

Council of 5 July 2006 should be interpreted as precluding a legislative provision of a Member State (such as that at issue in the main proceedings, under which, as regards the amount which FOGASA is liable to pay a part-time worker, the worker's base wages, which are reduced due to the part-time nature of the employment, are reduced again when calculating FOGASA's liability under Article 33 of the Workers' Statute, because the part-time factor is applied for a second time, as compared with a comparable full-time worker, in so far as that provision disadvantages female workers as compared with male workers.

## Case C-843/19, Social insurance, pension, gender discrimination

Instituto Nacional de la Seguridad Social (INSS) – v – BT, reference lodged by the Tribunal Superior de Justicia de Cataluña (Spain) on 20 November 2019

Does EU law preclude a provision of national law such as Article 208(1)(c) of the 2015 Ley General de la Seguridad Social (General Law on Social Security), which stipulates that, in order for anyone enrolled in the General Scheme to be able to take voluntary early retirement, the pension payable, calculated in the standard way without any minimum pension supplement, must be at least as much as the minimum pension, inasmuch as it indirectly discriminates against women enrolled in the General Scheme, since it affects a far greater number of women than men?

## Case C-866/19, Social insurance

SC – v – Zakład Ubezpieczeń Społecznych I Oddział w Warszawie Wydział Realizacji Umów Międzynarodowych, reference lodged by the Sąd Najwyższy (Poland) on 27 November 2019

Does EU law preclude a provision of national law such as Article 208(1)(c) of the 2015 Ley General de la Seguridad Social (General Law on Social Security), which stipulates that, in order for anyone enrolled in the General Scheme to be able to take voluntary early retirement, the pension payable, calculated in the standard way without any minimum pension supplement, must be at least as much as the minimum pension, inasmuch as it indirectly discriminates against women enrolled in the General Scheme, since it affects a far greater number of women than men?

## Case C-875/19 P, Miscellaneous

FV – v – Council, appeal against judgment of the General Court (Eighth Chamber) of 19 September 2019 in Case T-27/18 RENV

The appellant claims that the Court should:

- set aside the judgment of 19 September 2019 (T-27/18 RENV) and, consequently, grant the appellant the order sought at first instance and therefore annul the appellant's 2013 staff report;
- order the Council to pay the costs of the proceedings at first instance and in the appeal.

## Case C-877/19 P, Miscellaneous

FV – v – Council, appeal brought on 28 November 2019 against judgment of the General Court (Eighth Chamber) of 19 September 2019 in Case T-153/17

The appellant claims that the Court should:

- set aside the judgment of 19 September 2019 (T-153/17);
- consequently, grant the order sought at first instance and therefore annul the 2014 and 2015 staff reports adopted definitively on 5 December 2016;
- order the respondent to pay the entire costs of the proceedings at first instance and in the appeal.

## Case C-879/19, Social insurance

FORMAT Urządzenia i Montaż Przemysłowe – v – Zakład Ubezpieczeń Społecznych I Oddział w Warszawie, reference lodged by the Sąd Najwyższy (Poland) on 2 December 2019

Is the expression 'a person normally employed in the territory of two or more Member States' used in the first sentence of Article 14(2) of Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons and their families moving within the Community, in the version resulting from Council Regulation (EC) No 118/97 of 2 December 1996, as amended by Regulation (EC) No 1992/2006 of the European Parliament and of the Council of 18 December 2006, to be interpreted as also applying to a person who, during the period covered by and within the framework of one and the same contract

of employment concluded with a single employer, performs work in the territory of each of at least two Member States not simultaneously or concurrently, but during directly consecutive, successive periods of several months?

## Case C-903/19, Miscellaneous

DQ – v – *Ministre de la transition écologique et solidaire, Ministre de l'action et des comptes publics*, reference lodged by the *Conseil d'État* (France) on 10 December 2019

Is the benefit of the provisions of Article 11(1) of Annex VIII to the Regulation laying down the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Communities, as amended by Council Regulation (EC, Euratom) No 723/2004 of 22 March 2004, reserved exclusively to officials and contract staff posted for the first time within a national administration after having been employed as officials, contract staff or temporary staff in an EU institution, or does that benefit also extend to officials and contract staff returning to the service of a national administration after having performed duties in an EU institution and having been assigned non-active status or granted leave for personal reasons during that period?

78

## Case C-940/19, Free movement

*Les Chirurgiens-Dentistes de France, Confédération des Syndicats médicaux français, Fédération des Syndicats pharmaceutiques de France, Syndicat des Biologistes, Syndicat des Médecins libéraux, Union dentaire, Conseil national de l'Ordre des Chirurgiens-Dentistes, Conseil national de l'Ordre des Masseurs-Kinésithérapeutes, Conseil national de l'Ordre des Infirmiers* – v – *Ministre des Solidarités et de la Santé, Ministre de l'Enseignement supérieur, de la Recherche et de l'Innovation, Premier ministre*, reference lodged by the *Conseil d'État* (France) on 30 December 2019

Does Article 4f(6) of Directive 2005/36/EC of 7 September 2005 preclude a Member State from introducing the possibility of partial access to one of the professions covered by the mechanism for the automatic recognition of professional qualifications laid down by the provisions of Chapter III of Title III of that directive?