

# ADVANCED TRAINING IN EU LAW FOR COURT COORDINATORS (422DT118f)



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## BACKGROUND DOCUMENTATION *(hyperlinks)*

### A. Legal framework

#### 1. European Union

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

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

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

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| 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. Application of EU law by national courts

|     |  |
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| 10. | <u>Case C-624/20 (Grand Chamber) Staatssecretaris van Justitie en Veiligheid, 7 September 2022</u> |
| 11. | <u>Case C-282/10 (Grand Chamber) Dominguez, 24 January 2012</u>                                    |
| 12. | <u>Joined Cases C-317/08, C-318/08, C-319/08 and C-320/08 Alassini, 18 March 2010</u>              |
| 13. | <u>Case C-212/04 (Grand Chamber) Adeneler, 4 July 2006</u>   |
| 14. | <u>Case C-105/03 (Grand Chamber) Pupino, 16 June 2005</u>  |
| 15. | <u>Joined Cases C-397/01 to C-403/01 (Grand Chamber) Pfeiffer, 5 October 2004</u>                  |
| 16. | <u>Case C-106/89 Marleasing, 13 November 1990</u>  |

## 2. Preliminary ruling procedure

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| 17. | <u>Case C-430/21 (Grand Chamber), RS, 22 February 2022</u>   |
| 18. | <u>Case C-564/19 (Grand Chamber) IS, 23 November 2021</u>  |
| 19. | <u>Request for a preliminary ruling in Case C-648/21 M.C. and M.F., 25 October 2021</u>  |
| 20. | <u>Request for a preliminary ruling in Case C-647/21 D. K., 25 October 2021</u>  |
| 21. | <u>Case C-561/19 (Grand Chamber) Consorzio Italian Management and Catania Multiservizi, 6 October 2021</u>                     |
| 22. | <u>Opinion of Advocate General Bobek in Case C-561/19 Consorzio Italian Management and Catania Multiservizi, 15 April 2021</u> |
| 23. | <u>Case C-64/16 Associação Sindical dos Juizes Portugueses, 27 February 2018</u>   |
| 24. | <u>Case C-614/14 Criminal proceedings against Atanas Ognyanov, 5 July 2016</u>   |
| 25. | <u>Case C-267/12 Frédéric Hay v Crédit agricole mutuel de Charente-Maritime et des Deux-Sèvres, 12 December 2013</u>           |
| 26. | <u>Case C-396/11 Ciprian Vasile Radu, 29 January 2013</u>  |
| 27. | <u>Case C-461/03 Gaston Schul Douane-expediteur, 6 December 2005</u>   |
| 28. | <u>Case C-314/85 Foto-Frost, 22 October 1987</u>   |
| 29. | <u>Case 283/81 CILFIT, 6 October 1982</u>  |
| 30. | <u>Case 107/76 Hoffmann-Laroche, 24 May 1977</u>   |

## 3. Protection of judicial independence in European law

|     |   |
|-----|---|
| 31. | <u>Case C-791/19, Commission v Poland, 15 July 2021</u>                         |
| 32. | <u>Case C-83/19, Asociația "Forumul Judecătorilor din România", 18 May 2021</u> |
| 33. | <u>Case C-896/19, Repubblica, 20 April 2021</u>                                 |
| 34. | <u>Case C-648/20 PPU, PI, 10 March 2020</u>                                     |

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| 35. | <u>Joined Cases C-354/20 PU and C-412/20 PPU, Openbaar Ministerie, 17 December 2020</u>  |
| 36. | <u>Case C-619/18, Commission v Poland, 24 June 2019</u>  |
| 37. | <u>Case C-222/13, TDC, 9 October 2014</u>  |
| 38. | <u>Case C-506/04, Wilson, 19 September 2006</u>  |
| 39. | <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> |

#### 4. Scope of application of the EU Charter of Fundamental Rights

|     |   |
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| 40. | <u>Opinion of Advocate General, Case C-365/21, Generalstaatsanwaltschaft Bamberg, 20 October 2022</u> |
| 41. | <u>Case C-19/21 (Grand Chamber), Staatssecretaris van Justitie en Veiligheid, 1 August 2022</u>       |
| 42. | <u>Order of the Court (Ninth Chamber), Case C-710/20, AM, 8 July 2022</u>                             |
| 43. | <u>Case C-151/20 (Grand Chamber), Nordzucker and Others, 22 March 2022</u>                            |
| 44. | <u>Case C-117/20 (Grand Chamber), bpost, 22 March 2022</u>  |
| 45. | <u>Request for a preliminary ruling in Case C-203/21, DELTA STROY 2003, 31 March 2021</u>             |
| 46. | <u>Case C-78/18 (Grand Chamber), Commission v Hungary, 18 June 2020</u>                               |
| 47. | <u>Case C-347/18, Salvoni, 4 September 2019</u>   |
| 48. | <u>Case C-556/17 (Grand Chamber), Torubarov, 29 July 2019</u>   |
| 49. | <u>Case C-646/17, Moro, 13 June 2019</u>  |
| 50. | <u>Case C-235/17 (Grand Chamber), Commission v Hungary, 21 May 2019</u>                               |
| 51. | <u>Joined Cases C-596/16 and C-597/16 (Grand Chamber), Di Puma, 20 March 2018</u>                     |

