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???? 4 ?????????? 2019 – ITH Comercial Timi?oara SRL ??? Agen?ia Na?ional? de  
Administrare Fiscal? - Direc?ia General? Regional? a Finan?elor Publice Bucure?ti, Agen?ia  
Na?ional? de Administrare Fiscal? – Direc?ia General? Regional? a Finan?elor Publice Bucure?ti  
– Administra?ia Sector 1 a Finan?elor Publice

(?????? C-734/19)

(2020/C 54/18)

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Tribunalul Bucure?ti

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?????????: ??? Comercial Timi?oara SRL

?????: Agen?ia Na?ional? de Administrare Fiscal? - Direc?ia General? Regional? a Finan?elor  
Publice Bucure?ti, Agen?ia Na?ional? de Administrare Fiscal? – Direc?ia General? Regional? a  
Finan?elor Publice Bucure?ti – Administra?ia Sector 1 a Finan?elor Publice

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1.1.

????? ?? ?????????? ?? ??????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006,  
?????? ?? ?? ?????? ?????? ?????? ?????? ?????????????? ??? (1), ??? ?????????? ?? ?????? 167  
?? ?? ????? 168, ? ??? ?? ?????? ?????? ?????? ??? ??? ?????????? ??? ?????? ??? ??????????????  
?????????????, ? ??? ?? ?????? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??? ??????????????  
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1.2.

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1.3.

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1.3.1.

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1.3.2.

? ? ?????????? ??? ?????????? ?????? ?? ??? ?????? ??? ??????, ??? ?????? ??? ?  
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1.4.

????? ?? ?????????? ??? ??????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006,  
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1.4.1.

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1.4.2.

? ?????????? ? ?????????????? ??? ?????? ?? ?????????? ??? ?????? ?????????? ? ??????????????  
????????????? ?????? ???;

1.5.

????????? ? ?????????? ?? ?????????? ??? ?????????? ??? ?????? 2006/112/?? ??? ??????????, ???  
28?? ?????????? 2006, ??????? ?? ?? ?????? ?????? ?????? ?????? ?????????????? ?????? ??? ??  
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1.6.

????? ?? ?????????? ??? ??????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006,  
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????, ??? ??? ??? ?????????? (i) ? ?????? ??? ?????????? ??? ?????? (ii) ? ????????

? ?????????? ?? ?????????????? ?? ?????????????? ?? ?????? ?????????????? ?? ?????? ??? ??????????????  
????????????????? ?? ?????????????? ?? ?????? (?? ??????????????, ?? ?????? ??? ??????) ? (iii) ?  
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1.7.

? ?????? ?? ?????????? ?? ?????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006,  
?????? ?? ?? ?????? ?????? ?????? ?????????????? ?????? ??? ?????? ?? ?????? 184 ?? ?  
????? 185, ? ??? ?????? ?? ?????????? ?????? ??? ??? ?????????? ??? ?????????????? ?? ??????????????  
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? ???? ???? , ??? ? ?????? ?????????????? ?? ?????????, ?????????? ??? ???? ??? ?  
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1.8.

? ?????????? ? ?????????? ?? ?????????? ?? ?????? 2006/112/?? ??? ??????????, ???  
28?? ?????????? 2006, ??????? ?? ?? ?????? ?????? ?????? ?????????????? ???, ??????  
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?????????????: (i) ???, ??? ?????????? ??? ?????? ??? ?????? ??? ?????? /????????? ??? ???,  
????????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ???  
????????????? ??? ?????? ??? C-37/95, ?????? ?????? ??? Ghent Coal Terminal NV,  
????? ??? (ii) ?? ??? ?????? ?????????? ??? ?? ?????????? ?????? /????????? ??? ??? ??? ??????  
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????????????? ??? ?????? ???, ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ???  
????????????? ??? ?????? ??? C-110/94, Intercommunale voor zeewaterontzilting (INZO)  
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1.9.

? ?????????? ? ?????????? ?? ?????????? ?? ?????? 2006/112/?? ??? ??????????, ???  
28?? ?????????? 2006, ??????? ?? ?? ?????? ?????? ?????? ?????????????? ???, ? ??? ?? ?  
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????????? ??? ?????? ??? C-110/94, Intercommunale voor zeewaterontzilting (INZO)  
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1.9.1.

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1.9.2.

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2.1.

?????????? ? ?????????? ?? ?????????? ??? ??????? 2006/112/?? ??? ??????????, ??? 28??  
????????? 2006, ??????? ?? ?? ?????? ?????? ?????? ?????? ?????????????? ?????? ??? ??????????  
?? ????? 28 ??? ?????? ?????, ??? ?????? ??? ?????????? ??? ?????????? ??? ?????????? ???  
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2.2.

????? ?? ?????????? ??? ?????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006,  
?????? ?? ?? ?????? ?????? ?????? ?????????????? ?????, ????? ?? ?????? 28, ??? ??????  
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?????? ???????, ?? ?????? ?? ?????????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?????? ???  
?????? ?????? ??? ?????? ??? ??????, ??? ?????? ?????? ??? ?????? ??? ?????? ??????; ???;

2.3.

????? ?? ?????? ?????????? ??? ?????? ???, ??? ?????????????? ??????????, ?  
????????????? ?????? ?? ?????????? ??? ?????????? ??? ?????????? ??? ?????????? ??? ??????????  
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????? ??? ??????????, ??? ?? ?????????? ??? ?????????? ??? ?????????? ??? ?????? ??? ?????? ??????; ???;

2.4.

????? ?? ?????? ?????????? ??? ?????? ???, ??? ?????????????? ??????????, ?  
????????????? ??? ?????? ?????? ??? ?????????? ??? ?????????? ??? ?????????? ??? ??????  
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2.5.

????? ?? ?????????? ??? ?????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006,  
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2.6.

????????? ? ?????????? ?? ?????????? ??? ?????????? ??? ?????? 2006/112/?? ??? ??????????, ???  
28?? ?????????? 2006, ??????? ?? ?? ?????? ?????? ?????? ?????? ?????????????? ?????, ??? ??????  
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(1) ?????? 2006/112/?? ??? ??????????, ??? 28?? ?????????? 2006, ??????? ?? ?? ???? ?????? ??? ?????? ?????? ?????? (?? 2006 L 347, ?. 1).