

**Judgment of the Court (Ninth Chamber) of 12 October 2017 (request for a preliminary ruling from the Bundesgerichtshof — Germany) — Kamin und Grill Shop GmbH v Zentrale zur Bekämpfung unlauteren Wettbewerbs eV**

(Case C-289/16) <sup>(1)</sup>

*(Reference for a preliminary ruling — Agriculture — Organic products — Control system established by Regulation (EC) No 834/2007 — Concept of ‘direct sale to the final consumer or user’)*

(2017/C 412/16)

Language of the case: German

**Referring court**

Bundesgerichtshof

**Parties to the main proceedings**

*Applicant:* Kamin und Grill Shop GmbH

*Defendant:* Zentrale zur Bekämpfung unlauteren Wettbewerbs eV

**Operative part of the judgment**

Article 28(2) of Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91 must be interpreted as meaning that, in order for products to be regarded as being sold ‘directly’, within the meaning of that provision, to the final consumer or user, it is necessary for the sale to occur in the presence of both the operator or his sales personnel and the final consumer.

<sup>(1)</sup> OJ C 350, 26.9.2016.

---

**Judgment of the Court (Sixth Chamber) of 12 October 2017 (request for a preliminary ruling from the Szegedi Közigazgatási és Munkaügyi Bíróság — Hungary) — Lombard Ingatlan Lízing Zrt. v Nemzeti Adó- és Vámhivatal Fellebbviteli Igazgatóság**

(Case C-404/16) <sup>(1)</sup>

*(Reference for a preliminary ruling — VAT — Directive 2006/112/EC — Article 90(1) — Direct effect — Taxable amount — Reduction in the case of cancellation or refusal — Reduction in the case of total or partial non-payment — Distinction — Financial leasing agreement terminated for non-payment of public charges)*

(2017/C 412/17)

Language of the case: Hungarian

**Referring court**

Szegedi Közigazgatási és Munkaügyi Bíróság

**Parties to the main proceedings**

*Applicant:* Lombard Ingatlan Lízing Zrt.

*Defendant:* Nemzeti Adó- és Vámhivatal Fellebbviteli Igazgatóság