

## EFTA COURT

### **Action brought on 10 January 2014 by the EFTA Surveillance Authority against the Kingdom of Norway**

**(Case E-3/14)**

An action against the Kingdom of Norway was brought before the EFTA Court on 10 January 2014 by the EFTA Surveillance Authority, represented by Xavier Lewis and Markus Schneider, acting as Agents of the EFTA Surveillance Authority, 35 Rue Belliard, B-1040 Brussels.

The EFTA Surveillance Authority requests the EFTA Court to:

- 1. Declare that by failing to adopt, and/or to notify the EFTA Surveillance Authority forthwith of, the measures necessary to implement the Act referred to at point 65a of Annex XIII to the Agreement on the European Economic Area (Directive 2009/12/EC of the European Parliament and of the Council of 11 March 2009 on airport charges), as adapted to the Agreement by way of Protocol 1 thereto, within the time prescribed, Norway has failed to fulfil its obligations under the Act and under Article 7 of the Agreement.**
  
- 2. Order the Kingdom of Norway to bear the costs of these proceedings.**

*Legal and factual background and pleas in law adduced in support:*

- The application addresses Norway's failure to comply, no later than 30 March 2013, with a reasoned opinion delivered by the EFTA Surveillance Authority on 30 January 2013 regarding that state's failure to implement into its national legal order Directive 2009/12/EC of the European Parliament and of the Council of 11 March 2009 on airport charges ("the Act"), as referred to at point 65a of Annex XIII to the Agreement on the European Economic Area, and as adapted to that Agreement by way of Protocol 1 thereto.
  
- The EFTA Surveillance Authority submits that Norway has failed to fulfil its obligations under Article 13 of the Act and under Article 7 of the EEA Agreement, by failing to adopt, and/or to notify the Authority of, the measures necessary to implement the Act within the time prescribed.