

Case C-13/08

Proceedings brought by Erich Stamm and Anneliese Hauser

(Reference for a preliminary ruling
from the Bundesgerichtshof)

(Agreement between the European Community and its Member States, of the one part,
and the Swiss Confederation, of the other, on the free movement of persons — Equal
treatment — Self-employed frontier workers — Agricultural lease — Agricultural
structure)

Judgment of the Court (Fourth Chamber), 22 December 2008. I - 11089

Summary of the Judgment

*International agreements — EC–Switzerland Agreement on the free movement of persons —
Access to self-employed activity and the exercise thereof*

(EC–Switzerland Agreement on the free movement of persons, Annex I, Arts 13 and 15(1))

I - 11087

Pursuant to Article 15(1) of Annex I to the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons, a contracting party must accord to the 'self-employed frontier workers', within the meaning of Article 13 of that annex, of the other contracting party no less favourable

treatment as regards access to self-employed activity and the pursuit thereof in the host State than that which is accorded by that State to its own nationals.

(see para. 49, operative part)