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138 – December 2019

European Documentation Centre

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This newsletter contains a selection of recent official documents of the European Union. It features information of particular interest to Swiss readers and aims to provide universities, cantonal and federal administrations, lawyers, trading enterprises and financial businesses with information about the latest legal developments in the European Union. Written in English or French, the newsletter offers links to documents in one of those languages.

We hope you will find this issue both useful and a pleasure to read.

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Judgment of the Court (Ninth Chamber) of 4 December 2019. B and Others v WZ, en qualité de liquidateur judiciaire ou syndic de UB and Banque patrimoine et immobilier SA. Request for a preliminary ruling from the Cour de cassation. Reference for a preliminary ruling — Judicial cooperation in civil matters — Insolvency proceedings — Regulation (EC) No 1346/2000 — Article 3(1) — Actions which derive directly from insolvency proceedings and which are closely connected with such proceedings — Sale of immovable property and creation of a mortgage — Action brought by the trustee in bankruptcy seeking a declaration that the transactions concerned are ineffective — Article 25(1) — Exclusive jurisdiction of the courts of the Member State in which the insolvency proceedings were opened.
Case C-493/18 - ECLI identifier: ECLI:EU:C:2019:1046

OJ of the EU, L 321/1 of 12 December 2019

Season’s Greetings and a Happy New Year from all of us at the Swiss Institute of Comparative Law
1. EU-Swiss Relations

International Agreements

COUNCIL DECISION (EU) 2019/2106 of 21 November 2019 on the position to be taken, on behalf of the European Union, within the Joint Committee established by the Agreement between the European Union and the Swiss Confederation on the linking of their greenhouse gas emissions trading systems, as regards the amendment of Annexes I and II to the Agreement

OJ of the EU, L 318/96 of 12 December 2019

Case Law


Case C-482/17 - ECLI identifier: ECLI:EU:C:2019:1035

2. External Relations / Foreign Policy

Case Law


Case C-380/18 - ECLI identifier: ECLI:EU:C:2019:1071


Case C-381/18 - ECLI identifier: ECLI:EU:C:2019:1072

Judgment of the Court (Fifth Chamber) of 12 December 2019. TB v Bevándorlási és Menekültügyi Hivatal. Request for a preliminary ruling from the Fővárosi Közigazgatási és Munkaügyi Bíróság. Reference for a preliminary ruling — Immigration policy — Right to family reunification — Directive 2003/86/EC — Article 10(2) — Optional provision — Prerequisites for exercising the right to family reunification — Member of a refugee’s family not referred to in Article 4 — Concept of a ‘dependant’.

Case C-519/18 - ECLI identifier: ECLI:EU:C:2019:1070

Case C-413/18 - ECLI identifier: ECLI:EU:C:2019:1044

3. Agriculture and Fisheries / Maritime Affairs

Community Legislation


OJ of the EU, L 308/86 of 29 November 2019

Case Law


Case C-432/18 - ECLI identifier: ECLI:EU:C:2019:1045

4. Audiovisual and Media and Information Society

Community Legislation

COMMISSION IMPLEMENTING REGULATION (EU) 2019/2116 of 28 November 2019 setting the weighted average of maximum mobile termination rates across the Union and repealing Implementing Regulation (EU) 2018/1979 (Text with EEA relevance)

OJ of the EU, L 320/11 of 11 December 2019

Case Law

Judgment of the Court (Third Chamber) of 11 December 2019. TK v Asociaţia de Proprietari bloc M5A-ScaraA. Request for a preliminary ruling from the Tribunalul Bucureşti. Reference for a preliminary ruling — Protection of individuals with regard to the processing of personal data — Charter of Fundamental Rights of the European Union — Articles 7 and 8 — Directive 95/46/EC — Article 6(1)(c) and Article 7(f) — Making the processing of personal data legitimate — National legislation allowing video surveillance for the purposes of ensuring the safety and protection of individuals, property and valuables and for the pursuit of legitimate interests, without the data subject’s consent — Installation of a video surveillance system in the common parts of a residential building.

