Judgment of the Court (Seventh Chamber) of 3 May 2007 — Commission v Ireland

(Case C-391/06)

Failure of a Member State to fulfil its obligations — Directive 2003/4/EC — Freedom of access to information — Environmental information — Failure to transpose 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. 7)

Re:

Failure of a Member State to fulfil its obligations — Failure to adopt, within the prescribed period, all the provisions necessary to comply with Directive 2003/4/EC 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 (OJ 2003 L 41, p. 26).

Operative part

The Court:

1. Declares that, by failing to adopt within the period prescribed the laws, regulations and administrative provisions necessary to comply with Directive 2003/4/EC 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, Ireland has failed to fulfil its obligations under the directive;

2. Orders Ireland to pay the costs.

Judgment of the Court (Seventh Chamber) of 10 May 2007 — Commission v Belgium

(Case C-407/06)

Failure of a Member State to fulfil its obligations — Directive 2003/105/EC — Protection of workers — Major accident hazards involving dangerous substances — Failure to transpose 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. 9)

Re:

Failure of a Member State to fulfil its obligations — Failure to adopt, within the prescribed period, the measures necessary to comply with Directive 2003/105/EC of the European Parliament and of the Council of 16 December 2003 amending Council Directive 96/82/EC on the control of major-accident hazards involving dangerous substances (OJ 2003 L 345, p. 97).