

ADVANCED TRAINING IN EU LAW FOR COURT COORDINATORS (422DT117f)



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BACKGROUND DOCUMENTATION *(hyperlinks)*

A. Legal framework

1. European Union

No.	Title
1.	<u>Treaty on European Union (consolidated version) 7 June 2016, OJ C202/01</u>
2.	<u>Treaty on the Functioning of the European Union (consolidated version), 7 June 2016, OJ C202/01</u>
3.	<u>Statute of the Court of Justice, consolidated version, 2019</u>
4.	<u>Selection of Treaties and Protocols provisions</u>
5.	<u>Charter of Fundamental Rights of the European Union</u>

6.	<u>Explanatory Memorandum to the Charter of Fundamental Rights</u>
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2. Council of Europe

7.	<u>European Convention on Human Rights and Fundamental Freedoms</u>
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B. Procedure at the Court of Justice

8.	<u>Rules of Procedure of the Court of Justice, consolidated version, 25 September 2012, amended on 26 November 2019</u>
9.	<u>Recommendations to national courts and tribunals in relation to the initiation of preliminary ruling proceedings, 8 November 2019</u>

C. Selected case-law

1. Preliminary ruling procedure

10.	<u>Case C- 869/19 L v Unicaja Banco SA ,anciennement Banco de Caja España de Inversiones, Salamanca y Soria, S.A.U., 17 May 2022</u>
11.	<u>C-600/19 MA v Ibercaja Banco, SA, 17 May 2022</u>
12.	<u>Joined Cases C-693/19 and C-831/19 SPV Project 1503 Srl and Others v YB and Others, 17 May 2022</u>
13.	<u>Case C-725/19 IO v Impuls Leasing România IFN SA, 17 May 2022</u>
14.	<u>Case C-430/21 RS, 22 February 2022</u>
15.	<u>Joined Cases C-357/19, C-379/19, C-547/19, C-811/19 and C-840/19 Criminal proceedings against PM and Others, 21 December 2021</u>

16.	<u>C-561/19 (Grand Chamber) Consorzio Italian Management and Catania Multiservizi, 6 October 2021</u>
17.	<u>Opinion of Advocate General Bobek in Case C-561/19 Consorzio Italian Management and Catania Multiservizi, 15 April 2021</u>
18.	<u>Opinion of Advocate General Bobek in Case C-379/19 (Joined Cases C-357/19, C-379/19, C-547/19, C-811/19, C-840/19) DNA - Serviciul Teritorial Oradea, 4 March 2021</u>
19.	<u>Joined Cases C-698/18 and C-699/18 SC Raiffeisen Bank SA and BRD Groupe Soci�t� G�n�rale SA v JB and KC, 9 July 2020</u>
20.	<u>Case C- 360/18 Cargill Deutschland GmbH v Hauptzollamt Krefeld, 19 December 2019</u>
21.	<u>Joined Cases C-391/16, C-77/17 and C-78/17, M and Others v Commissaire g�n�ral aux r�fugi�s et aux apatrides, 14 May 2019</u>
22.	<u>Case C-193/17 Cresco Investigation GmbH v Markus Achatzi, 22 January 2019</u>
23.	<u>Case C-493/17 Proceedings brought by Heinrich Weiss and Others, 11 December 2018</u>
24.	<u>Case C-416/17 European Commission v French Republic, 4 October 2018</u>
25.	<u>Case C-20/17 Vincent Pierre Oberle, 21 June 2018</u>
26.	<u>Case C-64/16 Associa�o Sindical dos Ju�zes Portugueses, 27 February 2018</u>
27.	<u>Case C- 255/16 Criminal proceedings against Bent Falbert and Others, 20 December 2017</u>
28.	<u>Case C-403/16 Soufiane El Hassani v Minister Spraw Zagranicznych, 13 December 2017</u>
29.	<u>Case C- 685/15 Online Games Handels GmbH and Others v Landespolizeidirektion Ober�sterreich, 14 June 2017</u>
30.	<u>Case C-503/15 Ram�n Margarit Panicello v Pilar Hern�ndez Mart�nez, 16 February 2017</u>
31.	<u>Case C-614/14 Criminal proceedings against Atanas Ognyanov, 5 July 2016</u>

