

**Judgment of the Court (Sixth Chamber) of 31 January 2008  
— Commission of the European Communities v Kingdom  
of Sweden**

(Case C-259/07) <sup>(1)</sup>

*(Failure of a Member State to fulfil obligations — Directive 2005/51/EC — Public procurement — Procedure for the award of public contracts — Failure to transpose within the prescribed period)*

(2008/C 79/15)

Language of the case: Swedish

**Parties**

*Applicant:* Commission of the European Communities (represented by: D. Kukovec and K. Nyberg, acting as Agents)

*Defendant:* Kingdom of Sweden (represented by: A. Falk, acting as Agent)

**Re:**

Failure of a Member State to fulfil obligations — Failure to adopt, within the period prescribed, the provisions necessary to comply with Commission Directive 2005/51/EC of 7 September 2005 amending Annex XX to Directive 2004/17/EC and Annex VIII to Directive 2004/18/EC of the European Parliament and the Council on public procurement (OJ 2005 L 257, p. 127)

**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 Commission Directive 2005/51/EC of 7 September 2005 amending Annex XX to Directive 2004/17/EC and Annex VIII to Directive 2004/18/EC of the European Parliament and the Council on public procurement, the Kingdom of Sweden has failed to fulfil its obligations under that directive;
2. Orders the Kingdom of Sweden to pay the costs.

<sup>(1)</sup> OJ C 183, 4.8.2007.

**Judgment of the Court (Seventh Chamber) of 31 January  
2008 — Commission of the European Communities v  
Hellenic Republic**

(Case C-264/07) <sup>(1)</sup>

*(Failure of a Member State to fulfil obligations — Directive 2000/60/EC — Protection and management of water — Failure to undertake the analyses and reviews required — Failure to submit the summary reports required)*

(2008/C 79/16)

Language of the case: Greek

**Parties**

*Applicant:* Commission of the European Communities (represented by: M. Patakia and M. Konstantinidis, acting as Agents)

*Defendant:* Hellenic Republic (represented by: E. Skandalou, Agent)

**Re:**

Failure of a Member State to fulfil obligations — Breach of Articles 5(1) and 15(2) of Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (OJ 2000 L 327, p. 1) — Failure to submit summary reports of the analyses required under Article 5 as regards certain river basin districts — Failure to undertake the analyses and reviews required by Article 5(1) of the Directive

**Operative part of the judgment**

The Court:

1. Declares that, by failing ensure that, for each river basin district or for the portion of an international river basin district falling within its territory, an analysis of its characteristics, a review of the impact of human activity on the status of surface waters and on ground-water, and an economic analysis of water use, are undertaken according to the technical specifications set out in Annexes II and III of Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy, the Hellenic Republic has failed to fulfil its obligations under Article 5(1) of the Directive and, by failing to submit summary reports of the analyses required by that provision, it has also failed to fulfil its obligations under Article 15(2) of the Directive;
2. Orders the Hellenic Republic to pay the costs.

<sup>(1)</sup> OJ C 170, 21.7.2007.