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EU News: Click & Read

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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, legal professionals, as well as corporations 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.

Highlights

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Reference for a preliminary ruling – Article 19(1) TEU – Obligation of Member States to provide remedies sufficient to ensure effective legal protection in the fields covered by Union law – Article 47 of the Charter of Fundamental Rights of the European Union – **Right to an effective remedy** – Possibility of recourse to arbitration – Arbitration between individuals – Imposed arbitration – Decision of a body of an international sports federation imposing a sanction – **Award by the Court of Arbitration for Sport (CAS) upheld by a decision of a court of a third State** – Legal remedy against the arbitral award – National legislation conferring on that arbitral award the authority of res judicata between the parties and probative value vis-à-vis third parties – Powers and obligations of the national courts before which that arbitral award is relied on – **Effective review of the consistency of such an arbitral award with the principles and provisions falling under EU public policy.**

[EUR-Lex - 62023CJ0600](#)

Case C-758/24. Judgment of the Court (Grand Chamber) of 1 August 2025. LC v Commissione Territoriale per il riconoscimento della Protezione Internazionale di Roma – sezione procedure alla frontiera II. Request for a preliminary ruling from the Tribunale ordinario di Roma.

Reference for a preliminary ruling – **Asylum policy** – Directive 2013/32/EU – Common procedures for granting and withdrawing international protection – Articles 36 and 37 – **Concept of 'safe country of origin'** – Designation by means of a legislative act – Annex I – Criteria – Article 46 – Right to an effective remedy – Article 47 of the Charter of Fundamental Rights of the European Union – **Examination, by a court, of a Member State's designation of a third country as a safe country of origin** – Publication of the sources of information on which that decision is based.

[EUR-Lex - 62024CJ0758](#)

Case C-99/24. Judgment of the Court (Ninth Chamber) of 10 July 2025. G.M.K.-Z.B.M. v S.O. Request for a preliminary ruling from the Sąd Rejonowy w Koszalinie.

Reference for a preliminary ruling – Judicial cooperation in civil matters – **Regulation (EU) No 1215/2012** – Article 66 – **Scope ratione temporis** – Legal proceedings instituted by a claimant – Issue of an order for payment – Statement of opposition by the defendant to that order for payment seeking a review of the case concerned – Regulation (EU) No 44/2001 – Article 5(3) – **Jurisdiction in matters relating to tort, delict or quasi-delict** – Article 6(1) – More than one defendant – Article 22(1) – Exclusive jurisdiction in proceedings which have as their object rights in rem in immovable property or tenancies of immovable property – **Action for payment of compensation for the non-contractual use of immovable property situated in a Member State** – Defendant domiciled in another Member State.

[EUR-Lex - 62024CJ0099](#)

1. EU-Swiss Relations

Community Legislation

Decision No 2/2025 of the Joint European Union/Switzerland Air Transport Committee set up under the Agreement between the European Community and the Swiss Confederation on Air Transport of 25 July 2025 replacing the Annex to the Agreement between the European Community and the Swiss Confederation on Air Transport

EUR-Lex - 22025D1574

2. External Relations / Foreign Policy

Community Legislation

Agreement between the European Union, of the one part, and the Republic of Korea, of the other part, on the participation of the Republic of Korea in Union programmes

EUR-Lex - 22025A01532

Council Regulation (EU) 2025/1494 of 18 July 2025 amending Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine

Regulation - EU - 2025/1494

3. Agriculture and Fisheries / Maritime Affairs

Case Law

Case C-287/24. Judgment of the Court (Fifth Chamber) of 10 July 2025. Ligue royale belge pour la protection des oiseaux ASBL v Région wallonne. Request for a preliminary ruling from the Conseil d'État.

Reference for a preliminary ruling – **Common agricultural policy** – Regulation (EU) No 1307/2013 – Practices beneficial for the climate and the environment – Implementing Decision (EU) 2022/484 – Validity – Obligation to state reasons – Invasion of Ukraine by Russia – Increase in the agricultural production potential of the European Union – **Derogation from certain conditions relating to the direct greening payment** – Land lying fallow considered as a distinct crop and ecological focus area even if it has been grazed, harvested for production purposes or cultivated – Necessary and justifiable nature of the measures adopted.

EUR-Lex - 62024CJ0287

4. Audiovisual and Media and Information Society

Case Law

Case C-37/24. Judgment of the Court (Sixth Chamber) of 10 July 2025. DADA Music SRL and Uniunea Producătorilor de Fonograme din România (UPFR) v Asociația Radiourilor Locale și Regionale (ARLR). Request for a preliminary ruling from the Curtea de Apel București.

Reference for a preliminary ruling – Approximation of laws – Intellectual property – **Collective management of copyright and related rights** – Directive 2006/115/EEC – Article 8(2) – **Broadcasting and communication to the public** – Directive 2014/26/EU – Second subparagraph of Article 16(2) – Licensing – Radio broadcasting – **Concepts of 'equitable remuneration' and 'appropriate remuneration'** – Criteria for assessing the equitable or appropriate nature – Article 17(2) and Article 52(1) of the Charter of Fundamental Rights of the European Union – Fundamental right to the protection of intellectual property – Scope and interpretation of rights and principles – National legislation repealing a system of minimum flat-rate remuneration.

EUR-Lex - 62024CJ0037

Case C-367/24. Judgment of the Court (Eighth Chamber) of 10 July 2025. Autoritatea Națională pentru Administrare și Reglementare în Comunicații v Telekom România Mobile Communications. Request for a preliminary ruling from the Înalta Curte de Casație și Justiție.

