022, 11-028, 11-029, 11-046, 11-048, 11-053, 11-063
Brasserie Espérance, Union des Brasseries, Brasserie Maes, JO 1971 L161/2	12-062
Breeder's rights-maize seed, OJ 1978 L286/23 [1978] 3 CMLR 434	3-019, 7-057, 7-065, 7-066, 7-070, 7-088, 7-091, 7-093, 13-033
See also Nungesser v. Commission.	
Breeders' rights-roses, OJ 1985 L369/9	2-003, 2-091, 2-116, 2-121, 2-143, 7-084, 11-024, 12-002, 12-093
Bresciani v. Amministrazione della Finanze dello Stato (87/75) [1976] CMLR 62 [1976] ECR 129	2-135
Brinkhof v. Nederlandse Spoorwegen [1970] CMLR 264	10-025
British Concrete Pipe Association's Agreement [1982] I.C.R. 182	1-083
British Leyland v. Commission OJ 1984 L207/11 [1984] 3 CMLR 92	6-163, 12-036

TABLE OF CASES

British Leyland v. Armstrong [1982] 3 CMLR 603 [1984] 3 CMLR 102 [1986] AC 577 [1986] 2 WLR 400	7-003, 7-023, 7-049, 7-055, 7-129, 8-028, 10-004, 10-022, 10-023, 10-024
— v. Commission (226/84) Judgment of 11 November, 1986	6-147, 6-163, 8-001, 8-012, 8-016, 8-032, 8-043, 8-053, 8-059, 12-036, 12-038, 12-085, 12-108, 12-110, 12-112, 12-116
— v. T.I. Silencers [1980] 1 CMLR 598 [1981] 2 CMLR 75	10-023, 10-032
— v. Wyatt Interpart [1979] 1 CMLR 395 [1979] 3 CMLR 79	10-005, 10-009, 10-010, 10-032, 11-021
British Reinforced Concrete Engineering Co. Ltd. v. Schelff [1921] 2 Ch 563	9-015
British Sugar/Berisford, Twelfth Report on Competition Policy (1983), point 104	8-057, 9-004, 12-049, 12-054, 12-093, 12-126
British Sugar/Napier Brown, Press Release I.P.(86) 398, 21 August, 1986 [1986] 3 CMLR 594	8-043, 8-048, 8-057, 12-049, 12-050, 13-068
British Telecommunications, OJ 1982 L360/36 [1983] 1 CMLR 457	1-022, 2-010, 2-115, 8-036, 12-003, 12-022, 12-034, 12-035, 13-019, 13-020, 13-022
Brittany Fruit and Vegetable Committee v. Le Campion (218/85)	13-034, 13-037
Bronbemaling v. Heidemaatschappij, OJ 1975 L249/27 [1975] 2 CMLR D67	4-073, 7-057, 7-096, 11-075
Brother Industries v. Council (250/85R etc.) Order of 18 October 1985	13-074, 13-079
Bucher v. Commission (44/69) [1970] ECR 733	4-005, 4-006, 4-047, 12-030
Budget Rent A Car International v. Mamos Slough Ltd. (1977) 121 SJ 374	6-121
Budgett v. British Sugar (1979) 4 EL Rev 417	10-030
Buitoni v. FORMA (122/78) [1979] 2 CMLR 665 [1979] ECR 677	1-054
Bulk Oil v. Sun International (174/84) judgment of February 18, 1986	1-018, 1-031, 1-071, 1-076, 2-021, 2-124, 2-128, 10-016
— v. — [1984] 1 All ER 386 [1986] 2 CMLR 732	10-014
Bulmer Ltd. v. Bollinger SA [1974] Ch. 401 [1974] 3 WLR 202 118 SJ 404 [1974] 2 All ER 1226 [1974] FSR 334 [1975] RPC 321	1-078, 10-004
Burroughs/Delplanque, JO 1972 L13/50 [1972] CMLR D67	6-156, 7-057, 7-132
Burroughs/Geha, JO 1972 L13/53 [1972] CMLR D72	7-057
Bussenri v. Commission (8/83) [1984] ECR 2941	13-053
