2. If the previous question is answered in the negative, must the principle of equivalence be interpreted as meaning that the national court may regard the situation of staff who are employed by a public authority under a fixed-term contract and that of occasional regulated staff as similar in cases where there has been misuse of fixed-term employment contracts, or, when assessing similarity, must the national court consider factors other than the fact that the employer is the same, the services provided are the same or similar and the contract of employment has a fixed term, such as the precise nature of the employee's relationship, whether contractual or regulated, or the power of the public authorities to organise the way they function, which justify treating the two situations differently?

([1]) Annex to Council Directive 1999/70/EC of 28 June 1999 (OJ 1999 L 175, p. 43).

Request for a preliminary ruling from the Raad van State (Netherlands) lodged on 24 April 2015 — T. D. Rease, P. Wullems; other party: College bescherming persoonsgegevens

(Case C-192/15)

(2015/C 236/35)

Language of the case: Dutch

Referring court

Raad van State

Parties to the main proceedings

Appellants: T.D. Rease, P. Wullems

Other party: College bescherming persoonsgegevens

Questions referred

1. Does an instruction to employ equipment for the processing of personal data within the territory of a Member State, issued outside the EU by a controller, within the meaning of Article 2(d) of Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ 1995 L 281, p. 31), to a detective agency established within the EU, come within the notion of 'making use of equipment' within the meaning of Article 4(1)(c) of that directive?

2. Does Directive 95/46/EC, in particular Article 28(3) and (4) thereof, given the objective of that directive, allow the national authorities the latitude, when enforcing the protection of individuals by the supervisory authorities provided for in that directive, to set priorities which result in such enforcement not taking place in the case where only an individual or a small group of persons submits a complaint alleging a breach of that directive?

Request for a preliminary ruling from the Tribunal Superior de Justicia de la Comunidad Autónoma del País Vasco (Spain) lodged on 29 April 2015 — Juan Carlos Castrejana López v Ayuntamiento de Vitoria

(Case C-197/15)

(2015/C 236/36)

Language of the case: Spanish

Referring court

Tribunal Superior de Justicia de la Comunidad Autónoma del País Vasco