Case C-708/18 - ECLI identifier: ECLI:EU:C:2019:1064

Case C-87/19 - ECLI identifier: ECLI:EU:C:2019:1063

5. Competition

Case Law

Judgment of the Court (Fifth Chamber) of 12 December 2019. Otis Gesellschaft m.b.H. and Others v Land Oberösterreich and Others. Request for a preliminary ruling from the Oberster Gerichtshof. Reference for a preliminary ruling — Article 101 TFEU — Compensation for loss caused by a cartel — Right to compensation of persons not operating as suppliers or customers on the market affected by the cartel — Loss suffered by a public body which granted loans with favourable terms with a view to the acquisition of products covered by the cartel.

Case C-435/18 - ECLI identifier: ECLI:EU:C:2019:1069

Judgment of the Court (Eighth Chamber) of 11 December 2019. Mytilinaios Anonymos Etairia – Omilos Epicheiriseon v European Commission. Appeal — State aid — Production of aluminium — Preferential electricity supply tariff granted by a contract — Decision declaring the aid compatible with the internal market — Termination of the contract — Judicial suspension, as an interim measure, of the effects of termination — Decision declaring the aid unlawful.

Case C-332/18 P - ECLI identifier: ECLI:EU:C:2019:1065


Affaire C-591/18 P - ECLI identifier: ECLI:EU:C:2019:1026


Case C-593/18 P - ECLI identifier: ECLI:EU:C:2019:1027


Case C-596/18 P - ECLI identifier: ECLI:EU:C:2019:1025

6. Customs

Community Legislation

Commission Implementing Decision (EU) 2019/2151 of 13 December 2019 establishing the work programme relating to the development and deployment of the electronic systems provided for in the Union Customs Code

OJ of the EU, L 325/168 of 16 December 2019
7. Economic and Monetary Affairs, Taxation, Enterprise

Community Legislation

OJ of the EU, L 328/29 of 18 December 2019

OJ of the EU, L 328/1 of 18 December 2019

OJ of the EU, L 327/1 of 17 December 2019

COMMISSION DELEGATED REGULATION (EU) 2019/2100 of 30 September 2019 amending Delegated Regulation (EU) 2019/815 with regard to updates of the taxonomy to be used for the single electronic reporting format (Text with EEA relevance)
OJ of the EU, L 326/1 of 16 December 2019

REGULATION (EU) 2019/2099 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 23 October 2019 amending Regulation (EU) No 648/2012 as regards the procedures and authorities involved for the authorisation of CCPs and requirements for the recognition of third-country CCPs
OJ of the EU, L 322/1 of 12 December 2019

OJ of the EU, L 321/1 of 12 December 2019

OJ of the EU, L 320/1 of 11 December 2019

OJ of the EU, L 318/13 of 10 December 2019

COMMISSION IMPLEMENTING REGULATION (EU) 2019/2102 of 27 November 2019 amending Implementing Regulation (EU) 2015/2452 with regard to the disclosure of information used in the calculation of the adjustment for the loss-absorbing capacity of deferred taxes (Text with EEA relevance)
OJ of the EU, L 318/6 of 10 December 2019

REGULATION (EU) 2019/2088 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 27 November 2019 on sustainability-related disclosures in the financial services sector (Text with EEA relevance)
OJ of the EU, L 317/1 of 9 December 2019
OJ of the EU, L 314/64 of 5 December 2019

OJ of the EU, L 314/1 of 5 December 2019

COMMISSION IMPLEMENTING REGULATION (EU) 2019/2028 of 29 November 2019 amending Implementing Regulation (EU) 2016/1799 as regards the mapping tables specifying the correspondence between the credit risk assessments of external credit assessment institutions and the credit quality steps set out in Regulation (EU) No 575/2013 of the European Parliament and of the Council (Text with EEA relevance)
OJ of the EU, L 313/34 of 4 December 2019

COUNCIL IMPLEMENTING REGULATION (EU) 2019/2026 of 21 November 2019 amending Implementing Regulation (EU) No 282/2011 as regards supplies of goods or services facilitated by electronic interfaces and the special schemes for taxable persons supplying services to non-taxable persons, making distance sales of goods and certain domestic supplies of goods
OJ of the EU, L 313/14 of 4 December 2019

