Re:

Appeal against the order of the Court of First Instance (Second Chamber) of 26 May 2005 in Case T-377/04 *Nijs* v *Court of Auditors*, in which the Court of First Instance dismissed as inadmissible the action for annulment of the decision of the Court of Auditors not to promote the appellant to the post of translator-reviser (LA 5) in the 2003 promotion exercise.

Operative part

The Court:

1. Dismisses the appeal;

2. Orders Mr Nijs to pay the costs.

Judgment of the Court (Fifth Chamber) of 25 January 2007 — Commission v United Kingdom

(Case C-405/05)

Failure of a Member State to fulfil obligations — Directive 91/271/EEC — Pollution and nuisance — Treatment of urban waste water — Lack of measures to ensure the adequate treatment of urban waste water from a number of agglomerations

Member States — Obligations — Implementation of directives — Failure to fulfil obligations — National system pleaded as justification — Not permissible (Art. 226 EC) (see para. 7)

Re:

Failure of a Member State to fulfil obligations — Infringement of Article 4(1) and (3) of Council Directive 91/271/EEC of 21 May 1991 concerning urban waste-water treatment (OJ L 135, p. 40) — Failure to ensure adequate treatment of urban waste water from a number of agglomerations.

Operative part

The Court:

1. Declares that, by failing to take the measures necessary to ensure that adequate treatment was provided for urban waste waters from the agglomerations of Bangor, Brighton, Broadstairs, Carrickfergus, Coleraine, Donaghadee, Larne, Lerwick, Londonderry, Margate, Newtownabbey, Omagh and Portrush by 31 December 2000 at the latest, the United Kingdom of Great Britain and Northern Ireland has failed to fulfil its obligations under Article 4(1) and (3) of Council Directive 91/271/EEC of 21 May 1991 concerning urban waste-water treatment;

2. Orders the United Kingdom of Great Britain and Northern Ireland to pay the costs.

Order of the Court (Third Chamber) of 25 January 2007 — Koval'ský v Mesto Prešov and Dopravný podnik Mesta Prešov

(Case C-302/06)

Reference for a preliminary ruling — Protocol to the European Convention on the Protection of Human Rights and Fundamental Freedoms — Property law — Electrical installations on private land without compensation for the owners — Lack of jurisdiction of the Court