

**Order of the Court (Fifth Chamber) of 7 December 2010 (reference for a preliminary ruling from the Curtea de Apel Bacău — Romania) — SC SEMTEX SRL v Direcția Generală a Finanțelor Publice Bacău, Administrația Finanțelor Publice Bacău**

(Case C-440/10) <sup>(1)</sup>

*(Reference for a preliminary ruling — Failure to provide a factual description — Inadmissibility)*

(2011/C 63/33)

*Language of the case: Romanian*

#### Referring court

Curtea de Apel Bacău

#### Parties to the main proceedings

*Applicant:* SC SEMTEX SRL

*Defendant:* Direcția Generală a Finanțelor Publice Bacău, Administrația Finanțelor Publice Bacău

#### Re:

Reference for a preliminary ruling — Curtea de Apel Secția Bacău Secția Comercială, Contencios Administrativ și Fiscal — Registration of second-hand vehicles previously registered in another Member State — Environmental tax on vehicles on their first registration in a Member State — Compatibility of the national rules with Article 110 TFEU — Discrimination in relation to second-hand vehicles already registered in the territory of that Member State and not subject to that tax on a subsequent sale or new registration

#### Operative part of the order

*The reference for a preliminary ruling made by the Curtea de Apel Bacău by decision of 1 September 2010 is manifestly inadmissible.*

<sup>(1)</sup> OJ C 328, 4.12.2010.

**Order of the Court (Fifth Chamber) of 7 December 2010 (reference for a preliminary ruling from the Curtea de Apel Bacău — Romania) — Ioan Anghel v Direcția Generală a Finanțelor Publice Bacău, Administrația Finanțelor Publice Bacău**

(Case C-441/10) <sup>(1)</sup>

*(Reference for a preliminary ruling — Failure to provide a factual description — Inadmissibility)*

(2011/C 63/34)

*Language of the case: Romanian*

#### Referring court

Curtea de Apel Bacău

#### Parties to the main proceedings

*Applicant:* Ioan Anghel

*Defendant:* Direcția Generală a Finanțelor Publice Bacău, Administrația Finanțelor Publice Bacău

#### Re:

Reference for a preliminary ruling — Curtea de Apel Secția Bacău Secția Comercială, Contencios Administrativ și Fiscal — Registration of second-hand vehicles previously registered in another Member State — Environmental tax on vehicles on their first registration in a Member State — Compatibility of the national rules with Article 110 TFEU — Discrimination in relation to second-hand vehicles already registered in the territory of that Member State and not subject to that tax on a subsequent sale or new registration

#### Operative part of the order

*The reference for a preliminary ruling made by the Curtea de Apel Bacău by decision of 1 September 2010 is manifestly inadmissible.*

<sup>(1)</sup> OJ C 328, 4.12.2010.

**Application for interpretation of judgment of 17 May 1990, Barber (C-262/88), lodged on 26 May 2010 by Manuel Enrique Peinado Guitart**

(Case C-262/88 INT)

(2011/C 63/35)

*Language of the case: Spanish*

#### Parties

*Applicant:* Manuel Enrique Peinado Guitart

By order of 17 December 2010, the Court of Justice (Seventh Chamber) declared the application for interpretation inadmissible.

**Appeal brought on 22 November 2010 by Tomra Systems ASA, Tomra Europe AS, Tomra Systems GmbH, Tomra Systems BV, Tomra Leergutsysteme GmbH, Tomra Systems AB, Tomra Butikkssystemer AS against the judgment of the General Court (Fifth Chamber) delivered on 9 September 2010 in Case T-155/06: Tomra Systems ASA, Tomra Europe AS, Tomra Systems GmbH, Tomra Systems BV, Tomra Leergutsysteme GmbH, Tomra Systems AB, Tomra Butikkssystemer AS v European Commission**

(Case C-549/10 P)

(2011/C 63/36)

*Language of the case: English*

#### Parties

*Appellants:* Tomra Systems ASA, Tomra Europe AS, Tomra Systems GmbH, Tomra Systems BV, Tomra Leergutsysteme GmbH, Tomra Systems AB, Tomra Butikkssystemer AS (represented by: O. W. Brouwer, advocaat, A.J. Ryan, Solicitor)