Re:

Reference for a preliminary ruling — Komárom-Esztergom Megyei Bíróság — Interpretation of Art. 33 of Sixth Council Directive 77/388/EEC of 17 May 1977 on the harmonisation of the laws of the Member States relating to turnover taxes — Common system of value added tax: uniform basis of assessment (OJ 1977 L 145, p. 1) — Prohibition of taxes capable of being characterised as turnover taxes — National rules authorising local authorities to introduce a tax on economic operations

Operative part

The Court of Justice of the European Communities has no jurisdiction to answer the questions referred by the Komárom-Esztergom Megyei Bíróság.

Order of the Court (Sixth Chamber) of 9 February 2006 — *Vounakis* v *Commission*

(Case C-322/05 P)

(Appeal — Officials — Promotion — Article 90(2) of the Staff Regulations — Complaint — Time-limits — Appeal manifestly unfounded)

Officials — Actions — Prior administrative complaint (Staff Regulations, Arts 25, third para., and 90(2)) (see paras 21, 24)

Re:

Appeal against the order of the Court of First Instance (Third Chamber) of 2 June 2005 in Case T-326/03 *Vounakis* v *Commission*, dismissing as inadmissible an application for the annulment of the Commission's decision not to promote the appellant to Grade A4 under the 2002 promotion procedure

Operative part

The Court:

1. Dismisses the appeal;

2. Orders Mr Vounakis to pay the costs.

Order of the Court (Sixth Chamber) of 16 February 2006 — *Adriatica di Navigazione* v *Commission*

(Case C-111/04 P)

(Appeal — Article 85(1) of the EC Treaty (now Article 81(1) EC) — Competition — Cartels — Agreement between undertakings — Proof of participation of an undertaking in a cartel)

1. Competition — Agreements, decisions and concerted practices — Definition of the market — Subject-matter (EC Treaty, Art. 85(1) (now Art. 81(1) EC)) (see paras 30-31)