

3. Must it be assumed that there is a prorogation of jurisdiction within the meaning of Article 12(1)(b) of Regulation (EC) No 2201/2003 where the respondent's representative has not challenged the jurisdiction of the court but where that representative has not been authorised by the respondent but rather appointed by the court owing to the difficulty in notifying the respondent in order that he might participate in the proceedings in person or through a representative instructed by him?

---

<sup>(1)</sup> OJ 2003 L 338, p. 1.

---

**Reference for a preliminary ruling from High Court of Ireland (Ireland) made on 22 May 2015 —  
Minister for Justice and Equality v Francis Lanigan**

(Case C-237/15)

(2015/C 236/40)

*Language of the case: English*

**Referring court**

High Court of Ireland

**Parties to the main proceedings**

*Applicant:* Minister for Justice and Equality

*Defendant:* Francis Lanigan

**Questions referred**

1. What is the effect of a failure to observe the time limits stipulated in Article 17 of the Framework Decision of the 13th June, 2002 on the European arrest warrant and the surrender procedures between member States (2002/584/JHA) <sup>(1)</sup> read in conjunction with the provisions of Article 15 of the said Framework decision?
2. Does failure to observe the time limits stipulated in Article 17 of the Framework Decision of the 13th June, 2002 on the European arrest warrant and the surrender procedures between member States (2002/584/JHA) give rise to rights on the part of an individual who has been held in custody pending a decision on his/her surrender for a period in excess of those time periods?

---

<sup>(1)</sup> OJ L 190, p. 1.

---

**Appeal brought on 27 May 2015 by the Land Hessen against the judgment of the General Court (First Chamber) delivered on 17 March 2015 in Case T-89/09 Pollmeier Massivholz GmbH & Co. KG v European Commission**

(Case C-242/15 P)

(2015/C 236/41)

*Language of the case: German*

**Parties**

*Appellant:* Land Hessen (represented by: U. Soltész, A. Richter, Rechtsanwälte)

*Other parties to the proceedings:* Pollmeier Massivholz GmbH & Co. KG, European Commission

**Form of order sought**

The appellant claims that the Court should:

- set aside the judgment of the General Court (First Chamber) of 17 March 2015 in Case T-89/09 in so far as it annulled Commission Decision C(2008)6017 final of 21 October 2008, State aid No 512/2007 — Germany, Abalon Hardwood Hessen GmbH;