

Operative part of the judgment

The first paragraph of Article 22(1) of Council Regulation (EC) No 44/2001 of 22 December 2000 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters must be interpreted as meaning that an action for the termination of co-ownership in undivided shares of immovable property by way of sale, by an appointed agent, falls within the category of proceedings 'which have as their object rights in rem in immovable property' within the meaning of that provision.

⁽¹⁾ OJ C 81, 9.3.2015.

Judgment of the Court (Sixth Chamber) of 23 December 2015 (request for a preliminary ruling from the Bayerischer Verwaltungsgerichtshof — Germany) — Firma Theodor Pfister v Landkreis Main-Spessart

(Case C-58/15) ⁽¹⁾

(Reference for a preliminary ruling — Agriculture — Health inspections — Official feed and food controls — Financing of controls — Inspection costs relating to slaughter — Regulation (EC) No 882/2004 — Directive 85/73/EEC — Possibility of levying fees covering the actual cost of inspection, exceeding the fees set by that directive)

(2016/C 068/23)

Language of the case: German

Referring court

Bayerischer Verwaltungsgerichtshof

Parties to the main proceedings

Applicant: Firma Theodor Pfister

Defendant: Landkreis Main-Spessart

Operative part of the judgment

The second sentence of the first subparagraph of Article 27(3) of Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules, as amended by Council Regulation (EC) No 1791/2006 of 20 November 2006, must be interpreted as authorising, for the transitional period of 2007, the levying of fees for the costs occasioned by inspections and controls relating to meat hygiene so as to cover the costs incurred by the competent authority, in accordance with Council Directive 85/73/EEC of 29 January 1985 on the financing of veterinary inspections and controls covered by Directives 89/662/EEC, 90/425/EEC, 90/675/EEC and 91/496/EEC, as amended by Council Directive 97/79/EC of 18 December 1997.

⁽¹⁾ OJ C 171, 26.5.2015.

Order of the Court (Sixth Chamber) of 17 December 2015 (request for a preliminary ruling from the Verwaltungsgericht Berlin — Germany) — Sandra Bitter, acting as insolvency administrator of Ziegelwerk Höxter GmbH v Bundesrepublik Deutschland

(Case C-580/14) ⁽¹⁾

(Reference for a preliminary ruling — Directive 2003/87/EC — Scheme for greenhouse gas emission allowances trading — Excess emissions penalty — Proportionality)

(2016/C 068/24)

Language of the case: German

Referring court

Verwaltungsgericht Berlin