

Judgment of the Court (Fourth Chamber) of 16 April 2015 — European Parliament v Council of the European Union

(Case C-540/13) ⁽¹⁾

(Action for annulment — Police and judicial cooperation in criminal matters — Setting of the date on which an earlier decision is to take effect — Determination of the legal basis — Legal framework applicable following the entry into force of the Treaty of Lisbon — Transitional provisions — Secondary legal basis — Consultation of Parliament)

(2015/C 198/08)

Language of the case: French

Parties

Applicant: European Parliament (represented by: F. Drexler, A. Caiola and M. Pencheva, acting as Agents)

Defendant: Council of the European Union (represented by: K. Pleśniak and A.F. Jensen, acting as Agents)

Operative part of the judgment

The Court:

- 1) Annuls Council Decision 2013/392/EU of 22 July 2013 fixing the date of effect of Decision 2008/633/JHA concerning access for consultation of the Visa Information System (VIS) by designated authorities of Member States and by Europol for the purposes of the prevention, detection and investigation of terrorist offences and of other serious criminal offences;
- 2) Declares that the effects of Decision 2013/392 are to be maintained until the entry into force of a new act intended to replace it;
- 3) Orders the Council of the European Union to pay the costs.

⁽¹⁾ OJ C 359, 7.12.2013.

Judgment of the Court (First Chamber) of 16 April 2015 (request for a preliminary ruling from the Bundesgerichtshof — Germany) — Hermann Lutz v Elke Bäuerle, acting as liquidator of ECZ Autohandel GmbH

(Case C-557/13) ⁽¹⁾

(Reference for a preliminary ruling — Regulation (EC) No 1346/2000 — Articles 4 and 13 — Insolvency proceedings — Payment made after the date on which insolvency proceedings were opened on the basis of attachment carried out before that date — Action to set aside an act detrimental to the interests of the creditors — Limitation periods or other time-bars relating to actions to set transactions aside — Procedural requirements for the action — Applicable law)

(2015/C 198/09)

Language of the case: German

Referring court

Bundesgerichtshof

Parties to the main proceedings

Applicant: Hermann Lutz

Defendant: Elke Bäuerle, acting as liquidator of ECZ Autohandel GmbH