

Action brought on 23 May 2007 — Commission of the European Communities v United Kingdom of Great Britain and Northern Ireland

(Case C-247/07)

(2007/C 170/26)

Language of the case: English

Parties

Applicant: Commission of the European Communities (represented by: M. Konstantinidis and D. Lawunmi, Agents)

Defendant: United Kingdom of Great Britain and Northern Ireland

The applicant claims that the Court should:

- declare that by failing to adopt all of the laws, regulations or administrative provisions necessary to comply with Directive 2003/35/EC⁽¹⁾ of the European Parliament and of the Council of 26 May 2003 providing for public participation in respect of the drawing up of certain plans and programmes relating to the environment and amending with regard to public participation and access to justice Council Directives 85/337/EEC⁽²⁾ and 96/61/EC⁽³⁾, or, in any event, by failing to notify such provisions to the Commission, the United Kingdom has failed to fulfil its obligations under Article 6 of that Directive.
- order United Kingdom of Great Britain and Northern Ireland to pay the costs.

Pleas in law and main arguments

The period within which the directive had to be transposed expired on 25 June 2005.

⁽¹⁾ OJ L 156, p. 17.
⁽²⁾ OJ L 175, p. 40.
⁽³⁾ OJ L 257, p. 26.

Reference for a preliminary ruling from the Hof van beroep te Antwerpen (Belgium) lodged on 23 May 2007 — Trespa International B.V. v Nova Haven-en Vervoerbedrijf N.V. and Meadwestvaco Europe B.V.B.A.

(Case C-248/07)

(2007/C 170/27)

Language of the case: Dutch

Referring court

Hof van beroep te Antwerpen

Parties to the main proceedings

Appellant: Trespa International B.V.

Respondents: Nova Haven-en Vervoerbedrijf N.V. and Meadwestvaco Europe B.V.B.A.

Questions referred

1. Under Article 291 of Regulation No 2454/93 laying down provisions for the implementation of the Community Customs Code⁽¹⁾, as applicable during the period from 1 July 1997 to 15 May 1998 inclusive, who is 'the person importing the goods or having them imported for free circulation?': does this term include the customs agent which makes the customs declaration in its own name and for its own account or does it cover only the importer for which the goods are intended?
2. Is there a transfer of goods within the Community for the purposes of Articles 297 and 1a of Regulation No 2454/93 in the case where goods are imported into the European Union at Antwerp and then transported to the Netherlands and/or should the person referred to in Article 291 of Regulation No 2454/93 laying down provisions for the implementation of the Community Customs Code, as applicable during the period from 1 July 1997 to 15 May 1998 inclusive, in such a case hold the authorisation referred to in that article?
3. Does the term 'transferee' in Article 297 of Regulation No 2454/93 laying down provisions for the implementation of the Community Customs Code, as applicable during the period from 1 July 1997 to 15 May 1998 inclusive, refer to the customs agent which clears the goods inwards from outside the Community to a Member State of the European Union on behalf of the ultimate importer?

⁽¹⁾ Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ 1993 L 253, p. 1).

Reference for a preliminary ruling from the Högsta domstolen (Sweden) lodged on 29 May 2007 — Gävle Kraftvärme AB v Länsstyrelsen i Gävleborgs län

(Case C-251/07)

(2007/C 170/28)

Language of the case: Swedish

Referring court

Högsta domstolen