

V

(Announcements)

COURT PROCEEDINGS

COURT OF JUSTICE

Appeal brought on 16 January 2017 by Neonart svetlobni in reklamni napisi Krevh d.o.o. against the order of the General Court (Second Chamber) delivered on 14 November 2016 in Case T-221/16: Neonart svetlobni in reklamni napisi Krevh v EUIPO (NEONART)

(Case C-22/17 P)

(2017/C 269/02)

Language of the case: English

Parties

Appellant: Neonart svetlobni in reklamni napisi Krevh d.o.o. (represented by: J. Marn, Non avocat)

Other party to the proceedings: European Union Intellectual Property Office (EUIPO)

By order of 11 May 2017 the Court of Justice (Seventh Chamber) held that the appeal was inadmissible.

Request for a preliminary ruling from the Raad van State (Netherlands) lodged on 15 May 2017 — C, A v Staatssecretaris van Veiligheid en Justitie

(Case C-257/17)

(2017/C 269/03)

Language of the case: Dutch

Referring court

Raad van State

Parties to the main proceedings

Appellants: C, A

Respondent: Staatssecretaris van Veiligheid en Justitie

Questions referred

1. Having regard to Article 3(3) of Council Directive 2003/86/EC of 22 September 2003 on the right to family reunification (OJ 2003 L 251, [p. 12]) and to the *Nolan* judgment (C-583/10, EU:C:2012:638), does the Court of Justice have jurisdiction to answer questions referred for a preliminary ruling by the courts of the Netherlands concerning the interpretation of certain provisions of that directive in proceedings relating to the right of residence of members of the family of sponsors who have Netherlands nationality, if that directive has been declared to be directly and unconditionally applicable under Netherlands law to those family members?
2. Should Article 15(1) and (4) of Council Directive 2003/86/EC ... be interpreted as precluding national legislation, such as that at issue in the main proceedings, under which an application for an autonomous residence permit on the part of a foreign national who has resided lawfully for more than five years on the territory of a Member State for family-reunification purposes may be rejected because of non-compliance with conditions relating to integration laid down in national law?

3. Should Article 15(1) and (4) of Council Directive 2003/86/EC ... be interpreted as precluding national legislation, such as that at issue in the main proceedings, on the basis of which an autonomous residence permit cannot be granted earlier than the date on which it is applied for?

Request for a preliminary ruling from the Oberlandesgericht Düsseldorf (Germany) lodged on 17 May 2017 — Rhenus Veniro GmbH & Co. KG v Kreis Heinsberg

(Case C-267/17)

(2017/C 269/04)

Language of the case: German

Referring court

Oberlandesgericht Düsseldorf

Parties to the main proceedings

Appellant: Rhenus Veniro GmbH & Co. KG

Respondent: Kreis Heinsberg

Questions referred

1. Is Article 5(2) of Regulation (EC) No 1370/2007 ⁽¹⁾ applicable to directly awarded public service contracts within the meaning of Article 2(i) of the regulation which do not, for the purposes of the second sentence of Article 5(1) of the regulation, take the form of service concessions contracts under Directives 2004/17/EC or 2004/18/EC?

If Question 1 is answered in the affirmative:

2. Do Article 2(b) and Article 5(2) of Regulation (EC) No 1370/2007 presume, as is conveyed by the word 'or', an exclusive competence either of an individual authority or of a group of authorities, or do those provisions also permit an individual authority to be a member of a group of authorities and to assign specific tasks to the group but at the same time to retain the power to intervene under Article 2(b) and to be the competent local authority within the meaning of Article 5(2) of the regulation?
3. Does point (e) of the second sentence of Article 5(2) of Regulation (EC) No 1370/2007, which lays down the requirement to perform the major part of the public passenger transport service itself, prevent the internal operator from having that major part of the services performed by a wholly-owned subsidiary?
4. At what point in time must the conditions governing direct awards laid down in Article 5(2) of Regulation (EC) No 1370/2007 be met: at the time of publication of an intended direct award pursuant to Article 7 of Regulation (EC) No 1370/2007 or not until the time of the direct award itself?

⁽¹⁾ Regulation (EC) No 1370/2007 of the European Parliament and of the Council of 23 October 2007 on public passenger transport services by rail and by road and repealing Council Regulations (EEC) Nos 1191/69 and 1107/70 (OJ 2007 L 315, p. 1).

Request for a preliminary ruling from the Okresní soud v Českých Budějovicích (Czech Republic) lodged on 19 May 2017 — Česká pojišťovna a.s. v WCZ, spol. s r.o.

(Case C-287/17)

(2017/C 269/05)

Language of the case: Czech

Referring court

Okresní soud v Českých Budějovicích