Büssing Automobilwerke AG v. Automobiles Miesse [1977] II Pas. B7	11-019
Butt v. Long (1953) 88 C.L.R. 476	9-015
Buys (5/79) [1979] ECR 3203	1-015, 1-080, 2-021
CBR, OJ 1978 L20/18 [1978] 2 CMLR 194	2-107, 4-016, 4-065, 11-045, 12-093
CBS UK v. Charmdale [1981] Ch 91 [1980] 3 WLR 476 (1979) 124 SJ 741 [1980] 2 All ER 807	7-040
CFA, Cobelaz/Synthèse, Cobelaz/Cokerries, JO 1968 L279 [1968] CMLR D45	4-083, 4-084
CICE (298/83) [1986] 1 CMLR 486 [1985] ECR 1105	7-048, 8-001, 8-035, 8-059, 12-093, 12-094, 12-096, 12-097, 12-102, 12-103
CILFIT v. Ministero Della Sanita (77/83) [1984] ECR 1257	13-031
COFAZ v. Commission (169/84) judgment of 28 January, 1986	12-097, 14-020, 14-026
CRAM and Rheinzink v. Commission (29 & 30/83) [1984] ECR 1679	2-033, 2-040, 2-041, 2-084, 2-085, 2-129, 4-035, 4-052, 4-053, 5-031, 6-018, 10-021, 12-037, 12-041, 12-108, 12-116
CRN, JO 1972 L303/7 [1973] CMLR D149	3-019, 4-047
CSV, OJ 1978 L242/15 [1970] 1 CMLR 11	2-116, 2-128, 3-019, 3-020, 3-022, 3-027, 3-035, 4-012, 4-014, 4-082, 4-084, 4-088, 6-007
CSV, OJ 1976 L192/27	12-056, 12-057, 12-069
Cadbury Ireland v. Kerry Cooperative Creameries, 17 July 1981, 1981 Dublin University Law Journal	10-025

TABLE OF CASES

Cadillon v. Höss (1/71) [1971] CMLR 420 [1971] ECR 351	2-066, 2-067, 2-116, 2-140, 2-142, 6-047
Cafeteros de Colombia, OJ 1982 L360/61 [1983] 1 CMLR 703	2-015, 3-019, 6-018, 6-028, 6-031
Camera Care v. Commission (792/79R) [1980] 1 CMLR 334 [1980] ECR 119	12-049, 12-050, 12-051, 12-052, 12-054, 12-093, 12-097, 12-102, 12-116, 12-118, 12-119, 12-122, 12-126
— v. Victor Hasselblad [1986] FTLR 348	2-134, 10-034
Campari, OJ 1978 L70/69 [1978] 2 CMLR 397	2-029, 2-102, 2-130, 3-026, 3-027, 3-045, 6-016, 6-026, 6-027, 6-030, 6-036, 6-066, 7-130, 7-131, 7-132, 7-135, 7-136, 7-138
Campus Oil Limited v. Minister for Industry and Energy (72/83) [1984] 3 CMLR 544 [1984] ECR 2127	1-019
Canadian Pacific Navigation Co. v. Victoria Packing Co. (1889) 3 BCR 490	2-047
Cane Sugar, OJ 1979 L39/64 [1980] 2 CMLR 559	2-015, 2-091, 6-167, 13-033
Cansulex, Twelfth Report on Competition Policy (1983), point 81	6-059
Capalongo v. Maya (77/72) [1973] ECR 611	14-024
Carbon Gas Technologie, OJ 1983 L376/17 [1984] 2 CMLR 275	2-089, 2-116, 3-020, 3-026, 3-028, 3-029, 3-032, 3-035, 3-043, 5-005, 5-009, 5-010, 5-012, 5-015, 5-017, 5-077
Carlsberg, OJ 1984 L207/26 [1985] 1 CMLR 735	2-092, 2-102, 2-116, 2-122, 3-020, 3-026, 3-033, 3-038, 3-043, 3-045, 5-065, 6-078, 6-039, 6-070, 6-081, 6-116, 6-167, 6-168
Carnaud/Metal Box, Bull. E.C. 7/8-1980 p32	9-002
Cartoux/Terrapin, Tenth Report on Competition Policy (1981), point 129	7-132
Cassis de Dijon, OJ 1980 C256/2. See Rewe v. Bundesmonopolverwaltung für Brantwein.	