32.	<u>Case C-345/13 Karen Millen Fashions Ltd v Dunnes Stores and Dunnes Stores (Limerick) Ltd, 19 June 2014</u>
33.	<u>Case C-267/12 Frédéric Hay v Crédit agricole mutuel de Charente-Maritime et des Deux-Sèvres, 12 December 2013</u>
34.	<u>Case C-396/11 Ciprian Vasile Radu, 29 January 2013</u>
35.	<u>Case C-279/09 DEB Deutsche Energiehandels- und Beratungsgesellschaft mbH v Bundesrepublik Deutschland, 22 Dezember 2010</u>
36.	<u>Case C-555/07 Seda Küçükdeveci v Swedex GmbH & Co. KG., 19 Januar 2010</u>
37.	<u>Joined Cases C-402/07 and C-432/07 Sturgeon, Böck and Lepuschitz, 19 November 2009</u>
38.	<u>Joined Cases C-402/05 P and C-415/05 P, Kadi, 3 September 2008</u>
39.	<u>Case C-432/05 Unibet (London) Ltd and Unibet (International) Ltd v Justitiekanslern, 13 March 2007</u>
40.	<u>Case C-234/04 Rosmarie Kapferer v Schlank & Schick GmbH, 16 March 2006</u>
41.	<u>Case C-461/03 Gaston Schul Douane-expediteur, 6 December 2005</u>
42.	<u>Case C-101/01 Lindqvist, 6 November 2003</u>
43.	<u>Case C- 224/01 Gerhard Köbler v Republik Österreich, 30 September 2003</u>
44.	<u>Joined cases C-46/93 and C-48/93 Brasserie du Pêcheur SA v Bundesrepublik Deutschland and The Queen v Secretary of State for Transport, ex parte: Factortame Ltd and others., 5 March 1996</u>
45.	<u>Case C-312/93 Peterbroeck, Van Campenhout & Cie SCS v Belgian State, 14 December 1995</u>
46.	<u>Case C-314/85 Foto-Frost, 22 October 1987</u>
47.	<u>Case C-199/82 Amministrazione delle Finanze dello Stato v SpA San Giorgio, 9 November 1983</u>
48.	<u>Case C-238/81 Raad van Arbeid v Mrs Van der Bunt - Craig, 5 May 1983</u>
49.	<u>Case 283/81 CILFIT, 6 October 1982</u>

50.	<u>Case 107/76 Hoffmann-Laroche, 24 May 1977</u>
51.	<u>Case C-52/76 Luigi Benedetti v Munari F.lli s.a.s., 3 February 1977</u>
52.	<u>Case C-45/76 Comet BV v Produktschap voor Siergewassen, 16 December 1976</u>
53.	<u>Case C-29/69 Erich Stauder v City of Ulm - Sozialamt, 12 November 1969</u>

2. Protection of judicial independence in European law

54.	<u>Case C-156/21 Hungary v European Parliament and Council of the European Union, 16 February 2022</u>
55.	<u>Case C-157/21 Poland v European Parliament and Council of the European Union, 16 February 2022</u>
56.	<u>Case C-487/19 Proceedings brought by W.Ż., 6 October 2021</u>
57.	<u>Case C-791/19, Commission v Poland, 15 July 2021</u>
58.	<u>Joined Cases C-83/19, C-127/19, C-195/19, C-291/19, C-355/19 and C-397/19 Asociația "Forumul Judecătorilor din România", 18 May 2021</u>
59.	<u>Case C-896/19, Repubblika, 20 April 2021</u>
60.	<u>Case C- 824/18 A.B. and Others v Krajowa Rada Sądownictwa and Others, 2 March 2021</u>
61.	<u>Joined Cases C-354/20 PU and C-412/20 PPU, Openbaar Ministerie, 17 December 2020</u>
62.	<u>ECtHR Judgment (Grand Chamber) of 1 December 2020, Guðmundur Andri Ástráðsson v. Iceland, Application no. 26374/18)</u>
63.	<u>ECtHR Judgment (Fourth Section) of 5 May 2020, Kövesi v. Romania, Application no. 3594/19</u>
64.	<u>Joined Cases C-558/18 and C-563/18 Miasto Łowicz and Prokurator Generalny zastępowany przez Prokuraturę Krajową, formerly Prokuratura Okręgowa w Płocku v Skarb Państwa – Wojewoda łódzki and Others, 26 March 2020</u>

