

Arrêt de la Cour
?????? C-497/01

Zita Modes Sàrl
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Administration de l'enregistrement et des domaines

(?????? ??? Tribunal d'arrondissement de Luxembourg ??? ??? ?????? ??????????????)
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«????? ?????? ??? – ?????? 5, ?????????? 8 – ?????????? ?????? ?????? – ?????????? ???
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????????? ??? ?????? ?????????? F. G. Jacobs ??? 26?? ?????????? 2002 ??????
??? ?????????? (????? ????) ??? 27?? ?????????? 2003
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(????? 77/388 ??? ??????????, ??? 5 § 8) T? ??? 5, ?????????? 8, ??? ?????? 77/388
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?? ?????????? ??????, ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????????? ?????? ???
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???? ??????? ??? – ?????? 5, ??????????? 8 – ??????????? ??????? ?????? – ?????????? ???
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(?????????????) ??? ?? ??????????, ???' ?????????? ??? ?????? 234 ??, ?? ??? ?????
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Zita Modes Sàrl

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Administration de l'enregistrement et des domaines,

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????? ??????? 77/388/?? ?? ??????????, ??? 17?? ???? 1977, ??? ?????????????? ???
????????? ??? ?????? ????, ??? ??????? ?? ??? ?????? ?????? ?????? ?????? ???
????????? ??? ?????? ?????????????? ????: ?????????? ?????????? ??? (?? ????. ????. 09/001, ?. 49),
???? ?????????????? ?? ??? ?????? 95/7/?? ??? ??????????, ??? 10?? ???? 1995,
??? ??? ?????????? ??? ?????? 77/388 ??? ??? ?? ??? ?????? ?????????? ???
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?? ?????????? (?????? ????),,

????????? ??? ??? P. Jann, ??????????? ??? ?????? ????????, D. A. O. Edward ??? S.
von Bahr (????????), ????????,

????????? ??????????: F. G. Jacobs

?????????: R. Grass

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?? Administration de l'enregistrement et des domaines, ?????????????? ??? ??? F. Kremer,
avocat,

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Giolito,

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??? 26?? ?????????? 2002,

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10 ?? ????? ??????? ??? ?????????????? ??? 25 ??????? 1998, ? ?????? ?
??? Diekirch (?????????????) ??? ?dministration de l'enregistrement et des domaines
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????? ? Zita Modes ??? ?? ????? 1996, ?????????????? ??? ?????? ??????????????
?? ??????? ???: ?????????????? ??? ?????????????? ??? ?. ??? ?????? ??? ??
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????? 9.2. ??? ??????????).

11 ? ?dministration de l'enregistrement et des domaines ?????????? ???, ???????
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?? ????? ??? ??? ??? ??????????, ?????????? ??? ? ??????????
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12 ?? ??????? ??? 1?? ??????? 1998, ? Zita Modes ?????????? ??? ? ?? ??? ???????
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???? ??? ????. ???????, ?????????? ??? ??? ?? ??? ?????????? ??? ???, ??
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13 ??? 25 ??????? 1998, ? ?dministration de l'enregistrement et des domaines
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????????? 2, ??? ????? ??? ??? ?????? ??? ?????????? ?? ?????????? ??? ?????????? ???
?? ?????????? ?? ?????????????? ??? ?????????????? ??? ??? ??????. ???????, ?
????????? ?????? ?? ??? ?????? ?????? ??? ?? ?????????????? ??? ?????? ???,
????????? ???, ?? ??????????, ??? ?????????, ?????? ??? ?????????? ad hoc ???
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14 ??? 20 ??????? 1998, ? Zita Modes ?????? ??????? ??????? ??? Tribunal
d'arrondissement de Luxembourg ?????????? ?? ?????????????? ? ??????? ???
?dministration de l'enregistrement et des domaines ??? ?? ?????? ??? ? ?????????? ???
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15 ??????? ?? ?? ?????? ??????????, ?????? ??? ? Zita Modes ?????? ??
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00 LUF. ???????, ??? ?????????? ??? ?????????? ??? ?????????????? ??? ??????????????.

16 ???????, ?? ?????? ?????????? ?????????? ??? ??? ?????????????? ??
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????? ??????], ??? ?? ????? ?????????? ? [?????] Milady ?????????? ??
????????? ??? [...] Zita Modes.

