

2. Statistics of judicial activity of the Court of First Instance

Summary of the activity of the Court of First Instance

Table 1: General activity of the Court of First Instance in 1998, 1999 and 2000

New cases

Table 2: Nature of proceedings (1998, 1999 and 2000)

Table 3: Type of action (1998, 1999 and 2000)

Table 4: Basis of the action (1998, 1999 and 2000)

Table 5: Subject-matter of the action (1998, 1999 and 2000)

Cases decided

Table 6: Cases decided in 1998, 1999 and 2000

Table 7: Results of cases (2000)

Table 8: Basis of the action (2000)

Table 9: Subject-matter of the action (2000)

Table 10: Bench hearing case (2000)

Table 11: Length of proceedings (2000)

Figure I: Length of proceedings in staff cases (judgments and orders) (2000)

Figure II: Length of proceedings in other actions (judgments and orders) (2000)

Cases pending

Table 12: Cases pending as at 31 December each year

Table 13: Basis of the action as at 31 December each year

Table 14: Subject-matter of the action as at 31 December each year

Miscellaneous

Table 15: General trend

Table 16: Results of appeals from 1 January to 31 December 2000

Summary of the activity of the Court of First Instance

Table 1: General activity of the Court of First Instance in 1998, 1999 and 2000¹

	1998		1999		2000	
New cases		(238)		(384)		(398)
Cases dealt with	279	(348)	322	(659)	258	(344)
Cases pending	569	(1007)	663	(732)	661	(786)

¹ In this table and those which follow, the figures in brackets represent the total number of cases, *without* account being taken of the joinder of cases; for figures outside brackets, each series of joined cases is taken to be one case.

New cases

Table 2: Nature of proceedings (1998, 1999 and 2000)^{1, 2}

Nature of proceedings	1998	1999	2000
Other actions	135	254	242
Intellectual property	1	18	34
Staff cases	79	84	111
Special forms of procedure	23	28	11
Total	238 ³	384 ⁴	398 ⁵

1 The entry "other actions" in this table and those on the following pages refers to all actions brought by natural or legal persons, other than actions brought by officials of the European Communities and intellectual property cases

2 The following are considered to be "special forms of procedure" (in this and the following tables): applications to set aside a judgment (Art. 38 EC Statute; Art. 122 CFI Rules of Procedure); third party proceedings (Art. 39 EC Statute; Art 123 CFI Rules of Procedure); revision of a judgment (Art. 41 EC Statute; Art. 125 CFI Rules of Procedure); interpretation of a judgment (Art. 40 EC Statute; Art. 129 CFI Rules of Procedure); legal aid (Art. 94 CFI Rules of Procedure); taxation of costs (Art. 92 CFI Rules of Procedure); rectification of a judgment (Art. 84 CFI Rules of Procedure).

3 Of which 2 were milk quota cases and 2 were actions brought by customs agents.

4 Of which 71 cases concerned service-stations.

5 Of which 3 cases concerned service-stations and 59 concerned State aid in the region of Venice.

Table 3: Type of action (1998, 1999 and 2000)

Type of action	1998	1999	2000
Action for annulment	116	220	220
Action for failure to act	2	15	6
Action for damages	14	19	17
Arbitration clause	3	1	-
Intellectual property	1	18	34
Staff cases	79	83	110
Total	215	356	387
<i>Special forms of procedure</i>			
Legal aid	6	7	6
Taxation of costs	9	6	3
Interpretation or review of a judgment			1
Rectification of a judgment	7	15	1
Revision of a judgment	1		
Total	23	28	11
OVERALL TOTAL	238	384	398

1 Of which 2 were milk quota cases and 2 were actions brought by customs agents.

2 Of which 71 cases concerned service-stations.

3 Of which 3 cases concerned service-stations and 59 concerned State aid in the region of Venice.

Table 4: Basis of the action (1998, 1999 and 2000)

Basis of the action	1998	1999	2000
Article 63 of Regulation (EC) No 40/94	1	18	34
Article 173 of the EC Treaty (now, after amendment, Article 230 EC) ¹	104	215	219
Article 175 of the EC Treaty (now Article 232 EC)	2	14	6
Article 178 of the EC Treaty (now Article 235 EC)	13	17	17
Article 181 of the EC Treaty (now Article 238 EC)	3	1	
Total EC Treaty	123	265	276
Article 33 of the CS Treaty	12	5	1
Article 35 of the CS Treaty		1	
Article 40 of the CS Treaty		1	
Total CS Treaty	12	7	1
Article 151 of the EA Treaty	1	1	
Total EA Treaty	1	1	
Staff Regulations	79	83	110
Total	215	356	387
Article 84 of the Rules of Procedure	7	15	1
Article 92 of the Rules of Procedure	9	6	3
Article 94 of the Rules of Procedure	6	7	6
Article 125 of the Rules of Procedure			1
Article 129 of the Rules of Procedure	1		
Total special forms of procedure	23	28	11
OVERALL TOTAL	238	384	398

