

The Commission claims that the Court should:

1. declare that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Directive 2001/42/EC <sup>(1)</sup> of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment or, in any event, by failing to communicate those provisions to the Commission, the Kingdom of Spain has failed to fulfil its obligations under that directive;
2. order the Kingdom of Spain to pay the costs.

*Pleas in law and main arguments*

The period prescribed for transposing Directive 2001/42 into national law expired on 21 July 2004.

<sup>(1)</sup> OJ L 197 of 21.7.2001, p. 30.

**Action brought on 1 February 2006 by the Commission of the European Communities against the Kingdom of Spain**

**(Case C-53/06)**

(2006/C 74/18)

*(Language of the case: Spanish)*

An action against the Kingdom of Spain was brought before the Court of Justice of the European Communities on 1 February 2006 by the Commission of the European Communities, represented by U. Wölker and S. Pardo Quintillán, acting as Agents, 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 Directive 2003/4/EC <sup>(1)</sup> of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC <sup>(2)</sup> or, in any event, by failing to communicate those provisions to the Commission, the Kingdom of Spain has failed to fulfil its obligations under that directive;
2. order the Kingdom of Spain to pay the costs.

*Pleas in law and main arguments*

The period prescribed for transposing Directive 2003/4 into national law expired on 14 February 2005.

<sup>(1)</sup> OJ L 41 of 14.2.2003, p. 26.

<sup>(2)</sup> OJ L 158 of 23.6.1990, p. 56.

**Action brought on 1 February 2006 by the Commission of the European Communities against the Kingdom of Belgium**

**(Case C-54/06)**

(2006/C 74/19)

*(Language of the case: French)*

An action against the Kingdom of Belgium was brought before the Court of Justice of the European Communities on 1 February 2006 by the Commission of the European Communities, represented by J. Hottiaux and F. Simonetti, acting as Agents, 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 Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment <sup>(1)</sup>, the Kingdom of Belgium has failed to fulfil its obligations under that directive;
2. order the Kingdom of Belgium to pay the costs.

*Pleas in law and main arguments*

The time for transposing the directive expired on 21 July 2004. Belgium still has not adopted all the measures which come within the powers of the Flemish Region and of the Federal Government, or, in any event, has not informed the Commission of them.

<sup>(1)</sup> OJ L 197 of 21.07.2001, p. 30.