Reference for a preliminary ruling – Electronic communications – Regulation (EU) 2015/2120 – Measures concerning open internet access – Article 3(3) – **Obligation on providers of internet access services to treat traffic equally and without discrimination, restriction or interference** – Possibility, for those providers, to implement reasonable traffic management measures – **Tariff option entailing a bandwidth limitation in respect of video streaming.**

[EUR-Lex - 62024CJ0367](#)

5. Competition and State Aid

Case Law

Case C-514/23. Judgment of the Court (Fourth Chamber) of 1 August 2025. Tiberis Holding Srl v Gestore dei servizi energetici (GSE) SpA and Others. Request for a preliminary ruling from the Consiglio di Stato.

Reference for a preliminary ruling – Environment – Promotion of the use of energy from renewable sources – Directive 2009/28/EC – Article 3 – Directive (EU) 2018/2001 – Article 4 – **National incentives for the production of energy from renewable sources** – Aid scheme – **State aid** – Article 108 TFEU – **Exclusive competence of the European Commission to rule on the compatibility of aid measures with the internal market** – Commission decision finding such an aid scheme compatible with the internal market – Action brought before a national court by a beneficiary of aid under that scheme challenging a modality of that scheme which is inextricably linked to its functioning – Inadmissibility, in the context of that action, of a request for a preliminary ruling concerning the interpretation of those provisions of those directives.

[EUR-Lex - 62023CJ0514](#)

Case T-84/22. Judgment of the General Court (Seventh Chamber) of 23 July 2025. UBS Group AG, venant aux droits de Credit Suisse Group AG and Others v European Commission.

Competition – Agreements, decisions and concerted practices – Sector of Foreign Exchange (Forex) spot trading of G10 currencies – Decision finding an infringement of Article 101 TFEU and Article 53 of the EEA Agreement – Exchanges of information – **Agreements or concerted practices relating to G10 foreign exchange activities** – Restriction of competition by object – Single and continuous infringement – Principle of sound administration – Rights of the defence – Fines – Basic amount – Proxy for value of sales – Article 23(2) and (3) of Regulation (EC) No 1/2003 – Unlimited jurisdiction.

[EUR-Lex - 62022TJ0084](#)

Case C-653/23. Judgment of the Court (Second Chamber) of 3 July 2025. SIA „TOODE” v Valsts ieņēmumu dienests. Request for a preliminary ruling from the Administratīvā apgabaltiesa.

Reference for a preliminary ruling – **State aid** – Article 107(1) TFEU – Aid scheme authorised by the European Commission – **Support to the economy in the context of the COVID-19 pandemic** – Refusal by the competent authority to grant aid – Legal action requesting that the court before which the matter has been brought order the adoption of a beneficial administrative act ex nunc – **Expiry, during the legal proceedings, of the time limit prescribed for granting the aid** – Date on which the aid is deemed to have been granted – Article 47 of the Charter of Fundamental Rights of the European Union – **Right to an effective judicial remedy** – Regulation (EU) 2015/1589 – Article 1 – Existing aid.

[EUR-Lex - 62023CJ0653](#)

6. Customs

Case Law

Joined Cases C-92/24 to C-94/24. Judgment of the Court (Fourth Chamber) of 1 August 2025. Banca Mediolanum SpA v Agenzia delle Entrate - Direzione Regionale della Lombardia. Requests for a preliminary ruling from the Corte di Giustizia Tributaria di secondo grado della Lombardia - Milano.

References for a preliminary ruling – Taxation – **Common system of taxation applicable in the case of parent companies and subsidiaries of different Member States** – Directive 2011/96/EU – Article 4(1)(a) – Prohibition on taxing profits received by the parent company – **Prevention of double taxation of dividends** – Scope – Regional tax on production activities – Inclusion of 50% of dividends received by the parent companies in the basis of assessment for that tax.

[EUR-Lex - 62024CJ0092](#)

Case C-206/24. Judgment of the Court (Fifth Chamber) of 1 August 2025. YX and Logistica i Gestió Caves Andorranes i Vidal SA v Ministre de l'Économie, des Finances et de la Relance and Directeur général des douanes et droits indirects. Request for a preliminary ruling from the Cour de cassation.

Reference for a preliminary ruling – Customs union – Repayment or remission of import or export duties – Regulation (EEC) No 1430/79 – **Customs duties collected in infringement of EU law** – Third subparagraph of Article 2(2) – Conditions for repayment on their own initiative – Finding that those duties were wrongly collected before the expiry of a period of three years from the date on which they were entered in the accounts – Finding that the national customs authorities are aware of the identity of the operators concerned and of the amount to be repaid to each of them – **Obligation on those authorities to take the necessary and appropriate measures to obtain the information necessary to make such repayment.**

[EUR-Lex - 62024CJ0206](#)

7. Economic and Monetary Affairs, Taxation, Enterprise

Community Legislation

Council Directive (EU) 2025/1539 of 18 July 2025 amending Directive 2006/112/EC as regards VAT rules relating to taxable persons who facilitate distance sales of imported goods and the application of the special scheme for distance sales of goods imported from third territories or third countries and special arrangements for declaration and payment of import VAT

[Directive - EU - 2025/1539](#)

Commission Directive (EU) 2025/1442 of 18 July 2025 amending Directive 2006/111/EC regarding reporting obligations

[Directive - EU - 2025/1442](#)

Council Decision (EU) 2025/1407 of 8 July 2025 on the adoption by Bulgaria of the euro on 1 January 2026

[Decision - EU - 2025/1407](#)

Regulation (EU) 2025/1355 of the European Central Bank of 2 July 2025 on oversight requirements for systemically important payment systems (ECB/2025/22)

[Regulation - EU - 2025/1355](#)

Case Law

Case C-433/24. Judgment of the Court (Fourth Chamber) of 1 August 2025. Galerie Karsten Greve v Ministère de l'Économie, des Finances et de la Souveraineté industrielle et numérique. Request for a preliminary ruling from the Conseil d'État.

