

3. Is making a bus lane on a public road available to Black Cabs but not to minicabs, during the hours of operation of that bus lane, liable to affect trade between Member States for the purposes of Article 107(1) TFEU, in circumstances where the road in question is located in central London, and there is no bar to citizens from any Member State owning or driving either Black Cabs or minicabs?

Request for a preliminary ruling from the Juzgado Contencioso-Administrativo No 1 de Ferrol (Spain) lodged on 1 October 2013 — Ministerio de Defensa, Navantia S.A. v Concello de Ferrol

(Case C-522/13)

(2013/C 367/44)

Language of the case: Spanish

Referring court

Juzgado Contencioso-Administrativo No 1 de Ferrol

Parties to the main proceedings

Applicants: Ministerio de Defensa, Navantia S.A.

Defendant: Concello de Ferrol

Question referred

Is the tax exemption enjoyed by NAVANTIA, S.L. in respect of the Impuesto de Bienes Inmuebles (Tax on Real Property) compatible with Article 107 of the Treaty on the Functioning of the European Union (TFEU), and is it compatible with Article 107 TFEU for a Member State (SPAIN) to establish a tax exemption in respect of State-owned land (property registered as 2825201QA5422N0001YG), made available to a private company whose capital is entirely publicly owned (NAVANTIA, S.L.), on which that company provides goods and services that may be traded between Member States?

Request for a preliminary ruling from the Amtsgericht Karlsruhe (Germany) lodged on 3 October 2013 — Eycke Braun v Land Baden-Württemberg

(Case C-524/13)

(2013/C 367/45)

Language of the case: German

Referring court

Amtsgericht Karlsruhe

Parties to the main proceedings

Applicant: Eycke Braun

Defendant: Land Baden-Württemberg

Question referred

Is Council Directive 69/335/EEC of 17 July 1969 concerning indirect taxes on the raising of capital,⁽¹⁾ as amended by Council Directive 85/303/EEC of 10 June 1985,⁽²⁾ to be interpreted as meaning that the fees received by a notary employed as a civil servant for the drawing up of a notarially attested act recording a transaction concerning the conversion of a capital company into a different type of capital company constitute taxes for the purposes of that Directive, even if the conversion does not lead to an increase in the capital of the acquiring or transforming company?

⁽¹⁾ OJ 1969 L 249, p. 25.

⁽²⁾ Council Directive 85/303/EEC of 10 June 1985 amending Directive 69/335/EEC concerning indirect taxes on the raising of capital (OJ 1985 L 156, p. 23).

Request for a preliminary ruling from the Tribunal administratif de Strasbourg (France) lodged on 8 October 2013 — Geoffrey Léger v Ministre des affaires sociales et de la santé, Etablissement français du sang

(Case C-528/13)

(2013/C 367/46)

Language of the case: French

Referring court

Tribunal administratif de Strasbourg

Parties to the main proceedings

Applicant: Geoffrey Léger

Defendants: Ministre des affaires sociales et de la santé, Etablissement français du sang

Question referred

In the light of Annex III to Directive 2004/33/EC,⁽¹⁾ does the fact that a man has sexual relations with another man constitute in itself sexual behaviour placing him at a high risk of acquiring severe infectious diseases that can be transmitted by blood and justifying a permanent deferral from blood donation for persons having engaged in that sexual behaviour, or is it merely capable