Table 5: Subject-matter of the action (1998, 1999 and 2000)¹

Subject-matter of the action	1998	1999	2000
Agriculture	19	42	23
Arbitration clause	2		
Association of overseas countries and territories	5	4	6
Commercial policy	12	5	8
Common foreign and security policy		2	1
Company law	3	2	4
Competition	23	34	36
Culture			2
Environment and consumers	4	5	14
European citizenship			2
External relations	5	1	8
Freedom of movement for persons	2	2	8
Freedom to provide services		1	
Free movements of goods	7	10	17
Intellectual property	1	18	34
Law governing the institutions	10	19	29
Regional policy	2	2	
Research, information, education and statistics		1	1
Social policy	10	12	7
State aid	16	100	80
Transport	3	2	
Total EC Treaty	124	262	280
Competition	8		
Iron and Steel		1	
State aid	3	6	1
Total CS Treaty	11	7	1
Law governing the institutions	1	1	
Total EA Treaty	1	1	
Staff Regulations	79	86	106
Total	215	356	387

Cases dealt with

Table 6: Cases dealt with in 1998, 1999 and 2000

Nature of proceedings	1998		1999		2000	
Other actions	141	(199) ¹	227	(544) ²	136	(219) ³
Intellectual property	1	(1)	2	(2)	7	(7)
Staff cases	110	(120)	79	(88)	98	(101)
Special forms of procedure	27	(29)	14	(25)	17	(17)
Total	279	(348)	322	(659)	258	(344)

1 Of which 64 were milk quota cases.

2 Of which 102 were milk quota cases and 284 were actions brought by customs agents.

3 Of which 8 were milk quota cases and 13 were actions brought by customs agents.

Table 7: Results of cases (2000)

Form of decision	Other actions		Intellectual property		Staff cases		Special forms of procedure		Total	
<i>Judgments</i>										
Action inadmissible	8	(14)			1	(1)			9	(15)
Action unfounded	22	(28)	5	(5)	28	(29)			55	(62)
Action partially founded	12	(62)			15	(17)			27	(79)
Action founded	11	(20)	1	(1)	10	(10)			22	(31)
No need to give a decision	2	(3)			1	(1)			3	(4)
Total judgments	55	(127)	6	(6)	55	(58)			116	(191)
<i>Orders</i>										
Removal from the register	36	(37)	1	1	20	(20)	1	(1)	58	(59)
Action inadmissible	13	(13)			15	(15)			28	(28)
No need to give a decision	7	(7)			2	(2)			9	(9)
Action founded							3	(3)	3	(3)
Action partially founded							6	(6)	6	(6)
Action unfounded	1	(1)			1	(1)	7	(7)	9	(9)
Action manifestly unfounded	17	(27)			5	(5)			22	(32)
Disclaimer of jurisdiction	1	(1)							1	(1)
Lack of jurisdiction	6	(6)							6	(6)
Total orders	81	(92)	1	(1)	43	(43)	17	(17)	142	(153)
Total	136	(219)	7	(7)	98	(101)	17	(17)	258	(344)

Table 8: Basis of the action (2000)

Basis of the action	Judgments		Orders		Total	
Article 63 of Regulation (EC) No 40/94	6	(6)	1	(1)	7	(7)
Article 173 of the EC Treaty (now, after amendment, Article 230 EC)	47	(117)	48	(48)	95	(165)
Article 175 of the EC Treaty (now Article 232 EC)	2	(2)	14	(14)	16	(16)
Article 178 of the EC Treaty (now Article 235 EC)	4	(5)	17	(28)	21	(33)
Article 181 of the EC Treaty (now Article 238 EC)	1	(2)			1	(2)
Total EC Treaty	60	(132)	80	(91)	140	(223)
Article 33 of CS Treaty	1	(1)	1	(1)	2	(2)
Article 35 of the CS Treaty			1	(1)	1	(1)
Total CS Treaty	1	(1)	2	(2)	3	(3)
Staff Regulations	55	(58)	43	(43)	98	(101)
Total	116	(191)	125	(136)	241	(327)
Article 84 of the Rules of Procedure			3	(3)	3	(3)
Article 92 of the Rules of Procedure			8	(8)	8	(8)
Article 94 of the Rules of Procedure			6	(6)	6	(6)
Total special forms of procedure			17	(17)	17	(17)
OVERALL TOTAL	116	(191)	142	(153)	258	(344)

