

Action brought on 23 July 2018 — European Commission v Italian Republic**(Case C-481/18)**

(2018/C 328/38)

*Language of the case: Italian***Parties***Applicant:* European Commission (represented by: A. Szmytkowska and C. Sjödin, acting as Agents)*Defendant:* Italian Republic**Form of order sought**

The applicant claims that the Court should:

- declare that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Commission Directive 2012/39/EU of 26 November 2012 amending Directive 2006/17/EC as regards certain technical requirements for the testing of human tissues and cells ⁽¹⁾ or, in any event, by failing to notify those provisions to the Commission, the Italian Republic has failed to fulfil its obligations under Article 2(1) of Directive 2012/39/EU;
- order the Italian Republic to pay the costs.

Pleas in law and main arguments

Member States were required, under Article 2(1) of Directive 2012/39/EU, to adopt, by 17 June 2014, the national measures necessary to transpose the obligations under that directive into national law. Since the Italian Republic failed to adopt the laws, regulations and administrative provisions necessary to transpose that directive, or failed to notify those provisions to the Commission, the Commission has decided to refer the matter to the Court of Justice.

⁽¹⁾ OJ 2012 L 327, p. 24.

Action brought on 25 July 2018 — European Commission v Republic of Austria**(Case C-487/18)**

(2018/C 328/39)

*Language of the case: German***Parties***Applicant:* European Commission (represented by: M. Noll-Ehlers and M. Patakia, acting as Agents)*Defendant:* Republic of Austria**Form of order sought**

The applicant claims that the Court should:

- declare that, by failing to notify the Commission of its national programme for the management of spent fuel and radioactive waste, the Republic of Austria has infringed its obligations under Article 15(4), in conjunction with Article 13(1), of Council Directive 2011/70/Euratom of 19 July 2011 establishing a Community framework for the responsible and safe management of spent fuel and radioactive waste; ⁽¹⁾
- order the Republic of Austria to pay the costs of the proceedings.