

Parties to the main proceedings

Applicant: A

Intervening parties: Helsingin poliisilaitos, Poliisihallitus

Operative part of the judgment

1. Part III of Annex I to Council Directive 91/477/EEC of 18 June 1991 on control of the acquisition and possession of weapons, as amended by Directive 2008/51/EC of the European Parliament and of the Council of 21 May 2008, and Article 3 of Commission Implementing Regulation (EU) 2015/2403 of 15 December 2015 establishing common guidelines on deactivation standards and techniques for ensuring that deactivated firearms are rendered irreversibly inoperable

must be interpreted as not precluding a legal person governed by private law, such as a commercial company, from coming within the concept of ‘verifying entity’, referred to in paragraph 1 of the latter provision, where that person appears on the list published by the European Commission pursuant to Article 3(3) of that implementing regulation.

2. Part III of Annex I to Directive 91/477, as amended by Directive 2008/51, and Article 7(2) of Implementing Regulation 2015/2403

must be interpreted as meaning that, where a deactivation certificate for a firearm is issued by a ‘verifying entity’, the Member State to which the deactivated firearm is transferred is required to recognise that certificate, unless the competent authorities of that Member State find, during a summary examination of the weapon in question, that that certificate clearly does not satisfy the requirements laid down in that implementing regulation.

⁽¹⁾ OJ C 289, 19.7.2021.

Judgment of the Court (Fourth Chamber) of 24 November 2022 (request for a preliminary ruling from the Juzgado de Primera Instancia nº 4 de Castelló de la Plana — Spain) — Casilda v Banco Cetelem SA

(Case C-302/21) ⁽¹⁾

(Reference for a preliminary ruling — Dispute in the main proceedings which has become devoid of purpose — No need to adjudicate)

(2023/C 24/12)

Language of the case: Spanish

Referring court

Juzgado de Primera Instancia nº 4 de Castelló de la Plana

Parties to the main proceedings

Applicant: Casilda

Defendant: Banco Cetelem SA

Operative part of the judgment

It is not necessary to give a ruling on the request for a preliminary ruling submitted by the Juzgado de Primera Instancia nº 4 de Castelló de la Plana (Court of First Instance, No 4, Castelló de la Plana, Spain) by decision of 7 May 2021.

⁽¹⁾ OJ C 382, 20.9.2021.

Judgment of the Court (Seventh Chamber) of 24 November 2022 (request for a preliminary ruling from the Cour de cassation — Belgium) — *Tilman SA v Unilever Supply Chain Company AG*

(Case C-358/21) ⁽¹⁾

(Reference for a preliminary ruling — Judicial cooperation in civil matters — Jurisdiction and the enforcement of judgments in civil and commercial matters — Lugano II Convention — Jurisdiction clause — Formal requirements — Clause included in the general terms and conditions — General terms and conditions which may be viewed and printed from a hypertext link mentioned in a contract concluded in writing — Consent of the parties)

(2023/C 24/13)

Language of the case: French

Referring court

Cour de cassation

Parties to the main proceedings

Appellant: Tilman SA

Respondent: Unilever Supply Chain Company AG

Operative part of the judgment

Article 23(1) and (2) of the Convention on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters, signed on 30 October 2007, the conclusion of which was approved on behalf of the European Community by Council Decision 2009/430/EC of 27 November 2008,

must be interpreted as meaning that

a jurisdiction clause is validly concluded where it is contained in the general terms and conditions to which the contract concluded in writing refers by the inclusion of a hypertext link to a website, access to which allows those general terms and conditions to be viewed, downloaded and printed prior to that contract being signed, without the party against whom that clause operates having been formally asked to accept those general terms and conditions by ticking a box on that website.

⁽¹⁾ OJ C 338, 23.8.2021.