Table 9: Subject-matter of the action (2000)¹

Subject-matter of the action	Judgments		Orders		Total	
Agriculture	7	(7)	7	(8)	14	(15)
Arbitration clause	1	(2)			1	(2)
Association of the Overseas Countries and Territories			1	(1)	1	(1)
Commercial policy	9	(11)	6	(6)	15	(17)
Company law	1	(1)	3	(3)	4	(4)
Competition	11	(52)	9	(9)	20	(61)
Environment and consumers	1	(4)	3	(3)	4	(7)
European citizenship			1	(1)	1	(1)
External relations	3	(5)	1	(1)	4	(6)
Freedom of movement for persons			4	(4)	4	(4)
Freedom to provide services	1	(1)			1	(1)
Free movement of goods	1	(1)	4	(4)	5	(5)
Intellectual property	6	(6)	1	(1)	7	(7)
Law governing the institutions	5	(8)	14	(24)	19	(32)
Regional policy	3	(4)	1	(1)	4	(5)
Research, information, education and statistics	1	(1)			1	(1)
Social policy	1	(2)	16	(16)	17	(18)
State aid	8	(26)	9	(9)	17	(35)
Transport	1	(1)	1	(1)	2	(2)
Total EC Treaty	60	(132)	81	(92)	141	(224)
State aid	1	(1)	2	(2)	3	(3)
Total CS Treaty	1	(1)	2	(2)	3	(3)
Staff Regulations	55	(58)	42	(42)	97	(100)
OVERALL TOTAL	116	(191)	125	(136)	241	(327)

¹ Special forms of procedure are not taken into account in this table.

Table 10: **Bench hearing case (2000)**

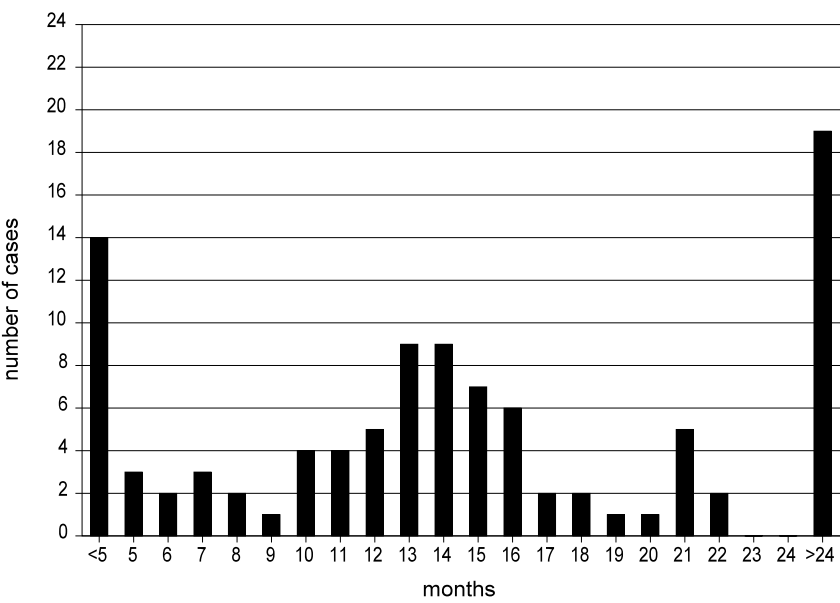
Bench hearing case	Total
Chambers (3 judges)	214
Chambers (5 judges)	112
Single judge	15
Cases not assigned	3
Total	344

Table 11: **Length of proceedings (2000)**¹
(judgments and orders)

