

**JUDGMENT OF THE COURT****of 2 June 2016****in Case E-24/15****Walter Waller v Liechtensteinische Invalidenversicherung***(Coordination of social security systems — Article 87(2) of Regulation (EC) No 987/2009 — Binding effect of medical findings)*

(2017/C 66/10)

In Case E-24/15, *Walter Waller v Liechtensteinische Invalidenversicherung* — request to the Court under Article 34 of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice by the Princely Court of Appeal (*Fürstliches Obergericht*) concerning the interpretation of Article 87(2) of Regulation (EC) No 987/2009 of the European Parliament and of the Council of 16 September 2009 laying down the procedure for implementing Regulation (EC) No 883/2004 on the coordination of social security systems, the Court, composed of Carl Baudenbacher, President, Per Christiansen (Judge-Rapporteur) and Páll Hreinsson, Judges, gave judgment on 2 June 2016, the operative part of which is as follows:

1. Article 87(2) of Regulation (EC) No 987/2009 precludes the debtor institution from challenging the medical findings of the institution of the place of stay or residence in the administrative procedure.
2. The binding effect mentioned in Article 87(2) of Regulation (EC) No 987/2009 applies in court proceedings following on from an administrative proceeding before the debtor institution in a situation such as that of the present case.

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**ORDER OF THE COURT****of 24 May 2016****in Case E-2/16****Gerhard Spitzer v EFTA Surveillance Authority***(Preliminary objection to admissibility — Refusal to commence infringement proceedings — Directive 2002/47/EC — Challengeable measures — Time limit — Admissibility)*

(2017/C 66/11)

In Case E-2/16, *Gerhard Spitzer v EFTA Surveillance Authority* — APPLICATION under Article 36(2) of the Agreement between the EFTA States on the Establishment of a Surveillance Authority and a Court of Justice for the annulment of EFTA Surveillance Authority Decision No 425/15/COL of 25 November 2015 on financial collateral arrangements in Liechtenstein, the Court, composed of Carl Baudenbacher, President, Per Christiansen and Páll Hreinsson (Judge-Rapporteur), Judges, gave order of 24 May 2016, the operative part of which is as follows:

1. The application is dismissed as inadmissible.
  2. The applicant is to bear the costs of the proceedings.
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