Cast iron and steel rolls, OJ 1983 L317/1 [1984] 1 CMLR 694	2-029, 2-033, 4-003, 4-005, 4-008, 4-047, 12-016, 12-030, 12-043
Castrol v. Automotive Oil Supplies [1983] RPC 315	7-024
Cauliflowers, OJ 1978 L21/23 [1978] 1 CMLR D66	2-094, 2-104, 3-019, 4-069, 4-072, 4-073, 13-033, 13-034
—, Ninth Report on Competition Policy (1980), point 84	13-039
Cecimo, OJ 1969 L69/13 [1969] CMLR D1 OJ 1979 L11/16 [1979] 1 CMLR 419	2-032, 3-029, 3-044, 4-100, 4-102
Cematex, OJ 1971 L227/26 [1973] CMLR D135 OJ 1985 L140/27 [1983] 1 CMLR 234	3-043, 3-044, 4-100
Cementhandelaren v. Commission (8/72) [1972] ECR 977 [1973] CMLR 7	2-120, 3-109, 4-003, 4-004, 4-014, 4-015, 4-065
Centraal Bureau voor de Rijwielhandel. See CBR.	
Centrafarm v. American Home Products (3/78) [1979] 1 CMLR 326 [1978] ECR 1823	7-008, 7-030, 7-032
— v. Sterling Drug (15/74) [1976] 1 CMLR 1 [1974] ECR 1147	2-005, 2-023, 2-145, 2-146, 2-147, 4-059, 7-003, 7-004, 7-008, 7-013, 7-014, 7-015, 7-016, 7-018, 7-019, 7-020, 7-021, 7-023, 7-025, 7-026, 7-027, 7-050, 7-053, 7-062
Centre Belge d'Etude de Marché-Télé-Marketing v. CLT & IPB (311/84) [1986] 2 CMLR 558	7-048, 8-001, 8-004, 8-005, 8-017, 8-032, 8-043, 8-044, 8-047, 10-004
Chambre Syndicate des Eaux Minérales et de Source v. Commission (202/86)	12-097, 12-103
Charmasson v. Minister for Economic Affairs and Finance (48/74) [1975] 2 CMLR 208 [1974] ECR 1383	13-032
Chelmkarm Motors v. Esso Petroleum [1979] 1 CMLR 73	10-030
Chemidus Wavin v. TERI [1976] 2 CMLR 387 [1978] 3 CMLR 514 [1976] 3 CMLR 514	2-106, 7-059, 7-063, 10-016, 10-019, 10-020
Chevally v. Commission (15/70) [1970] ECR 975	12-118
Christiani and Neilsen, JO 1969 L165/72 [1969] CMLR D36	2-145, 2-146

TABLE OF CASES

Church of Scientology of California v. Commissioners of Customs & Excise [1981] 1 All ER 1035 [1981] STC 65	10-004
Cimbel, JO 1972 L303/24 [1973] CMLR D167	4-013
Cimenteries v. Commission (8/66 etc.) [1967] CMLR 77 [1967] ECR 75	11-075, 12-102, 12-107
Ciments et Betons v. Kerpen & Kerpen. <i>See</i> Soc. de Vente de Ciments et Betons v. Kerpen & Kerpen.	
