

The Commission claims that the Court should:

1. declare that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Commission Directive 2002/31/EC of 22 March 2002 implementing Council Directive 92/75/EEC with regard to energy labelling of household air-conditioners ⁽¹⁾ or, in any event, by failing to communicate those provisions to the Commission, the Grand Duchy of Luxembourg has failed to fulfil its obligations under that directive;

2. order the Grand Duchy of Luxembourg to pay the costs.

Pleas in law and main arguments

The period for transposition of Directive 2002/31 expired on 31 December 2002.

⁽¹⁾ OJ L 86 of 03.04.2002, p. 26

Action brought on 30 January 2006 by the Commission of the European Communities against the Grand Duchy of Luxembourg

(Case C-47/06)

(2006/C 60/60)

(Language of the case: French)

An action against the Grand Duchy of Luxembourg was brought before the Court of Justice of the European Communities on 30 January 2006 by the Commission of the European Communities, represented by C. O'Reilly, acting as Agent, with an address for service in Luxembourg.

The Commission claims that the Court should:

1. declare that, by failing to adopt all the laws, regulations and administrative provisions necessary to comply with Council Directive 2003/9/EC of 27 January 2003 laying down minimum standards for asylum seekers, ⁽¹⁾ or, in any event, by not informing the Commission thereof, the Grand Duchy of Luxembourg has failed to fulfil its obligations under that directive;

2. order the Grand Duchy of Luxembourg to pay the costs.

Pleas in law and main arguments

The period prescribed for transposing Directive 2003/9/EC expired on 6 February 2005.

⁽¹⁾ OJ L 31 of 06.02.2003, p. 18.

Action brought on 30 January 2006 by the Commission of the European Communities against the Grand Duchy of Luxembourg

(Case C-48/06)

(2006/C 60/61)

(Language of the case: French)

An action against the Grand Duchy of Luxembourg was brought before the Court of Justice of the European Communities on 30 January 2006 by the Commission of the European Communities, represented by C. O'Reilly, acting as Agent, with an address for service in Luxembourg.

The Commission claims that the Court should:

1. declare that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Council Directive 2002/90/EC of 28 November 2002 defining the facilitation of unauthorised entry, transit and residence, ⁽¹⁾ and, in any event, by not informing the Commission of their adoption, the Grand Duchy of Luxembourg has failed to fulfil its obligations under that directive;

2. order the Grand Duchy of Luxembourg to pay the costs.

Pleas in law and main arguments

The period prescribed for implementing Directive 2002/90/EC expired on 4 December 2004.

⁽¹⁾ OJ L 328 of 5.12.2002, p. 17.