

WRITTEN QUESTION P-2760/07
by Robert Navarro (PSE)
to the Commission

Subject: Forest fire prevention measures

Pursuant to the CJEC judgment of 25 February 1999 (joined cases C-164/97 and C-165/97), forest protection comes under environment policy and so is subject to the co-decision procedure.

The Court accordingly repealed Regulation (EEC) No 2158/92¹ on the grounds that its legal basis was incorrect, but specifically stated that the Commission should propose a fresh regulation on the same subject and that, given the purpose of Regulation 307/97 and Regulation 308/97 (amending Regulation 2158/92), repealing them with full effect could seriously prejudice the implementation of measures taken by the Member States, with Community support, to protect the environment (see point 22 of the grounds of the Court's judgment).

In the case of forest fire prevention measures, as the two stated conditions do not appear to have been satisfied as yet, when will the Commission decide to carry the judgment of the Court of Justice into effect?

¹ OJ L217 of 31.7.1992, p.3