17 ??????? ?? ?? ?????? ??????????, ??? ??? ?????? ?????? ?????????? ?????????? ??
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?? ???, ??? ?? ?????? ??? ???, ??? ?????? ?????? ?????? ?? ?????? ??
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18 ???????, ?? ?????? ?????????? ?????????? ??? ?????????? ?? ?????????? ??
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19 ????????????????????, ?? Tribunal d'arrondissement de Luxembourg ??????????? ??
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1)????? ?? ?????? 5, ??????????? 8, ??? ?????? ?????? [...] ??? ?????? ??? ?
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2)?? ?????????? ?????????? ?????????? ??? ?????? ??????, ??? ?? ?????? 5,
????????? 8, ??? ?????? ?????? ??? ?????? ??? ? ?????????? ??? ?????? ?????? ???
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3)? ?????????? ?????????? ?????????? ?? ??? ??? ?? ??? ?????? ??? ?????? ??? ??????
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8, ?? ?????? ?? ??? ??? ?????????? ?? ?????? ?? ?????????? ??? ?? ?????? ???
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20 ?? ?? ?????? ??? ?? ?????? ?????? ???, ?? ?????? ?????????? ??
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8, ?? ?????? ?????? ?????? ?? ?????????? ??? ?????? ??? ?????? ???, ??? ?????? ???
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21 ? ?dministration de l'enregistrement et des domaines ?????? ??? ?? ?????? 9,
????????? 2, ?? ?????? ??? ?????? ??? ?????????? ??? ?????????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ???, ?????????? ??? ? ?????? ??? ?????????? ???
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22 ? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ??????
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??? ??? ?? ?? ?????? 9, ?????????? 2, ??? ?????? ????.
23 ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
24 ? ?????? ??? ?????????? ??? ?????????? ?????? ???, ?????? ??? ?????????? ???
??? ?????? 24 ??? 35 ??? ?????????? ??? 22?? ?????????? 2001, C-408/98, Abbey
National (?????? 2001, ?. ?-1361), ??? ?? ?????? 5, ?????????? 8, ??? ?????? ???
????????? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
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25 ???????, ?? ????? 5, ?????????? 8, ??????? ?????????, ??? ????? ?????????? ?????
???? ?? ?????????? ???, ?? ?????????? ?????? ?????? ?????? ?????????? ?????????? ?????
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26 ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????????? ?????? ??????
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?????? 27 ??? 28 ??? ?????????? ??? ?????? ?????? ?????? Jacobs ??? ?????? ???
????????? ??? ?????????????? ?????? Abbey National).
27 ???????, ? ???, ?????????? ??? ?????? ?????????? ??? ?????? ??? ?????? ??????????
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????????? ??? ?????????? ??? ?????????? ??? ?????????? . ???????, ??? ????? 5, ??????????
8, ??? ?????? ?????? ??? ?????? ?? ?????? ??? ?????? ?????? ?????????? ??? ??????
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28 ?? ??? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ?????? ??????????????
??????, ? ?????????? ?????? ??? ?????? ?????????? ?????????? ?????????? ? ??????????
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????? 17, ?????????? 2, ??? ?????? ?????? ?????????? ??? ?????? ??? ?????? ??? ??????
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29 ?????????? ?? ?????????? ??? ?? ?????? 5, ?????????? 8, ??? ?????? ??????
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? ?????? ?????? ???, ?????? ?????? ?????? ?????? ?????? ?????????? ?????? ??? ??? ?
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?? ?? ?????? 2 ???, ??? ?????? ?????????? ??? ?????? ?????? ?????? ?????? ??? ??? (??.
????????? ?????? ?????? Abbey National, ??? 30).
30 ??????? ?? ?? ?????? ?????? ??? ?????? ??? ?????? 5, ?????????? 8, ??? ?????? ??????
?? ??? ?????? ??? ?????? ?????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??
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31 ???????, ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????????? ??? ?????????? ??
?? ?????? ?????? ??? ?????? 5, ?????????? 8, ??? ?????? ?????? ?????? ??? ?????? ??? ??
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32 ? ??????? ??? ?????? ?????? ??????? ?? ??? ?????? ??? ?????? ???????, ? ?????? ??????
?? ??????? ??? ?????? ?????? ??????? ?? ??? ?????? ??? ?????? ?????????? ?????? ??
????????? ??? ??? (?. ??????? ??? 8?? ??????? 2000, C-400/98, Breitsohl,
?????? 2000, ?. ?-4321, ??? 48). ???????, ??? ??? ?? ?????????? ???
????????? ??? ??? 13 ??? ?????? ???????, ? ?????????? ??? 5,
????????? 8, ??? ??? ?????? ??????? ??? ?? ?????????? ?????? ?????? ?????? ??????
????? ??? ?????????? ???????, ? ?????? ?????? ??? ?????? ?????? ?????? ?????? ??????
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????? ??? ??????????, ?????????? ??? 15?? ??????? 1989, 348/87, Stichting Uitvoering
Financiële Acties, ??????? 1989, ?. 1737, ????? 11, ??? ??? 20?? ??????? 2002, C-287/00,
????????? ??? ???????, ??????? 2002, ?. I-5811, ??? 44).