OJ of the EU, L 310/1 of 2 December 2019

Case Law

Case C-414/18 - ECLI identifier: ECLI:EU:C:2019:1036

Case C-722/18 - ECLI identifier: ECLI:EU:C:2019:1028

OPINION OF ADVOCATE GENERAL HOGAN delivered on 28 November 2019. Société Générale S.A. v Agenzia delle Entrate – Direzione Regionale Lombardia Ufficio Contenzioso. Request for a preliminary ruling from the Commissione Tributaria Regionale per la Lombardia (Regional Tax Court, Lombardy, Italy). Reference for a preliminary ruling— Free movement of capital — Financial transaction tax — Shares or other financial instruments issued by companies resident in Italy
Case C-565/18 - ECLI identifier: ECLI:EU:C:2019:1029
CONCLUSIONS DE L'AVOCAT GÉNÉRAL M. GIOVANNI PITRUZZELLA présentées le 27 novembre 2019. Wagram Invest SA contre État belge. demande de décision préjudicielle formée par la cour d'appel de Mons (Belgique). Renvoi préjudiciel – Quatrième directive 78/660/CEE – Comptes annuels de certaines formes de sociétés – Principe de l'image fidèle – Article 2, paragraphes 3 à 5 – Achat d'une immobilisation financière par une société anonyme – Inscription aux charges du compte de résultat d'un escompte lié à une dette à plus d'un an, non productive d'intérêts, et inscription du prix d'acquisition de l'immobilisation à l'actif du bilan sous déduction de l'escompte – Obligation de fournir des informations complémentaires – Dérogation à une disposition de la directive dans des “cas exceptionnels”
Affaire C-640/18 - ECLI identifier: ECLI:EU:C:2019:1022

Preparatory Acts, Reports, Calls, Memos, Common Positions

RECOMMENDATION OF THE EUROPEAN SYSTEMIC RISK BOARD of 26 September 2019 on exchange and collection of information for macroprudential purposes on branches of credit institutions having their head office in another Member State or in a third country (ESRB/2019/18) (2019/C 412/01)
OJ of the EU, C 412/1 of 9 December 2019

8. Education, Training, Youth, Culture, Research and Innovation

No legislative or judicial activity was reported in this section for the period under review.

9. Employment and Social Affairs

Case Law

Judgment of the Court (First Chamber) of 12 December 2019. WA v Instituto Nacional de la Seguridad Social. Request for a preliminary ruling from the Juzgado de lo Social de Gerona. Reference for a preliminary ruling — Social policy — Directive 79/7/EEC — Equal treatment for men and women in matters of social security — Article 4(1) and (2) — Article 7(1) — Calculation of benefits — Directive 2006/54/EC — Equal treatment of men and women in matters of employment and occupation — National legislation granting a right to a pension supplement for women who have had at least two biological or adopted children, and who are in receipt of a contributory permanent incapacity pension — Same right not granted to men in an identical situation — Comparable situation — Direct discrimination on grounds of sex — No exceptions.
Affaire C-450/18 - ECLI identifier: ECLI:EU:C:2019:1075

Affaire C-588/18 - ECLI identifier: ECLI:EU:C:2019:1083

Judgment of the Court (Eighth Chamber) of 5 December 2019. Antonio Bocero Torrico v Instituto Nacional de la Seguridad Social. References for a preliminary ruling — Social security for migrant workers — Regulation (EC) No 883/2004 — Early retirement pension — Eligibility — Requirement for the pension to be received to be higher than the statutory minimum — Account taken only of pension acquired in the Member State concerned — No account taken of the retirement pension acquired in another Member State — Difference in treatment of workers who have exercised their right to freedom of movement.
Affaire C-398/18 - ECLI identifier: ECLI:EU:C:2019:1050
Affaire C-344/18 - ECLI identifier: ECLI:EU:C:2019:1009

Case C-610/18 - ECLI identifier: ECLI:EU:C:2019:1010

10. Energy and Environment

International Agreements

COUNCIL DECISION (EU) 2019/2106 of 21 November 2019 on the position to be taken, on behalf of the European Union, within the Joint Committee established by the Agreement between the European Union and the Swiss Confederation on the linking of their greenhouse gas emissions trading systems, as regards the amendment of Annexes I and II to the Agreement
OJ of the EU, L 318/96 of 12 December 2019

Community Legislation

OJ of the EU, L 325/43 of 16 December 2019

Council Decision (EU) 2019/2135 of 21 November 2019 on the position to be taken, on behalf of the European Union, at the third meeting of the Conference of the Parties to the Minamata Convention on Mercury, as regards the adoption of a Decision on the phasing-out of dental amalgam and amending Annex A to that Convention
OJ of the EU, L 323/17 of 13 December 2019

