

(Supreme Court) (Republic of Austria) of 29 January 2002, received at the Court Registry on 4 March 2002, for a preliminary ruling in the case of Herbert Karner Industrieauktionen GmbH against Troostwijk GesmbH on the following question:

Is Article 28 EC to be interpreted as precluding national legislation which, irrespective of the truthfulness of information, prohibits any reference therein to the fact that the goods come from assets in a bankruptcy, where, in public announcements or notifications intended for a large circle of persons, the notice given states that the goods offered for sale are from assets in a bankruptcy although the goods in question no longer form part of the assets in the bankruptcy?

Reference for a preliminary ruling by the Athens Appeal Court by order of that Court of 31 January 2002 in the case of the Greek State against Katina Petrova

(Case C-79/02)

(2002/C 144/21)

Reference has been made to the Court of Justice of the European Communities by order of the Athens Appeal Court (Greece) of 31 January 2002, received at the Court Registry on 11 March 2002, for a preliminary ruling in the case of the Greek State against Katina Petrova on the following questions:

The preliminary questions are identical to those in Case C-78/02.

Reference for a preliminary ruling by the Athens Appeal Court by order of that Court of 31 January 2002 in the case of the Greek State against Loukas Vlachos

(Case C-80/02)

(2002/C 144/22)

Reference has been made to the Court of Justice of the European Communities by order of the Athens Appeal Court (Greece) of 31 January 2002, received at the Court Registry on 11 March 2002, for a preliminary ruling in the case of the Greek State against Loukas Vlachos on the following questions:

The preliminary questions are identical to those in Case C-78/02.

Reference for a preliminary ruling by the Oberster Gerichtshof (Republic of Austria) by order of that Court of 31 January 2002 in the case of Eurokeramik Gesellschaft mbh & Co KG against Gemeinnützige Salzburger Wohnbaugesellschaft mbH

(Case C-81/02)

(2002/C 144/23)

Reference has been made to the Court of Justice of the European Communities by order of the Oberster Gerichtshof (Republic of Austria) of 31 January 2002, received at the Court Registry on 11 March 2002, for a preliminary ruling in the case of Eurokeramik Gesellschaft mbh & Co KG against Gemeinnützige Salzburger Wohnbaugesellschaft mbH on the following questions:

1. Does a social housing association established as a limited liability company of which there are two shareholders, each a regional or local authority, in carrying out the objects laid down in its statutes which consist in the provision of social housing, meet needs in the general interest not having an industrial or commercial character, and is the association therefore to be regarded as a body governed by public law for the purposes of Article 1(b) of Council Directive 93/37/EEC⁽¹⁾ of 14 June 1993 concerning the coordination of procedures for the award of public works contracts, where it carries out its activities with a limited intention to make a profit and is subject to both competition generally and competition specifically from other social housing associations, but at the same time is supported by public funds and is subject to special State controls?
2. Is a national procurement law which permits contracting authorities to exclude tenderers, without giving any reasons, from procurement procedures in respect of works contracts below the Community law threshold and within a minimal amount of up to, for example, EUR 10 000, compatible with Community law?

⁽¹⁾ OJ L 199 1993, p. 54.