Cincinatti Grinders Inc. v. BSA Tools Ltd. [1931] 48 RPC 33	7-021
Cinéthèque (60 & 61/84) [1986] 1 CMLR 365	1-017, 1-022, 7-047
Cinzano v. Hauptzollamt Saarbrücken (13/70) [1971] CMLR 374 [1970] ECR 1089	13-005
— v. Java Kaffeegeeschafte [1974] 2 CMLR 21	7-024
Clima-Chappée, JO 1969 L19511 [1970] CMLR D7	3-029, 5-031, 5-032, 5-034, 5-035, 5-040, 5-058
Club N.V. v. Elsevier-Sequoia N.V. [1980] 3 CMLR 258	10-005, 10-025, 11-019, 11-021
Coats/Patons/Gütermann, Ninth Report (1980) point 132	1-089, 8-057, 9-004
Cobelpa/VNP, OJ 1977 L242/10 [1977] 2 CMLR D28	2-033, 2-119, 3-019, 3-022, 4-021, 4-022, 4-026, 4-065
Coberco v. Commission (34/87). <i>See</i> Meldoc.	
Cockerill/Jenappes, Eighth Report (1979), point 143	9-004, 13-043
Coditel v. Ciné Vog Films (No. 1) (631-79) [1982] CMLR 328 [1980] ECR 881	1-022, 7-008, 7-047, 7-048, 7-054
— v. — (No. 2) (262/81) [1982] ECR 3381 [1983] 1 CMLR 49	2-022, 2-023, 2-073, 2-075, 2-081, 2-082, 2-100, 2-101, 6-124, 7-003, 7-008, 7-047, 7-054, 7-057, 7-065, 7-069, 7-140
Cognet (355/85) judgment of October 25, 1986	1-080
Comet v. Produktschap voor Siergewassen (45/76) [1976] ECR 2043	10-021, 10-025
Commercial Solvents v. Commission (6 & 7/73) [1974] ECR 223 [1974] 1 CMLR 309	1-005, 1-009, 1-053, 2-113, 2-118, 2-124, 2-129, 2-146, 8-001, 8-005, 8-009, 8-035, 8-039, 8-043, 8-044, 8-046, 12-004, 12-008, 12-019, 12-037, 12-038, 12-040, 12-078, 12-093, 12-116, 12-125
Commission v. Belgium (156/77) [1978] ECR 1881	13-038, 13-043, 14-020
— v. — (2/78) [1979] ECR 1761	1-015, 6-018
— v. — (155/82) [1983] ECR 531 [1983] 2 CMLR 566	1-015
— v. — (52/84) judgment of January 15, 1986	14-005, 14-020, 14-027
— v. Council (81/72) [1973] ECR 575 [1973] CMLR 639	1-054
— v. — (6 & 11/69) [1970] CMLR 43 [1969] ECR 523	14-007, 14-008
— v. — (167/73) [1984] 2 CMLR 216 [1974] ECR 359	1-008, 13-038
— v. France (Potatoes) (68/76) [1977] ECR 515 [1977] 2 CMLR 161	1-018
— v. France (Potatoes) (152/78) [1980] ECR 2299	1-015
— v. — (42/82) [1983] ECR 1013 [1984] 1 CMLR 160	1-015
— v. — (232/78) [1979] ECR 2729	13-032
— v. — (90/82) [1983] ECR 2011 [1984] 2 CMLR 516	1-015, 13-005
— v. — (161/82) [1983] ECR 2079 [1984] 2 CMLR 296	13-004
— v. — (202/82) [1984] ECR 933 [1985] 2 CMLR 185	1-015
— v. — (52/83) [1985] ECR 3707 [1985] 3 CMLR 278	14-007, 14-008, 14-020, 14-027
— v. — (171/83R) [1983] ECR 2621	14-021, 14-025
— v. — (290/83) [1983] ECR 439 [1986] 2 CMLR 546	13-036, 14-003, 14-004, 14-006, 14-020, 14-025
— v. — (18/84) [1986] 1 CMLR 605	14-030
