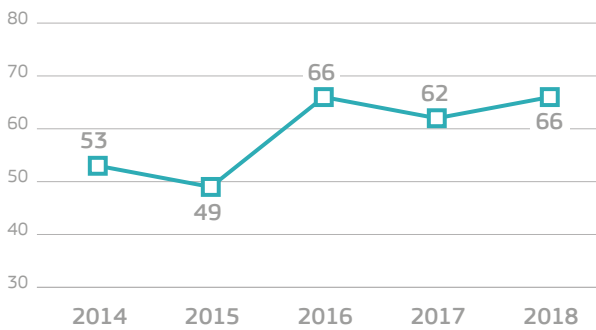


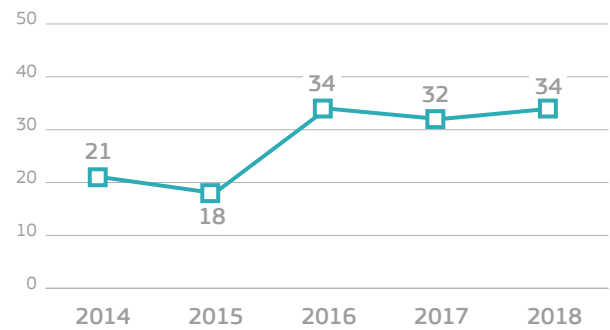
Monitoring the Application of European Union Law

Annual Report 2018

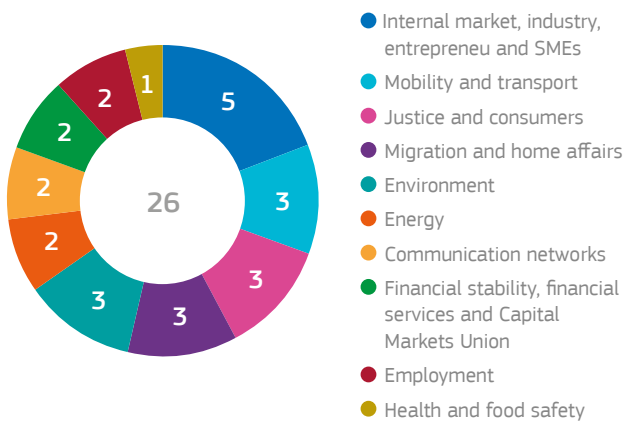
Infringement cases open as of 31 December 2018



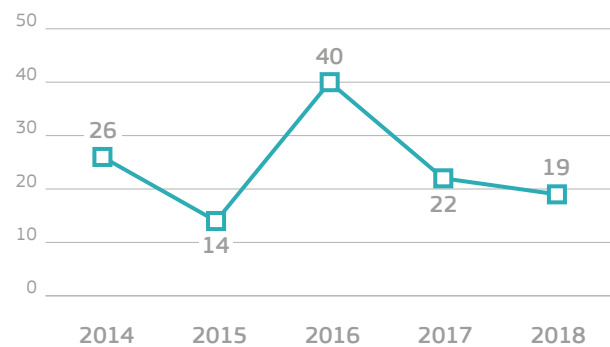
Late transposition¹ infringement cases open as of 31 December 2018



New infringement cases opened in 2018: main policy areas



New late transposition infringement cases opened in 2018



1. Number of infringement cases due to failure to implement an EU Directive into national law on time.



Relevant rulings of the European Courts:

- *The Court ruled, amongst others, that Austria breached its obligations under the EU directives on public procurement by awarding service contracts for the production of identity documents and other official documents without holding an EU-wide call for tenders².*
- *In preliminary rulings, the Court held, amongst others, that:*
 - *A worker posted by an employer to carry out work in another Member State and who is sent to replace a worker posted by a different employer cannot remain subject to the social security legislation of the Member States in which his employer usually carries on its activities³.*
 - *The owner of an internet connection used for copyright infringements through file-sharing cannot be held liable to pay damages if he can name at least one family member who might have had access to that connection, without providing further details as to when and how the internet was used by that family member⁴.*
 - *Article 29 of [Directive 2011/95/EU](#) precludes national legislation which provides that refugees with a temporary right of residence in a Member State are to be granted social security benefits which are less than those received by nationals of that Member State and by refugees with a permanent right of residence in that Member State⁵.*

2. Commission v Austria, C-187/16.

3. [Alpenrind and Others](#), C-527/16.

4. [Bastei Lübbe](#), C-149/17.

5. [Ayubi](#), C-713/17.