	Judgments/Orders
Other actions	27.5
Intellectual property	9.1
Staff cases	15.6

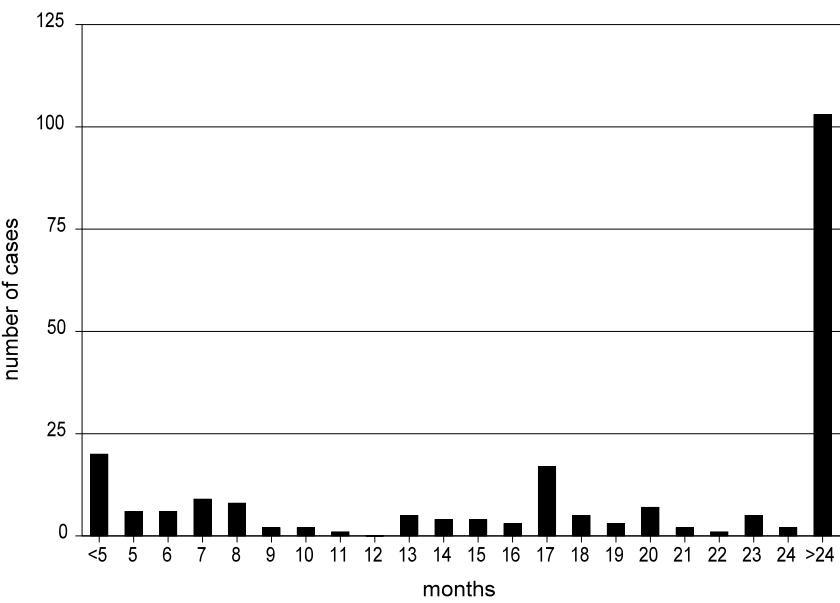
¹ In this table, the length of proceedings is expressed in months and tenths of months.

Figure I: Length of proceedings in staff cases (judgments and orders) (2000)



Cases/ Months	<5	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	>24
Staff Cases	14	3	2	3	2	1	4	4	5	9	9	7	6	2	2	1	1	5	2	0	0	19

Figure II: Length of proceedings in other actions (judgments and orders) (2000)



Cases/ Months	<5	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	>24
Other actions	20	6	6	9	8	2	2	1	0	5	4	4	3	17	5	3	7	2	1	5	2	103

Cases pending

Table 12: Cases pending as at 31 December each year

Nature of proceedings	1998		1999		2000	
Other actions	400	(829) ¹	471	(538) ²	445	(561) ³
Intellectual property	1	(1)	17	(17)	44	(44)
Staff cases	163	(173)	167	(169)	170	(179)
Special forms of procedure	5	(5)	8	(8)	2	(2)
Total	569	(1 007)	663	(732)	661	(786)

¹ Of which 190 are milk quota cases and 297 are cases brought by customs agents.

² Of which 88 are milk quota cases, 13 are cases concerning customs agents and 71 are cases concerning service-stations.

³ Of which 80 are milk quota cases, 74 are cases concerning service-stations and 59 are cases concerning State aid in the region of Venice.

Table 13: Basis of the action as at 31 December each year

Basis of the action	1998		1999		2000	
Article 63 of Regulation (EC) No 40/94			17	(17)	44	(44)
Article 173 of the EC Treaty (now, after amendment, Article 230 EC)	256	(279)	360	(383)	360	(436)
Article 175 of the EC Treaty (now Article 232 EC)	12	(12)	14	(14)	4	(4)
Article 178 of the EC Treaty (now Article 235 EC)	100	(498)	80	(123)	68	(107)
Article 181 of the EC Treaty (now Article 238 EC)	3	(3)	1	(2)	1	(1)
Total EC Treaty	371	(792)	472	(539)	477	(592)
Article 33 of the CS Treaty	29	(36)	14	(14)	12	(13)
Article 35 of the CS Treaty			1	(1)		
Article 40 of the CS Treaty			1	(1)	1	(1)
Total CS Treaty	29	(36)	16	(16)	13	(14)
Article 151 of the EA Treaty	1	(1)	1	(1)	1	(1)
Total EA Treaty	1	(1)	1	(1)	1	(1)
Staff Regulations	163	(173)	166	(168)	168	(177)
Total	564	(1 002)	655	(724)	659	(784)
Article 84 of the Rules of Procedure	1	(1)	2	(2)		
Article 92 of the Rules of Procedure	2	(2)	5	(5)		
Article 94 of the Rules of Procedure	2	(2)	1	(1)	1	(1)
Article 122 of the Rules of Procedure					1	(1)
Total special forms of procedure	5	(5)	8	(8)	2	(2)
OVERALL TOTAL	569	(1 007)	663	(732)	661	(786)