— v. — (93/84) [1985] ECR 829	14-020
— v. Germany (70/72) [1973] ECR 813 [1973] CMLR 741	14-020, 14-021, 14-022, 14-027
— v. — (247/81) [1984] ECR 1111 [1985] 1 CMLR 640	1-015

TABLE OF CASES

Commission v. — (178/84) judgment of 13 March, 1987	1-017
— v. Germany, Denmark, France and Ireland (205/84) judgment of 4 December, 1986	1-022
— v. Ireland (61/77) [1978] ECR 417 [1978] 2 CMLR 466	1-011
— v. — (113/80) [1981] ECR 1625 [1982] 1 CMLR 706	1-015
— v. — (249/81) [1982] ECR 4005 [1983] 2 CMLR 99	1-014, 1-015, 13-014, 14-007, 14-030
— v. Italy (173/73) [1974] ECR 709 [1974] 2 CMLR 593	14-003
— v. — (73/79) [1980] ECR 1533	14-025, 14-032
— v. — (95/81) [1982] ECR 2187	1-015
— v. — (78/82) [1983] ECR 1955	1-015, 13-005
— v. — (203/82) [1983] ECR 2525 [1985] 1 CMLR 653	14-007, 14-008
— v. — (130/83) [1984] ECR 2849 [1984] 1 CMLR 753	14-020
— v. United Kingdom (31 & 53/77R) [1977] ECR 921 [1977] 2 CMLR 359	14-004, 14-025
— v. — (170/78) [1980] ECR 417 [1983] ECR 2265 [1983] 3 CMLR 512	1-031
— v. — (231/78) [1979] ECR 1447 [1979] 2 CMLR 427	13-032
— v. — (804/79) [1981] ECR 1045 [1982] 1 CMLR 543	1-010, 2-114
— v. — (124/81) [1983] ECR 203 [1983] 2 CMLR 1	1-015, 1-017
— v. — (40/82) [1984] ECR 283	1-015
— v. — (207/83) [1985] 2 CMLR 259	1-015, 1-017
— v. — (23/84) judgment of December 2, 1986	13-037
Commissioners of Customs & Excise v. ApS Samex [1983] 1 All ER 1042 [1983] 3 CMLR 194 (1983) 133 New LJ 281 [1983] Com LR 72	10-004
Comptoir Commercial d'Importation, OJ 1982 L27/31 [1982] 1 CMLR 440	12-058, 12-059
Computerland, OJ 1987 L222/12	6-118
Concast-Mannesmann, Eleventh Report on Competition Policy (1982), point 93	7-096
Connors Brothers Ltd. v. Connors [1940] 4 All ER 179	9-015
Consorzio Italiana Della Componentistica Di Ricambio per Autoveicoli Renault (53/87)	7-049
Consten & Grundig v. Commission (56 & 58/64) [1966] ECR 299	1-026, 2-018, 2-023, 2-052, 2-057, 2-060, 2-061, 2-062, 2-063, 2-064, 2-073, 2-080, 2-082, 2-085, 2-086, 2-090, 2-091, 2-095, 2-099, 2-113, 2-116, 3-016, 3-018, 3-019, 3-022, 3-023, 3-036, 4-058, 4-059, 6-010, 6-013, 6-014, 6-015, 6-016, 6-018, 6-023, 6-037, 6-062, 6-123, 6-124, 7-003, 7-008, 7-050, 7-051, 7-052, 7-066, 7-135, 10-017, 12-081, 12-108
Consten v. UNEF [1963] CMLR 176	6-014
Construction Machinery (H. Leverton), Fifteenth Report on Competition Policy (1986), point 57	2-099, 12-036
Continental Can JO 1972, L7/25 [1972] CMLR D11	8-016, 8-055, 8-056, 8-057, 12-007
See also Europemballage and Continental Can v. Commission.	
