

At its meeting on 15 January 2008, the Court drew up the list referred to in the first subparagraph of Article 11c(2) of the Rules of Procedure for determining the composition of the First Chamber as follows:

Mr Tizzano

Mr Kasel

Mr Borg Barthet

Mr Levits

Mr Ilešič

At its meeting on 15 January 2008, the Court drew up the list referred to in the second subparagraph of Article 11c(2) of the Rules of Procedure for determining the composition of the Fifth Chamber as follows:

Mr Borg Barthet

Mr Ilešič

Mr Levits

Mr Kasel

Judgment of the Court (Grand Chamber) of 18 December 2007 — Commission of the European Communities v Ireland

(Case C-532/03) ⁽¹⁾

(Failure of a Member State to fulfil obligations — Public procurement — Articles 43 EC and 49 EC — Emergency ambulance services)

(2008/C 51/05)

Language of the case: English

Parties

Applicant: Commission of the European Communities (represented by: K. Wiedner and X. Lewis, Agents, and J. Flynn QC)

Defendant: Ireland (represented by: D. O'Hagan, Agent, A. Collins SC, E. Regan SC and C. O'Toole, Barrister)

Intervener in support of the defendant: Kingdom of the Netherlands (represented by: H.G. Sevenster, C. Wissels and P. van Ginneken, Agents)

Re:

Failure of a Member State to fulfil obligations — Breach of Articles 43 EC and 49 EC — Arrangements for the provision of an emergency ambulance service — Obligation to arrange prior advertising — Principles of transparency, equality and non-discrimination

Operative part of the judgment

The Court:

- 1) *Dismisses the action;*
- 2) *Orders the Commission of the European Communities to pay the costs.*

⁽¹⁾ OJ C 85, 3.4.2004.

Judgment of the Court (Second Chamber) of 13 December 2007 — Commission of the European Communities v Ireland

(Case C-418/04) ⁽¹⁾

(Failure of a Member State to fulfil obligations — Directive 79/409/EEC — Conservation of wild birds — Articles 4 and 10 — Transposition and application — IBA 2000 — Value — Quality of the data — Criteria — Margin of discretion — Directive 92/43/EEC — Conservation of natural habitats and of wild fauna and flora — Article 6 — Transposition and application)

(2008/C 51/06)

Language of the case: English

Parties

Applicant: Commission of the European Communities (B. Doherty and M. van Beek, Agents)

Defendant: Ireland (represented by D. O'Hagan, Agent, E. Cogan, Barrister, and G. Hogan SC)

Interveners in support of the defendant: Hellenic Republic, (represented by: E. Skandalou, Agent), Kingdom of Spain (represented by N. Díaz Abad)

Re:

Failure of a Member State to fulfil obligations — Infringement of Articles 4 and 10 of Council Directive 79/409/EEC of 2 April 1979 on the conservation of wild birds (OJ 1979 L 103, p. 1) — Breach of Article 6 of Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora (OJ 1992 L 206, p. 7)