33 ??? ?????? ?? ?????????????? ??? ?? ??? ?? ?????? ??? ?? ??? ?????????? ???
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34 ???????, ??? ?????? ???????, ??? ??? ?????? ??? ??????? ?????????? ?????????? ???
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????????? ??? (?., ??? ???, ??????? 18?? ?????????? 1984,
327/82, Ekro, ??????? 1984, ?. 107, ????? 11? ?? 19?? ?????????? 2000, C-287/98,
Linster, ??????? 2000, ?. ?-6917, ????? 43? ?? 9?? ?????????? 2000, C-357/98, Yiadom,
?????? 2000, ?. I-9265, ????? 26, ??? ?? 27?? ?????????? 2003, C-373/00, Adolf
Truley, ??????? 2003, ?. ?-1931, ??? 35).

35 ??? ?????????? ??? ?? ??? 5, ?????????? 8, ??? ??? ?????? ?????? ??????
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36 ??? ?????? ?? ??????? ??? ?????? ??? ?????? ?????????? ?? ??? 5, ?????????? 8, ???
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????? . ? ?????????? 1 ??? ?? ?????? ?????? ?????????? ??? ?? ?????? ??? ?? ?????? ???
????????? ? ?????????? ??? ?????? ?????? ??? ?????? ?????? ?????? ?????? ??? ??
????? . ?? ?????????? 2 ??? 7 ?????????? ??? ?????? ??? ?? ?????? ??? ?? ?????? ???
????????? ?? ???????, ??? ??? ?????? ??? ?????? ?????? ??? ?????? ???????, ?? ??????? ??????,
????????? ?? ?????? ??? ?????? ?????? ??????.

37 ??? ?????? ?? ?????? ??? ?????? ???????, ?????????? ? ?????????? ???, ???????,
????????? ?? ?? ?????????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?? ??? ??
????????? ?? ?? 2 ??? ?????? ???????, ? ??? ?????????? ??? ?? ?????? ?????????? ??? ??
????????? ?? ?? ?????? ?????? ?????? ?????? (?? ??? . ??? 09/001, ?. 3), ??? ??? ??
????? 2 ??? ?????? ???????, ? ??? ?????????? ??? ?? ?????? ?????????? ??? ??
????????? ?? ?? ?????? ?????? ?????? ??? ?????? ??? ?????? (?????? ?? 8?? ???????
2000, C-98/98, Midland Bank, ??????? 2000, ?. ?-4177, ????? 29, ??? ???????????
?????? Abbey National, ??? 29).

38 ???????, ?? ??????? ??? ?????? ?????? ?????????? ??? ?????? ?????????? ???
????????????? ??? ?? ?????? ??? ??? ?????? ?????? ?????????? ??? ?????? ?????????? ???
????? ?? ?????????? ??? ?????? ?????????? ??? ?????? ???????, ?? ?????? ??????? ???