Reference for a preliminary ruling – Taxation – **Common system of value added tax (VAT)** – Directive 2006/112/EC – **Special arrangements for second-hand goods, works of art, collectors' items and antiques** – Taxable dealers – Margin scheme – Article 316(1)(b) – Option to apply the margin scheme – Concept of 'supply of a work of art by the creator' – Supply by the creator through a legal person.

[EUR-Lex - 62024CJ0433](#)

Case C-602/24. Judgment of the Court (Ninth Chamber) of 1 August 2025. Dyrektor Izby Administracji Skarbowej w W. v W. sp. z o.o. Request for a preliminary ruling from the Wojewódzki Sąd Administracyjny w Warszawie.

Reference for a preliminary ruling – Taxation – **Common system of value added tax (VAT)** – Directive 2006/112/EC – Exemptions on exportation – Article 146(1)(b) – Supply of goods dispatched or transported to a destination outside the European Union – **Transport of goods outside the European Union following an agreement between the person acquiring the goods and the supplier providing for their supply in another Member State** – Goods which have actually left the territory of the European Union – Proof – Refusal of the exemption on exportation – Principles of fiscal neutrality and proportionality.

[EUR-Lex - 62024CJ0602](#)

Case C-427/23. Judgment of the Court (Fourth Chamber) of 1 August 2025. Határ Diszkont Kft. v Nemzeti Adó- és Vámhivatal Fellebbviteli Igazgatósága. Request for a preliminary ruling from the Szegedi Törvényszék.

Reference for a preliminary ruling – Common system of value added tax (VAT) – Directive 2006/112/EC – Article 1(2), Article 2(1)(c) and Article 78 – Exemptions on exportation – Article 146(1)(b) – Exempt supply of goods – **Service for the administration of VAT refunds to customers not resident in the European Union** – Single supply – Distinct and independent supplies – Principal or ancillary supply – Exemptions under Article 135(1)(d) and Article 146(1)(e) – Protection of legitimate expectations – Taxable amount.

[EUR-Lex - 62023CJ0427](#)

Case C-276/24. Judgment of the Court (Eighth Chamber) of 10 July 2025. KONREO, v. o. s., en qualité d'administrateur judiciaire de la société débitrice FAU s.r.o. v Odvolací finanční ředitelství. Request for a preliminary ruling from the Nejvyšší správní soud.

Reference for a preliminary ruling – Taxation – Common system of value added tax (VAT) – Directive 2006/112/EC – Article 205 – Joint and several liability – Conditions and scope of liability – Combating VAT evasion – VAT not paid by the supplier – Refusal to grant the right to deduct VAT to the recipient of the supply – **Possibility of holding the recipient of the supply jointly and severally liable for payment of VAT due from the supplier** – Principle of proportionality.

[EUR-Lex - 62024CJ0276](#)

Case C-605/23. Judgment of the Court (First Chamber) of 3 July 2025. „Ati-19“ EOOD v Nachalnik na otdel „Operativni deynosti“ – Sofia v Glavna direksia „Fiskalen kontrol“ pri Tsentralno upravlenie na Natsionalna agentsia za prihodite. Request for a preliminary ruling from the Administrativen sad - Blagoevgrad.

Reference for a preliminary ruling – Common system of value added tax (VAT) – Directive 2006/112/EC – Article 273 – Article 47, first paragraph, of the Charter of Fundamental Rights of the European Union – Right to an effective remedy – **Coercive administrative measure of sealing business premises** – Application for suspension – **Limited judicial review.**

[EUR-Lex - 62023CJ0605](#)

Case C-808/23. Judgment of the Court (First Chamber) of 3 July 2025. Högkullen AB v Skatteverket. Request for a preliminary ruling from the Högsta förvaltningsdomstolen.

Reference for a preliminary ruling – Taxation – **Common system of value added tax (VAT)** – Directive 2006/112/EC – Article 72 – Open market value – Article 80 – Revaluation of the taxable amount – **Parent company providing services to its subsidiaries in the context of actively managing them – Determination of the open market value.**

[EUR-Lex - 62023CJ0808](#)

Case C-733/23. Judgment of the Court (First Chamber) of 3 July 2025. „Beach and bar management“ EOOD v Nachalnik na otdel „Operativni deynosti“ - Burgas. Request for a preliminary ruling from the Administrativen sad – Burgas.

Reference for a preliminary ruling – **Common system of value added tax (VAT)** – Directive 2006/112/EC – Article 273 – Article 49(3) and Article 50 of the Charter of Fundamental Rights of the European Union – Principle ne bis in idem – **Duplication of criminal and administrative penalties in respect of the same offence** – Financial penalty and sealing of a commercial premises – Provisional enforcement of sealing – Principle of proportionality.

[EUR-Lex - 62023CJ0733](#)

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

Nothing to report for the period under review.

9. Employment and Social Affairs

Case Law

Case C-268/24. Judgment of the Court (Tenth Chamber) of 3 July 2025. ZT v Ministero dell'Istruzione e del Merito. Request for a preliminary ruling from the Tribunale di Lecce.

Reference for a preliminary ruling – Social policy – Directive 1999/70/EC – Framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP – Clause 4 – **Principle of non-discrimination** – Allowance granted in the form of an electronic card, in order to support in-service training of teachers and to enhance their professional skills – **No grant of that card to non-tenured teachers responsible for short-term supply teaching posts.**

[EUR-Lex - 62024CJ0268](#)

10. Energy and Environment

Case Law

Case C-461/24. Judgment of the Court (Tenth Chamber) of 1 August 2025. Asociación Petón do Lobo v Dirección Xeral de Planificación Enerxética Recursos Naturais de la Xunta de Galicia. Request for a preliminary ruling from the Tribunal Superior de Justicia de Galicia.