COUNCIL DECISION (EU) 2019/2119 of 21 November 2019 on the position to be taken, on behalf of the European Union, at the third meeting of the Conference of the Parties to the Minamata Convention on Mercury, as regards the adoption of a Decision establishing thresholds for mercury waste, as referred to in Article 11(2) of that Convention
OJ of the EU, L 320/17 of 11 December 2019

OJ of the EU, L 317/17 of 9 December 2019

OJ of the EU, L 315/1 of 5 December 2019
OJ of the EU, L 315/29 of 5 December 2019

OJ of the EU, L 315/68 of 5 December 2019

OJ of the EU, L 315/102 of 5 December 2019

OJ of the EU, L 315/134 of 5 December 2019

OJ of the EU, L 315/155 of 5 December 2019

OJ of the EU, L 315/187 of 5 December 2019

OJ of the EU, L 315/209 of 5 December 2019

OJ of the EU, L 315/241 of 5 December 2019

OJ of the EU, L 315/267 of 5 December 2019

OJ of the EU, L 315/285 of 5 December 2019
COMMISSION REGULATION (EU) 2019/2024 of 1 October 2019 laying down ecodesign requirements for refrigerating appliances with a direct sales function pursuant to Directive 2009/125/EC of the European Parliament and of the Council (Text with EEA relevance)
OJ of the EU, L 315/313 of 5 December 2019

OJ of the EU, L 312/55 of 3 December 2019

Case Law

Case C-376/18 - ECLI identifier: ECLI:EU:C:2019:1068

Judgment of the Court (Eighth Chamber) of 11 December 2019. Mytilinaios Anonymos Etaireia – Omilos Epicheiriseon v European Commission. Appeal — State aid — Production of aluminium — Preferential electricity supply tariff granted by a contract — Decision declaring the aid compatible with the internal market — Termination of the contract — Judicial suspension, as an interim measure, of the effects of termination — Decision declaring the aid unlawful.
Case C-332/18 P - ECLI identifier: ECLI:EU:C:2019:1065

Judgment of the Court (Fourth Chamber) of 5 December 2019. „EVN Bulgaria Toplofikatsia” EAD and „Toplofikatsia Sofia” EAD v Nikolina Stefanova Dimitrova and Mitko Simeonov Dimitrov. References for a preliminary ruling — Consumer protection — Directive 2011/83/EU — Consumer law — Article 2(1) — Concept of ‘consumer’ — Article 3(1) — Contract concluded between a trader and a consumer — Contract for the supply of district heating — Article 27 — Inertia selling — Directive 2005/29/EC — Unfair business-to-consumer commercial practices in the internal market — Article 5 — Prohibition of unfair commercial practices — Annex I — Unsolicited supply — National law requiring each owner of a property in a building in co-ownership connected to a district heating network to contribute to the costs of thermal energy consumption by the common areas and internal installation of the building — Energy efficiency — Directive 2006/32/EC — Article 13(2) — Directive 2012/27/EU — Article 10(1) — Billing information — National law providing that, in a building in co-ownership, bills for the consumption of thermal energy by the internal installation are calculated, for each owner of an apartment in the building, in proportion to the heated volume of his or her apartment.
Joined Cases C-708/17 and C-725/17 - ECLI identifier: ECLI:EU:C:2019:1049

Judgment of the Court (Eighth Chamber) of 5 December 2019. European Commission v Kingdom of Spain. Failure of a Member State to fulfil obligations — Directive 2008/98/EC — Articles 30 and 33 — Waste management plans — Autonomous Communities of the Balearic Islands and the Canary Islands (Spain) — Obligation to revise — Obligation to notify the Commission — No proper formal notice — Letter of formal notice sent prematurely — Inadmissibility.
Case C-642/18 - ECLI identifier: ECLI:EU:C:2019:1051

Affaire C-117/18 P - ECLI identifier: ECLI:EU:C:2019:1042
11. Food Safety, Public Health and Consumers