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| 52. | <u>Case C-537/16 (Grand Chamber), Garlsson Real Estate and Others, 20 March 2018</u>   |
| 53. | <u>Case C-524/15 (Grand Chamber), Menci, 20 March 2018</u>   |
| 54. | <u>Joined Cases C-52/16 and C-113/16 (Grand Chamber), SEGRO, 6 March 2018</u>  |
| 55. | <u>Opinion of Advocate General, Case C-298/16, Ispas, 7 September 2017</u>   |
| 56. | <u>Joined Cases C-203/15 and C-698/15, Tele2 Sverige and Watson, 21 December 2016</u>  |
| 57. | <u>Joined Cases C-446/12 - 449/12, Willems and Others, 16 April 2015</u>   |
| 58. | <u>Case 198/13, Hernández, 10 July 2014</u>  |
| 59. | <u>Case C-483/12, Pelckmans Turnhout, 8 May 2014</u>   |
| 60. | <u>Order of the Court (Ninth Chamber), Case C-329/13, Stefan, 8 May 2014</u>   |
| 61. | <u>Case C-390/12, Pflieger, 30 April 2014</u>  |
| 62. | <u>Case C-206/13, Siragusa, 6 March 2014</u>   |
| 63. | <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> |
| 64. | <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>   |
| 65. | <u>Case C-617/10, Åklagaren v Hans Åkerberg Fransson, 26 February 2013</u>   |
| 66. | <u>Case C-399/11, Stefano Melloni v Ministerio Fiscal, 26 February 2013</u>  |
| 67. | <u>Case C-40/11, Yoshikazu Iida v Stadt Ulm, 8 November 2012</u>   |
| 68. | <u>Opinion of Advocate General, Case C-399/11, Melloni, 2 October 2012</u>   |
| 69. | <u>Case C-27/11, Vinkov v Nachalnik Administrativno-nakazatelna deynost, 7 June 2012</u>   |
| 70. | <u>C-571/10, Kamberaj, 24 April 2012</u>   |

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| 71. | <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> |
| 72. | <u>Case C-482/10, Teresa Cicala v Regione Siciliana, 21 December 2011</u>   |
| 73. | <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>  |
| 74. | <u>Case C-208/09, Sayn-Wittgenstein, 22 December 2010</u>   |
| 75. | <u>Case C-279/09, DEB, 22 December 2010</u>   |
| 76. | <u>Case C-555/07, Küçükdeveci, 19 January 2010</u>  |
| 77. | <u>Case C-309/96, Annibaldi, 18 December 1997</u>   |
| 78. | <u>Case C-260/89, ERT v DEP, 18 June 1991</u>   |
| 79. | <u>Case C-5/88, Wachauf, 13 July 1989</u>   |
| 80. | <u>ECtHR Judgment (Grand Chamber) of 15 November 2016, A and B v. Norway, Appl. nos 24130/11 and 29758/11</u>   |

#### 4. Fundamental / Human Rights

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| 81. | <u>Case C-439/19, Latvijas Republikas Saeima, 22 June 2021</u>                                  |
| 82. | <u>Case C-28/20, Airhelp, 23 March 2021</u>   |
| 83. | <u>Case C-414/20 PPU, MM, 13 January 2021</u>   |
| 84. | <u>Case C-709/20, The Department for Communities in Northern Ireland, 15 July 2021</u>          |
| 85. | <u>Case C-702/19 P, Silver Plastics and Johannes Reifenhäuser v Commission, 22 October 2020</u> |
| 86. | <u>Case C-311/18, Facebook Ireland and Scherms, 16 July 2020</u>                                |