Reference for a preliminary ruling – Environment – Directive 2011/92/EU – **Assessment of the effects of certain public and private projects on the environment** – Article 6 – **Consultations with authorities likely to be concerned by the project by reason of their specific environmental responsibilities or local and regional competences, and with the public concerned** – Public participation in decision-making – Article 6(3)(b) – Scope of the concept of ‘main reports and advice’.

[EUR-Lex - 62024CJ0461](#)

Case C-784/23. Judgment of the Court (Fifth Chamber) of 1 August 2025. OÜ Voore Mets and AS Lemeks Põlva v Keskkonnaamet. Request for a preliminary ruling from the Riigikohus.

Reference for a preliminary ruling – Environment – Directive 2009/147/EC – **Conservation of wild birds** – Article 5 – Prohibitions to ensure the protection of birds – Article 9 – Derogations – Articles 16 and 17 of the Charter of Fundamental Rights of the European Union – **Prohibition on felling trees during the period of bird breeding and rearing.**

[EUR-Lex - 62023CJ0784](#)

11. Food Safety, Public Health and Consumers

Case Law

Case C-294/24. Judgment of the Court (Ninth Chamber) of 10 July 2025. „Vodosnabdyavane i kanalizatsia“ EAD v ED. Request for a preliminary ruling from the Rayonen sad - Burgas.

Reference for a preliminary ruling – Directive 93/13/EEC – **Unfair terms in consumer contracts** – Article 3(1) – Contract for the provision of water and wastewater services – **Date on which the claim becomes due and the starting-point of the limitation period of the claim** – Requirement to present the reasons justifying the need for an interpretation of certain provisions of European Union law by the Court of Justice – Lack of sufficient details – Inadmissibility.

[EUR-Lex - 62024CJ0294](#)

Case C-582/23. Judgment of the Court (Fourth Chamber) of 3 July 2025. R.S. v C. S.A. and Others. Request for a preliminary ruling from the Sąd Rejonowy dla Łodzi-Śródmieścia w Łodzi.

Reference for a preliminary ruling – Directive 93/13/EEC – Unfair terms in consumer contracts – Article 6(1) and Article 7(1) – Powers and obligations of the national court – **Insolvency proceedings relating to a natural person** – **Bankruptcy court has no power to examine ex officio whether the terms of a contract that gave rise to a claim on the list of claims are unfair** – No power for that court to order interim measures – **Principle of effectiveness.**

[EUR-Lex - 62023CJ0582](#)

12. Human Rights

Case Law

Case C-600/23. Judgment of the Court (Grand Chamber) of 1 August 2025. Royal Football Club Seraing v Fédération internationale de football association (FIFA) and Others. Request for a preliminary ruling from the Cour de cassation.

Reference for a preliminary ruling – Article 19(1) TEU – Obligation of Member States to provide remedies sufficient to ensure effective legal protection in the fields covered by Union law – Article 47 of the Charter of Fundamental Rights of the European Union – **Right to an effective remedy** – Possibility of recourse to arbitration – Arbitration between individuals – Imposed arbitration – Decision of a body of an international sports federation imposing a sanction – **Award by the Court of Arbitration for Sport (CAS) upheld by a decision of a court of a third State** – Legal remedy against the arbitral award – National legislation conferring on that arbitral award the authority of res judicata between the parties and probative value vis-à-vis third parties – Powers and obligations of the national courts before which that arbitral award is relied on – **Effective review of the consistency of such an arbitral award with the principles and provisions falling under EU public policy.**

[EUR-Lex - 62023CJ0600](#)

Case C-758/24. Judgment of the Court (Grand Chamber) of 1 August 2025. LC v Commissione Territoriale per il riconoscimento della Protezione Internazionale di Roma – sezione procedure alla frontiera II. Request for a preliminary ruling from the Tribunale ordinario di Roma.

Reference for a preliminary ruling – **Asylum policy** – Directive 2013/32/EU – Common procedures for granting and withdrawing international protection – Articles 36 and 37 – **Concept of ‘safe country of origin’** – Designation by means of a legislative act – Annex I – Criteria – Article 46 – Right to an effective remedy – Article 47 of the Charter of Fundamental Rights of the European Union – **Examination, by a court, of a Member State’s designation of a third country as a safe country of origin** – Publicisation of the sources of information on which that decision is based.

[EUR-Lex - 62024CJ0758](#)

Case C-404/24. Judgment of the Court (Third Chamber) of 1 August 2025. Criminal proceedings against KP. Request for a preliminary ruling from the Sofijski gradski sad.

Reference for a preliminary ruling – Area of freedom, security and justice – Judicial cooperation in criminal matters – Directive (EU) 2016/343 – Article 6 – **Burden of proof that the accused person is guilty** – Second paragraph of Article 47 of the Charter of Fundamental Rights of the European Union – **Right of access to an independent and impartial tribunal** – Charge withdrawn in part by the public prosecutor's office during the hearing – Obligation for the court to rule on the elements of the charge not maintained at the hearing.

[EUR-Lex - 62024CJ0404](#)

Case C-544/23. Judgment of the Court (Grand Chamber) of 1 August 2025. T.T. and BAJI Trans, s.r. o. v Národný inšpektorát práce. Request for a preliminary ruling from the Najvyšší správny súd Slovenskej republiky.

Reference for a preliminary ruling – Regulations (EEC) No 3821/85 and (EU) No 165/2014 – **Obligation periodically to inspect tachographs** – Exemption – Last sentence of Article 49(1) of the Charter of Fundamental Rights of the European Union and Article 51(1) thereof – **Principle of lex posterior mitius** – **Administrative penalties of a criminal nature** – Appeal in cassation – New law having entered into force after the ruling which is the subject of that appeal – Concept of 'final conviction'.