Community Legislation


Case Law

Judgment of the Court (Fourth Chamber) of 5 December 2019. „EVN Bulgaria Toplofikatsia“ EAD and „Toplofikatsia Sofia“ EAD v Nikolina Stefanova Dimitrova and Mitko Simeonov Dimitrov. References for a preliminary ruling — Consumer protection — Directive 2011/83/EU — Consumer law — Article 2(1) — Concept of ‘consumer’ — Article 3(1) — Contract concluded between a trader and a consumer — Contract for the supply of district heating — Article 27 — Inertia selling — Directive 2005/29/EC — Unfair business-to-consumer commercial practices in the internal market — Article 5 — Prohibition of unfair commercial practices — Annex I — Unsolicited supply — National law requiring each owner of a property in a building in co-ownership connected to a district heating network to contribute to the costs of thermal energy consumption by the common areas and internal installation of the building — Energy efficiency — Directive 2006/32/EC — Article 13(2) — Directive 2012/27/EU — Article 10(1) — Billing information — National law providing that, in a building in co-ownership, bills for the consumption of thermal energy by the internal installation are calculated, for each owner of an apartment in the building, in proportion to the heated volume of his or her apartment.

 Joined Cases C-708/17 and C-725/17 - ECLI identifier: ECLI:EU:C:2019:1049

12. Human Rights

Case Law


Case C-380/18 - ECLI identifier: ECLI:EU:C:2019:1071
Judgment of the Court (First Chamber) of 12 December 2019. G.S. v Staatssecretaris van Justitie en Veiligheid.

References for a preliminary ruling — Border controls, asylum and immigration — Immigration policy — Directive 2003/86/EC — Right to family reunification — Requirements for the exercise of the right to family reunification — Concept of ‘grounds of public policy’ — Rejection of an application for entry and residence of a family member — Withdrawal of or refusal to renew a residence permit of a family member.

Case C-381/18 - ECLI identifier: ECLI:EU:C:2019:1072

Judgment of the Court (Fifth Chamber) of 12 December 2019. TB v Bevándorlási és Menekültügyi Hivatal.

Request for a preliminary ruling from the Fővárosi Közigazgatási és Munkaügyi Bíróság. Reference for a preliminary ruling — Immigration policy — Right to family reunification — Directive 2003/86/EC — Article 10(2) — Optional provision — Prerequisites for exercising the right to family reunification — Member of a refugee’s family not referred to in Article 4 — Concept of a ‘dependant’.

Case C-519/18 - ECLI identifier: ECLI:EU:C:2019:1070

Judgment of the Court (Third Chamber) of 11 December 2019. TK v Asociaţia de Proprietari bloc M5A-ScaraA.

Request for a preliminary ruling from the Tribunalul Bucureşti. Reference for a preliminary ruling — Protection of individuals with regard to the processing of personal data — Charter of Fundamental Rights of the European Union — Articles 7 and 8 — Directive 95/46/EC — Article 6(1)(c) and Article 7(f) — Making the processing of personal data legitimate — National legislation allowing video surveillance for the purposes of ensuring the safety and protection of individuals, property and valuables and for the pursuit of legitimate interests, without the data subject’s consent — Installation of a video surveillance system in the common parts of a residential building.

Case C-708/18 - ECLI identifier: ECLI:EU:C:2019:1064

OPINION OF ADVOCATE GENERAL BOBEK delivered on 5 December 2019. PG v Bevándorlási és Menekültügyi Hivatal.

Request for a preliminary ruling from the Fővárosi Közigazgatási és Munkaügyi Bíróság (Budapest Administrative and Labour Court, Hungary). Preliminary reference — Common policy on asylum and subsidiary protection — Common procedures for granting international protection — Directive 2013/32/EU — Article 46(3) — Article 47 of the Charter of Fundamental Rights of the European Union — Right to an effective remedy — Extent of the powers of the first-instance court or tribunal — No power to vary — Time limit of 60 days for the court or tribunal to decide

Case C-406/18 - ECLI identifier: ECLI:EU:C:2019:1055

OPINION OF ADVOCATE GENERAL BOBEK delivered on 5 December 2019. LH v Bevándorlási és Menekültügyi Hivatal.


Case C-564/18 - ECLI identifier: ECLI:EU:C:2019:1056

Judgment of the Court (First Chamber) of 28 November 2019. Criminal proceedings against Spetsializirana prokuratura.