Continental T.V. Inc. v. G.T.E. Sylvania, 433 U.S. 36, 54-57 (1977)	2-053, 7-061
Continentale v. Commission (312/84) judgment of 24 February, 1987	13-078
Cooperative Stremsel en Kleurselfabriek (61/80) [1981] ECR 851 [1982] 1 CMLR 240	2-003, 2-032, 2-085, 2-104, 2-116, 2-117, 2-120, 3-016, 3-019, 3-036, 3-038, 4-078, 4-080, 6-072, 6-162, 13-031, 13-034
Cordless Telephones in Germany, Press Release IP(85)92, 26 March 1985 [1985] 2 CMLR 397	13-006
Costa v. ENEL (6/64) [1964] ECR 585 [1964] CMLR 425	1-076, 13-003, 13-004, 13-010, 14-024, 14-028
Council v. Parliament (34/86) judgment of 3 July, 1986	1-033
Crofter Handwoven Harris Tweed Co. v. Veitch [1942] AC 435	10-029

TABLE OF CASES

<i>Cullet v. Leclerc</i> (231/83) [1985] ECR 305 [1985] 2 CMLR 524	1-009, 1-010, 1-014, 1-015, 1-079, 1-080, 8-033
<i>Cutsforth v. Mansfield Inns</i> [1986] 1 WLR 558 (1986) 130 SJ 314 [1986] 1 All ER 577 [1986] 1 CMLR 1 (1985) 83 LS Gaz 1232	2-121, 2-123, 6-046, 6-081, 6-093, 8-037, 10-003, 10-016, 10-029, 10-030
<i>DDSA Pharmaceuticals v. Farbwerke Hoechst</i> [1975] 2 CMLR 50	10-004
<i>DECA, JO</i> 1964 2761 [1965] CMLR 50	2-114, 2-128, 4-012, 4-088
<i>DRU-Blondel, JO</i> 1965 2194 [1965] CMLR 180	6-023
<i>Dansk Supermarked v. Imerco</i> (58/80) [1981] ECR 181 [1981] 3 CMLR 590	2-108, 6-018, 7-008, 7-038
<i>Dassonville. See Procureur du Roi v. Dassonville.</i>	
<i>Davidson Rubber, JO</i> 1972 L143/31 [1972] CMLR D52	3-029, 3-034, 7-057
<i>De Bloos v. Bouyer</i> (59/77) [1977] ECR 2359 [1978] 1 CMLR 511	10-003, 11-046, 11-048, 11-049, 11-055
<i>De Kikvorsch</i> (94/82) [1983] ECR 947 [1984] 2 CMLR 323	1-017
<i>De Laval/Stork, OJ</i> 1977, L215/11 [1977] 2 CMLR D69	2-113, 3-045, 5-010, 5-065, 5-071, 5-076, 5-069, 5-079, 5-080, 5-081, 5-082, 5-083, 5-088, 5-089, 9-002, 9-008
<i>De Norre v. Brouwerij Concordia</i> (47/76) [1977] ECR 65 [1977] 1 CMLR 378 ...	2-065, 2-066, 2-091, 2-121, 6-008, 6-048, 6-063, 6-065, 6-072, 6-073, 6-083, 10-016
<i>De Peijper</i> (104/75) [1976] ECR 613 [1976] 2 CMLR 271	1-015, 7-018
<i>De Wendel v. Commission</i> (29/67) [1968] ECR 263	13-055
<i>Defrenne v. Sabena</i> (43/75) [1976] ECR 455 [1976] 2 CMLR 98	1-008, 1-076
<i>Demo-Studio Schmidt v. Commission</i> (210/81) [1983] ECR 3045 [1984] 1 CMLR 63	2-009, 2-022, 2-044, 6-134, 6-143, 6-148, 8-001, 12-093, 12-094, 12-096, 12-097
<i>Denkavit Futtermittel v. Minister für Ernährung</i> (251/78) [1979] ECR 3369	1-015
