Operative part

The Court:

1. Declares that, by failing to transmit the report required under Article 9 of Directive 1999/94/EC of the European Parliament and of the Council of 13 December 1999 relating to the availability of consumer information on fuel economy and CO_2 emissions in respect of the marketing of new passenger cars, the Grand-Duchy of Luxembourg has failed to fulfil its obligations under that directive;

2. Orders the Grand-Duchy of Luxembourg to pay the costs.

Judgment of the Court (Eighth Chamber) of 14 December 2006 — Commission v Luxembourg

(Case C-218/06)

Failure of a Member State to fulfil obligations — Directive 2002/87/EC — Supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate — Failure to implement within the prescribed period

Actions for failure to fulfil obligations — Examination of merits by the Court — Situation to be taken into consideration — Situation on expiry of the period laid down in the reasoned opinion (Art. 226 EC (see para. 6)

Re:

Failure of a Member State to fulfil obligations — Failure to adopt, within the prescribed period, provisions necessary to comply with Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 on the

supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate and amending Council Directives 73/239/EEC, 79/267/EEC, 92/49/EEC, 92/96/EEC, 93/6/EEC and 93/22/EEC, and Directives 98/78/EC and 2000/12/EC of the European Parliament and of the Council (OJ 2003 L 35, p. 1).

Operative part

The Court:

1. By failing to adopt within the prescribed period, the laws, regulations and administrative provisions necessary to comply with Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 on the supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate and amending Council Directives 73/239/EEC, 79/267/EEC, 92/49/EEC, 92/96/EEC, 93/6/EEC and 93/22/EEC, and Directives 98/78/EC and 2000/12/EC of the European Parliament and of the Council, the Grand-Duchy of Luxembourg has failed to fulfil its obligations under that directive;

2. The Grand-Duchy of Luxembourg is ordered to pay the costs.

Judgment of the Court (Seventh Chamber) of 14 December 2006 — Commission v Luxembourg

(Case C-223/06)

Failure of a Member State to fulfil obligations — Directive 2003/51/EC — Company law — Annual accounts of certain types of companies — Failure to implement within the prescribed period

Actions for failure to fulfil obligations — Examination of merits by the Court — Situation to be taken into consideration — Situation on expiry of the period laid down in the reasoned opinion (Art. 226 EC) (see para. 8)