

????????? ??? ?????? ??????????

JULIANE KOKOTT

?? 14?? ?????? 2012 (1)

?????? C-234/11

TETS Haskovo AD

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**Direktor na Direktsia «Obzhavane I upravlenie na izpalnenieto» – Varna pri Tsentralno upravlenie na Natsionalnata agentsia za prihodite**

[?????? ??? Administrativen Sad ??? ?????? (?????????)  
??? ??? ?????? ?????????????? ?????]

«????????? ????????? – ??? ?????????????? ????? – ??? 185 ??? 187 ??? ??????  
2006/112/?? – ?????????????? ??? ?????????? ??? ?????????????? ??? ?????????????? ??? ??????»

## I – ????????

1. ??? ?????? ?????????? ??? ?????? ?????????? ?????? ?????? ?????????????? ?????? (???) ???  
????????? ?????? ?????????? ? ?????? ?????? ??? ?????? ??????. ??? ?????? ?????? ?????? ???,  
????????? ??? ?????????? ?????? ?????????? ??? ??, ?????????? ??? ?????? ??? ??? ???  
????????? ??? ?????????? ?????? ?????? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ??? ?????? ?????????? ??? ?????? ??? ?????????? ??? ?????? ??? ??? ???  
????????? (2).

2. ?? ??????????, ????, ?? ?????????? ?????? ? ?????? ?????? ?????? ?????? ??? ??????; ??  
?????????, ?? ? ?????????????? ??? ?????? ?? ?????????? ?? ?????? ??? ?????? ??? ??????,  
????? ? ?????? ?????????? ??? ?????? ? ?????? ?????? ??? ?????? ?????? ??? ?? ??????????;

3. ?? ?????? ?????? ??? ?????????? ??? ?????? ?????????? ??? ?????? ?????? ?????? ??? ?????? ???  
????????? ??? ?????????? ??? ?????? ?????? ??? ?????? ?????? ?????? ??? ?????? ?????? ??? ?????? ???  
????????? ??? ?????? ?????? ?????? ??? ?????? ?????? ? ?????? ?????? ??? ?????? ??? ?????? ???  
????????? ? ?????? ? ?????? ?????????? ??? ?????? ?????? ??? ?????? ??? ?? ?????? ???, ??? ??  
????????? ??? ??? ?????? ?????? ?? ?????? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????.

## II – ?????? ???????

?? ?????? ??? ??????

4. ??? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?? ?????? ??? ?????? ??? ??????  
??????? ??? ??? ?? ??? ?????? 2006/112/EK ??? ??????????, ??? 28?? ?????????? 2006,  
?????? ?? ?? ?????? ?????? ?????? ?????? ?????????????? ?????? (3) (??? ????: ?????? ???).

5. ?? ?????????? ??? ?????????? 1 ??? ?????? X ??? ?? ??? ?????? ?????? ?????????? ??  
«????? ??? ?????? ??? ?????????? ?????? ». ?? ?????? 168 ??? ?????? ??? ?????? ???  
?????????, ?????? ??????, ?????????????:

«??? ?????? ??? ?? ?????? [...] ?????????????????? ??? ??? ?????? ??? ??????????????  
??????? ???, ? ?????????? ??? ?????? ??? ?? ???????, ??? ?????? ??? ?????? ??? ??????  
????????????? ??? ?????? ???, ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???:  
?) ??? ?????????? ? ?????????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ???  
????????? ? ?????????? ?? ??? ?????? [...] ??? ?????? ?????????? ??? ???,

[...]».

6. ?? ???????? 5 ??? ?????? X ??? ?????? ??? ?????????? ?? ?????? 184 ??? 192, ??  
????? ?????? ??? «????????? ??? ?????? ». ?? ?????? 184 ?????? ??? ??? ?????? ???  
??????:

«? ?????? ?????????????? ??? ?????? ?????????????? ??? ?????? ?????? ? ?????? ???  
??? ??????, ??? ?????? ?????????? ?? ?????????? ? ?????? ?????? ??? ?????? ???.

7. ?? ?????? 185 ?????????? ??? ?????? ?????? ?????? ?????????? ??????????????:

«1. ??? ?????????? ??? ?????????? ???, ??? ??? ?????? ??? ?????? ??? ?????? ???,  
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ??????, ??? ?????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ???.

2. ??? ?????????? ??? ??? ?????? 1, ??? ?????????? ??? ?????????? ??? ?????? ???,  
????????? ??? ?????? ??? ??? ?????? [??? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???], ??  
????????? ??? ?????? ???, ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? ??? ?????? ??? ?????? ??? ?? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????? 16.

?????, ?? ?????? ??? ?????? ??? ?? ?????? [??? ??? ?????? ??? ?????? ??? ?????? ???  
?????] ? ?? ?????? ??? ??????, ?? ?????? ??? ?????? ??? ?????? ??? ?????? ???.

8. ??? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???,  
????????? ??? ?????? ??? ?????? 187 ??? 191. ?? ?????? 187 ?????? ???, ????:

«1. ??? ?? ?? ?????? ??? ?????? ???, ? ?????????? ??? ?????? ??? ?????? ???  
????? ???, ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ??? ???.

[...]

????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???

????????????? ??? ?????????????? ?????? ?? ?????????????? ?????? ?? 20 ???.

2. ??? ??? ? ?????????????? ?????? ??? ?? ??? ?????? ?, ?? ?????????? ?????????? ???  
????????? ??????????????, ?? ?????????? ????? ?? ???, ? ?????? ?????????? ?? ???  
?????????.

? ?????????????? ??? ?????????? ??? ?????? ?????? ?????????????????? ?????? ?? ???  
????????? ??? ?????????? ?????? ??????, ?? ?????? ?????????? ????? ?? ??? ?????? ???  
????????? ??? ?? ??? ?????? ?? ?? ?????????? ?????? ??? [?????] ??? ?? ??? ?????? ??? [...]  
?? ??????.»

9. ???????, ?? ??? 19 ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? ?????? ???  
??? ?????????? ?????? ??? ?????? ?? ??? ?????? ?? ?????? ??? ??????:

«?? ??? ?????? ??? ?????? ?? ?????? ???, ??? ?? ??????????, [...] ??? ?????? ?????? ??  
????????, ?????? ? ?????? ?????? ??????, ??? ?????????????? ?????? ?????? ???  
??? ? ?????????? ?????? ??? ?????????? ??? ?????????? ???.