<i>Department Stores, Ninth Report on Competition Policy</i> (1980), point 89	4-028
<i>Deufl v. Commission</i> (310/85R) judgment of 6 February, 1986	14-026, 14-027
<i>Deutsche BP/Ruhrgas, Ninth Report on Competition Policy</i> (1980), point 94	9-002, 9-010
<i>Deutsche Castrol, OJ</i> 1983 L114/26	12-056
<i>Deutsche Gramophon v. Firma Pop</i> [1982] 1 CMLR 137	7-022
— <i>v. Metro</i> (78/70) [1971] ECR 487 [1971] CMLR 631 ...	1-010, 7-003, 7-004, 7-008, 7-042, 7-055, 8-028, 8-059
<i>Deutsche Philips, OJ</i> 1973 L293/40 [1973] CMLR D241	6-028, 6-032, 12-019
<i>Dietz v. Commission</i> (126/76) [1977] ECR 2431	12-116
<i>Distillers Company PLC (Red Label), OJ</i> 1983, C243/3 [1983] 3 CMLR 173	3-019, 6-017, 6-066
<i>Distillers Company Ltd., OJ</i> 1978 L50/16 [1978] 1 CMLR 400	2-092, 2-099, 6-010, 6-017, 6-027, 11-061, 12-021, 12-093
<i>Distillers Company v. Commission</i> (30/78) [1980] ECR 2229 [1980] 3 CMLR 121	2-019, 2-051, 2-099, 2-140, 2-141, 3-011, 3-018, 3-019, 3-024, 6-010, 6-017, 11-013, 11-060, 11-066, 12-080, 12-082, 12-087, 12-105, 12-106
<i>Distillers-Victuallers, OJ</i> 1980 L233/43 [1980] 3 CMLR 244	2-101, 2-144, 6-030, 6-144, 6-151
<i>See also Sole Distribution Agreements for Whisky and Gin.</i>	
<i>Distribution system of Ford-Werke AG</i> OJ 1983 L327/31 [1984] 1 CMLR 596	3-018, 3-024, 3-025, 3-031, 6-018, 6-026, 6-062, 6-134, 6-140, 6-141, 6-163
<i>Distribution system of Ford-Werke A.G. (Interim Measures), OJ</i> 1982 L256/20 [1982] 3 CMLR 267	6-134, 6-140, 12-009, 12-049, 12-092
<i>See also Ford v. Commission.</i>	
<i>Donckerwolcke v. Procureur de la République</i> (41/76) [1976] ECR 1921 [1977] 2 CMLR 535	1-031, 7-022
<i>Dow Chemical v. Commission</i> (85/87)	12-063
<i>Dow Chemical Ibérica v. Commission</i> (97/87)	2-029, 12-057, 12-063, 12-066

TABLE OF CASES

Dunlop/Pirelli, OJ 1986 C114/12 [1986] 2 CMLR 192	3-013, 5-065, 11-015, 11-071
Duphar v. Netherlands (238/82) [1984] ECR 523 [1985] 1 CMLR 256	1-015, 1-017, 1-018
Dupont de Nemours, OJ 1973 L194/27 [1973] CMLR D226	6-032, 6-038
Dupont de Nemours/AKZO, OJ 1986 C52/2 [1986] 1 CMLR 410	13-082
Duro-Dyne/Europair, OJ 1975, L29/11 [1975] 1 CMLR D62	6-023, 6-054, 6-065, 6-066
Dutch standard agreement on designs and models, Fifth Report on Competition Policy (1976), point 69	7-096
Dyestuffs, JO 1969 L195/11 [1969] CMLR D23	2-034, 2-037
Dyestuffs. <i>See</i> ICI v. Commission.	
