

## Case C-58/21, Social Insurance

FK – v – Rechtsanwaltskammer Wien

1. How is Article 13(2)(b) of Regulation (EC) No. 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems to be interpreted where, from a quantitative point of view, the centre of interest of the activities of a person is in a non-Member State in which that person also resides and, furthermore, that person also pursues an activity in two Member States (Federal Republic of Germany and Austria), the activity in the two Member States being distributed in such a way that the bulk of the activity clearly takes place in one Member State (in this specific case, the Federal Republic of Germany)?
2. In the event that that provision is interpreted to the effect that Austria has competence, [the following question] is [asked]: [Are] the provision of Paragraph 50(2)(2)(c)(aa) of the *Rechtsanwaltsordnung* (Code of Lawyers) and the provision of Paragraph 26(1)(8) of the *Satzung Teil A 2018* (2018 Statute for Part A) based thereon permissible under EU law or do they infringe EU law and the rights guaranteed under EU law by requiring, as a condition for the award of a retirement pension, that the right to practise law in Austria and abroad be waived (Paragraph 50(2)(2)(c)(aa)) or that the right to practise as a lawyer anywhere be waived (Paragraph 26(1)(8) of the 2018 Statute for Part A)?

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## Case C-86/21, Social Insurance

Gerencia Regional de Salud de Castilla y León – v – Delia, reference lodged by the Tribunal Superior de Justicia de Castilla y León (Spain) on 11 February 2021

1. Do Article 45 TFEU and Article 7 of Regulation No. 492/2011 preclude a national provision such as Article 6(2)(c) of Decree 43/2009 of 2 July 2009, which prohibits the recognition of periods of service in a particular occupational category in a public health service of another Member State of the European Union?
2. If the answer to question 1 is affirmative, could the recognition of periods of service in the public health system of a Member State be made conditional on the prior adoption of general approval criteria for the career systems of staff of the health services of Member States of the European Union?