

**Judgment of the Court (Fifth Chamber) of 4 October 2018 (request for a preliminary ruling from the Oberster Gerichtshof — Austria) — Bundeskammer für Arbeiter und Angestellte v ING-DiBa Direktbank Austria Niederlassung der ING-DiBa AG**

(Case C-191/17) <sup>(1)</sup>

*(Directive 2007/64/EC — Payment services in the internal market — Concept of ‘payment account’ — Potential inclusion of a savings account enabling its user to make payments and withdrawals by way of a current account opened in his name)*

(2018/C 436/10)

Language of the case: German

**Referring court**

Oberster Gerichtshof

**Parties to the main proceedings**

Applicant: Bundeskammer für Arbeiter und Angestellte

Defendant: ING-DiBa Direktbank Austria Niederlassung der ING-DiBa AG

**Operative part of the judgment**

Article 4(14) of Directive 2007/64/EC of the European Parliament and of the Council of 13 November 2007 on payment services in the internal market amending Directives 97/7/EC, 2002/65/EC, 2005/60/EC and 2006/48/EC and repealing Directive 97/5/EC must be interpreted as meaning that a savings account which allows for sums deposited without notice and from which payment and withdrawal transactions may be made solely by means of a current account does not come within the concept of ‘payment account’.

<sup>(1)</sup> OJ C 239, 24.7.2017.

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**Judgment of the Court (Second Chamber) of 4 October 2018 (Request for a preliminary ruling from the Consiglio di Stato — Italy) — Legatoria Editoriale Giovanni Olivotto (LEGO) SpA v Gestore dei servizi energetici (GSE) SpA, Ministero dell’Ambiente e della Tutela del Territorio e del Mare, Ministero dello Sviluppo Economico, Ministero delle Politiche Agricole e Forestali**

(Case C-242/17) <sup>(1)</sup>

*(Reference for a preliminary ruling — Environment — Promotion of the use of energy from renewable sources — Bioliquids used for a thermal energy plant — Directive 2009/28/EC — Article 17 — Sustainability criteria for bioliquids — Article 18 — National sustainability certification systems — Implementing Decision 2011/438/EU — Voluntary sustainability certification systems for biofuels and bioliquids approved by the European Commission — National legislation requiring intermediary operators to submit sustainability certificates — Article 34 TFEU — Free movement of goods)*

(2018/C 436/11)

Language of the case: Italian

**Referring court**

Consiglio di Stato

**Parties to the main proceedings**

Appellant: Legatoria Editoriale Giovanni Olivotto (LEGO) SpA