



C/2024/4444

22.7.2024

**Request for a preliminary ruling from the Curtea de Apel București (Romania) lodged on 9 April
2024 – Prisum Healthcare S.R.L. v Autoritatea Vamală Română**

(Case C-252/24, Prisum Healthcare)

(C/2024/4444)

Language of the case: Romanian

Referring court

Curtea de Apel București

Parties to the main proceedings

Applicant: Prisum Healthcare S.R.L.

Defendant: Autoritatea Vamală Română

Question referred

Is the Combined Nomenclature in Annex I to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff, ⁽¹⁾ as last amended by Commission Regulation (EC) 2022/1998 of 20 September 2022, ⁽²⁾ to be interpreted as meaning that:

a food preparation in liquid form containing iron (in the form of ferrous sulphate), a vitamin complex, mineral salts, vegetable extracts, natural fruit extracts, other nutritive substances, honey, sugar and glucose syrup, which is consumed as such in doses of 2 teaspoons per day, is marketed in 200 ml plastic bottles, is intended for specific use in the formation of haemoglobin and red blood cells and has the function of a food supplement that contributes to the balance of health, the general well-being of the body and the normal functioning of the immune system falls within heading 2202 of the abovementioned Combined Nomenclature in so far as its liquid form has the effect of excluding it from the classification under heading 2106?

⁽¹⁾ OJ 1987 L 256, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) 2022/1998 of 20 September 2022 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff (OJ 2022 L 282, p. 1).