

ECJ 6 October 2021, case C-598/19 (Conacee), Miscellaneous

Confederación Nacional de Centros Especiales de Empleo (Conacee) – v – Diputación Foral de Gipuzkoa, Spanish case

Summary

Member States may impose additional criteria in reserving the right to participate in public procurement to particular sheltered workshops, provided that they comply with the principles of equal treatment and proportionality.

Question

Must Article 20(1) of Directive 2014/24 be interpreted as precluding a Member State from imposing requirements in addition to those laid down in that provision, thereby excluding from reserved public procurement procedures certain economic operators which satisfy the criteria laid down in that provision.

Ruling

Article 20(1) of Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement and repealing Directive 2004/18/EC must be interpreted as not precluding a Member State from imposing additional criteria beyond those laid down by that provision, thereby excluding from reserved public procurement procedures certain economic operators which satisfy the criteria laid down in that provision, provided that that Member State complies with the principles of equal treatment and proportionality.

ECJ 6 October 2021, case C-538/19 (Casa Națională de Asigurări de Sănătate en Casa de Asigurări de Sănătate Constanța), Social Insurance

TS, UT, VU – v – Casa Națională de Asigurări de Sănătate and Casa de Asigurări de Sănătate Constanța, Romanian case

Summary

An insured person is entitled to a full cost reimbursement for an allowed medical treatment in the Member State, if the initial medical advice in the Member State led to permission for a medical treatment which differed from the eventual treatment following a second – and better – medical advice in the Member State where he underwent the medical treatment, if there was no time to obtain permission for that second treatment. Unfortunately, no English version of the case is available yet.

ECJ 14 October 2021, case C-583/19 P (Bernaldo de Quirós v Commission), Miscellaneous

Belén Bernaldo de Quirós – v – European Commission, EU Case

Summary

The ECJ, like the General Court, dismissed the appeal against the imposed disciplinary sanction.