

Action brought on 13 July 2007 — Commission of the European Communities v French Republic

(Case C-329/07)

(2007/C 211/54)

Language of the case: French

Parties

Applicant: Commission of the European Communities (represented by: W. Wils, acting as Agent)

Defendant: French Republic

Form of order sought

— Declare that, by failing to adopt the laws, regulations and administrative provisions necessary to comply with Directive 2004/48/EC of the European Parliament and of the Council of 29 April 2004 on the enforcement of intellectual property rights ⁽¹⁾, or in any event by not communicating them to the Commission, the French Republic has failed to fulfil its obligations under that directive;

— order the French Republic to pay the costs.

Pleas in law and main arguments

The period for the transposition of Directive 2004/48/EC into domestic law expired on 29 April 2006.

⁽¹⁾ OJ 2004 L 157, p. 45, and corrigendum OJ 2004 L 195, p. 16.

Reference for a preliminary ruling from the Cour Administrative d'appel de Lyon (France) lodged on 17 July 2007 — Régie Networks v Direction de Contrôle fiscal Rhône-Alpes Bourgogne

(Case C-333/07)

(2007/C 211/55)

Language of the case: French

Referring court

Cour Administrative d'appel de Lyon (Administrative Appeal Court, Lyon)

Parties to the main proceedings

Applicant: Régie Networks

Defendant: Direction de Contrôle fiscal Rhône-Alpes Bourgogne

Question referred

Is Commission Decision No 679/97 of 10 November 1997 by which the Commission decided not to raise any objections to the alterations made to the system of aid to radio broadcasting introduced by Decree No 92-1053 ⁽¹⁾ valid in respect of (1) the statement of reasons, (2) the assessment made as to the compatibility with the EC Treaty of the funding scheme for aid to radio broadcasting which was established for the period 1998-2002 and (3) the ground relating to the lack of any increase in the budgetary resources of the system of aid at issue?

⁽¹⁾ Decree No 92-1053 of 30 September 1992 renewing a special tax for the benefit of funds to support radio broadcasting, JORF No 228, of 1 October 1992, and Decree No 97-1263 of 29 December 1997 creating a special tax for the benefit of funds to support radio broadcasting, JORF No 302, of 30 September 1997, p. 191914.

Action brought on 19 July 2007 — Commission of the European Communities v Grand Duchy of Luxembourg

(Case C-340/07)

(2007/C 211/56)

Language of the case: French

Parties

Applicant: Commission of the European Communities (represented by: G. Rozet and M. van Beek, acting as Agents)

Defendant: Grand Duchy of Luxembourg

Form of order sought

The applicant claims that the Court should:

— declare that, by failing to adopt all the laws, regulations and administrative provisions necessary to comply with Directive 2002/73/EC of the European Parliament and of the Council of 23 September 2002 amending Council Directive 76/207/EEC on the implementation of the principle of equal treatment for men and women as regards access to employment, vocational training and promotion, and working conditions ⁽¹⁾ or, in any event, by not communicating them to the Commission, the Grand Duchy of Luxembourg has failed to fulfil its obligations under Article 2 of that directive;

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