

Action brought on 13 August 2008 — Commission of the European Communities v Republic of Hungary**(Case C-374/08)**

(2008/C 260/22)

*Language of the case: Hungarian***Parties***Applicant(s)*: Commission of the European Communities (represented by: P. Dejmek and B.D. Simon, acting as Agent(s))*Defendant(s)*: Republic of Hungary**Form of order sought**

— Declare that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Directive

2006/49/EC of the European Parliament and of the Council of 14 June 2006 on the capital adequacy of investment firms and credit institutions ⁽¹⁾ or by failing to inform the Commission of such provisions, the Republic of Hungary has failed to fulfil its obligations under that directive;

— order Republic of Hungary to pay the costs.

Pleas in law and main arguments

The time limit for implementing the directive expired on 31 December 2006.

⁽¹⁾ OJ L 177, p. 201.