

2. Article 11 of Directive 2005/29 must be interpreted as not precluding national legislation which does not confer a legally binding nature on a code of conduct such as those referred to in Article 10 of that directive.

⁽¹⁾ OJ C 161, 22.5.2017.

Judgment of the Court (Fourth Chamber) of 20 September 2018 — Kingdom of Spain v European Commission

(Case C-114/17 P) ⁽¹⁾

(Appeal — State aid — Digital television — Aid for the deployment of digital terrestrial television in remote and less urbanised areas of the Comunidad Autónoma de Castilla-La Mancha (Autonomous Community of Castilla-La Mancha, Spain) — Subsidies granted to operators of digital terrestrial television platforms — Decision declaring the aid incompatible in part with the internal market — Concept of ‘State aid’ — Advantage — Service of general economic interest — Delimitation — Discretion of the Member States)

(2018/C 408/19)

Language of the case: Spanish

Parties

Appellant: Kingdom of Spain (represented by: M. J. García-Valdecasas Dorrego, acting as Agent)

Other party to the proceedings: European Commission (represented by: É. Gippini Fournier, B. Stromsky and P. Němečková, acting as Agents)

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders the Kingdom of Spain to pay the costs.

⁽¹⁾ OJ C 129, 24.4.2017.

Judgment of the Court (Fifth Chamber) of 26 September 2018 (request for a preliminary ruling from the Rechtbank van eerste aanleg te Antwerpen — Belgium) — Van Gennip BVBA, Antonius Johannes Maria ten Velde, Original BVBA, Antonius Cornelius Ignatius Maria van der Schoot

(Case C-137/17) ⁽¹⁾

(Reference for a preliminary ruling — Directives 2006/123/EC, 2007/23/EC and 2013/29/EU — Placing on the market of pyrotechnic articles — Free movement of pyrotechnic articles compliant with the requirements of those directives — National legislation laying down restrictions on the storage and sale of those articles — Criminal penalties — Twofold authorisation scheme — Directive 98/34/EC — Concept of ‘technical regulation’)

(2018/C 408/20)

Language of the case: Dutch

Referring court

Rechtbank van eerste aanleg te Antwerpen