[EUR-Lex - 62023CJ0544](#)

Case C-254/23. Judgment of the Court (Grand Chamber) of 10 July 2025. INTERZERO Trajnostne rešitve za svet brez odpadkov d.o.o. and Others v Državni zbor Republike Slovenije. Request for a preliminary ruling from the Ustavno sodišče Republike Slovenije.

Reference for a preliminary ruling – Freedom of establishment and freedom to provide services – Articles 49 and 56 TFEU – Protocol (No 26) on services of general interest, annexed to the EU and FEU Treaties – Services in the internal market – Directive 2006/123/EC – Scope – Monopolies and services of general economic interest – Requirements to be evaluated – Article 15 – **Waste** – Directive 2008/98/EC – Extended producer responsibility schemes – Articles 8 and 8a – **Creation of a monopoly on the market for collective fulfilment of extended producer responsibility obligations** – Non-profit-making single organisation – Article 106(2) TFEU – Concept of an 'undertaking' – Detailed rules for establishment and operation – Transitional arrangements – Obligation on producers subject to extended responsibility to comply with that scheme – Articles 16 and 17 of the Charter of Fundamental Rights of the European Union – **Right to conduct a business and right to property** – Principles of legal certainty and protection of legitimate expectations – Proportionality.

[EUR-Lex - 62023CJ0254](#)

Case C-610/23. Judgment of the Court (First Chamber) of 3 July 2025. FO v Ypourgos Metanastefsis kai Asylou. Request for a preliminary ruling from the Dioikitiko Protodikeio Thessalonikis.

Reference for a preliminary ruling – Asylum policy – International protection – **Common procedures for granting and withdrawing international protection** – Directive 2013/32/EU – Article 46 – Charter of Fundamental Rights of the European Union – Article 47 – Right to an effective remedy – **Requirement of full and ex nunc examination of the appeal** – Obligation to appear in person before the authority examining the appeal – Presumption that an appeal has been improperly brought – Dismissal of the appeal as manifestly unfounded without examination of the merits – Principle of proportionality.

[EUR-Lex - 62023CJ0610](#)

Case C-605/23. Judgment of the Court (First Chamber) of 3 July 2025. „Ati-19“ EOOD v Nachalnik na otdel „Operativni deynosti“ – Sofia v Glavna direktsia „Fiskalen kontrol“ pri Tsentralno upravlenie na Natsionalna agentsia za prihodite. Request for a preliminary ruling from the Administrativen sad - Blagoevgrad.

Reference for a preliminary ruling – Common system of value added tax (VAT) – Directive 2006/112/EC – Article 273 – Article 47, first paragraph, of the Charter of Fundamental Rights of the European Union – Right to an effective remedy – **Coercive administrative measure of sealing business premises** – Application for suspension – **Limited judicial review**.

[EUR-Lex - 62023CJ0605](#)

Case C-653/23. Judgment of the Court (Second Chamber) of 3 July 2025. SIA „TOODE” v Valsts ieņēmumu dienests. Request for a preliminary ruling from the Administratīvā apgabaltiesa.

Reference for a preliminary ruling – **State aid** – Article 107(1) TFEU – Aid scheme authorised by the European Commission – **Support to the economy in the context of the COVID-19 pandemic** – Refusal by the competent authority to grant aid – Legal action requesting that the court before which the matter has been brought order the adoption of a beneficial administrative act ex nunc – **Expiry, during the legal proceedings, of the time limit prescribed for granting the aid** – Date on which the aid is deemed to have been granted – Article 47 of the Charter of Fundamental Rights of the European Union – **Right to an effective judicial remedy** – Regulation (EU) 2015/1589 – Article 1 – Existing aid.

[EUR-Lex - 62023CJ0653](#)

Case C-733/23. Judgment of the Court (First Chamber) of 3 July 2025. „Beach and bar management” EOOD v Nachalnik na otdel „Operativni deynosti” - Burgas. Request for a preliminary ruling from the Administrativen sad – Burgas.

Reference for a preliminary ruling – **Common system of value added tax (VAT)** – Directive 2006/112/EC – Article 273 – Article 49(3) and Article 50 of the Charter of Fundamental Rights of the European Union – Principle ne bis in idem – **Duplication of criminal and administrative penalties in respect of the same offence** – Financial penalty and sealing of a commercial premises – Provisional enforcement of sealing – Principle of proportionality.

[EUR-Lex - 62023CJ0733](#)

13. Internal Market and Free Movement

Case Law

Case C-397/23. Judgment of the Court (Fifth Chamber) of 1 August 2025. FL v Jobcenter Arbeitplus Bielefeld. Request for a preliminary ruling from the Sozialgericht Detmold.

Reference for a preliminary ruling – Citizenship of the Union – **Free movement of persons** – Article 18 TFEU – Prohibition of discrimination based on nationality – Directive 2004/38/EC – Article 24 – Principle of equal treatment – **Minor child who is a Union citizen with a right of residence under that directive – Grant of a national residence permit to the parent of that child so that the parent can exercise parental authority over that child** – Distinction based on the nationality of the child – Parent with a right of residence as a job-seeker – Derogation from the principle of equal treatment as regards entitlement to social assistance – Scope.

[EUR-Lex - 62023CJ0397](#)

Case C-666/23. Judgment of the Court (Fifth Chamber) of 1 August 2025. CM and DS v Volkswagen AG. Request for a preliminary ruling from the Landgericht Ravensburg.