? – ?? ?????????? ??????

10. ? ?????????? ??? ?????????? ?????? ??? ?????? ??? ?????? ?????? ?????? ???  
??? ?? ??? Zakon za danak varhu dobavenata stoynost (????? ??? ?? ??? ?????? ??????????  
?????, ??? ????: ?????????? ??? ??? ??? ???).

11. ??? ?????????? ??? ?????????????? ??? ?????????? ??? ?????? ??? ?????? ?? 79 ???  
????????? ??? ??? ??? ??? ??? ???:

«[...]

3) ?? ?????? ?? ??? ?????? ??? ?????????????? ?? ?????????? ??? ?????? ??? ?????? ???  
????? ?? ??? ?????? ?? ?????????? ?????? ??? ?????? ?????? ??? ?? ?????????? ???  
????????? ??? ?????? ??????????, ???????, ?????????? ? ?????????? ?????????? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????  
????????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????????? ???  
????????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????????? ???  
?????.

4) ? ??? ??? ?????????? 1 ??? 3 ?????????? ?????????????? ??? ??? ??  
????????? ??? ??? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? [...] .

[...]

6) ?????????? ??? ??? ?????????? 1 ??? 3, ??? ?? ?????? ??? ?????? ???  
????????? ?????????? ??? [...] ?? ?????????? ??? ?????? ?????? ?????? ?? ?????????? ???  
????? ??? ?????????? ??? ??? ?????? ??? ?????? ??? ?????? ????: [...].»

12. ??? ?? ??? ?????????? ??? ??? ?????????? ??? ?????? ??? ?????? ???, ?? ??? 80 ???  
????????? ??? ??? ??? ??? ?????? ??? ?????? ????:

«[...]

2) ??? ?????????????? ?????? ??? ?????? 79, ?????????? 3, ???  
????????? ??? ??????????:



17. ?????????????? ?????????????? ?????? ?????? ??? ?????? ??? ? ?????????? ???? ??????,  
???' ?????????? ??? ?????? 79, ?????????? 3 ??? 6, ??? ?????????? ?????? ??? ?? ?, ??  
????????? ?? ????, ???? ??? ?????????? ??? ??????. ??????? ?????? ?????? ?????????? ??????  
?????????????, ???? ??? ?????? TETS Haskovo, ?? ?????????? ??? Finans inzhenering,  
????? ?????? ??? ?????? 1,3 ?????? ????. BGN ??? ??? ?????? ?????????? ???  
????????? 2010.

18. ?????????? ??????????? ?????????? ?? ?????????? ??? ???? ?????????? ??? ?????? ? TETS  
Haskovo ????? ??? ?????????? ??????????. ?? ?????????? ??? ?????? ??? ??? ??? ?????? ???  
????????? ??? ?????? ?????????? ?? ?????? ?????????? ??? ?????? ?????????? ??????????:

1) ??? ?????? ?? ?????????? ? ?????? «?????????? ?????????????? ??????????» ???  
?????? 185, ?????????? 2, ??? ?????? 2006/112; ????? ?????? ??? ?? ?????????????? ???  
????????? ??? ?????? ???????, ? ?????? ?????????????????? ??? ??? ??? ?????????? ???  
????????????? ???????, ?? ?????????? ????? ??? ?????????? ??? ??? ??? ?????????? ???/? ??  
????????? ??? ??? ?????? ?????? ? ?????????????? ???;

2) ?????? ? ?????? ?????????????????? ?????????????? ?????????????? ??????, ??? ??? ???? ?? ???  
????? ?? ?????????? ???, ??? ?????????? ?????????? ?????? ??? ?????? ??? ?????? ??? ???  
??????????, ?? ?????????? ?????????? ?? ?????????? ??? ?????????? ?????? ??? ??? ??????????  
?? ?????? ??? ?????????? ?? ?????? ?????????? ??? ?????? ??? ?????? ??? ?????? 185, ?????????? 1,  
?? ?????? 2006/112;

3)      ????? ?? ?????? 185, ??????????? 2, ??? ??????? 2006/112 ??? ?????? ??? ???????  
???? ?????? ??? ?? ??????????? ?????????????? ?? ?????????? ?????????????? ??????????????  
??????, ?? ??? ???? ?? ?????????? ?? ?????? ?????? ?????? ?????? ? ?????? ?????? ??????;

4)   ???? ?? ?????? 185, ?????????? 1 ??? 2, ??? ?????? 2006/112 ??? ?????? ???  
?????????? ?' ??? ?? ?????? ??????? ?????? ?? ?????? 79, ?????????? 3, ??? ??????????  
????? ??? ??? ??? ? ?? ?????? 80, ?????????? 2, ?????? 1, ??? ?????? ??????, ? ?????? ??????  
????????? ??? ?????????? ??? ?????????????? ?????????????? ?????????? ??? ?????? ?????? ???  
????????????? ?????????? ?????????? ?????????? ?????????? ??? ?????? ??? ?????? ??? ??????  
????????????? ?????????? ?? ?????? ??? ?????? ?????? ?????? ?????????? ?????? ??? ?????? ??????  
?? ?? ?????????? ??? ?????????? ??? ?????? ?????? ?????? ?????? ??? ?????? ??????;

5)    ??? ? ? ?????? 185, ?????????? 2, ??? ?????? 2006/112 ??? ?????? ??? ?????????? ??  
????????? ?????????????? ??? ??????? ??? ?????? ?????? ?????? ??? ?????????? ???  
????????? ??? ?????????????? ?????? ??? ?????????????? ?? ??? ?????????????? ??  
?????????, ??? ??? ???, ??? ???, ??? ?????? ?????? ?????????????? ?????????? ???  
????????? ??? ??? ??? ?????? ??? ?? ?????????????? ?????????? ??? ?????????? ??  
????????????? ??? ?? ?????? ?????? ??? ?????? ?????? ?????????? ?????????? ???  
??? ??? ????;

IV – ??????? ????????

19. ? ??????? ??? ?????????????? ?????????? ?????????????????? ?? ?????????? ??? ?????????? ??? ???  
?? ?????? 10, ?????????? 1, ?????? 3, ??? ?????????? 2, ??? ?????????? ??? ???  
???, ? TETS Haskovo, ??? ?????? ?????? ? ?????????????? ??? ??????????, ??? ?????? ??????????  
??? Finans inzhenering, ? ?????? ??? ?????? ?????? ?? ?????????? ??????????. ??? ??????  
????? ?????????? ??? ?????? ?? ?????? ??? ?????? ?????? ?????????? ??? ?????????????? ??????????.