Request for a preliminary ruling from the Spetsializiran nakazatelen sad. Reference for a preliminary ruling — Urgent preliminary ruling procedure — Judicial cooperation in criminal matters — Directive (EU) 2016/343 — Strengthening of certain aspects of the presumption of innocence and of the right to be present at the trial in criminal proceedings — Article 6 — Burden of proof — Continuation of the detention on remand pending trial of an accused person.

Case C-653/19 PPU - ECLI identifier: ECLI:EU:C:2019:1024
13. Internal Market and Single Market

Community Legislation

**COMMISSION DECISION (EU, Euratom) 2019/1961** of 17 October 2019 on implementing rules for handling CONFIDENTIEL UE/EU CONFIDENTIAL and SECRET UE/EU SECRET information
OJ of the EU, L 311/1 of 2 December 2019

**COMMISSION DECISION (EU, Euratom) 2019/1962** of 17 October 2019 on implementing rules for handling RESTREINT UE/EU RESTRICTED information
OJ of the EU, L 311/21 of 2 December 2019

**COMMISSION DECISION (EU, Euratom) 2019/1963** of 17 October 2019 laying down implementing rules on industrial security with regard to classified procurement contracts
OJ of the EU, L 311/37 of 2 December 2019

Case Law

Case C-376/18 - ECLI identifier: ECLI:EU:C:2019:1068

Judgment of the Court (Eighth Chamber) of 11 December 2019. Mytilinaios Anonymos Etaireia – Omilos Epicheiriseon v European Commission. Appeal — State aid — Production of aluminium — Preferential electricity supply tariff granted by a contract — Decision declaring the aid compatible with the internal market — Termination of the contract — Judicial suspension, as an interim measure, of the effects of termination — Decision declaring the aid unlawful.
Case C-332/18 P - ECLI identifier: ECLI:EU:C:2019:1065

Judgment of the Court (Ninth Chamber) of 4 December 2019. B and Others v WZ, en qualité de liquidateur judiciaire ou syndic de UB et Banque patrimoine et immobilier SA. Request for a preliminary ruling from the Cour de cassation. Reference for a preliminary ruling — Judicial cooperation in civil matters — Insolvency proceedings — Regulation (EC) No 1346/2000 — Article 3(1) — Actions which derive directly from insolvency proceedings and which are closely connected with such proceedings — Sale of immovable property and creation of a mortgage — Action brought by the trustee in bankruptcy seeking a declaration that the transactions concerned are ineffective — Article 25(1) — Exclusive jurisdiction of the courts of the Member State in which the insolvency proceedings were opened.
Case C-493/18 - ECLI identifier: ECLI:EU:C:2019:1046

**OPINION OF ADVOCATE GENERAL HOGAN** delivered on 28 November 2019. Société Générale S.A. v Agenzia delle Entrate – Direzione Regionale Lombardia Ufficio Contenzioso. Request for a preliminary ruling from the Commissione Tributaria Regionale per la Lombardia (Regional Tax Court, Lombardy, Italy). Reference for a preliminary ruling— Free movement of capital — Financial transaction tax — Shares or other financial instruments issued by companies resident in Italy
Case C-565/18 - ECLI identifier: ECLI:EU:C:2019:1029
Arrêt de la Cour (cinquième chambre) du 27 novembre 2019. Tedeschi Srl et Consorzio Stabile Istant Service contre C.M. Service Srl et Università degli Studi di Roma La Sapienza. Demande de décision préjudicielle, introduite par le Consiglio di Stato. Renvoi préjudiciel – Articles 49 et 56 TFUE – Passation des marchés publics – Réglementation nationale limitant la possibilité de sous-traiter à 30 % du montant total du marché public et interdisant que les prix applicables aux prestations sous-traitées soient réduits de plus de 20 % par rapport aux prix résultant de l’adjudication.

