

participate in the decision-making procedures referred to in Article 6(4) in respect of projects which may have significant effects on the environment in the area where the association is active but do not have a right of appeal such as is referred to in Article 10a?

⁽¹⁾ Council Directive 85/337/EEC of 27 June 1985 on the assessment of the effects of certain public and private projects on the environment (OJ 1985 L 175, p. 40).

Action brought on 19 June 2008 — Commission of the European Communities v Kingdom of Spain

(Case C-266/08)

(2008/C 209/52)

Language of the case: Spanish

Parties

Applicant: Commission (represented by: M. Condou-Durande and E. Adsera Ribera, acting as Agents)

Defendant: Kingdom of Spain

Form of order sought

— Declare that the Kingdom of Spain, by not adopting the laws, regulations and administrative provisions necessary to transpose Council Directive 2004/81/EC ⁽¹⁾ of 29 April 2004 on the residence permit issued to third-country nationals who are victims of trafficking in human beings or who have been the subject of an action to facilitate illegal immigration, who cooperate with the competent authorities and, in any event, by not communicating those provisions to the Commission, has failed to fulfil its obligations under Article 17 of that directive;

— Order the Kingdom of Spain to pay the costs.

Pleas in law and main arguments

The time limit for transposition of Directive 2004/81/EC expired on 5 August 2006.

⁽¹⁾ OJ 2004 L 261, p. 19.

Action brought on 24 June 2008 — Commission of the European Communities v Republic of Hungary

(Case C-270/08)

(2008/C 209/53)

Language of the case: Hungarian

Parties

Applicant: Commission of the European Communities (represented by: W. Wils and V. Bottka, acting as Agents)

Defendant: Republic of Hungary

Form of order sought

— Declare that the Republic of Hungary has failed to fulfil its obligations under Directive 2005/29/EC of the European Parliament and of the Council of 11 May 2005 concerning unfair business-to-consumer commercial practices in the internal market and amending Council Directive 84/450/EEC, Directives 97/7/EC, 98/27/EC and 2002/65/EC of the European Parliament and of the Council and Regulation (EC) No 2006/2004 of the European Parliament and of the Council ⁽¹⁾, by failing to adopt the laws, regulations and administrative provisions necessary to comply with that directive and, in any event, by failing to communicate them to the Commission;

— order the Republic of Hungary to pay the costs.

Pleas in law and main arguments

The period for transposition of the directive into national law expired on 12 June 2007.

⁽¹⁾ OJ 2005 L 149, p. 22.

Action brought on 24 June 2008 — Commission of the European Communities v Kingdom of Spain

(Case C-272/08)

(2008/C 209/54)

Language of the case: Spanish

Parties

Applicant: Commission (represented by: M. Condou-Durande and E. Adsera Ribera, acting as Agents)

Defendant: Kingdom of Spain