



Reports of Cases

Order of the Court (Fifth Chamber) of 22 June 2017 – Fondul Proprietatea

(Joined Cases C-556/15 and C-22/16)¹

(References for a preliminary ruling — Articles 53(2) and 94 of the Rules of Procedure of the Court of Justice — State aid — Participation of a company with a majority public shareholding in an increase in the share capital of a company in which the State is the sole shareholder or in the capital formation for a State-owned commercial company — Questions of a hypothetical nature — Insufficient information regarding the factual context — Manifest inadmissibility)

1. *Questions referred for a preliminary ruling — Jurisdiction of the Court — Limits — General or hypothetical questions — Determination by the Court of its own jurisdiction — Question referred for a preliminary ruling of a hypothetical nature — Manifest inadmissibility*

(Art. 267 TFEU)

(see paras 20, 21, 28, 29)

2. *Questions referred for a preliminary ruling — Admissibility — Questions referred without sufficient information on the factual and legislative context — Manifest inadmissibility*

(Art. 267 TFEU; Statute of the Court of Justice, Art. 23; Rules of Procedure of the Court of Justice, Art. 94)

(see paras 34-37, 39, 40)

Operative part

The requests for a preliminary ruling submitted by the Curtea de Apel Craiova (Court of Appeal, Craiova, Romania), by decision of 13 October 2015, and by the Tribunalul Bucureşti (District Court, Bucharest, Romania), by decision of 3 July 2015, are manifestly inadmissible.

¹ OJ C 38, 1.2.2016.