Reference for a preliminary ruling – Approximation of laws – Approval of motor vehicles – Directive 2007/46/EC – Article 18(1) – Article 26(1) – Article 46 – Regulation (EC) No 715/2007 – Article 5(2) – Motor vehicles – Diesel engine – Pollutant emissions – Reduction in nitrogen oxide (NOx) emissions limited by a ‘temperature window’ – Defeat device – **Protection of the interests of an individual purchaser of a vehicle equipped with an unlawful defeat device** – Installation of that device after the vehicle’s entry into service – **Right to compensation from the vehicle manufacturer on the basis of tortious liability** – Ground for exemption – Unavoidable error on the part of the manufacturer as regards the unlawfulness of the defeat device – Principle of effectiveness – Adequate compensation for the loss or damage – Method of calculating compensation – Compensation bracket.

[EUR-Lex - 62023CJ0666](#)

Case C-772/24. Judgment of the Court (Ninth Chamber) of 1 August 2025. Association interprofessionnelle des fruits et légumes frais (Interfel) v Premier ministre and Others. Request for a preliminary ruling from the Conseil d'État.

Reference for a preliminary ruling – Packaging and packaging waste – Meaning – Directive 94/62/EC – Article 3 and Annex I – **Labels affixed directly to fruit or vegetables – National legislation prohibiting such labels, with the exception of labels that are home-compostable and composed, in whole or in part, of biosourced materials.**

[EUR-Lex - 62024CJ0772](#)

Case C-254/23. Judgment of the Court (Grand Chamber) of 10 July 2025. INTERZERO Trajnostne rešitve za svet brez odpadkov d.o.o. and Others v Državni zbor Republike Slovenije. Request for a preliminary ruling from the Ustavno sodišče Republike Slovenije.

Reference for a preliminary ruling – Freedom of establishment and freedom to provide services – Articles 49 and 56 TFEU – Protocol (No 26) on services of general interest, annexed to the EU and FEU Treaties – Services in the internal market – Directive 2006/123/EC – Scope – Monopolies and services of general economic interest – Requirements to be evaluated – Article 15 – **Waste** – Directive 2008/98/EC – Extended producer responsibility schemes – Articles 8 and 8a – **Creation of a monopoly on the market for collective fulfilment of extended producer responsibility obligations** – Non-profit-making single organisation – Article 106(2) TFEU – Concept of an ‘undertaking’ – Detailed rules for establishment and operation – Transitional arrangements – Obligation on producers subject to extended responsibility to comply with that scheme – Articles 16 and 17 of the Charter of Fundamental Rights of the European Union – **Right to conduct a business and right to property** – Principles of legal certainty and protection of legitimate expectations – Proportionality.

[EUR-Lex - 62023CJ0254](#)

Case C-365/24. Judgment of the Court (Eighth Chamber) of 10 July 2025. Purefun Group AB v Doggy AB. Request for a preliminary ruling from the Svea hovrätt, Patent- och marknadsöverdomstolen.

Reference for a preliminary ruling – Trade marks – Directive (EU) 2015/2436 – **Free movement of goods** – Articles 34 and 36 TFEU – Trade name – Company name – **National legislation conferring an exclusive right on the proprietor of a company name.**

[EUR-Lex - 62024CJ0365](#)

Case C-715/23. Judgment of the Court (Fourth Chamber) of 10 July 2025. Farmacija, d.o.o. v Občina Benedikt. Request for a preliminary ruling from the Državna revizijska komisija za revizijo postopkov oddaje javnih naročil.

Reference for a preliminary ruling – **Procedures for the award of concession contracts** – Directive 2014/23/EU – Article 4(2) – Non-economic services of general interest – Article 19 – Social and other specific services – Scope of those provisions – **Activity consisting in the operation of a pharmacy establishment.**

[EUR-Lex - 62023CJ0715](#)

14. Intellectual Property

Case Law

Case C-452/24. Judgment of the Court (Eighth Chamber) of 1 August 2025. Lunapark Scandinavia Oy Ltd v Hardeco Finland Oy. Request for a preliminary ruling from the Korkein oikeus.

Reference for a preliminary ruling – Trade marks – Directive (EU) 2015/2436 – Article 10 – **Exclusive rights of the proprietor of a registered trade mark to oppose the use, by a third party, of a sign which is identical with, or similar to, that mark** – Infringement action – Limitations of the exclusive rights of the proprietor of that trade mark – Article 9 and Article 18(1) – Preclusion due to acquiescence – Exhaustive nature of the conditions under which that preclusion can arise – **Inapplicability of a general principle of national law that provides for preclusion of the right to prohibit the use of a sign in situations other than those provided for in those articles.**

[EUR-Lex - 62024CJ0452](#)

Case C-76/24. Judgment of the Court (Third Chamber) of 1 August 2025. Tradeinn Retail Services S.L. v PH. Request for a preliminary ruling from the Bundesgerichtshof.

Reference for a preliminary ruling – Intellectual property – Trade marks – Directive (EU) 2015/2436 – Approximation of the laws of the Member States relating to trade marks – Article 10(3)(b) – Rights conferred by a trade mark – **Right to prevent a third party from offering the goods, putting them on the market or stocking them for those purposes under the sign** – Online trade – **Goods offered for sale from a Member State other than that in which the mark is registered** – Concept of ‘stocking’.

[EUR-Lex - 62024CJ0076](#)

Case C-37/24. Judgment of the Court (Sixth Chamber) of 10 July 2025. DADA Music SRL and Uniunea Producătorilor de Fonograme din România (UPFR) v Asociația Radiourilor Locale și Regionale (ARLR). Request for a preliminary ruling from the Curtea de Apel București.

