

2. Directive 2009/73 must be interpreted as not precluding legislation of a Member State which releases the regulatory authority of that Member State, within the meaning of that directive, from the obligation to comply with certain provisions of national legislation governing the procedure for the adoption of normative legal acts where it adopts an act imposing a public service obligation within the meaning of Article 3(2) of the directive, provided that the otherwise applicable national legislation ensures that that legal act complies with the substantive requirements of that provision and is fully reasoned, published while preserving the confidentiality of commercially sensitive information and amenable to judicial review.

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(<sup>1</sup>) OJ C 93, 11.3.2019.

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**Judgment of the Court (Second Chamber) of 14 May 2020 (request for a preliminary ruling from the Corte suprema di cassazione — Italy) — AMA — Azienda Municipale Ambiente SpA v Consorzio Laziale Rifiuti — Co.La.Ri.**

(Case C-15/19) (<sup>1</sup>)

*(Reference for a preliminary ruling — Environment — Waste — Directive 1999/31/EC — Existing landfill sites — Period of responsibility for after-care of the landfill following closure — Extension — Costs of the landfill of waste — Polluter pays principle — Temporal scope of the directive)*

(2020/C 240/20)

*Language of the case: Italian*

**Referring court**

Corte suprema di cassazione

**Parties to the main proceedings**

*Appellant:* AMA — Azienda Municipale Ambiente SpA

*Respondent:* Consorzio Laziale Rifiuti — Co.La.Ri.

**Operative part of the judgment**

Articles 10 and 14 of Council Directive 1999/31/EC of 26 April 1999 on the landfill of waste must be interpreted as not precluding the interpretation of a provision of national law to the effect that a landfill site in operation at the date of transposition of that directive must be subject to the obligations arising under that directive, in particular the obligation to extend the after-care period following the closure of the landfill, without it being necessary to make a distinction according to the date of storage of the waste or to provide for measures to limit the financial impact of that extension in respect of the holder of the waste.

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(<sup>1</sup>) OJ C 164, 13.5.2019.