

Re:

Reference for a preliminary ruling — Augstākās tiesas Senāts — Interpretation of Article 6(2) of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ 1993 L 253, p. 1) — Meaning of 'one type of goods' — Goods differing as to quality or characteristics but capable of being classified under the same Combined Nomenclature code — Issue of a single set of binding tariff information for all those goods or specific tariff information for each one

Operative part of the judgment

Article 6(2) of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code, as amended by Commission Regulation (EC) No 1602/2000 of 24 July 2000, must be interpreted as meaning that an application for binding tariff information may relate to different goods provided that these all belong to one and the same type of goods. Only goods which have similar characteristics and whose distinguishing features are completely irrelevant for the purposes of their tariff classification may be regarded as belonging to one type of goods for the purposes of that provision.

(¹) OJ C 193, 15.8.2009.

Judgment of the Court (Third Chamber) of 25 November 2010 (reference for a preliminary ruling from the Finanzgericht Hamburg (Germany)) — Barsoum Chabo v Hauptzollamt Hamburg-Hafen

(Case C-213/09) (¹)

(Customs union — Regulation (EC) No 1719/2005 — Common Customs Tariff — Recovery of import customs duties — Imports of processed foodstuffs — Preserved mushrooms — CN subheading 2003 10 30 — Levy of an additional amount — Principle of proportionality)

(2011/C 30/07)

Language of the case: German

Referring court

Finanzgericht Hamburg

Parties to the main proceedings

Applicant: Barsoum Chabo

Defendant: Hauptzollamt Hamburg-Hafen

Re:

Reference for a preliminary ruling — Finanzgericht Hamburg — Validity of Commission Regulation (EC) No 1719/2005 of 27 October 2005 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ 2005 L 286, p. 1) as regards the additional amount charged on the import of products falling under subheading 2003 1030 000 — Preserved mushrooms — Principle of proportionality

Operative part of the judgment

Examination of the question referred has disclosed nothing capable of affecting the validity of the amount of the specific customs duty of EUR 222 per 100 kilograms of net drained weight, which applies under Commission Regulation (EC) No 1719/2005 of 27 October 2005 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff and is charged on imports of preserved mushrooms of the genus *Agaricus* coming under subheading 2003 10 30 of the Combined Nomenclature in that annex and effected outside the quota opened by Commission Regulation (EC) No 1864/2004 of 26 October 2004 opening and providing for the administration of tariff quotas for preserved mushrooms imported from third countries, as amended by Commission Regulation (EC) No 1995/2005 of 7 December 2005.

(¹) OJ C 205, 29.8.2009.

Judgment of the Court (Fifth Chamber) of 2 December 2010 (reference for a preliminary ruling from the Giudice di pace di Cortona (Italy)) — Edyta Joanna Jakubowska v Alessandro Maneggia

(Case C-225/09) (¹)

(European Union rules on the practice of the profession of lawyer — Directive 98/5/EC — Article 8 — Prevention of conflicts of interest — National rules prohibiting the practice of the profession of lawyer concurrently with employment as a part-time public employee — Removal from the register of lawyers)

(2011/C 30/08)

Language of the case: Italian

Referring court

Giudice di pace di Cortona