Reference for a preliminary ruling – Approximation of laws – Intellectual property – **Collective management of copyright and related rights** – Directive 2006/115/EEC – Article 8(2) – **Broadcasting and communication to the public** – Directive 2014/26/EU – Second subparagraph of Article 16(2) – Licensing – Radio broadcasting – **Concepts of ‘equitable remuneration’ and ‘appropriate remuneration’** – Criteria for assessing the equitable or appropriate nature – Article 17(2) and Article 52(1) of the Charter of Fundamental Rights of the European Union – Fundamental right to the protection of intellectual property – Scope and interpretation of rights and principles – National legislation repealing a system of minimum flat-rate remuneration.

[EUR-Lex - 62024CJ0037](#)

Case C-365/24. Judgment of the Court (Eighth Chamber) of 10 July 2025. Purefun Group AB v Doggy AB. Request for a preliminary ruling from the Svea hovrätt, Patent- och marknadsöverdomstolen.

Reference for a preliminary ruling – Trade marks – Directive (EU) 2015/2436 – **Free movement of goods** – Articles 34 and 36 TFEU – Trade name – Company name – **National legislation conferring an exclusive right on the proprietor of a company name.**

[EUR-Lex - 62024CJ0365](#)

Case C-322/24. Judgment of the Court (Eighth Chamber) of 10 July 2025. Sánchez Romero Carvajal Jabugo, SAU v Embutidos Monells, SA. Request for a preliminary ruling from the Juzgado de lo Mercantil de Alicante.

Reference for a preliminary ruling – EU trade mark – Directive 2008/95/EC – Article 9(1) – Action for invalidity – **Bad faith on the part of the proprietor of the later trade mark when filing the application for registration of that mark** – Absolute ground for invalidity – Limitation in consequence of acquiescence – Not enforceable against the proprietor of the earlier mark.

[EUR-Lex - 62024CJ0322](#)

15. Justice, Freedom and Security (incl. Judicial Cooperation)

Case Law

Case C-758/24. Judgment of the Court (Grand Chamber) of 1 August 2025. LC v Commissione Territoriale per il riconoscimento della Protezione Internazionale di Roma – sezione procedure alla frontiera II. Request for a preliminary ruling from the Tribunale ordinario di Roma.

Reference for a preliminary ruling – **Asylum policy** – Directive 2013/32/EU – Common procedures for granting and withdrawing international protection – Articles 36 and 37 – **Concept of ‘safe country of origin’** – Designation by means of a legislative act – Annex I – Criteria – Article 46 – Right to an effective remedy – Article 47 of the Charter of Fundamental Rights of the European Union – **Examination, by a court, of a Member State’s designation of a third country as a safe country of origin** – Publication of the sources of information on which that decision is based.

[EUR-Lex - 62024CJ0758](#)

Case C-404/24. Judgment of the Court (Third Chamber) of 1 August 2025. Criminal proceedings against KP. Request for a preliminary ruling from the Sofijski gradski sad.

Reference for a preliminary ruling – Area of freedom, security and justice – Judicial cooperation in criminal matters – Directive (EU) 2016/343 – Article 6 – **Burden of proof that the accused person is guilty** – Second paragraph of Article 47 of the Charter of Fundamental Rights of the European Union – **Right of access to an independent and impartial tribunal** – Charge withdrawn in part by the public prosecutor’s office during the hearing – Obligation for the court to rule on the elements of the charge not maintained at the hearing.

[EUR-Lex - 62024CJ0404](#)

Case C-97/24. Judgment of the Court (Third Chamber) of 1 August 2025. S.A. and R.J. v The Minister for Children, Equality, Disability, Integration and Youth and Others. Request for a preliminary ruling from the High Court (Ireland).

Reference for a preliminary ruling – Liability of a Member State in the event of infringement of EU law – Sufficiently serious infringement – Asylum policy – Directive 2013/33/EU – **Standards for the reception of applicants for international protection** – Significant influx of applicants for temporary or international protection – No access to material reception conditions – Basic needs – **Temporary exhaustion of housing capacity**.

[EUR-Lex - 62024CJ0097](#)

Joined Cases C-636/23 and C-637/23. Judgment of the Court (Fifth Chamber) of 1 August 2025. W and X v Belgische Staat and État belge, représenté par la Secrétaire d'État à l'Asile et la Migration. Requests for a preliminary ruling from the Raad voor Vreemdelingenbetwistingen and Conseil du Contentieux des Étrangers.

References for a preliminary ruling – **Border controls, asylum and immigration** – Immigration policy – Directive 2008/115/EC – Common standards and procedures in Member States for returning illegally staying third-country nationals – Article 3(4) and (6), Article 7(1) and (4), Article 8(1) and (2), Article 11(1) and Article 13 – Article 47 of the Charter of Fundamental Rights of the European Union – Return decision – Decision not to grant a period for voluntary departure – Entry ban – Actionable administrative act – **Enforceability of a return decision not containing a provision relating to the period for voluntary departure** – Right to an effective remedy – Entry ban decision adopted after a considerable period of time.

[EUR-Lex - 62023CJ0636](#)

Case C-635/23. Judgment of the Court (Second Chamber) of 10 July 2025. WBS GmbH v Generalstaatsanwaltschaft Berlin. Request for a preliminary ruling from the Kammergericht Berlin.

Reference for a preliminary ruling – Judicial cooperation in criminal matters – **European Investigation Order (EIO)** – Directive 2014/41/EU – Article 2(c)(ii) – **Concept of 'other competent authority acting in its capacity as an investigating authority in criminal proceedings'** – Competence to order the gathering of evidence in accordance with national law – Search measures requiring the authorisation of an investigating judge – Article 6(1) and (2) – Conditions for issuing an EIO.

[EUR-Lex - 62023CJ0635](#)

Case C-99/24. Judgment of the Court (Ninth Chamber) of 10 July 2025. G.M.K.-Z.B.M. v S.O. Request for a preliminary ruling from the Sąd Rejonowy w Koszalinie.