65.	<u>Case C-648/20 PPU, PI, 10 March 2020</u>
66.	<u>Case C-274/14 Proceedings brought by Banco de Santander SA, 21 January 2020</u>
67.	<u>Case C-192/18 European Commission v Republic of Poland, 5 November 2019</u>
68.	<u>Case C-619/18, Commission v Poland, 24 June 2019</u>
69.	<u>ECtHR Judgment (Third Section) of 23 May 2017, Paluda v. Slovakia, Application no: 33392/12</u>
70.	<u>Case C-222/13, TDC, 9 October 2014</u>
71.	<u>ECtHR Judgment (First Section) of 26 February 2009, Kudeshkina v. Russia, Application no. 29492/05</u>
72.	<u>Case C-506/04, Wilson, 19 September 2006</u>
73.	<u>ECtHR Judgment (Grand Chamber) of 6 November 2018, Nuñez de Carvalho e Sá v. Portugal, Appl. N. 55391/13, 57728/13 and 74041/13</u>
74.	<u>ECtHR Judgment of 28 October 1999, Wille v Liechtenstein, Application no. 28396/95</u>

3. Scope of application of the EU Charter of Fundamental Rights

75.	<u>Case C-83/20 BPC Lux 2 Sàrl and Others v Banco de Portugal and Others, 5 May 2022</u>
76.	<u>Case C- 66/18 European Commission v Hungary, 6 October 2020</u>
77.	<u>Case C-78/18 European Commission v Hungary, 18 June 2020</u>
78.	<u>Joined Cases C-585/18, C-624/18 and C-625/18 A. K. and Others v Sąd Najwyższy, CP v Sąd Najwyższy and DO v Sąd Najwyższy, 19 November 2019</u>
79.	<u>Case C-646/17 Criminal proceedings against Gianluca Moro, 13 June 2019</u>
80.	<u>Case C- 49/18 Carlos Escribano Vindel v Ministerio de Justicia, 7 February 2019</u>

81.	<u>Case C-648/16 Max-Planck-Gesellschaft zur Förderung der Wissenschaften eV v Tetsuji Shimizu, 6 November 2018</u>
82.	<u>Case C-64/16 Associação Sindical dos Juizes Portugueses v Tribunal de Contas, 27 February 2018</u>
83.	<u>Case C-268/16 P Binca Seafoods GmbH v European Commission, 20 Dezember 2017</u>
84.	<u>Case C-258/14 Eugenia Florescu and Others v Casa Județeană de Pensii Sibiu and Others, 13 June 2017</u>
85.	<u>Opinion of Advocate General Bobek on case C-268/16, 8 June 2017</u>
86.	<u>Case C-682/15 Berlioz Investment Fund SA, 16 May 2017</u>
87.	<u>Joined Cases C-203/15 and C-698/15, Tele2 Sverige and Watson, 21 December 2016</u>
88.	<u>Case C-165/14 Alfredo Rendón Marín v Administración del Estado, 13 September 2016</u>
89.	<u>Joined Cases C-8/15 P to C-10/15 P Ledra Advertising, 20 September 2016</u>
90.	<u>Case C-362/14 Maximillian Schrems v Data Protection Commissioner, 6 October 2015</u>
91.	<u>Joined Cases C-446/12 - 449/12, Willems and Others, 16 April 2015</u>
92.	<u>Case 198/13, Hernández, 10 July 2014</u>
93.	<u>Case C-483/12, Pelckmans Turnhout, 8 May 2014</u>
94.	<u>Order of the Court (Ninth Chamber), Case C-329/13, Stefan, 8 May 2014</u>
95.	<u>Case C-390/12, Pflieger, 30 April 2014</u>
96.	<u>Joined Cases C-293/12 and C-594/12 Digital Rights Ireland, 8 April 2014</u>
97.	<u>Case C-265/13 Emiliano Torralbo Marcos v Korota SA and Fondo de Garantía Salarial, 27 March 2014</u>
98.	<u>Case C-206/13, Siragusa, 6 March 2014</u>

