

Judgment of the Court (Fourth Chamber) of 6 October 2016 (request for a preliminary ruling from the Tribunale amministrativo regionale per il Piemonte — Italy) — Tecnoedi Costruzioni Srl v Comune di Fossano

(Case C-318/15) ⁽¹⁾

(Reference for a preliminary ruling — Public works contracts — Directive 2004/18/EC — Article 7(c) — Threshold amount for public contracts — Threshold not reached — Abnormally low tenders — Automatic exclusion — Discretion of the contracting authority — Obligations of the contracting authority arising from freedom of establishment, freedom to provide services and the general principle of non-discrimination — Contracts which may be of certain cross-border interest)

(2016/C 441/03)

Language of the case: Italian

Referring court

Tribunale amministrativo regionale per il Piemonte

Parties to the main proceedings

Applicant: Tecnoedi Costruzioni Srl

Defendant: Comune di Fossano

Operative part of the judgment

The request for a preliminary ruling made by the Tribunale amministrativo regionale per il Piemonte (Piedmont Regional Administrative Court, Italy) by decision of 29 April 2015 is inadmissible.

⁽¹⁾ OJ C 311, 21.9.2015.

Judgment of the Court (Third Chamber) of 5 October 2016 (request for a preliminary ruling from the Hessisches Finanzgericht — Germany) — TMD Gesellschaft für transfusionsmedizinische Dienste mbH v Finanzamt Kassel II — Hofgeismar

(Case C-412/15) ⁽¹⁾

(Reference for a preliminary ruling — Taxation — Value added tax — Directive 2006/112/EC — Exemptions for certain activities in the public interest — Article 132(1)(d) — Supplies of human organs, blood and milk — Scope — Plasma of human blood transformed and used for industrial purposes)

(2016/C 441/04)

Language of the case: German

Referring court

Hessisches Finanzgericht

Parties to the main proceedings

Applicant: TMD Gesellschaft für transfusionsmedizinische Dienste mbH

Defendant: Finanzamt Kassel II — Hofgeismar