Affaire C-402/18 - ECLI identifier: ECLI:EU:C:2019:1023


Case Law


Affaire C-783/18 P - ECLI identifier: ECLI:EU:C:2019:1073


Case C-143/19 P - ECLI identifier: ECLI:EU:C:2019:1076


Case C-432/18 - ECLI identifier: ECLI:EU:C:2019:1045


Affaire C-567/18 - ECLI identifier: ECLI:EU:C:2019:1031


Case C-702/18 P - ECLI identifier: ECLI:EU:C:2019:1030

Community Legislation

COMMISSION DECISION (EU, Euratom) 2019/1961 of 17 October 2019 on implementing rules for handling CONFIDENTIEL UE/EU CONFIDENTIAL and SECRET UE/EU SECRET information
OJ of the EU, L 311/1 of 2 December 2019

COMMISSION DECISION (EU, Euratom) 2019/1962 of 17 October 2019 on implementing rules for handling RESTREINT UE/EU RESTRICTED information
OJ of the EU, L 311/21 of 2 December 2019

COMMISSION DECISION (EU, Euratom) 2019/1963 of 17 October 2019 laying down implementing rules on industrial security with regard to classified procurement contracts
OJ of the EU, L 311/37 of 2 December 2019

OJ of the EU, L 305/17 of 26 November 2019

Case Law

Case C-433/18 - ECLI identifier: ECLI:EU:C:2019:1074

Affaires jointes C-566/19 PPU et C-626/19 PPU - ECLI identifier: ECLI:EU:C:2019:1077

Affaire C-625/19 PPU - ECLI identifier: ECLI:EU:C:2019:1078

Affaire C-627/19 PPU - ECLI identifier: ECLI:EU:C:2019:1079
Case C-627/18 - ECLI identifier: ECLI:EU:C:2019:1084

OPINION OF ADVOCATE GENERAL SAUGMANDSGAARD ØE delivered on 11 December 2019. Orde van Vlaamse Balies and Orde des barreaux francophones et germanophone v Ministerraad. Request for a preliminary ruling from the Grondwettelijk Hof (Constitutional Court, Belgium). Reference for a preliminary ruling — Directive 2009/138/EC — Legal expenses insurance — Freedom of the insured person to choose a lawyer or representative — Inquiry or proceedings — Definition — Judicial or extrajudicial mediation
Case C-667/18 - ECLI identifier: ECLI:EU:C:2019:1066

Case C-421/18 - ECLI identifier: ECLI:EU:C:2019:1053

Case C-671/18 - ECLI identifier: ECLI:EU:C:2019:1054

OPINION OF ADVOCATE GENERAL BOBEK delivered on 5 December 2019. PG v Bevándorlás és Menekültügyi Hivatal. Request for a preliminary ruling from the Fővárosi Közigazgatási és Munkaügyi Bíróság (Budapest Administrative and Labour Court, Hungary). Preliminary reference — Common policy on asylum and subsidiary protection — Common procedures for granting international protection — Directive 2013/32/EU — Article 46(3) — Article 47 of the Charter of Fundamental Rights of the European Union — Right to an effective remedy — Extent of the powers of the first-instance court or tribunal — No power to vary — Time limit of 60 days for the court or tribunal to decide
Case C-406/18 - ECLI identifier: ECLI:EU:C:2019:1055

OPINION OF ADVOCATE GENERAL PITRUZZELLA delivered on 5 December 2019. Ibza Gospodarca Producentów i Operatorów Urządzeń Rozrywkowych v European Commission. Appeal — Access to documents of the EU institutions — Regulation (EC) No 1049/2001 — Documents relating to an ongoing infringement procedure — Detailed opinions delivered in the course of a notification procedure under Directive 98/34/EC — Refusal to grant access — Exception provided for under the third indent of Article 4(2) — Disclosure of the requested documents in the course of proceedings before the General Court — Order that there is no need to adjudicate — Continuing interest in bringing proceedings
Case C-560/18 P - ECLI identifier: ECLI:EU:C:2019:1052

Case C-564/18 - ECLI identifier: ECLI:EU:C:2019:1056
Judgment of the Court (Ninth Chamber) of 4 December 2019. B and Others v WZ, en qualité de liquidateur judiciaire ou syndic de UB and Banque patrimoine et immobilier SA. Request for a preliminary ruling from the Cour de cassation. Reference for a preliminary ruling — Judicial cooperation in civil matters — Insolvency proceedings — Regulation (EC) No 1346/2000 — Article 3(1) — Actions which derive directly from insolvency proceedings and which are closely connected with such proceedings — Sale of immovable property and creation of a mortgage — Action brought by the trustee in bankruptcy seeking a declaration that the transactions concerned are ineffective — Article 25(1) — Exclusive jurisdiction of the courts of the Member State in which the insolvency proceedings were opened.