Table 14: Subject-matter of the action as at 31 December each year

Subject-matter of the action	1998		1999		2000	
Agriculture	107	(231)	100	(144)	97	(152)
Arbitration clause	3	(3)	1	(2)		
Association of overseas countries and territories	5	(5)	6	(6)	11	(11)
Common foreign and security policy			2	(2)	3	(3)
Commercial policy	27	(27)	25	(25)	16	(16)
Company law	4	(4)	4	(4)	4	(4)
Competition	111	(114)	101	(104)	74	(79)
Culture					2	(2)
Environment and consumers	6	(6)	8	(8)	15	(15)
European citizenship					1	(1)
External relations	10	(10)	7	(7)	9	(9)
Free movement of goods	20	(20)	26	(26)	24	(38)
Freedom of movement for persons			1	(1)	5	(5)
Freedom to provide services			1	(1)		
Intellectual property	1	(1)	17	(17)	44	(44)
Law governing the institutions	33	(309)	33	(34)	31	(31)
Regional policy	3	(3)	4	(5)		
Research, information, education, and statistics	1	(1)	1	(1)	1	(1)
Social policy	10	(10)	15	(15)	4	(4)
State aid	28	(46)	114	(131)	135	(176)
Transport	3	(3)	3	(3)	1	(1)
Total EC Treaty	372	(793)	469	(536)	477	(592)
Competition	7	(7)	6	(6)	6	(6)
Iron and steel	11	(11)	1	(1)	1	(1)
State aid	10	(17)	9	(9)	6	(7)
Total CS Treaty	28	(35)	16	(16)	13	(14)
Law governing the institutions	1	(1)	1	(1)	1	(1)
Total EA Treaty	1	(1)	1	(1)	1	(1)
Staff Regulations	163	(173)	169	(171)	168	(177)
Total	564	(1 002)	655	(724)	659	(784)

Miscellaneous

Table 15: **General trend**

Year	New cases ¹	Cases pending as at 31 December	Cases decided	Judgments delivered ²	Number of decisions of the Court of First Instance which have been the subject of an appeal ³
1989	169	164 (168)	1 (1)	– –	– –
1990	59	123 (145)	79 (82)	59 (61)	16 (46)
1991	95	152 (173)	64 (67)	41 (43)	13 (62)
1992	123	152 (171)	104 (125)	60 (77)	24 (86)
1993	596	638 (661)	95 (106)	47 (54)	16 (66)
1994	409	432 (628)	412 (442)	60 (70)	12 (101)
1995	253	427 (616)	197 (265)	98 (128)	47 (152)
1996	229	476 (659)	172 (186)	107 (118)	27 (122)
1997	644	640 (1 117)	179 (186)	95 (99)	35 (139)
1998	238	569 (1 007)	279 (348)	130 (151)	67 (214)
1999	384	663 (732)	322 (659)	115 (150)	60 ⁴ (177)
2000	398	661 (786)	258 (344)	117 (191)	69 (217)
Total	3 597		2 162 (2 811)	929 (1 142)	386 (1 387)

¹ Including special forms of procedure.

² The figures in brackets indicate the number of cases decided by judgment.

³ The italicised figures in brackets indicate the total number of decisions which could have been the subject of a challenge – judgments, and orders relating to admissibility, concerning interim measures, declaring that it is not necessary to proceed to judgment or refusing leave to intervene – in respect of which the deadline for bringing an appeal expired or against which an appeal was brought.

⁴ This figure does not include the appeal introduced against the order of inquiry of 14th September 1999 in Case T-145/98. This appeal was declared inadmissible by the Court since the challenged decision was not open to appeal.

Table 16: Results of appeals from 1 January to 31 December 2000
(judgments and orders)

	Unfounded	Appeal manifestly unfounded	Appeal manifestly inadmissible and unfounded	Appeal manifestly inadmissible	Annulment and referred back	Annulment not referred back	Partial annulment and referred back	Partial annulment not referred back	Removal from the register	No need to adjudicate	TOTAL
Agriculture	1	1		1		1					4
Association of overseas countries and territories									1		1
Common foreign and security policy	1										1
Commercial policy	2										2
Competition	11	2		3			1	6	1		24
Culture					1						1
External relations	2		1								3
Free movement of goods				1					2		3
Freedom of movement for persons		1	1								2
Iron and steel	1										1
Laws governing the institutions				1		2					3
Procedure										1	1
Social policy		1		12				1			14
Staff Regulations	5		2	3		2		1			13
State aid	4										4
Transport		1									1
Total	27	6	4	20	1	5	1	8	4	1	78