

**Judgment of the Court (Fifth Chamber) of 6 December 2007 — Commission of the European Communities v French Republic**

(Case C-106/07) <sup>(1)</sup>

*(Failure of a Member State to fulfil obligations — Directive 2000/59/EC — Port reception facilities for ship-generated waste and cargo residues — Failure to have developed and implemented waste reception and handling plans for all ports)*

(2008/C 22/30)

Language of the case: French

**Parties**

*Applicant:* Commission of the European Communities (represented by: A. Bordes and K. Simonsson, acting as Agents)

*Defendant:* French Republic (represented by: G. de Bergues and A. Hare, acting as Agents)

**Re:**

Failure of a Member State to fulfil obligations — Failure to have adopted, within the prescribed period, the measures necessary to comply with Directive 2000/59/EC of the European Parliament and of the Council of 27 November 2000 on port reception facilities for ship-generated waste and cargo residues (OJ 2000 L 332, p. 81)

**Operative part of the judgment**

*The Court:*

1. Declares that, by failing to develop and implement, within the prescribed period, waste reception and handling plans for all its ports, the French Republic has failed to fulfil its obligations under Articles 5(1) and 16(1) of Directive 2000/59/EC of the European Parliament and of the Council of 27 November 2000 on port reception facilities for ship-generated waste and cargo residues;
2. Orders the French Republic to pay the costs.

<sup>(1)</sup> OJ C 95, 28.4.2007.

**Judgment of the Court (Fifth Chamber) of 29 November 2007 — Commission of the European Communities v Italian Republic**

(Case C-112/07) <sup>(1)</sup>

*(Failure of a Member State to fulfil obligations — Directive 2004/80/EC — Police and judicial cooperation in criminal matters — Compensation to crime victims — Failure to transpose within the prescribed period)*

(2008/C 22/31)

Language of the case: Italian

**Parties**

*Applicant:* Commission of the European Communities (represented by: M. Condou-Durande and E. De Persio, acting as Agents)

*Defendant:* Italian Republic (represented by: I. Braguglia, Agent, and D. Del Gaizo, avocat)

**Re:**

Failure of a Member State to fulfil obligations — Failure to adopt within the prescribed period the provisions necessary to comply with Council Directive 2004/80/EC of 29 April 2004 relating to compensation to crime victims (OJ 2004 L 261, p. 15)

**Operative part of the judgment**

*The Court:*

1. Declares that, by failing to adopt, within the prescribed period, the laws, regulations and administrative provisions necessary to comply with Council Directive 2004/80/EC of 29 April 2004 relating to compensation to crime victims, the Italian Republic has failed to fulfil its obligations under that directive;
2. Orders the Italian Republic to pay the costs.

<sup>(1)</sup> OJ C 117 of 26.5.2007.