



C/2025/4736

8.9.2025

**Request for a preliminary ruling from the Cour de cassation – (France) lodged on 16 May 2025 –
Caisse primaire d’assurance maladie (CPAM) de la Gironde v LX**

(Case C-343/25, CPAM de la Gironde)

(C/2025/4736)

Language of the case: French

Referring court

Cour de cassation (France)

Parties to the main proceedings

Applicant: Caisse primaire d’assurance maladie (CPAM) de la Gironde

Defendant: LX

Questions referred

1. Should Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the recognition of professional qualifications ⁽¹⁾ be interpreted as meaning that its scope covers national legislation laying down conditions for access to the sector permitting application of non-standard fees under the social security system for a doctor who obtained his or her qualification in a hospital in another Member State of the European Union?
2. If such legislation does not fall within the scope of Directive 2005/36/EC, does Article 49 of the Treaty on the Functioning of the European Union preclude that legislation from making it possible to refuse to grant a doctor who has obtained a qualification in a hospital in another Member State of the European Union access to the non-standard-fees sector under the social security system (Sector 2), on the grounds that that doctor pursued his or her professional activity in that hospital on a self-employed basis?

⁽¹⁾ OJ 2005 L 255, p. 22.