Reference for a preliminary ruling – Judicial cooperation in civil matters – **Regulation (EU) No 1215/2012** – Article 66 – **Scope ratione temporis** – Legal proceedings instituted by a claimant – Issue of an order for payment – Statement of opposition by the defendant to that order for payment seeking a review of the case concerned – Regulation (EU) No 44/2001 – Article 5(3) – **Jurisdiction in matters relating to tort, delict or quasi-delict** – Article 6(1) – More than one defendant – Article 22(1) – Exclusive jurisdiction in proceedings which have as their object rights in rem in immovable property or tenancies of immovable property – **Action for payment of compensation for the non-contractual use of immovable property situated in a Member State** – Defendant domiciled in another Member State.

[EUR-Lex - 62024CJ0099](#)

Case C-610/23. Judgment of the Court (First Chamber) of 3 July 2025. FO v Ypourgos Metanastefsis kai Asylou. Request for a preliminary ruling from the Dioikitiko Protodikeio Thessalonikis.

Reference for a preliminary ruling – Asylum policy – International protection – **Common procedures for granting and withdrawing international protection** – Directive 2013/32/EU – Article 46 – Charter of Fundamental Rights of the European Union – Article 47 – Right to an effective remedy – **Requirement of full and ex nunc examination of the appeal** – Obligation to appear in person before the authority examining the appeal – Presumption that an appeal has been improperly brought – Dismissal of the appeal as manifestly unfounded without examination of the merits – Principle of proportionality.

[EUR-Lex - 62023CJ0610](#)

Case C-263/24. Judgment of the Court (Tenth Chamber) of 3 July 2025. Criminal proceedings against YE. Request for a preliminary ruling from the Rayonen sad - Tutrakan.

Reference for a preliminary ruling – Judicial cooperation in criminal matters – Framework Decision 2008/675/JHA – Article 3(1) and (2) – **Taking account of previous convictions handed down in another Member State in the course of new criminal proceedings** – Legal effects equivalent to previous national convictions – Framework Decision 2009/315/JHA – Exchange of information extracted from the criminal record between Member States – Article 2(a) – Concept of criminal conviction – Administrative offences – Classification of offences under national law – **Acts not constituting criminal offences under national law.**

[EUR-Lex - 62024CJ0263](#)

16. Transport

Case Law

Case C-544/23. Judgment of the Court (Grand Chamber) of 1 August 2025. T.T. and BAJI Trans, s.r. o. v Národný inšpektorát práce. Request for a preliminary ruling from the Najvyšší správny súd Slovenskej republiky.

Reference for a preliminary ruling – Regulations (EEC) No 3821/85 and (EU) No 165/2014 – **Obligation periodically to inspect tachographs** – Exemption – Last sentence of Article 49(1) of the Charter of Fundamental Rights of the European Union and Article 51(1) thereof – **Principle of lex posterior mitius** – **Administrative penalties of a criminal nature** – Appeal in cassation – New law having entered into force after the ruling which is the subject of that appeal – Concept of ‘final conviction’.

[EUR-Lex - 62023CJ0544](#)

Case C-783/23. Judgment of the Court (Third Chamber) of 10 July 2025. Liège Airport Security v État belge, représenté par le Ministre de l’Intérieur. Request for a preliminary ruling from the Cour de cassation.

Reference for a preliminary ruling – Transport – **Air transport** – Regulation (EC) No 300/2008 – Civil aviation security – Article 4 – Common basic standards – Article 9 – Appropriate authority – **Member State’s obligation to designate a single authority to be responsible for the coordination and monitoring of the implementation of safety standards** – Scope – National authority responsible for ensuring compliance with national regulations governing the exercise of private safety activities.

[EUR-Lex - 62023CJ0783](#)

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

Case Law

Joined Cases C-422/23, C-455/23, C-459/23 and C-486/23. Judgment of the Court (Second Chamber) of 1 August 2025. T.B. and Others v T. S.A. and Others. Requests for a preliminary ruling from the Sąd Najwyższy.

Reference for a preliminary ruling – Rule of law – Effective judicial protection in fields covered by EU law – Second subparagraph of Article 19(1) TEU – **Principles of the irremovability and independence of judges** – **Non-consensual designation of a judge of a supreme court to sit, for a specified period, in another chamber of that court** – Primacy of EU law – Public procurement – Directive 2004/17/EC – Procurement procedures – Application to an agreement for the transfer of ownership rights relating to green electricity certificates of origin – Directive 92/13/EEC – Article 2d(1) – Review procedures in relation to the award of public contracts – No effect of the contract – Contracting entity seeking the annulment of a contract concluded in breach of the public procurement rules – Abuse of rights – None.

[EUR-Lex - 62023CJ0422](#)

Affaire T-480/24. Arrêt du Tribunal (dixième chambre) du 16 juillet 2025. Marion Le Pen, en qualité de héritière de Jean-Marie Le Pen e.a. contre Parlement européen.

Droit institutionnel – Réglementation concernant les frais et indemnités des députés au Parlement – **Recouvrement des sommes indûment versées** – Confiance légitime – Droit à un procès équitable.

[EUR-Lex - 62024TJ0480](#)

Joined Cases C-646/23 and C-661/23. Judgment of the Court (Fourth Chamber) of 3 July 2025. Criminal proceedings against P.B. and R.S. Requests for a preliminary ruling from the Wojskowy Sąd Okręgowy w Warszawie.

Reference for a preliminary ruling – Rule of law – Independence of the judiciary – Second subparagraph of Article 19(1) TEU – Effective judicial protection in areas covered by Union law – **Principle of irremovability of judges** – Military judge found unfit for professional military service – National legislation requiring the early retirement of that judge.

[EUR-Lex - 62023CJ0646](#)