20. ??????? ?? ???? ?? ???? ?????????????? ?? ???? ?????????? ?? ???? ?? ???? 19 ??? ?????????? ??

? ?????????? ??? ???? ???? ?? ?????????? ?????? ?????? ??? ???? ??????????????  
????????????? ??? ???? ?????????? ?????????????? ??? ???? ?????? ???? ???? ?????  
????????????? ??????. ??????? ?? ??? ?????????? ??????, ?????? ?? ??? 5,  
????????????? 8, ??? ?????? ?????? (4), ?? ?????????? ?????????? ??? ? ?? ??? ??????  
????????? ??? ?? ?????????? ??? ?????????? ??? ?????????? ?????? ??? ??????????  
????????????? ?????????? ?????????? ??? ?????????? ?????????? ?????? ??????????  
????? ?? ??? ?? ?????????? ??? ?????? ?????????? ?????????? ?????????? ?????? ???  
????? ??? ??? ?????????? ?????? (5). ??? ?? ?????????? ??? ?????? ???? ?????? ??????  
????????????? ?????????? ??? ?????????? ?? ???? ?????????? ?????? ?????????? ???  
????????? ??? ?????? ??????. ?? ?????? ?????????? ?????? ?? ?????? ?????????? ???  
????????? ?? ??? ?????? ?????? ??? ?????? ?????? ?? ?????? 10, ?????????? 1, ?????? 3, ???  
????????? 2, ??? ?????????? ??? ?????? ??? ??? ?????? ?? ?????????? ??? ?????? ??? ??  
????????? ??? ?? ?????? 19 ??? ?????? ???.

21. ?? ??? ???? ??? ?????????? ??? ?????? 185 ??? ?????? ??? ???? ?????? ?????????? ???  
????????? ??? ???? ??????????. ?????? ?????? ?? ?????? ?????????? ?? ?????????? ??? ??  
????????? ???, ? ?????? ?? ?????????????? ??? ?????? ??? ?????? ??????. ???????, ???  
??? ?????? ??? ?????? ??? ?? ?????? ?????? ?????? ??? ?????? ??? ?????????? ??? ?????????? ???  
????? ??? ??? ?????? ?????, ??? ?????????????? ??? ?????? ??? ?????? ?????????? ??? ?????????? ???  
????????? ??? ?????? ???.

? – ??? ??? ?????????? ??????????: ?????????? ??? ?????????? ??? ??????????????

22. ?? ?????? ??? ???? ???? ?????? 185 ??? ?????? ???, ?? ?????? ?????????? ??  
????? ?????????? ??? ?????? ??????, ?? ?????? ?????? ??? ?????? ?????????? ??? ?? ???  
????? ???, ???????, ?? ?????? ?? ??? ?????? ?????????? ??? ?????? ??? ?????????? ???  
?????????????. ?? ?? ?????? ??? ?? ?????? ?????????? ?????? ???' ?????? ?? ?????? ??? ???? ?  
????????? ?????????????? ?????????? ?????????, ??? ?????? ?? ??? ?????? ??? ?????? ???  
????????? ???, ??? ?????????? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ?????????? ?????????? ?????? ??? ?????? ?? ?????? ??? ?????? ?????????? ???  
?????????.

1. ?????? ?????? ??? ?? ?????????? ????

23. ?????? ??? ?????????? ??? ?????? ???, ?????? ?????????? ?? ?????? ?????? ???, ???  
????????? ??? ?????? ?????? (?? ???? ?????????? ??? ???? ?????????? ???), ?  
????????????? ??? ?????????? ?????? ?????? (6), ? ?????? ?????????? ???  
????? 187 ??? 191 ??? ?????? ????. ?? ?????? ?????????? ???????, ??? ?????????? ???,  
?? ?????? ??? ?????? ?????????????? ??? ?????? ?????? ?????????? ??? ??? ?????? ???  
????????? ?? ?????? ?????????? (7). ?? ?????? ?????????? ?????? ?????????? ?????????? ???  
????????? ???, ?????? ??? ?????? ??? ?? ??? ?????? ?????? ?????????? ?????????? ???  
????????? ??? ??? ?????? ??????.

24. ?? ????? 187, ?????????? 2, ?????? ??????, ??? ?????? ??? ?????????? ??? ??????  
????????????? ??? ?????????? ??? ?????? ?? ???? ?????????? ????. ?? ?????? ?????????? ???  
????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ??  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??  
????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??  
????????? ?. ?? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ??? ?????? ?????????? ???,  
????? ?? ?????? 187, ?????????? 2, ?????? ??????, ??? ?????? ???, ?? ??? ?????? ???  
????????? ??? ?????????????? ??? ?? ??? ?????? ??? ?????? ??? ?????? ??? ?? ??? ?????? ???  
????????? ??? ?????????? ???.

????????????????? ????. ???.

25. ???? ? ?????????????????? ?????????????? ??? ?????????????? ????????, ??? ???  
????????? ?? ??? 187, ?????????? 2, ??? ??????? ??? ?? ??? ?????? ?????????? ??? ??  
????????? ?? ?????? ?????????? ?????????? ?????? ?????????? ??? ?? ?????? ??? ??  
????????? ?? ??? ?????????? ?? ??? 185, ?????????? 1, ??? 184 ??? ??????. ??  
????????? ??? ?????????? ?????? ?????? ???????, ??? ??? ?????????? ??? ??????????  
?????????????, ? ?????????? ?????? ??????? ??? ?????? ?????????????? ?????? ???  
??? ?????????? ??? ?????? ?????? ??? ??? ?????????? ??? ?????? ??? ??????????. ??? ??  
?????? ?? ?????????? ???, ??? ??? ??? ?????? ??? ?????????? ?????? ?????????? ?????? ???  
?????????. ???????, ??? ?????????? ?? ?????????? ?? ??????? ?? ?? ?????? 187 ??????????  
????????? ??? ?????????? ??? ?????????? ?????????????? ??? ?? ?????????? ??? ?????? ???  
????????? ??? ?????????? ??? ?? ?????? ??? ?????????? ?????????????? ?????????? ???  
????????? ???, ??? ?? ?????? ?????? ?? ?????? ?????? ?????????? ?????????? ??? ?????????? ???  
????????? ???, ??? ?? ?????? ?????? ?? ?????? ?????? ?????????? ?????????? ??? ?????????? ???  
?????????.