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| 87.  | <u>Case C-623/17 (Grand Chamber) Privacy International, 6 October 2020</u>  |
| 88.  | <u>Case C-708/18 TK v Asociația de Proprietari bloc M5A-ScaraA, 11 December 2019</u>  |
| 89.  | <u>Joined Cases C-609/17 and C-610/17, Terveys and AKT, 19 November 2019</u>  |
| 90.  | <u>Case C-377/18 AH and Others, 5 September 2019</u>  |
| 91.  | <u>Case C-516/17 (Grand Chamber) Spiegel Online, 29 July 2019</u>   |
| 92.  | <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> |
| 93.  | <u>Case C-216/18 PPU, LM, 25 July 2018</u>  |
| 94.  | <u>Case C-524/15 (Grand Chamber) Menci, 20 March 2018</u>   |
| 95.  | <u>Case C-498/16, Maximilian Schrems v Facebook Ireland Limited, 25 January 2018</u>  |
| 96.  | <u>Case C-188/15 (Grand Chamber) Bougnaoui and ADDH, 14 March 2017</u>  |
| 97.  | <u>Case C-157/15 (Grand Chamber) G4S Secure Solutions, 14 March 2017</u>  |
| 98.  | <u>Case C-638/16 PPU, X and X, v État belge, 7 March 2017</u>   |
| 99.  | <u>Joined Cases C-404/15 and C-659/15 PPU (Grand Chamber) Aranyosi and Căldăraru, 5 April 2016</u>  |
| 100. | <u>Case C-333/13, Dano, 19 December 2014</u>  |
| 101. | <u>Case C-131/12 Google Spain SL and Google v AEPD and Mario Costeja González, 13 May 2014</u>  |
| 102. | <u>Case C-400/10 PPU, McB., 5 October 2010</u>  |
| 103. | <u>Case C-144/04, Werner Mangold v Rüdiger Helm, 22 November 2005</u>   |

## 5. Rule of Law

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| 104. | <u>Case C-132/20 (Grand Chamber), Getin Noble Bank, 29 March 2022</u> |
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| 105. | <u>Case C-508/19 (Grand Chamber), Prokurator Generalny, 22 March 2022</u>  |
| 106. | <u>Case C-430/21 (Grand Chamber), RS, 22 February 2022</u>   |
| 107. | <u>Case C-157/21 (Full Court), Poland v European Parliament and Council of the European Union, 16 February 2022</u>                      |
| 108. | <u>Case C-156/21 (Full Court), Hungary v European Parliament and Council of the European Union, 16 February 2022</u>                     |
| 109. | <u>Request for a preliminary ruling in Case C-817/21 Inspekția Judiciară, 21 December 2021</u>   |
| 110. | <u>Joined Cases C-357/19, C-379/19, C-547/19, C-811/19 and C-840/19 (Grand Chamber), Euro Box Promotion and Others, 21 December 2021</u> |
| 111. | <u>Joined Cases C-748/19 to C-754/19 (Grand Chamber), Prokuratura Rejonowa w Mińsku Mazowieckim, 16 November 2021</u>                    |
| 112. | <u>Request for a preliminary ruling in Case C-648/21 M.C. and M.F., 25 October 2021</u>  |
| 113. | <u>Request for a preliminary ruling in Case C-647/21 D. K., 25 October 2021</u>  |
| 114. | <u>Case C-487/19 (Grand Chamber), W. Ż., 6 October 2021</u>  |
| 115. | <u>Request for a preliminary ruling in Case C-216/21 Asociația "Forumul Judecătorilor din România", 23 July 2021</u>                     |
| 116. | <u>Case C-791/19 (Grand Chamber), Commission v. Poland, 15 July 2021</u>   |
| 117. | <u>Case C-896/19 (Grand Chamber), Repubblica, 20 April 2021</u>  |
| 118. | <u>Case C-824/18 (Grand Chamber), A.B. and Others, 2 March 2021</u>  |
| 119. | <u>Joined Cases C-558/18 and C-563/18 (Grand Chamber), Miasto Łowicz, 26 March 2020</u>  |
| 120. | <u>Joined Cases C-585/18, C-624/18 and C-625/18 (Grand Chamber), A.K., 19 November 2019</u>  |
| 121. | <u>Case C-619/18 (Grand Chamber), Commission v. Poland, 24 June 2019</u>   |



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| 122. | <u>Case C-543/18 RX, HG v Commission, 17 September 2018</u>   |
| 123. | <u>Case C-542/18 RX, Simpson v Council, 17 September 2018</u>                                       |
| 124. | <u>Case C-64/16 (Grand Chamber), Associação Sindical dos Juizes Portugueses, 27 February 2018</u>   |
| 125. | <u>Case 222/84, Johnston, 15 May 1986</u>   |
| 126. | <u>ECtHR Judgment of 6 October 2022, Juszcyszyn v. Poland, Appl. no 35599/20</u>                    |
| 127. | <u>ECtHR Judgment of 3 February 2022, Advance Pharma, Appl. no 1469/20</u>                          |
| 128. | <u>ECtHR Judgment of 22 July 2021, Reczkowicz v. Poland, Appl. no 43447/19</u>                      |
| 129. | <u>ECtHR Judgment (Grand Chamber) of 28 September 2005, Broniowski v. Poland, Appl. no 31443/96</u> |

#### **D. Other documents**

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| 130. | <u>FRA Fundamental Rights Reports (2021)</u>   |
| 131. | <u>FRA: The EU Charter of Fundamental Rights - Use and added value in EU Member States, March 2019</u> |
| 132. | <u>Reports on the Application of the EU Charter of Fundamental Rights, European Commission</u>         |