

**Operative part of the order**

*The Court:*

1. Dismisses the appeal.
2. Orders Aughinish Alumina Ltd to pay the costs.
3. Orders the French Republic to bear its own costs.

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<sup>(1)</sup> OJ C 305, 22.8.2016.

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**Order of the Court of Justice (Eighth Chamber) of 7 December 2017 (request for a preliminary ruling from the Vredegerecht te Antwerpen — Belgium) — Woonhaven Antwerpen v Khalid Berkani, Asmae Hajji**

(Case C-446/17) <sup>(1)</sup>

*(Reference for a preliminary ruling — Article 99 of the Rules of Procedure of the Court of Justice — Unfair terms — Rental contract concluded between a recognised social housing association and a tenant — Model rental contract made binding by an act of national legislation — Directive 93/13/EEC — Article 1(2) — Inapplicability of that directive)*

(2018/C 063/05)

*Language of the case: Dutch*

**Referring court**

Vredegerecht te Antwerpen

**Parties to the main proceedings**

Applicant: Woonhaven Antwerpen

Defendants: Khalid Berkani, Asmae Hajji

**Operative part of the order**

Article 1(2) of Council Directive 93/13/EEC of 5 April 1993 on unfair terms in consumer contracts must be interpreted as meaning that that directive is not applicable to conditions contained in the social rental contract concluded between a recognised social housing association and a tenant, which are determined by national legislation such as Article 11 of the model rental contract annexed to the Besluit van de Vlaamse Regering tot reglementering van het sociale huurstelsel ter uitvoering van titel VII van de Vlaamse Wooncode (Flemish Government Decree to regulate the social rental system implementing Title VII of the Flemish Housing Code), of 12 October 2007.

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<sup>(1)</sup> OJ C 318, 25.9.2017.

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**Request for a preliminary ruling from the Landgericht Düsseldorf (Germany) lodged on 26 October 2017 — Eurowings GmbH v Klaus Rövekamp, Christiane Rupp**

(Case C-615/17)

(2018/C 063/06)

*Language of the case: German*

**Referring court**

Landgericht Düsseldorf