26. ?? ??? 187, ?????????? 2, ??????? ??????, ??? ??????? ??? –??? ?????????? ??? ??  
????? 185, ?????????? 1, ? ?? ??? 184 ??? ?????? – ??? ?????????? ?????? ??? ??  
????? ?? ?????????? ?? ?????????? ?????? ?????????? ?????? ??? ?? ?????? ??? ??????????  
?????????????. ?? ??????? 1 ??? ????? X ??????? ??? ?????? 167 ?? . ??? ??????? ???  
???? ?? ?????? ??? ?????????? ??????, ?????? ?? ?????????? ??? ?????? ??? ?? ?????  
????????? ?? ?????????? ??????. ??? ?? ?????? ??? ?????? ??? ?????? ??? ?? ?????????? ???  
????????? ?????? ??? ?????????? ?????? ?????? ?????? ??? ?????? ??? ?????????? ???  
????????? ?????? ??? ?????????? ?????? ?????? ?????? ??? ?????? ???' ?????? ???  
????????? ?????? ??????????.

27. ? ?????????? ??? ?????????? ?????? ?????????? ?????? ?????? ??? ?????? ???  
????????? ??????. ??? ??????????, ?? ??? 168 ??? ?????? ??? ??, ??? ???  
?? ?????? ??? ?????????? ?????, ??? ?????????? ?? ?????????????? ?? ??????????  
????? ??? ??? ?????? ??? ?????????? ?????? ?????? ??? ?? ?????? ??????????. ????,  
????? ??? ??? ?????? ??? ?????? ??? ?? ?????? ??????????, ??? ?????? ??? ?????? ???  
????????? ?? ?? ?????????? ?????? ?????????????? ?????? ??? ?? ?????? ??? ?????????? ????.  
?????????, ?? ?????? ?????? ?????? ???????, ??? ?? ?????? 167 ?? 63 ??  
?????? ???, ??? ?? ??? ?????? ??? ?????? ?? ?????? ?????????? ??? ?? ??? (8). ?  
????????? ?????????? ??? ?????????? ??? ?????????? ?????? ?????????? ???' ??????  
??????????. ??? ?? ??? ???, ?????? ?? ?????? ??? ?????? ??? ?????????? ??????  
????? ?????????? ??? ? ?????????? ??? ?????????? ?????? ?????? ??? ?????? ????  
????? (9).

28. ???????, ??? ?? ?????????? ??? ?????? ??? ?????? ??? ?????????? ?? ?? ??? ??????  
? ?????????? ????. ?? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??  
????????????? ?? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??? ??????  
?????????????. ? ?????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?????????? ???  
????????? ??????????, ?????? ?? ?????????? ?????, ?????? ??? ?????? ?? ?????? ??????  
?? ??? ?????? ?????? ?? ?????????? ??? ?????? ?????? ?????? ??? ? ?????? ??? ??????  
????????? ?? ?????? ??? ?????? ?????? ?????? ?????? ??? ?????? ?????? ??????????  
????? (10).

2. ?????? ??? ?????????? ??? ?????? ??? ?????????-????????? 2010

29. ???????, ?????????? ??? ?????? ?? ?? ?????? 187, ?????????? 2, ??? ?????? ???  
????? ?? ?????? ?? ?????????? ??? ?????? ?????? ??? ?????? ?????? ?????????? ??

????????? ??? ??????????? ???????? ??? ?????????-????????? 2010. ??? ???? ??????????,  
???? ?? ??? 168, ??????? ??, ??? ??????? ??, ?? ?? ?????, ??? ?? ?????????????, ???  
????????? ???, ??? ?????????-????????? 2010, ?? ?????????????????? ??? ?? ??????????  
????????????? ?????.

?) ?? ??????? ??? ?????? ??? ?????? ??????

30. ??? ??? ???? ???? ??? ?? ?????????? ?????????? ?? ?? ?????? ??? ??????????  
????? ??? ?? ?????? ?????????? ?????????????? ??????, ??? ?? ?????? ??? ??????????????  
?????????. ??? ?????? ?????? ??????????, ?????? ?????? ?? ?????? ?????? ??? ?????? ???  
????? ??? ?????? ?????????? ?????? ?????? ??? ?????? ? ?????????? ?????? ?????? ???  
????????? ?????? ?????? (11).

31. ? ??????? ??? ?????, ??????? ?? ?? ?????? ?????? ?????? ??????????, ??? ?? ??  
????? ??? ?? ?????? ?????? ?????? ?? ?????????? ??? ?????? ??? ?????????? ??? ??  
????????????? ??? ?????????? ?????? ?????????? ?????? ??? (12). ?? ?? ??????????  
?????? EON ASET MENIDJMUNT ?? ?????????? ?????? ?????? ??? ?? ?????????? ???  
????????????? ??? ?????? ? ??? ?????? ?????? ??? ?????????? ??? ?? ?????????? ???  
????? ?????? ?????? ?????? ?? ?? ?????????? ??? ?????? ??? ?????????? ??? ??  
????????????? ?????? ??? ?? ? ?????? ?????? ??? ?????? ??? ?????? ??? ?? ?? ?  
????????? ?????? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? (13). ??? ?? ??  
??? ??????, ??? ?? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ??? ?? ??  
?????????????, ??? ?? ?????? ?????? ? ?????? ?????????????? ??? ?????? ?????? ??  
????????? ??? ?? ?????? ?????? ??? ?????? ??? ?????????????? ??? ?????? ??? ??  
??? ?????????? ?????? ??? ?? ?????? ??? ?????? ?????????????? . ??? ?? ?????? ???  
????? ?? ?????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??? ??  
?? ?????????? ??? ?????? ?????? (14), ??? ?? ?? ?????? ?????? ?? ?????? ??? ??  
????????????? ??? ?????? ?????? ?????? (14).

