Monitoring the Application of European Union Law

Annual Report 2017

European Commission
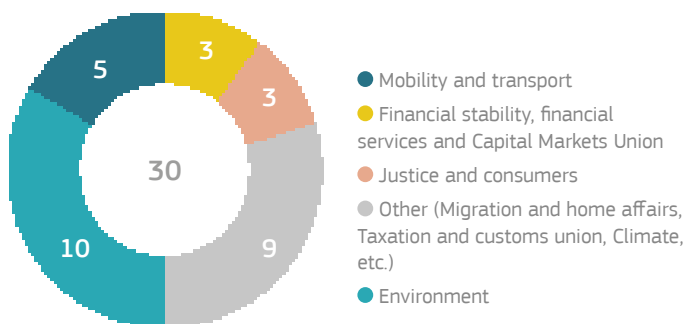
EN

Infringement cases open as of 31 December 2017

89

86

82

79

78

2013   2014   2015   2016   2017
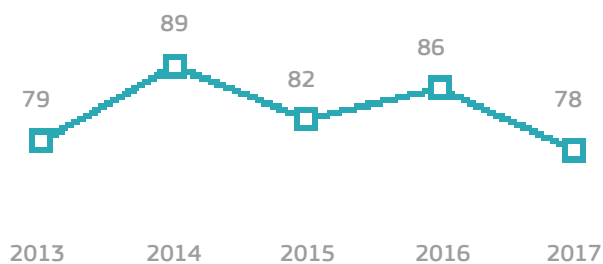
Late transposition[1] infringement cases

33

32

24

20

7

2013   2014   2015   2016   2017
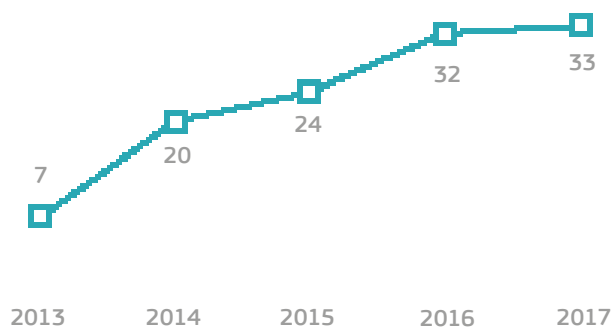
New infringement cases opened in 2017: main policy areas

5

3

3

30

9

10

- ● Mobility and transport
- ● Financial stability, financial services and Capital Markets Union
- ● Justice and consumers
- ● Other (Migration and home affairs, Taxation and customs union, Climate, etc.)
- ● Environment

New late transposition[2] infringement cases

34

32

36

22

22

2013   2014   2015   2016   2017
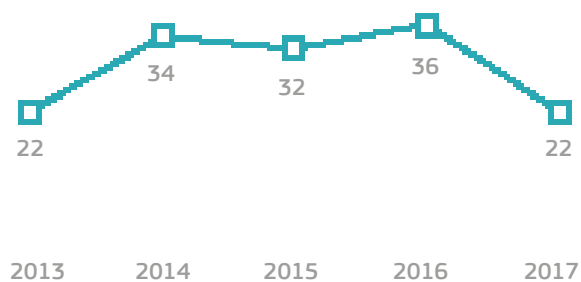
[1] Number of infringement cases pending against this Member State on 31.12.2017 due to failure to implement an EU directive into national law on time.
[2] Number of new infringement cases opened against this Member State in 2017 due to failure to implement an EU directive into national law on time.

⚖ Relevant rulings of the European Courts:

1. The Court of Justice of the EU ruled that:
- *Greece has failed to provide adequate treatment of urban waste water in several smaller agglomerations[3].*

- *Greece has failed to calculate and report on the cost-optimal levels for the energy performance requirements in buildings, in violation of the Energy Performance of Buildings Directive[4].*

2. In preliminary rulings, the Court ruled, amongst others, that:
- *A law that lays down, as a criterion for admission to a police school, a minimum height requirement irrespective of sex may constitute indirect sex discrimination against women. The objective of ensuring the effective accomplishment of the task of the police could be achieved by measures that are less disadvantageous to women, such as a pre-selection of candidates allowing their physical ability to be assessed[5].*

- *A Member State may adopt an order for the removal of a citizen who constitutes a serious threat to public security based on the sole finding that a previous exclusion order was still valid[6].*

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[3] Directive 91/271/EEC, Commission v Greece, C-320/15.
[4] Commission v Greece, C-160/16.
[5] Kalliri, C-409/16 and Court press release No 106/17.
[6] Petrea, C-184/16.