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????????????? ??????????????, ?????????? ?? ??? ?????? ? ??? ?????????????? ???,
??? ??? ?????????? ?? ?? ??? ????? ?????????? ??????????, ???' ????, ????
?????????, ???? ??? (??., ??? ??? ?????? ???, ?????????? ??? 14?? ??????????
1985, 268/83, Rompelman, ?????? 1985, ?. 655, ????? 19? ??? 15?? ?????????? 1998, C-
37/95, Ghent Coal Terminal, ?????? 1998, ?. ?-1, ????? 15, ??? ??? 21?? ?????? 2000,
C-110/98 ??? C-147/98, Gabalfrisa ?.?., ?????? 2000, ?. ?-1577, ????? 44?
????????????? ?????? Midland Bank, ????? 19, ??? Abbey National, ????? 24).
39 ??? ?? ?????? ?? ?????? ??? ?????? ??? ????? ?????????? ?? ??? 5, ?????????? 8,
??? ??? ?????? ?????? ?? ?????? ??? ?????, ??? ?????????????? ??? ?????? ?????? 36 ??
38 ??? ?????? ?????? ??????, ?????? ?? ?????? ?????? ??? ? ?????? ?????? ??? ?????? ???
?? ?????? ??? ?????? ??? ?????? ?? ?????????? ?? ?????????? ??? ?????? ??????
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????????? ??? ?????????? ??? ?????? ???, ?? ??? ?????? ??????, ?????? ?? ??????
????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??????
40 ?????????? ??? ?????? ??? ?????? ???, ??? ?????? ?????????? ?? ?????? ?
????????? ??? ? ??? ?????? ?????? ?? ??????, ?????? ? ?????? ??????
????? ?????? ?? ?????? ? ?????? ??? ?????? ?? ?????? ?????? ?? ?????? ??????
??? ?????????? ??? ?????????? ??? ? ?? ?????????? ??? ?????????? ??????????
????????? ??? ?????????? ???, ??? ?????? ???, ?????????? ???, ??? ?????? ???, ??
????, ??? ?????, ?????????? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ?? ???
?? ?????????? ?????? ?????? ?????? ?????? ??????????, ??? ?????? ?????? ??? ??????
???? ?????????? ?????, ??? ?????? ?????? ?????????? ?????? ??????
41 ??????, ??? ?????? ?????? ? ?????? ?????????? ??? ?????? 39 ???
????????? ???, ??? ??? ?????? ?????? ??? ?????????????? ??? ?????? ??????????,
????? ?????? ?? ?????? ??? ?????? ??? ?????? ?? ?????? ?????? ??? ?????? ??????
????? ?????? ?? ?????? ?????? ?????? ??? ?????? ?? ?????? ??? ?????? ?????? ??? ??????
??????????.
42 ??????, ??? ?????? ??? ?????? ?? ??? ?????? ?????? ?????? ?? ?????????????? ??
????????????? ??? ?????? ?????? ??? ??? ??????????, ?????????? ?? ?????????? ???
?? ????? 5, ?????????? 8, ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??????
????????? ?? ?? ?????? ???.
43 ??? ?????? ?? ?????? ??? ?????? ??? ? ?????????? ??? ?????? ?????? ??? ? ??????????
????????? ??? ??????????, ?????????? ??? ?????? ???, ??? ??????
????????? ? ?????? ?, ??? ?? ?????? ??? ?? ??? ?????? ?????????? ?????????? ??? ?
????? ?????? ??? ?????? ?????? ?????????? ??? ?????? ?????????? ??? ?????? ???, ???
???? ?????? ??? ?????? ?????? ?????????? ?????? ?????????? ??? ?????? ??????????
44 ??? ??? ?????? ??? ?????? 5, ?????????? 8, ??? ?????? ?????? ??? ??? ?? ??? ??????
?? ??? 40 ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????????? ??
????????? ? ?????????? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ???
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????????????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????
????????? ??? ?????? ?????? ??????????, ?????? ???, ??????????, ?? ?????? ??
??????????.
45 ??????, ?? ??? 5, ?????????? 8, ??? ?????? ?????? ?????? ?????????? ??
????? ? ?????????? ??? ??? ?????????? ?? ??? ?????? ?????? ??????????
????????????? ?? ??? ???????????.
46 ??????, ??? ?????? ??? ?????? ?????????? ?????????? ?????? ?????? ?? ??? ?
????????? ??? ?? ?????? 5, ?????????? 8, ??? ?????? ?????? ?????? ??? ?????? ??
??? ??? ?????? ???, ??? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????????? ??
??? ?????? ?????? ??? ?????????? ?????? ?????????? ?? ?????? ???, ??? ???