32. ??????, ??? ?? ?????? ??????????, ? ?????????? ??? ?? ?????????? ?????? ???  
????? ??? ?????? ?????????? ??? ?? ?????? ??? ?? ?????? ??? ?????? ?????? ???  
????????? ??? ?????? ??? ?????? ?????? ?????? ??????, ?????? ?????? ?? ??????  
????????? ??? ?? (15). ??????, ?? ?????????? ??? ?????? ?????? ?????? ???  
????? ??? ?? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ???  
????? ??? ?????? . ??? ?????? ??? ?????? ??? ?????? ??? ?????? ?????? ?????? ???  
????? ?? ?????????? ?????? ??????, ??? ?? ?? ?????? ??? ?????? ??? ?????? ???  
????????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??? ?????? ??? ??  
????? ?????? ?????? ??? ?????? (16).

33. ??? ?? ?????? ?? ?????????? ??? ?????? ?? ?????????? ?????? ??? ?? ??????  
????????? ??? ?????? ??? ?????? ?? ?????????? ??? ?????? ?????????? ??? ?? ??????  
????????? ??? ?????? . ??? ?????? ??? (17), ?? ?????? ?????? ?????? ??? ??  
????????? ??? ?? ?????? ?????? ?????? ?????? ??????, ??? ?? ?? ?????? 187, ?????????? 2,  
????????? ???, ??? ?????? ???, ?? ?????????? ??? ?????? ??? ?????? ?????? ??? ??  
????????? ?????? ?????? ??? ?????? ?????? . H ?????????? ??? ?????? ?? ??????  
????? ?????? ??? ?????? , ??? ?????? ???, ??? ?????? ??? ?????? ??? ?????? ??????  
??? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? . ? ?????? ?? ?? ?????? ???  
????? ?? ?????? ?????? ??? ?????? ?????? ?????? , ??? ?????? ??? ?????? ?????? ??? ??  
????? ?? ?????? ?????? ?????? , ??? ?????? ??? ?? ?????? ??? ?????? ??? ?????? ??? ??  
????? ?? ?????? ?????? ?????? ??????.

34. ?????? ?????? ??? ?????? ?? ?????? ?????? ?????? ??? ?????? ??? ?????? ??  
????? ?????? ?? ?????? ?????? ?? ?????? ?????? ?????? . ?? ?????? ?? ??????  
????? ?? ??? ?????? ??? ?????? ???, ??? ??? ?????? ??? ?????? ??? ?????? ???

? ???????????????, ??? ???? ?? ???? ?????????????? ??????? ?????? ??? ??????????????  
??? ?? ??????? ?????????? ?????? ?????? ?????? ??? ??????. ??? ????????, ??? ??????  
?????????? ?????????? ?????????? ?? ??????? ?? ??????? ??? ?????? ??? ??????  
????? ??? ?????? ?????? ?????? ?????? ??? (18).

?) ??? ?????? ??? ?????????? ????

35. ?? ??? ???????????, ?????? ?????? ?? ?? ??? ?????????? ??? ? ?????????? ???  
?? ??????? ?? ?????????? ??? ?????? ?????? ??? ?????? ?????? ?????? ?????? ???  
????????????? ??? ?????? ??? ?????? -????????? 2010 ??? ????????  
????????????? ???.

36. ?? ??????????? ??? ?????????? ?????? ??? ?????? ??? ? ??????? ??? ? ?????????? ???  
??? ?????????? ??? ?????? ?????????? ?????? ??? ? ??????? ??? ? ?????? ??? ??????????  
?? . ?? ?????? ?? ??? ?????? ??? ?????? ??? ?????? ?? ?????????? ? ?????? ??? ?????? ???  
????? ??????. ???????, ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ?????? ?????? ?????????? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ????. ??? ?????? ?? ?????????? ???, ??? ?????? ?????? ??? ?? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????????? ?????? ??? ?????? ??? ?? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ???.

37. ? ??????? ??? ?????????????? ?????? ??? ?????????? ?????? ??? ? ??????? ??? ?  
??????, ??? ???? ???????????, «????????????? ??????????», ??????? ?? ? ? ?????????? ???  
????????? ?????????? . ? ?????????? ??? ?????? ??? ? ?????????? ?????????? ???  
????? ??? ?????????? ??? ?????? ??? ?????????? ?????? ??? ?????? ??? ?????? ???  
??? ?????? ??? ?????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ???  
??????. ??? ?????????? ??? ?????? ??? ? ???????, ??? ? ?????? ??? ?????? ??? ??????  
????????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? 168, ??????? ??, ???  
????????? ??? . ??? ?????? ??? ?????? ??? ?????? ??? ? ?????????? ?? ?????? ?? ????  
??? ???????, ??? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
185, ?????????? 1, ??? ?????? ???, ??? ? ?????????? ??? ?????? ?? ?????? ??? ??????  
????? ?????? ?????? ??? ?????? ??? ?????????? ??? ?????? ??? ?????????? (19).

38. ???????, ?????? ??? ?? ???? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????????? -????????? 2010 ??? ??? ?????????? ???  
??? ?????????? ??? ?????????? . ? ?????? ??? ?????? ??? ? ?????????? ??? ??????  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ? ?????? ??? ?????? ???  
??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???, ??????????  
????? ?????? -????? ?? ?????????? -????? ?? ?????????? ??? ?????? ??? ?????????? . ?  
????????? ??? ? ?????????? ??? ?????? ??? ?????????? ??? ??????, ?? ?????? ??? ??????, ???  
????????? ??? ?????? ??? ?????? ???, ?????? ??? ?????????? ??? ?????? ??? ?????? ???.

39. ??? ???? , ??? ???? ?????? ?? ? ???? ?????? ??? ?????? ??? ??????????????  
?????? ?????????????? ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
??????. ???????????, ??? ???? ??????, ?????? ??? ?????? ??? ?????? ??? ?????? ???  
??? ??? ???? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????? ??? ?????????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ?????? ???  
????????? ? ?????????? ??? ?????? ?? ?????????? ?????? ??? ?????? ??? ?????? ???  
????? ?????? , ?????? ??? ? ?????????? ??? ?????? ??? ?????? ??? ?????? ???

?????????? ??? ?????????????? ?????????????? ??????? (20).

