

Judgment of the Court (Sixth Chamber) of 11 December 2014 — European Commission v Kingdom of Spain

(Case C-576/13) ⁽¹⁾

(Failure of a Member State to fulfil obligations — Article 49 TFEU — Freedom of establishment — Dockwork undertakings — Management of workers for the provision of cargo-handling services — Prohibition on using workers on the employment market)

(2015/C 046/18)

Language of the case: Spanish

Parties

Applicant: European Commission (represented by: L. Nicolae and S. Pardo Quintillán, Agents)

Defendant: Kingdom of Spain (represented by: A. Rubio González, Agent)

Operative part of the judgment

The Court:

1. Declares that, by obliging undertakings of other Member States wishing to exercise the activity of cargo-handling in Spanish ports of general interest, first, to register with the Dockers' Management Public Limited Liability Company ('Sociedad Anónima de Gestión de Estibadores Portuarios') and, as appropriate, to hold shares in that company and, secondly, to employ as a priority workers provided by that company, including a minimum number on permanent contracts, the Kingdom of Spain has failed to fulfil its obligations under Article 49 TFEU;
2. Orders the Kingdom of Spain to pay the costs.

⁽¹⁾ OJ C 24, 25.1.2014.

Judgment of the Court (Eighth Chamber) of 11 December 2014 (request for a preliminary ruling from the Corte suprema di cassazione — Italy) — Idexx Laboratories Italia Srl v Agenzia delle Entrate

(Case C-590/13) ⁽¹⁾

(Reference for a preliminary ruling — Indirect taxation — VAT — Sixth Directive — Articles 18 and 22 — Right to deduct — Intra-Community acquisitions — Reverse charge procedure — Substantive requirements — Formal requirements — Failure to comply with the formal requirements)

(2015/C 046/19)

Language of the case: Italian

Referring court

Corte suprema di cassazione

Parties to the main proceedings

Applicant: Idexx Laboratories Italia Srl

Defendant: Agenzia delle Entrate