99.	<u>Case C-176/12, Association de médiation sociale v Union locale des syndicats CGT, Hichem Laboubi, Union départementale CGT des Bouches-du-Rhône, Confédération générale du travail (CGT), 15 January 2014</u>
100.	<u>Opinion of Advocate General, Case C-176/12, Association de médiation sociale contre Union locale des syndicats CGT and Others, 18 July 2013</u>
101.	<u>Case C-617/10, Åklagaren v Hans Åkerberg Fransson, 26 February 2013</u>
102.	<u>Case C-399/11, Stefano Melloni v Ministerio Fiscal, 26 February 2013</u>
103.	<u>Case C-370/12 Thomas Pringle v Government of Ireland and Others, 27 November 2012</u>
104.	<u>Case C-40/11, Yoshikazu Iida v Stadt Ulm, 8 November 2012</u>
105.	<u>Opinion of Advocate General, Case C-399/11, Melloni, 2 October 2012</u>
106.	<u>Case C-27/11, Vinkov v Nachalnik Administrativno-nakazatelna deynost, 7 June 2012</u>
107.	<u>C-571/10, Kamberaj, 24 April 2012</u>
108.	<u>Joined Cases C-411/10 and C-493/10, N. S. (C-411/10) v Secretary of State for the Home Department and M. E. (C-493/10), A. S. M., M. T., K. P., E. H. v Refugee Applications Commissioner, Minister for Justice, Equality and Law Reform, 21 December 2011</u>
109.	<u>Case C-482/10, Teresa Cicala v Regione Siciliana, 21 December 2011</u>
110.	<u>Opinion of Advocate General, Case C-282/10, Case C-282/10, Dominguez v Centre informatique du Centre Ouest Atlantique, Préfet de la région Centre, 8 September 2011</u>
111.	<u>Case C-208/09, Sayn-Wittgenstein, 22 December 2010</u>
112.	<u>Case C-279/09, DEB, 22 December 2010</u>
113.	<u>Joined Cases C-92/09 and C-93/09 Volker und Markus Schecke GbR (C-92/09) and Hartmut Eifert (C-93/09) v Land Hessen, 9 November 2010</u>
114.	<u>Case C-555/07, Küçükdeveci, 19 January 2010</u>

115.	<u>Case C-292/97 Kjell Karlsson and Others, 13 April 2000</u>
116.	<u>Case C-309/96, Annibaldi, 18 December 1997</u>
117.	<u>Case C-260/89 Elliniki Radiophonia Tiléorassi AE and Panellinia Omospondia Syllogon Prossopikou v Dimotiki Etairia Pliroforissis and Sotirios Kouvelas and Nicolaos Avdellas and others, 18 June 1991</u>
118.	<u>Case C-5/88, Wachauf, 13 July 1989</u>

4. Fundamental / Human Rights

119.	<u>Case C-439/19, Latvijas Republikas Saeima, 22 June 2021</u>
120.	<u>Case C-28/20, Airhelp, 23 March 2021</u>
121.	<u>Case C-414/20 PPU, MM, 13 January 2021</u>
122.	<u>Case C-709/20, The Department for Communities in Northern Ireland, 15 July 2021</u>
123.	<u>Case C-702/19 P, Silver Plastics and Johannes Reifenhäuser v Commission, 22 October 2020</u>
124.	<u>Case C-311/18, Facebook Ireland and Scherms, 16 July 2020</u>
125.	<u>Case C-623/17 (Grand Chamber) Privacy International, 6 October 2020</u>
126.	<u>Case C-708/18 TK v Asociația de Proprietari bloc M5A-ScaraA, 11 December 2019</u>
127.	<u>Joined Cases C-609/17 and C-610/17, Terveys and AKT, 19 November 2019</u>
128.	<u>Case C-377/18 AH and Others, 5 September 2019</u>
129.	<u>Case C-516/17 (Grand Chamber) Spiegel Online, 29 July 2019</u>
130.	<u>Joined Cases C-569/16 and C-570/16, Stadt Wuppertal v Maria Elisabeth Bauer and Volker Willmeroth v Martina Broßonn, 6 November 2018</u>
131.	<u>Case C-216/18 PPU, LM, 25 July 2018</u>

132.	<u>Case C-524/15 (Grand Chamber) Menci, 20 March 2018</u>
133.	<u>Case C-498/16, Maximilian Schrems v Facebook Ireland Limited, 25 January 2018</u>
134.	<u>Case C-188/15 (Grand Chamber) Bougnaoui and ADDH, 14 March 2017</u>
135.	<u>Case C-157/15 (Grand Chamber) G4S Secure Solutions, 14 March 2017</u>
136.	<u>Case C-638/16 PPU, X and X, v État belge, 7 March 2017</u>
137.	<u>Joined Cases C-404/15 and C-659/15 PPU (Grand Chamber) Aranyosi and Căldăraru, 5 April 2016</u>
138.	<u>Case C-333/13, Dano, 19 December 2014</u>
139.	<u>Case C-131/12 Google Spain SL and Google v AEPD and Mario Costeja González, 13 May 2014</u>
140.	<u>Case C-400/10 PPU, McB., 5 October 2010</u>
141.	<u>Case C-144/04, Werner Mangold v Rüdiger Helm, 22 November 2005</u>

E. Other documents

142.	<u>FRA Fundamental Rights Reports (2021)</u>
143.	<u>FRA: The EU Charter of Fundamental Rights - Use and added value in EU Member States, March 2019</u>
144.	<u>Reports on the Application of the EU Charter of Fundamental Rights, European Commission</u>