

Parties to the main proceedings

Applicants: Peter Radgen, Lilian Radgen

Defendant: Finanzamt Ettlingen

Operative part of the judgment

The provisions of the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons, signed in Luxembourg on 21 June 1999, concerning the equal treatment of employees must be interpreted as precluding the legislation of a Member State, such as the legislation at issue in the main proceedings, under which a resident national with unlimited liability to income tax who has exercised the right to freedom of movement in order to work as an employee on a part-time basis in the teaching profession for a legal person governed by public law established in Switzerland is denied a tax exemption in respect of the income from that employment whereas such an exemption would be granted if that person had been so employed by a legal person governed by public law established in that Member State, in another Member State of the European Union or in another State to which the Agreement on the European Economic Area of 2 May 1992 applies.

⁽¹⁾ OJ C 16, 18.1.2016.

**Judgment of the Court (Sixth Chamber) of 14 September 2016 — Ori Martin SA C-490/15 P),
Siderurgica Latina Martin SpA (SLM) (C-505/15 P) v European Commission**

(Joined Cases C-490/15 P and C-505/15 P) ⁽¹⁾

(Appeal — Competition — Agreements, decisions and concerted practices — European prestressing steel market — Fines — Setting of the fines — Regulation (EC) No 1/2003 — Article 23(2) — Presumption of actual exercise of decisive influence by the parent company over the subsidiary — The 2006 Guidelines on the method of setting fines — Principle of non-retroactivity — Charter of Fundamental Rights of the European Union — Article 47 — Right to an effective remedy within a reasonable time — Charter of Fundamental Rights — Article 41 — Right to proceedings being conducted within a reasonable time)

(2016/C 419/30)

Language of the case: Italian

Parties

Appellants: Ori Martin SA (C-490/15 P), Siderurgica Latina Martin SpA (SLM) (C-505/15 P) (represented by: G. Belotti and P. Ziotti, avvocati)

Other party to the proceedings: European Commission (represented by: V. Bottka, G. Conte and P. Rossi, acting as Agents)

Operative part of the judgment

The Court:

1. Dismisses the appeals in cases C-490/15 P and C-505/15 P;
2. Orders Ori Martin SA to pay the costs in Case C-490/15 P;

3. *Orders Siderurgica Latina Martin SpA (SLM) to pay the costs in Case C-505/15 P.*

⁽¹⁾ OJ C 406, 7.12.2015.

Judgment of the Court (Sixth Chamber) of 14 September 2016 — *Trafilerie Meridionali SpA v European Commission*

(Case C-519/15 P) ⁽¹⁾

(Appeal — Competition — Agreements, decisions and concerted practices — European prestressing steel market — Fines — Setting of the fines — 2006 Guidelines for the setting of fines — Point 35 — Unlimited jurisdiction — Obligation to state reasons — Charter of Fundamental Rights of the European Union — Article 47 — Right to an effective remedy within a reasonable time)

(2016/C 419/31)

Language of the case: Italian

Parties

Appellant: Trafilerie Meridionali SpA (represented by: P. M. Ferrari and G. Lamicela, avvocati)

Other party to the proceedings: European Commission (represented by: V. Bottka, G. Conte and P. Rossi, acting as Agents)

Operative part of the judgment

The Court:

1. *Dismisses the appeal;*
2. *Orders Trafilerie Meridionali SpA to pay the costs.*

⁽¹⁾ OJ C 406, 7.12.2015.

Judgment of the Court (Seventh Chamber) of 22 September 2016 — *National Iranian Oil Company PTE Ltd (NIOC) and Others v Council of the European Union*

(Case C-595/15 P) ⁽¹⁾

(Appeal — Restrictive measures taken against the Islamic Republic of Iran — List of persons and entities subject to the freezing of funds and economic resources — Implementing Regulation (EU) No 945/2012 — Legal basis — Meaning of associated entity)

(2016/C 419/32)

Language of the case: French

Parties

Appellants: National Iranian Oil Company PTE Ltd (NIOC), National Iranian Oil Company International Affairs Ltd (NIOC International Affairs), Iran Fuel Conservation Organization (IFCO), Karoon Oil & Gas Production Co., Petroleum Engineering & Development Co. (PEDEC), Khazar Exploration and Production Co. (KEPCO), National Iranian Drilling Co. (NIDC), South Zagros Oil & Gas Production Co., Maroun Oil & Gas Co., Masjed-Soleyman Oil & Gas Co. (MOGC), Gachsaran Oil & Gas Co., Aghajari Oil & Gas Production Co. (AOGPC), Arvandan Oil & Gas Co. (AOGC), West Oil & Gas Production Co., East Oil & Gas Production Co. (EOGPC), Iranian Oil Terminals Co. (IOTC), Pars Special Economic Energy Zone (PSEEZ) (represented by: J.-M. Thouvenin, avocat)

Other party to the proceedings: Council of the European Union (represented by: V. Piessevaux and M. Bishop, acting as Agents)