

Judgment of the Court (Fourth Chamber) of 16 April 2015 — European Parliament v Council of the European Union

(Joined Cases C-317/13 and C-679/13) ⁽¹⁾

(Action for annulment — Police and judicial cooperation in criminal matters — New psychoactive substance subjected to control measures — Determination of legal basis — Legal framework applicable following the entry into force of the Treaty of Lisbon — Transitional provisions — Secondary legal basis — Consultation of Parliament)

(2015/C 198/03)

Language of the case: French

Parties

Applicant: European Parliament (represented by: F. Drexler, A. Caiola and M. Pencheva, Agents)

Defendant: Council of the European Union (represented by: K. Pleśniak and A.F. Jensen, Agents)

Intervener in support of the defendant: Republic of Austria (represented by: C. Pesendorfer, Agent)

Operative part of the judgment

The Court:

1. Annuls Council Decision 2013/129/EU of 7 March 2013 on subjecting 4-methylamphetamine to control measures and Council Implementing Decision 2013/496/EU of 7 October 2013 on subjecting 5-(2-aminopropyl)indole to control measures;
2. Declares that the effects of Decision 2013/129 and Implementing Decision 2013/496 are to be maintained until the entry into force of new acts intended to replace them;
3. Orders the Council of the European Union to pay the costs;
4. Orders the Republic of Austria to bear its own costs.

⁽¹⁾ OJ C 226, 3.8.2013.
OJ C 52, 22.2.2014.

Judgment of the Court (First Chamber) of 16 April 2015 (request for a preliminary ruling from the Kúria — Hungary) — Proceedings brought by Nemzeti Fogyasztóvédelmi Hatóság

(Case C-388/13) ⁽¹⁾

(Reference for a preliminary ruling — Directive 2005/29/EC — Unfair commercial practices — Erroneous information provided by a telecommunications undertaking to one of its subscribers which resulted in additional costs for the latter — Classification as a ‘misleading commercial practice’)

(2015/C 198/04)

Language of the case: Hungarian

Referring court

Kúria

Parties to the main proceedings

Applicant: Nemzeti Fogyasztóvédelmi Hatóság

Defendant: UPC Magyarország Kft.