????????? ??? ???, ??? ?????????????????? ?????????? ?????? ?? ???????????
????????? ????, ? ??????? ?????? ??? ?? ?????????? ?????????????? ??? ??
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????????????? ?? ??? ?????????? ?????????? ??? ?????????? ?????????????? ???
????????????? ???, ?????????? ???, ??? ?????????? ??? ???????, ??? ??????, ??? ??????,
????????? ?????????? ? ?????? ?????????? ?????????? ??? ?????? ?? ?????? ??
????????????? ?????? ?????? ?????????? ?? ?????????????? ?? ?????? ?? ?????? ??
????????????? ?????? ?? ?????????? ?????? ?????????? ?? ?????????? ?????????? ???
????????? ??? ?????????? ??? ?????? ?? ?????? ?? ?????????? ?????? ??? ??????
????????????? ???, ?????? ???, ?????????? ???, ?? ?????? ?? ??????.
??? ??? ?????? ??????????
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47 ? ?dministration de l'enregistrement et des domaines ?????????? ??? ? ??????? ???
????????????? ?????? ??? ?????????????? ??? ?????? ?????????? ??? ??????? ???
????? ?????? ?????????? ?????????? ??? ?????? ??????.
48 ??? ?????? ??? ?????? ?????? ??? ?????????? ??? ?????????? ??? ?????? ???
????????????? ???, ? ?????? ?????? ?????????? ???, ??????, ?????????????? ??? ?????? ???
??? 29?? ?????? 2000, C-455/98, Salumets ??. (?????? 2000, ?. ?-4993), ??? ?
????????? ??? ?????? ??? ?????? Milady ?????????????? ?????? ??? ??????????????
????????? ??? ?????? ?? ?????????????? ?????? ??? ?????? ??? ??????????????
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????????? ??? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ???
????????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???
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????????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???
????????? ??? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???
49 ?????????? ?? ?????????? ?????? ???, ??? ?????? ?? ?????????? ?? ?? ??
????? 31 ??? ?????? ?????? ????????, ??? ?????? ?????? ??? ?????? ?????? ???
????????? ??? ?????????? ?? ??? ?????? ?????? ?????? ??? ?????? 5, ?????????? 8, ???
????? ?????? ?????? ?????? ?? ?????? ?????? ??? ?????????? ??? ?????? ?????? ???
??? ?? ?????????? ?? ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? ???
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????????? ??? ?????? ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? ???
????????? ??? ?????? ?????? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???
50 ??????, ??? ?????? ?? ?????????? ?? ??? ?????? ??? ?????? ??? ?????????? ???
????????? (??. ?????????????? ?????? CPP, ?????? 35 ?? 36), ??? ?????? ???
??? ?????? ?? ?????????? ??? ?????? ??? ?????? ??? ?? ?????????? ??? ?? ???
5, ?????????? 8, ??? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???
????????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??? ?????? ??????
????????? ?? ?????? ??? ?????? ?????? ?????? ?????? ???
51 ??????, ??? ?????? ?? ??? ?????? ??? ?????????? ?????? ?????? ??? ?????? ???
??, ?? ??? ??????, ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???
??? ?????????? ?????? (??., ??? ?????? ?? ?????? ?????? ?????? ??? ?????? ???
????? ??? ?????? ?????? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ???
????????? ?????? ?????? Salumets ??., ?????? 19, 20 ?? 23).