Case C-493/18 - ECLI identifier: ECLI:EU:C:2019:1046


Case C-482/17 - ECLI identifier: ECLI:EU:C:2019:1035


Case C-414/18 - ECLI identifier: ECLI:EU:C:2019:1036


Case C-653/19 PPU - ECLI identifier: ECLI:EU:C:2019:1024


Case C-610/18 - ECLI identifier: ECLI:EU:C:2019:1010

OPINION OF ADVOCATE GENERAL BOBEK delivered on 26 November 2019. Procureur-generaal, Joined parties: X. Request for a preliminary ruling from the Hof van Beroep te Gent (Court of Appeal of Ghent, Belgium). Reference for a preliminary ruling — Judicial cooperation in criminal matters — Council Framework Decision 2002/584/JHA — European arrest warrant — Article 2(2) — Removal of verification of double criminality — Conditions — Offences punishable in the issuing Member State by a maximum penalty of at least 3 years — Assessment of the length of the penalty by reference to the law of the issuing Member State applicable to the facts or to the law in force at the time of issuing the EAW — Principles of legality and legal certainty

Case C-717/18 - ECLI identifier: ECLI:EU:C:2019:1011
OPINION OF ADVOCATE GENERAL CAMPOS SÁNCHEZ-BORDONA delivered on 26 November 2019. Parquet général du Grand-Duché de Luxembourg v JR. Request for a preliminary ruling from the Cour d’appel (Chambre du conseil) (Court of Appeal (Investigation Chamber), Luxembourg) and Openbaar Ministerie v YC. Request for a preliminary ruling from the Rechtbank Amsterdam (District Court, Amsterdam, Netherlands). Reference for a preliminary ruling — Police and judicial cooperation in criminal matters — Framework Decision 2002/584/JHA — European arrest warrant — Issuing judicial authority — Independence of the public prosecutor’s office — European arrest warrant issued by a French public prosecutor — Public prosecutor’s office responsible both for conducting a criminal prosecution and for reviewing the conditions of issue and proportionality of a European arrest warrant — Condition as to the existence of an effective judicial remedy against the decision to issue a European arrest warrant granted by a public prosecutor

Joined Cases C-566/19 PPU and C-626/19 PPU - ECLI identifier: ECLI:EU:C:2019:1012


Affaire C-627/19 PPU - ECLI identifier: ECLI:EU:C:2019:1014


Affaire C-625/19 PPU - ECLI identifier: ECLI:EU:C:2019:1013

16. Transport

Community Legislation


OJ of the EU, L 327/36 of 17 December 2019

COMMISSION IMPLEMENTING REGULATION (EU) 2019/2105 of 9 December 2019 amending Regulation (EC) No 474/2006 as regards the list of air carriers which are banned from operating or are subject to operational restrictions within the Union (Text with EEA relevance)

OJ of the EU, L 318/79 of 10 December 2019

COMMISSION DECISION (EU, Euratom) 2019/1961 of 17 October 2019 on implementing rules for handling CONFIDENTIEL UE/EU CONFIDENTIAL and SECRET UE/EU SECRET information

OJ of the EU, L 311/1 of 2 December 2019

COMMISSION DECISION (EU, Euratom) 2019/1962 of 17 October 2019 on implementing rules for handling RESTREINT UE/EU RESTRICTED information

OJ of the EU, L 311/21 of 2 December 2019

COMMISSION DECISION (EU, Euratom) 2019/1963 of 17 October 2019 laying down implementing rules on industrial security with regard to classified procurement contracts

OJ of the EU, L 311/37 of 2 December 2019


OJ of the EU, L 305/1 of 26 November 2019
Case Law


Case C-671/18 - ECLI identifier: ECLI:EU:C:2019:1054


Case C-610/18 - ECLI identifier: ECLI:EU:C:2019:1010

17. Community Institutions, Principles and the Communities’ own Resources

Community Legislation


OJ of the EU, L 305/17 of 26 November 2019

Case Law


Case C-413/18 P - ECLI identifier: ECLI:EU:C:2019:1044


Case C-414/18 - ECLI identifier: ECLI:EU:C:2019:1036


Case C-722/18 - ECLI identifier: ECLI:EU:C:2019:1028