

V

(Announcements)

COURT PROCEEDINGS

COURT OF JUSTICE

Judgment of the Court (Sixth Chamber) of 29 April 2021 (requests for a preliminary ruling from the Curtea de Apel Constanța — Romania) — Agenția de Plăți și Intervenție pentru Agricultură — Centrul Județean Tulcea v SC Piscicola Tulcea SA (C-294/19), Ira Invest SRL v Agenția de Plăți și Intervenție pentru Agricultură — Centrul Județean Tulcea (C-304/19)

(Joined Cases C-294/19 and C-304/19) ⁽¹⁾

(References for a preliminary ruling — Agriculture — Common agricultural policy (CAP) — Direct support schemes — Eligible hectare — Aquaculture facility — Land use — Actual use for agricultural purposes — Use complying with the entries in the land register)

(2021/C 263/02)

Language of the case: Romanian

Referring court

Curtea de Apel Constanța

Parties to the main proceedings

Applicants: Agenția de Plăți și Intervenție pentru Agricultură — Centrul Județean Tulcea (C-294/19), Ira Invest SRL (C-304/19)

Defendants: SC Piscicola Tulcea SA (C-294/19), Agenția de Plăți și Intervenție pentru Agricultură — Centrul Județean Tulcea (C-304/19)

Operative part of the judgment

Article 2(h) and Article 34(2) of Council Regulation (EC) No 73/2009 of 19 January 2009 establishing common rules for direct support schemes for farmers under the common agricultural policy and establishing certain support schemes for farmers, amending Regulations (EC) No 1290/2005, (EC) No 247/2006, (EC) No 378/2007 and repealing Regulation (EC) No 1782/2003 and Article 4(1)(e) and Article 32(2) of Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Regulation No 73/2009 must be interpreted as meaning that areas categorised under national law as intended for aquaculture activities, but that are or have been actually used for agricultural purposes, are agricultural areas.

⁽¹⁾ OJ C 288, 26.8.2019.