52 ????????, ??? ?????? ?????? ?????????? ?? ?????????? ??? ? ??????? ??? ??????????????
?????????????? ?????? ?????????? ??? ?????? ?????? ?????? ?? ?????? ?????? ??????????
????????? ?????? ?????????????? (??., ??? ??? ?????? ?????, ??????????????????
?????? Salumets ???., ????? 22).
53 ??????????? ? ?????????? ??? ??? ?????????? ?????????????????? ??? ??????
?????????? ?????????????? ??? ?????? ?????? ?????????????? ?? ?????????? ?? ??????
?????????? ?? ?????????????? ??? ?????????? ??? ?????????? ?? ?????????? ??????.
54 ????????, ????, ?????????? ?? ??? ? ?????????? ?????????? ??? ?????????? ??? ??????????????
???? ?????????? ? ?????????? ?????????? ?????????? ??? ?????? ??? ? ?????????? ???
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??? ?????? ??? ?????? ?????????? ?????????? ??? ?????????? ??? ?????? ?? ?????????? ??? ??
????????? ??? ? ??? ?? ?????? ?????????? . ???????, ??? ??? ?????? ?????? ???
???? ???? ?????? ??? ?????? ?????????? ??? ?????????? ?? ??? ?????? ?????? ?????? ??? ?????? 5,
????????? 8, ??? ?????? ??????, ? ?????????? ??? ??? ?????? ??? ?????? ?? ?????????? ???
??? ?????? ??? ?????? ??? ?? ?????????? ??? ??? ??? ?????? ??? ?????? ??? ?????? ??? ?
????????? ??? ?????????? ?????? ?????? ??? ??????.
55 ????????, ??? ?????? ???????, ??? ?????? ?????????????? ??????? ?????? ?? ??????
? ??????? ???, ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? ??? ?????????? ???
????????? ??? ?? ?????? 5, ?????????? 8, ?????? ??????, ??? ?????? ?????? ???
????????? ???, ??? ??? ?????? ??? ??? ?, ??? ?????????????? ?????? ??? ??????
???? ?? ?????????? ?????? ???, ? ?? ??? ?????? ?????? ?????????? ??? ??? ??????
????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????? ? ?????????? ?????? ??? ??????
????????????? ?????? ??? ?????? ??? ?????? ? ?????????? ?????? ??? ??????
????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ?????? ??? ??????
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56 ?? ?????? ??? ?????? ??????
?????????????, ??? ??????????????
????? ??????????? ??? ????????
????????? ??? ?????????? ??????
????????????? ??????.
??? ??? ?????? ???????,

?? ?????????? (?????? ????),

?????????? ?? ?? ?? ??????????? ?? ?? ?? ??????? ?? ?? ??????? ?? ?? 19?? ???????????
2001 ?? Tribunal d'arrondissement de Luxembourg, ??????????:
1)?? ?????? 5, ??????????? 8, ??? ?????? ??????? 77/388/?? ?? ???????????, ??? 17??
????? 1977, ??? ??????????? ?? ??????????? ?? ??????????? ?? ??????, ??? ??????? ??
????? ?????? ?????? ??????? ? ?????? ??????? ?????? ?????? ??????????????? ??????:
?????????? ??????????? ????, ??? ??????????????? ?? ??? ?????? ?????? 95/7/?? ??
??????????, ??? 10?? ??????? 1995, ??? ?? ??????????? ?? ??????????? 77/388/??
??? ??? ?? ??? ?????? ?????? ??????????? ?? ?????? ??? ?????? ??????????????? ??????
????? ?????? ?????????? ?????????? ?????????? ?? ?????? ?????? ??????????????? ??????
????, ?????? ?? ?????????? ??? ?????? ??? ?????? ???, ??? ?????? ?????? ?????? ???
????? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????????? ??? ?????????? ??????
????????? ?? ??????? ???, ??? ??? ?????? ??? ?????? ??? ?????? ?????????????? ???, ???
????????????? ?????? ??? ?????? ??? ?? ?????????? ??? ?????? ?????????? ???????, ?
????????? ??? ?? ?????? ??? ?? ?????????? ??? ?????? ??? ?????? ?????????? ??????????
????????? ??? ?????????? ?????????? ??? ?????? ??? ?????? ?????? ??? ?? ??? ??????????????
??? ??????? ?????? ??? ?????? ?????????? ?????????? ??? ?????????? ??? ?????? ??????????
??? ?????????? ?????? ??? ?????? ?????????? ?????????? ??? ?????????? ??? ?????? ??????????
????????????? ??? ?????????? ?????? ???, ?????????? ???, ??? ?????????? ???, ???

2)????? ??? ???? ?????? ??? ???? ?????? ??? ???? ?????? ??? ???? ?????? ??? ???? ?????? ??? ????
????? 5, ?????????? 8, ??? ???? ??????, ??? ???? ?????? 77/388, ???
????????????? ?? ??? ?????? 95/7, ?? ??????? ???, ??? ??? ?????? ??? ??????
????????????? ???, ??? ?????????????? ?????? ?????? ??? ?? ??????????
????? ???, ? ?? ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ?? ??????????
?? ?????? ??? ?????? ??? ?????? ??? ?? ?????????? ??? ?????? ??? ?????? ??????????
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Jann

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R. Grass

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1 – ?????? ??????????: ? ??????.