40. ????, ?? ?????????? ?????? ?????? ?????? ?????? ?????? ?????? ?? ???? ?? ??  
????????????? ?????? ?????? ??? ?????? ?????-????????? 2010, ?? ?????????? ?? ???  
???? ?????? ?????? ?????? ? ?????? ?????? ??????????????. ?? ?????? ?? ?????????? ???, ???  
????????? ???, ?????????? -??' ?????????? ?????????? ??? ?????? 188, ?????????? 1, ???  
????? ???- ?????????? ?????? ?????????? ??? ?????? ?????? ??? ?????? ??? ??????  
????? ??????????????.

3. ? ?????? ??? ??? «?????????» ??? ???? 185, ?????????? 2, ????? ??????, ???  
?????? ???

41. ? ?????????? ??? ?????????? ?????????????? ??? ?????????? ??? ?? ?????? ??? ?? ??????  
185, ?????????? 2, ????, ???, ??? ?????? ??? ?????????? ??? ?? ?????????? ???  
????????????? ??? ?????????? ??? ?????? ??? ?????????? 1 ??? ?????? ?????? «?? ??????????  
????????? [...] ??? ?????????? ??? ?????????? ??????». ??? ?? ?????? ??? ??  
????????? ?????????? ?? ?????????? ???, ?? ?????????? ?????????? ?????? ??? ?? ???  
185, ?????????? 1, ??? ?????? ???, ?????? ?????????? ??????????????, ??? ?????? ?????? ???  
?? ?????? ??? ? ?????????? 2, ???? ??????, ??? ?????? ?????? ??? ?????? ??? ?????????? ??????  
??? ??? ?????????? ???.

42. ??? ??? ??? ??? ?????????? ?? ?????????? ??? ?????? ??? ?? ?????? 185 ??? ?????? ???  
???? ?????????? ?????????? ??? ?????????? ??? ?????????? ??? ?????????? ?????? ??? ?? ?  
????????? ??? ?????? ?????????? ?????????? ??? ?????? ??? ?????????? ?????? ??????????  
????????? ?????? ??? ?????? 187 ??? 191 ??? ?????? ???, ?? ?????? ?????? ??????????  
????????????? ??? ??? ??????????????, ??? ??? ??? ?? ?????? 186 ??? 189 ??????????????  
????????? ?? ?????? ???, ?????? ?????? ?????????? ?????????? ?????????? ???  
????????????? ???, ?? ?????????? ??? ?????? ?????????? ?????? 184 ??? 185  
????? ??? 187 ??? 188 ?????? ??? ?????? ???.

43. ?? ??? ??????????, ? ??? «?????????» ??? ?????? 185, ?????????? 2, ????  
??????, ??? ?????? ??? ?????? ?? ?????????? ??? ?????? ??? ?????? ??? ?????????? ??? ??  
????????? ??? ?????? ??? ?????????????? ??? ?????? ??? ?????????? ??? ?????? ???  
????????????? ??? ?????? ??? ?????????????? ??? ?????? ??? ?????????? ?????????????? ??..  
????? ? ??? ?????????? ?????? ??? ?????????? ??? ?????? ???, ??? ?????? ??? ?? ??? ?? ???  
????????? ?????? ??? ?????? ??? ?????????? ?????????? ??? ?????? 185 ??? ?????? ???.

4. ????????

44. ?????, ?? ????? ?? ??????? ?????? ??? ??????? ??? ??????????? ?? ???????????,  
?????? ???, ? ??????????? ??????????? ??? ?? ??????????? ??????????? ?????? ??????? ??  
??? ??????? ??????????? ??? ??????? ??????????? ??? ? ??????????? ??? ?? ??????????? ?????? ???  
?????????? ??? ?? ??? ??????????? ??????????? ??? ??????? ??? ?? ??????????? ???  
??? ??????? ? ??????????? ??? ??????? ??? ??? (21). ??????? ?? ?? ??????????? ???  
??????????, ??? ??????????? ??? ??????? ? ??????????? ??? ??????? ??? ??????????? ???  
?????????? ?? ??????? ??????????? ??????????? ???????????, ? ??????????? ??? ??????? ??  
?? ??????? ??? ??????????? ??????????? ??? ????? ?? ??????? (22). ???????, ??????? ??  
??? ??????? ??? ??????????? ??? ??????? ??? ??????? ?? ??????????? ???????, ?? ??  
?????? ??? ??? ??????? ??????????? ?? ??????????? ??? ????? ??????????? ???????????.  
??? ??? ??? ??????????? ??? ??????? ?? ??????????? ??? ????? ??????????? ??? ????? ?? ??? ??  
?????????? ??? ??????????? ??? ??? ??? ?? ??????????? ??? ??????????? ??? ??????????? ??? ???????  
? ??????? ??? ??????? ??? ??? ??????????? ??? ????? ?? ??????????? ??? ??????????? ??? ???????????  
?????????? (23).

45. ?? ??????????? ?????? ??? ??? ?? ??????????? ??? ??????? ??? ??????????? ??? ?? ??  
?? ?? ??????? ?? ??? ????? ??????????? ??? ??????? ??? ??????????? ??? ??????????? ?? ???  
?? ??? ??? . ? TETS Haskovo ????, ??? ??????? ??? ??????????? ??????????????? ???,  
?????????? ??? ???????, ??? ??????? ? ??????? ??????? ??????????? ??????????? ??? ?????  
?????? ??? . ? ?? ??????????? ??? ??????????? ??? ??????????? ??? ??????????? ??? ??????? ??? ???????????  
??? ??? ??????????? ??? ???????, ?? ??? ??? ??? ??????????? ???????????????, ????? ???????, ??  
???? ?? ??????????? ???, ?? ??? ??? ???????????, ????? ?? ????? ?? ??????????? ???????????  
?????????? ??????????? ??? ????? ??????????? ??? ??????????? ??? ??????????? ??? ????? ?? ??? ????? ??  
??? ??? ??????????? ? ??????????? ??? ??????????? ??? ??????????? ??? ??????????? ??? ??????????? ???  
(24).

46. ? ?? ??????????? ??? ??????????? ??? ??????????? ??? ??????? ??? ??????????? ??? ???????  
?????? ?? ??? ??????????? ??? ??????????? ??? ??????????? ??????????? . ? ??????????? ??? ???????????  
?????????? ??? ??????????? ??? ??????????? ??? ??????????? ??? ??????????? ??? ??????? ???  
?????????????? ??? ??????????? ??? ??????????? ??? ??????? ??? ????? ??????????? (25).  
???? ?? ??????? ??? ??????? ??? ??????????? ??? ??????? ???????????, ??? ? TETS  
Haskovo ??? ??????? ?? ??????????????? ??? ???????, ??? ??? ???????????, ??? ???  
?????????? ??????????? ??? ???????, ??? ??? ??????????? ??????????????? ???????????????  
?? ??????????????? ? ??????????????? ??? ????? ?? ??????????? ??? ??????????? ??? ???????  
?????????? ??? ??????? ??? ????? (26). ??? ??? ??????????? ??? ??????????? ??? ????? (27).