Dymond v. G.B. Britton & Sons (Holdings) Ltd. [1976] 1 CMLR 133 ..	10-016, 10-033
EATE. <i>See</i> French inland waterway charter traffic: EATE Levy.	
ECS/AKZO (No. 1), OJ 1983 L252/13 [1983] 3 CMLR 694	12-006, 12-049, 12-050, 12-053
ECS/AKZO (No. 2), OJ 1985 L374/1 [1986] 3 CMLR 273	2-118, 2-124, 2-143, 8-001, 8-005, 8-013, 8-036, 8-048, 8-052, 10-030, 12-003, 12-004, 12-016, 12-025, 12-028, 12-029, 12-032, 12-035, 12-093
<i>See also</i> AKZO v. Commission.	
E.D. & F. Man v. Intervention Board (181/84) judgment of 24 September, 1985	1-054
EMI v. CBS (51/75) [1976] ECR 811 [1976] 2 CMLR 235 ...	2-023, 2-025, 2-126, 2-129, 2-136, 7-008, 7-013, 7-022, 7-025, 7-033, 7-034, 7-045, 7-050, 7-052, 7-055, 8-028
EMI/Jungheinrich, Seventh Report on Competition Policy (1978), points 119 to 120 [1978] 1 CMLR 398	5-005, 5-010, 5-013, 6-171
EMO. <i>See</i> Cecimo.	
ENI/Montedison, OJ 1987 L5/13	2-017, 2-021, 2-088, 2-089, 2-116, 3-020, 3-022, 3-026, 3-029, 3-032, 3-038, 3-045, 4-032, 4-034, 5-031, 5-054, 6-168, 9-011
ETA v. DK Investment (31/85) [1986] 2 CMLR 674	2-058, 2-071, 2-088, 2-091, 2-116, 6-010, 6-018, 6-020, 6-042, 6-134, 6-143
Eagle Star/Allianz, Twelfth Report on Competition Policy (1983), point 103	8-057, 9-002, 9-004, 9-010
Eastern Aluminium. <i>See</i> Aluminium imports from Eastern Europe.	
English Football League/London Weekend Television, Ninth Report on Competition Policy (1980), point 116	7-048, 7-140
Erauw-Jacquery (27/87)	7-070
Ernest Benn Ltd., Ninth Report on Competition Policy (1980), point 118	2-099, 7-041, 7-140
Esso Petroleum v. Harper's Garage (Stourport) Ltd. [1968] AC 269 [1967] 2 WLR 871 111 SJ 174 [1967] 1 All ER 699	6-087, 6-109
— v. Kingswood Motors [1974] 1 Q.B. 142 [1973] 3 WLR 780 117 SJ 852 [1973] 3 All ER 1057 [1973] CMLR 665	11-048, 11-050
Eurogypsum, JO 1968, L57/9 [1968] CMLR D1	5-005, 5-011
European Broadcasting Union, 1986, Bull EC 7/8 [1987] 1 CMLR 391	2-115, 7-048
Europemballage and Continental Can v. Commission (6/72) [1973] ECR 215 [1973] CMLR 199	1-005, 1-009, 1-029, 1-046, 1-053, 1-067, 2-093, 2-132, 8-001, 8-002, 8-005, 8-015, 8-035, 8-040, 8-055, 9-002, 9-004, 12-007, 12-078, 12-107, 12-108, 12-111, 12-116
— v. — (6/72R)	12-125
Extrude Hone v. Heathway [1981] 3 CMLR 379	7-019
FEDIOL v. Commission (191/82) [1983] ECR 2913	12-097, 13-079
FN/CF, JO 1971 L134/6	5-031, 5-032
FNICF, OJ 1982 L319/12 [1983] 1 CMLR 575	12-064, 12-066, 12-067
Fatty Acids, OJ 1987 L3/17	2-088, 2-092, 2-116, 4-021, 4-022, 4-026, 12-046