

Re:

Appeal brought against the judgment of 20 March 2013 in Case T-489/11 *Rousse Industry v Commission*, by which the General Court (Fourth Chamber) dismissed the action brought by Rousse Industry for the annulment in part of Commission Decision 2012/706/EU of 13 July 2011 on the State aid SA.28903 (C 12/2010) (ex N 389/2009) implemented by Bulgaria in favour of Rousse Industry (OJ 2012 L 320, p. 27) — State aid in the form of debt write-off — Decision declaring that aid incompatible with the internal market and ordering its recovery — Infringement of procedural rules adversely affecting the rights of the applicant — Infringement of EU law by the General Court.

Operative part of the judgment

The Court:

1. *Dismisses the appeal.*
2. *Orders Rousse Industry AD to pay the costs.*

⁽¹⁾ OJ C 207, 20.7.2013.

Request for a preliminary ruling from the Sozialgericht Duisburg (Germany) lodged on 16 January 2014 — Ana-Maria Talasca, Angelina Marita Talasca v Stadt Kevelaer

(Case C-19/14)

(2014/C 142/10)

Language of the case: German

Referring court

Sozialgericht Duisburg (Germany)

Parties to the main proceedings

Applicants: Ana-Maria Talasca, Angelina Marita Talasca

Defendant: Stadt Kevelaer

Questions referred

- (a) Is the second sentence of Paragraph 7(1) of Book II of the Sozialgesetzbuch (SGB) compatible with European Community law?
- (b) If not, must the legal situation be altered by the Federal Republic of Germany, or does a different legal situation arise immediately, and if so, which?
- (c) Does the second sentence of Paragraph 7(1) of Book II of the SGB remain in force until a (possibly) necessary change to the law by the institutions of the Federal Republic of Germany?

Request for a preliminary ruling from the Nejvyšší správní soud (Czech Republic) lodged on 18 December 2013 — ŠKO-ENERGO, s.r.o. v Odvolací finanční ředitelství

(Case C-43/14)

(2014/C 142/11)

Language of the case: Czech

Referring court

Nejvyšší správní soud

Parties to the main proceedings

Applicant: ŠKO-ENERGO, s.r.o.

Defendant: Odvolací finanční ředitelství

Question referred

Must Article 10 of Directive 2003/87/EC⁽¹⁾ of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC be interpreted as preventing the application of provisions of national law which make the allocation free of charge of emission allowances in the relevant period subject to gift tax?

⁽¹⁾ OJ 2003 L 275, p. 32.

**Reference for a preliminary ruling from the Fővárosi Ítéltábla lodged on 27 January 2014 —
Criminal proceedings against Isztván Balázs and Dániel Papp**

(Case C-45/14)

(2014/C 142/12)

Language of the case: Hungarian

Referring court

Fővárosi Ítéltábla

Party/parties to the main proceedings

Defendants: Isztván Balázs and Dániel Papp

Other party: Fővárosi Fellebbviteli Főügyészség

Question(s) referred

The Court of Justice is asked give a preliminary ruling on the question whether the rules or lack of rules on lawful accusation in Paragraph 2 of the Hungarian Law on criminal procedure

1. Breach the 'right to an effective remedy and to a fair trial' enshrined in Article 47 of the Charter of Fundamental Rights of the European Union?
2. Result in the breach of the 'right not to be tried or punished twice in criminal proceedings for the same criminal offence' enshrined in Article 50 of the Charter of Fundamental Rights of the European Union, in Article 14(7) of the International Covenant on Civil and Political Rights and in Article 4(1) of Protocol No 7 of the European Convention for the Protection of Human Rights and Fundamental Freedoms signed in Rome on 4 November 1950?
3. Result in the breach of the 'prohibition of abuse of rights' laid down by Article 54 of the Charter of Fundamental Rights of the European Union?

**Request for a preliminary ruling from the Amtsgericht Rüsselsheim (Germany) lodged on 28 January
2014 — Jürgen Kaiser v Condor Flugdienst GmbH**

(Case C-46/14)

(2014/C 142/13)

Language of the case: German

Referring court

Amtsgericht Rüsselsheim

Parties to the main proceedings

Applicant: Jürgen Kaiser

Defendant: Condor Flugdienst GmbH