47. ?????? ??????????? ??? ????? ?? ?????? ?? ? ??? ??? ?????? ??????????? ??? ?????  
??? ??????? ??? ??????????? ?? ??????. ??????? ??????????? ?? ??????????? ?? ??????? ??  
?????????????? ??? ????? ??????????? ??? 8,9 ??????? ????. BGN, ??? ??????????? ??? ???????  
??? ??????? ??????????? ? ??????????? ??? ??? ?? ????? ??????????? ?? ??????????? ??????????? ?  
?????????? ??? ??????. ?? ?????? ??? ?????? ??? ?????? ??? ?????? ??? ??????? ??? ??????????? ???.

48. ???????, ?? ?????? ??? ?????? ??? ?????? ?????? ??? ?????? ??? ?????? ??? ??????? ??? ???.  
????????, ??? ?????? ???????????, ??????? ??? ?????? ??? ?????? ??????????? ??? ?????? ??????????? ???  
????, ??? ??? ??? ?????? ??? ???????, ?????? ??? ?????? ??????????? ??????????? ??? ??????????? ??? ??  
??? ??? ??? ??????????? ??? ?????? ??? ??????????? ??? ??????????? (28). ???????, ??? ??? ??  
? ??????????? ??? ?????? ??? ??????????? ??? ?????? ??? ?????? ??? ?????? ??? ??????? ??? ??  
????, ??????????? ???????????, ??????????? ????, ?? ??? ??? ??? ??????????? ??? ???????  
?????? ??? ?????? ??????????? ??? ???????????.

5. ??????????? ?? ??? ??? ??? ??????? ??? ???????

49. ????????, ??? ?????? ?????? ?? ?????????? ?????????? ?????? ?? ???? ?  
???????, ??? ?? ???? 187, ????????, ??, ??? ?????? ???, ? ??????????  
????????? ?????? ?? ?????? ?? ?????????? ???, ??? ?????????? ?????? ??? ???? ??  
???? ?????????? ?? ?????? ?????? ???, ?? ? ?????????? ?????? ?????????? ??? ???? ??  
????? ?????????? ??????, ??? ?????? ?????? ?????? 168 ??? ??????.

? – ??? ??? ?????? ??????????: ?????? ??? ?????? ????????

50. ?? ?? ?????? ?????????? ??????? ?? ?????? ?????????? ?????? ?? ?????? ??  
????????? ??? ?? 185 ??? ?????? ??, ??? ?????? ?????? ??? ?????? ?????? ?????????? ??  
????????? ??? ?????????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????????? ??  
????????? ??? ?????????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??  
????????? ??? ?????? ?????? ??? ? ?????????? ?????? ?????? ??? ?????? ?????? ?????? ?? ??  
????????? ??? ?????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??? ??????.

51. ??? ??? ?????? ??? ?????? ?? ?????? ?????????? ?????? ?????? ?????????? ?? ?  
????????? ??? ?????????? ?????? ??, ??? ?????? ?????? ?????? ?????????? 187, ?????????? 2,  
??? ?????? ???, ??? ?????? ?? ?????? ?????? ?????????? ??????, ?? ? ?????????? ?????? ??  
????????? ??? ??? ?????? ?????? ?????????? ??????, ??? ??? ?????? ?????? ?????? 168  
??? ??????. ??????, ??? ?????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?? ??  
? ?????? ??? ? ?????? ?????? ? ?????? ?????? ??????, ??? ?????? ?????? ?????? ?????? ??????  
????????? ???, ??? ?????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ???  
?? ?? ? ?????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??? ?????? ??????  
?? ?? ???? 187, ?????????? 2, ??? ?? ???? 168 ??? ?????? ???.

? – ??? ??? ?????? ??????????

52. ?????? ??? ?????????? ??? ?????? ?? ?????? ??? ?? ?????? ?????? ?????? ??  
????????? ??????????, ??? ?????? ?????? ?? ?????? ?????? ??? ?????? ??????????  
?????????. ?? ?????, ?? ?????? ??? ?? ?????? ?????????? ?????? ?????? ?????? ??? ??????  
?? ?????? 185, ?????????? 2, ??? ?????? ??, ?? ?????? ?????? ??? ?????? ?????? ???  
??? ?????? ?????? ?????? ? ?????? ??? ?????? ?????? ?????? ??? ?????? ?????? ?????? ???  
??? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ?????? ??????  
??????????. ?????, ??? ??? ?????? (29), ??? ??? ??? ?????? ??? ?????? ???.

V – ??????

53. ?? ??? ???? ?????? ???, ?????? ??? ?????? ?? ?????????? ?? ?????? ?? ???? ??  
????????? ??? ?????? ??? Administriven Sad ??? ?????:

1) ?? ??? 187, ?????????? 2, ??? ?????? 2006/112/EK ??? ?????? ??? 28??  
????????? 2006, ?????? ?? ?? ?????? ?????? ?????? ?????? ?????????? ???, ??? ??  
????? ??? ? ?????? ?????? ?????? ??? ?????? ?? ?????? ?? ?????? ???, ??? ??????  
????? ??? ?????? ??? ?????? ?????? ??? ?????? ?????? ?????? ??? ?????? ?? ?????? ??  
????? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????? ??? ?????? ?????? ??????  
????? ?????? ??? ?????? ?????? ?????? ?????? ?????? ??? ?????? ?????? 168  
??? ?????? ???.

2) ? ?????? ?????? ???? ?????? ?????? ??????, ??? ?????? ?????? ?????? ?????? ??????  
?????, ??? ?????? ?????? ??? ?????? ??? ?????? ?????? ?????? ?????? ??? ?? ??  
????????? ??? ?????? ?????? ?????? ?????? ?????? ?????? ??? ?????? ?????? ??? ??

????? 187, ?????????? 2, ??? ?? ???? 168 ??? ?? ???? ?????.

