

**Request for a preliminary ruling from the Conseil d'État (France) lodged on 20 June 2019 — Vert Marine SAS  
v Premier ministre, Ministre de l'Économie et des Finances**

**(Case C-472/19)**

(2019/C 280/42)

*Language of the case: French*

**Referring court**

Conseil d'État

**Parties to the main proceedings**

*Applicant:* Vert Marine SAS

*Defendant:* Premier ministre, Ministre de l'Économie et des Finances

**Questions referred**

1. Must Directive 2014/23/EU of the European Parliament and of the Council of 26 February 2014 on the award of concession contracts <sup>(1)</sup> be interpreted as precluding the legislation of a Member State, with an objective of promoting accountability in public procurement, from not giving an economic operator that has been convicted by final judgment of an offence of specific gravity, and that, on that ground, is the subject of a measure prohibiting it from participating in a procedure for procurement by a concession contract for a period of five years, the opportunity of providing evidence to the effect that the measures it has taken are sufficient to demonstrate its reliability despite the existence of that ground for exclusion?
2. If Directive 2014/23/EU of the European Parliament and of the Council of 26 February 2014 allows the Member States to entrust authorities other than the contracting authority concerned with the responsibility of assessing the compliance mechanism for operators, does that power enable that authority to entrust the courts with that mechanism? If so, can mechanisms such as the provisions of French law on release, judicial rehabilitation and the removal of any mention of the conviction from Bulletin No 2 of the criminal record be treated in the same way as compliance mechanisms in accordance with the directive?

---

<sup>(1)</sup> OJ 2014 L 94, p. 1.

**Request for a preliminary ruling from the Kammergericht Berlin (Germany) lodged on 26 June 2019 —  
Criminal proceedings against NJ**

**(Case C-489/19)**

(2019/C 280/43)

*Language of the case: German*

**Referring court**

Kammergericht Berlin

**Party to the main proceedings**

Generalstaatsanwaltschaft Berlin  
v

NJ

**Questions referred**

Does the dependence of a public prosecutor's office on instructions prevent him from effectively issuing a European arrest warrant, <sup>(1)</sup> even if that decision is subject to a full judicial review before the execution of the European arrest warrant?

---

<sup>(1)</sup> See Council Framework Decision of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States (OJ 2002 L 190, p. 1).

---

**Order of the President of the Court of 3 April 2019 (request for a preliminary ruling from the Landesverwaltungsgericht Steiermark — Austria) — Mijo Meštrović v Bezirkshauptmannschaft Murtal, in the presence of: Finanzpolizei**

**(Case C-50/18) <sup>(1)</sup>**

(2019/C 280/44)

*Language of the case: German*

The President of the Court has ordered that the case be removed from the register.

---

<sup>(1)</sup> OJ C 259, 23.7.2018.

---

**Order of the President of the Court of 12 April 2019 — European Commission v Republic of Slovenia, supported by: Kingdom of Belgium, Federal Republic of Germany, French Republic**

**(Case C-69/18) <sup>(1)</sup>**

(2019/C 280/45)

*Language of the case: Slovenian*

The President of the Court has ordered that the case be removed from the register.

---

<sup>(1)</sup> OJ C 152, 30.4.2018.