

Parties to the main proceedings

Applicant: Casa Județeană de Pensii Botoșani

Defendant: Polixeni Guletsou

Operative part of the order

Article 7(2)(c) of Regulation (EEC) No 1408/71 of the Council of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community, in the version amended and updated by Council Regulation (EC) No 118/97 of 2 December 1996, as amended by Regulation (EC) No 1992/2006 of the European Parliament and of the Council of 18 December 2006, must be interpreted as meaning that a bilateral agreement, relating to the social security benefits of nationals of one of the signatory States having had the status of political refugees in the territory of the other signatory State, concluded on a date when one of the two signatory States had not yet acceded to the European Union and not appearing in Annex III to that regulation, does not continue to apply to the situation of political refugees repatriated to their State of origin before the bilateral agreement was concluded and that regulation entered into force.

⁽¹⁾ OJ C 24, 25.1.2014.

Order of the Court (Ninth Chamber) of 22 April 2015 (request for a preliminary ruling from the Curtea de Apel Galați — Romania) — Casa Județeană de Pensii Brăila v E.S.

(Case C-646/13) ⁽¹⁾

(Reference for a preliminary ruling — Article 99 of the Rules of Procedure of the Court — Social security for migrant workers — Regulation (EC) No 883/2004 — Article 8(1) — Applicability of social security conventions between Member States — Repatriated refugee originating in a Member State — Completion of periods of employment within the territory of another Member State — Application for the grant of an old-age benefit — Application refused)

(2015/C 213/16)

Language of the case: Romanian

Referring court

Curtea de Apel Galați

Parties to the main proceedings

Appellant: Casa Județeană de Pensii Brăila

Respondent: E.S.

Operative part of the order

Article 8(1) of Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems, as amended by Regulation (EC) No 988/2009 of the European Parliament and of the Council of 16 September 2009, must be interpreted as meaning that a bilateral convention on social security benefits for nationals of one of the signatory States who had political-refugee status within the territory of the other signatory State, which was concluded at a date on which one of the two signatory States had not yet acceded to the European Union and which does not feature in Annex II to that regulation, does not remain applicable to the situation of political refugees repatriated to their State of origin prior to the conclusion of the bilateral convention and the entry into force of that regulation.

⁽¹⁾ OJ C 39, 8.2.2014.