1 – ?????? ??? ??????????: ? ???????.

2 – ?????? ??? 30?? ?????? 2006, C-184/04, Uudenkaupungin kaupunki (????? 2006, ?. I-3039, ??? 24).

3 – ?? L 347, ?. 1.

4 – ??? ?????? 77/388/??? ??? ??????????, ??? 17?? ??? 1977, ??? ?????????????? ??? ?????????? ??? ?????? ?????, ??? ?????????? ?? ??? ????? ?????? ?????? ?????? – ??? ?????????? ?????? ?????? ?????????????? ????: ?????????? ?????????? ?????? (?? ????. ????. 09/001, ?. 49).

5 – ?. ?????????? ??? 27?? ?????????? 2003, C-497/01, Zita Modes (????? 2003, ?. I-14393, ??? 40), ??? 29?? ?????????? 2009, C-29/08, SKF (????? 2009, ?. I-10413, ??? 37), ??? ??? 10?? ?????????? 2011, C-444/10, Schriever (????? 2011, ?. ?-11071, ??? 24).

6 – ?. ?????? ??? 15?? ?????????? 2005, C-63/04, Centralan Property (????? 2005, ?. I-11087, ??? 55).

7 – ?. ?????? Centralan Property (????????????? ??? ?????????? 6, ??? 55).

8 – ?. ?????? ??? 22?? ?????? 2012, C-153/11, Klub (????? 36).

9 – ?. ??? ?????????? ??? ?????????? ??? 1? ?????? 2012 ??? ?????? C-334/10, X (????? 81).

10 – ?. ?????? Centralan Property (????????????? ??? ?????????? 6, ??? 77).

11 – ?. ?????????? ??? 6?? ?????? 1995, C-4/94, BLP Group (????? 1995, ?. I-983, ??? 19), ??? 8?? ?????? 2000, C-98/98, Midland Bank (????? 2000, ?. I-4177, ??? 24), ??? 22?? ?????????? 2001, C-408/98, Abbey National (????? 2001, ?. I-1361, ??? 26), ??? 27?? ?????????? 2001, C-16/00, Cibo Participations (????? 2001, ?. I-6663, ??? 29), ??? 3?? ?????? 2005, C-32/03, Fini H (????? 2005, ?. I-1599, ??? 26), ??? 21?? ?????????? 2006, C-255/02, Halifax ??. (????? 2006, ?. I-1609, ??? 79), ??? 8?? ?????????? 2007, C-435/05, Investrand (????? 2007, ?. I-1315, ??? 23), ??? ?????? SKF (????????????? ??? ?????????? 5, ??? 57).

12 – ?. ?????? ?????? Midland Bank (????????????? ??? ?????????? 11, ??? 20) ??? SKF (????????????? ??? ?????????? 5, ??? 57).

13 – ?. ?????? ??? 16?? ?????????? 2012, C-118/11 (????? 45 ??? 46).

14 – ?. ?????? EON ASET MENIDJMUNT (????????????? ??? ?????????? 13, ?????? 53 ??.) ??? ??? ?????? ??? ?????? X (????????????? ??? ?????????? 9, ?????? 23 ??.).

15 – ?. ?????????? Midland Bank (????????????? ??? ?????????? 11, ??? 30), Abbey National (????????????? ??? ?????????? 11, ??? 28), Cibo Participations (????????????? ??? ?????????? 11, ??? 31), Investrand (????????????? ??? ?????????? 11, ??? 23), SKF (????????????? ??? ?????????? 5, ??? 57 ??? 60) ??? EON ASET MENIDJMUNT (????????????? ??? ?????????? 13, ??? 48).

- 16 – ???. ?????????? Midland Bank (????????????????? ??? ?????????????? 11, ????? 31),  
Abbey National (????????????????? ??? ?????????????? 11, ????? 35), Cibo Participations  
(????????????????? ??? ?????????????? 11, ????? 33), Investrand (????????????????? ???  
????????????? 11, ????? 24), SKF (????????????????? ??? ?????????????? 5, ????? 58) ??? EON  
ASET MENIDJMUNT (????????????????? ??? ?????????????? 13, ????? 47).
- 17 – ???. ?????????? ?? ?????? 27 ??? 28.
- 18 – ???. ?????????? Midland Bank (????????????????? ??? ?????????????? 11, ????? 25) ???  
SKF (????????????????? ??? ?????????????? 5, ????? 63).
- 19 – ???. ?????????? ??? 17?? ????? 2001, C-322/99 ??? C-323/99, Fischer ??? Brandenstein  
(????????? 2001, ?. I-4049, ????? 91).
- 20 – ???. ?????????? ??? 29?? ?????????????? 1996, C-110/94, INZO (????????? 1996, ?. I-857,  
????? 20), ??? Fini H (????????????????? ??? ?????????????? 11, ????? 22).
- 21 – ???. ?????????? ??? 27?? ?????????? 2011, C-504/10, Tanoarch (????????? 2011, ?. ?-10853,  
????? 50 ??? ??? ?????????????? ??????????).
- 22 – ???. ?????????? Klub (????????????????? ??? ?????????????? 8, ????? 48 ??? ???  
????????????? ??????????).
- 23 – ??., ?????? ????, ?????????? Halifax ??. (????????????????? ??? ?????????????? 11,  
????? 74) ??? Tanoarch (????????????????? ??? ?????????????? 21, ????? 52).
- 24 – ??., ?????? ????, ?????????? ??? 14?? ?????????????? 1985, 268/83, Rompelman  
(????????? 1985, ?. 655, ????? 19), ??? Klub (????????????????? ??? ?????????????? 8, ????? 35).
- 25 – ??????? ??? 14?? ?????????????? 2006, C-72/05, Wollny (????????? 2006, ?. I-8297, ???  
35).
- 26 – ??????? Wollny (????????????????? ??? ?????????????? 25, ????? 36).
- 27 – ???. ?????????? ?? ?????? 35 ??.
- 28 – ??., ?????? ????, ?????????? ??? 5?? ?????????????? 1981, 154/80, Coöperatieve  
Aardappelenbewaarplaats (????????? 1981, ?. 445, ????? 13), ??? ??? 26?? ?????????????? 2012, C-  
588/10, Kraft Foods Polska (????? 27).
- 29 – ???. ?????????? ?? ?????? 22 ??.