

Order of the Court (Sixth Chamber) of 15 May 2019 (request for a preliminary ruling from the Amtsgericht Kamenz — Germany) — MC v ND

(Case C-827/18) ⁽¹⁾

(Reference for a preliminary ruling — Article 53(2) and Article 99 of the Rules of Procedure of the Court of Justice — Area of freedom, security and justice — Judicial cooperation in civil matters — Jurisdiction and the recognition and enforcement of judgments in civil and commercial matters — Lugano II Convention — Article 22(1) — Proceedings which have as their object rights in rem in immovable property or tenancies of immovable property — Restitution of the proceeds from the rental of a property before the transfer of ownership)

(2019/C 288/10)

Language of the case: German

Referring court

Amtsgericht Kamenz

Parties to the main proceedings

Applicant: MC

Defendant: ND

Operative part of the order

Article 22(1), first subparagraph, of the Convention on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters, signed on 30 October 2007, the conclusion of which was approved on behalf of the European Community by Council Decision 2009/430/EC of 27 November 2008, must be interpreted as meaning that proceedings brought by the purchaser of immovable property, seeking the payment of a sum received by the vendor in respect of rent paid by a third party, where that purchaser, although he had taken possession of that property at the time of the payment of that sum, was not yet the owner in law of that property, in accordance with the applicable national legislation, do not constitute proceedings ‘which have as their object rights in rem in immovable property or tenancies of immovable property’ within the meaning of that provision.

⁽¹⁾ OJ C 103, 18.3.2019.

Order of the Court (Seventh Chamber) of 8 May 2019 (request for a preliminary ruling from the Tribunalul București — Romania) — SC Mitliv Exim SRL v Agenția Națională de Administrare Fiscală and Direcția Generală de Administrare a Marilor Contribuabili

(Case C-9/19) ⁽¹⁾

(Reference for a preliminary ruling — Article 53(2) and Article 94 of the Rules of Procedure of the Court — Insufficient information regarding the factual and regulatory context of the dispute in the main proceedings and lack of grounds justifying the need for an answer to the question referred — Manifest inadmissibility)

(2019/C 288/11)

Language of the case: Romanian

Referring court

Tribunalul București

Parties to the main proceedings

Applicant: SC Mitliv Exim SRL

Defendants: Agenția Națională de Administrare Fiscală and Direcția Generală de Administrare a Marilor Contribuabili

Operative part of the order

The request for a preliminary ruling from the Tribunalul București (Regional Court, Bucharest, Romania), made by decision of 8 June 2018, is manifestly inadmissible.

⁽¹⁾ OJ C 131, 8.4.2019.

Order of the Court of Justice (Seventh Chamber) of 30 April 2019 (request for preliminary ruling from the Commissione tributaria provinciale di Modena — Italy) — Azienda USL di Modena v Comune di Sassuolo

(Case C-26/19) ⁽¹⁾

(Reference for a preliminary ruling — Article 53(2) of the Rules of Procedure of the Court — State aid — National health service — Exemption from property tax — Immovable property leased to a commercial company constituted with blended capital active in the health sector in competition with other healthcare establishments exclusively constituted with private capital)

(2019/C 288/12)

Language of the case: Italian

Referring court

Commissione tributaria provinciale di Modena

Parties to the main proceedings

Applicant: Azienda USL di Modena

Defendant: Comune di Sassuolo

Operative part of the order

The request for a preliminary ruling made by the Commissione tributaria provinciale di Modena (Provincial Tax Court, Modena, Italy), by decision of 25 October 2018, is manifestly inadmissible.

⁽¹⁾ OJ C 164, 13.5.2019.