

Treaty establishing the European Community (Amsterdam consolidated version) - Part Five: Institutions of the Community - Title I: Provisions governing the institutions - Chapter 1: The institutions - Section 4: The Court of Justice - Article 227 - Article 170 - EC Treaty (Maastricht consolidated version) - Article 170 - EEC Treaty

Official Journal C 340 , 10/11/1997 P. 0271 - Consolidated version

Official Journal C 224 , 31/08/1992 P. 0061 - Consolidated version

(EEC Treaty - no official publication available)

Treaty establishing the European Community (Amsterdam consolidated version)

Article 227

A Member State which considers that another Member State has failed to fulfil an obligation under this Treaty may bring the matter before the Court of Justice.

Before a Member State brings an action against another Member State for an alleged infringement of an obligation under this Treaty, it shall bring the matter before the Commission.

The Commission shall deliver a reasoned opinion after each of the States concerned has been given the opportunity to submit its own case and its observations on the other party's case both orally and in writing.

If the Commission has not delivered an opinion within three months of the date on which the matter was brought before it, the absence of such opinion shall not prevent the matter from being brought before the Court of Justice.