

Request for a preliminary ruling from the Tribunale ordinario di Bergamo (Italy) lodged on 7 December 2022 — KH v Istituto nazionale della previdenza sociale (INPS)

(Case C-747/22)

(2023/C 112/26)

Language of the case: Italian

Referring court

Tribunale ordinario di Bergamo

Parties to the main proceedings

Applicant: KH

Defendant: Istituto nazionale della previdenza sociale (INPS)

Question referred

Are Articles 29 and 26 [of] Directive 2011/95 ⁽¹⁾ to be interpreted as precluding a national provision such as that contained in Article 2(1)(a) [of] Decree-Law No 4/2019, which provides for a requirement of 10 years' residency in Italy, in addition to the condition of 2 years of continuous residency prior to application, in order to access an anti-poverty benefit supporting access to employment and social integration, such as the 'basic income'?

⁽¹⁾ Directive 2011/95/EU of the European Parliament and of the Council of 13 December 2011 on standards for the qualification of third-country nationals or stateless persons as beneficiaries of international protection, for a uniform status for refugees or for persons eligible for subsidiary protection, and for the content of the protection granted (recast) (OJ 2011 L 337, p. 9).

Request for a preliminary ruling from the Bundesverwaltungsgericht (Germany) lodged on 15 December 2022 — Bayerische Ärzteversorgung, Bayerische Architektenversorgung, Bayerische Apothekerversorgung, Bayerische Rechtsanwalts- und Steuerberaterversorgung, Bayerische Ingenieurversorgung-Bau mit Psychotherapeutenversorgung v Deutsche Bundesbank

(Case C-758/22, Bayerische Ärzteversorgung and Others)

(2023/C 112/27)

Language of the case: German

Referring court

Bundesverwaltungsgericht

Parties to the main proceedings

Applicants: Bayerische Ärzteversorgung, Bayerische Architektenversorgung, Bayerische Apothekerversorgung, Bayerische Rechtsanwalts- und Steuerberaterversorgung, Bayerische Ingenieurversorgung-Bau mit Psychotherapeutenversorgung

Defendant: Deutsche Bundesbank

Questions referred

Questions concerning the interpretation of Regulations (EU) 2018/231 and (EU) No 549/2013: ⁽¹⁾

1. (a) Does point (b) of the first subparagraph of paragraph 3.19 of Annex A to the ESA require that all consumers of the products offered by the producer must have the freedom to purchase or not purchase those products and to make that choice on the basis of the prices charged?