

Request for a preliminary ruling from the Cour de cassation (France) lodged on 26 June 2019 — Syndicat interprofessionnel de défense du fromage Morbier v Société Fromagère du Livradois SAS

(Case C-490/19)

(2019/C 288/44)

Language of the case: French

Referring court

Cour de cassation

Parties to the main proceedings

Applicant: Syndicat interprofessionnel de défense du fromage Morbier

Defendant: Société Fromagère du Livradois SAS

Question referred

Must Article 13(1) of Council Regulation No 510/2006 of 20 March 2006 ⁽¹⁾ and Article 13(1) of Regulation No 1151/2012 of the European Parliament and of the Council of 21 November 2012 ⁽²⁾ be interpreted as prohibiting solely the use by a third party of the registered name, or must they be interpreted as prohibiting the presentation of a product protected by a designation of origin, in particular the reproduction of the shape or the appearance which are characteristic of it, which is liable to mislead the consumer as to the true origin of the product, even if the registered name is not used?

⁽¹⁾ Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs (OJ 2006 L 93, p. 12).

⁽²⁾ Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs (OJ 2012 L 343, p. 1).

Order of the President of the Court of 29 April 2019 (request for a preliminary ruling from the Landesverwaltungsgericht Oberösterreich — Austria) — Gmalieva s.r.o., Manfred Naderhirn, in the presence of: Landespolizeidirektion Oberösterreich, Bezirkshauptmann von Linz-Land

(Case C-633/17) ⁽¹⁾

(2019/C 288/45)

Language of the case: German

The President has ordered that the case be removed from the register.

⁽¹⁾ OJ C 42, 5.2.2018.
