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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.

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Appeal – State aid – Article 107(3)(c) and Article 108 TFEU – **Aid planned for the development of two new nuclear reactors at the site at Paks (Hungary)** – Direct award of the construction contract – Directive 2014/25/EU – Decision declaring the aid compatible with the internal market subject to compliance with certain commitments – **Compliance of the aid with EU law other than State aid law** – Object of the aid – Aspects that are inextricably linked to the aid – Parallel conduct of infringement proceedings – **Obligation to state reasons.**

[EUR-Lex - 62023CJ0059](#)

Case C-38/24. Judgment of the Court (First Chamber) of 11 September 2025. G.L. v AB SpA.

Reference for a preliminary ruling – Social policy – United Nations Convention on the Rights of Persons with Disabilities – Articles 2, 5 and 7 – Articles 21, 24 and 26 of the Charter of Fundamental Rights of the European Union – Directive 2000/78/EC – Equal treatment in employment and occupation – Article 1 – Article 2(1) and (2)(b) – **Prohibition of discrimination on grounds of disability** – Indirect discrimination – **Difference of treatment in respect of an employee who does not himself or herself have a disability but cares for his or her child who has a disability** – Article 5 – **Employer's obligation to make reasonable accommodation.**

[EUR-Lex - 62024CJ0038](#)

Case C-413/23 P. Judgment of the Court (First Chamber) of 4 September 2025. European Data Protection Supervisor v Single Resolution Board.

Appeal – Protection of natural persons with regard to the processing of personal data – Procedure for granting compensation to shareholders and creditors of a banking institution following the resolution of that institution – **Decision of the European Data Protection Supervisor finding that the Single Resolution Board failed to fulfil its obligations relating to the processing of personal data** – Regulation (EU) 2018/1725 – Article 15(1)(d) – Obligation to inform the data subject – **Transmission of pseudonymised data to a third party** – Article 3(1) – Concept of 'personal data' – Article 3(6) – Concept of 'pseudonymisation'.

[EUR-Lex - 62023CJ0413](#)

1. EU-Swiss Relations

Community Legislation

COUNCIL DECISION on the conclusion of the Cooperation Agreement between the European Union and its Member States of the one part, and the Swiss Confederation of the other part, on the European Satellite Navigation Programmes – Adoption
[EUR-Lex - ST 13156 2025](#)

2. External Relations / Foreign Policy

Community Legislation

Council Regulation (EU) 2025/1975 of 29 September 2025 amending Regulation (EU) No 267/2012 concerning restrictive measures against Iran
[Regulation - EU - 2025/1975](#)

Decision No 1/2025 of the EU-Moldova Association Committee in Trade Configuration of 19 September 2025 on the reduction and elimination of customs duties pursuant to Article 147(4) of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part [2025/1961]
[EUR-Lex - 22025D1961](#)

Decision (EU) 2025/1904 of the European Parliament and of the Council of 10 September 2025 on the approval by the Union of the Agreement on the interpretation and application of the Energy Charter Treaty
[Decision - EU - 2025/1904](#)

Case Law

Case C-384/24. Judgment of the Court (Tenth Chamber) of 11 September 2025. Russisch-Kirgizisch Ontwikkelingsfonds v Belgische Staat.
 Reference for a preliminary ruling – Common foreign and security policy – Regulation (EU) No 269/2014 – **Restrictive measures taken in view of the situation in Ukraine** – Article 2 – Freezing of funds and economic resources – Derogations – Article 4(1)(a), (b) and (d) – **Release of certain frozen funds for specific expenses** – Payment of a roll fee and a flat-rate contribution for the purpose of instituting an action for annulment against a decision implementing that regulation – Included.
[EUR-Lex - 62024CJ0384](#)

3. Agriculture and Fisheries / Maritime Affairs

Case Law

Case C-341/24. Judgment of the Court (Third Chamber) of 11 September 2025. Duca di Salaparuta SpA v Ministero dell'Agricoltura, della Sovranità Alimentare e delle Foreste and Others.
 Reference for a preliminary ruling – Agriculture – Common organisation of the market in wine – Community framework for the protection of wine names – Regulation (EC) No 1493/1999 – Article 54 – Quality wines produced in specified regions (quality wines psr) – Regulation (EC) No 479/2008 – Article 43(2) and Article 51 – Regulation (EC) No 1234/2007 – Article 118k(2) and Article 118s – Regulation (EU) No 1308/2013 – Article 101(2) and Article 107 – **Protection, under EU law, of quality wines psr recognised under national law – Conflict between a protected wine name and an earlier well-known mark containing a word identical to that name** – Allegedly misleading name – Transitional regime – Automatic extension of protection – Complete nature of the system of protection – Legal certainty.
[EUR-Lex - 62024CJ0341](#)

4. Audiovisual and Media and Information Society

Case Law

Joined Cases C-764/23 to C-766/23. Judgment of the Court (Third Chamber) of 11 September 2025. Cairo Network Srl and Others v Ministero delle Imprese e del Made in Italy and Others.

Reference for a preliminary ruling – Electronic communications networks and services – Directives 2002/20/EC, 2002/21/EC and 2002/77/EC – **Rights to use digital terrestrial broadcasting radio frequencies for radio and television** – Conversion of rights of use – Granting of rights of use – Judicial protection – Independence of national regulatory authorities.

[EUR-Lex - 62023CJ0764](#)

Case C-413/23 P. Judgment of the Court (First Chamber) of 4 September 2025. European Data Protection Supervisor v Single Resolution Board.

Appeal – Protection of natural persons with regard to the processing of personal data – Procedure for granting compensation to shareholders and creditors of a banking institution following the resolution of that institution – **Decision of the European Data Protection Supervisor finding that the Single Resolution Board failed to fulfil its obligations relating to the processing of personal data** – Regulation (EU) 2018/1725 – Article 15(1)(d) – Obligation to inform the data subject – **Transmission of pseudonymised data to a third party** – Article 3(1) – Concept of ‘personal data’ – Article 3(6) – Concept of ‘pseudonymisation’.

[EUR-Lex - 62023CJ0413](#)

Case C-655/23. Judgment of the Court (Fourth Chamber) of 4 September 2025. IP v Quirin Privatbank AG.

Reference for a preliminary ruling – Protection of natural persons with regard to the processing of personal data – Regulation (EU) 2016/679 – Rights of the data subject – Article 17 – Right to erasure of data – Article 18 – Right to restriction of processing – Article 79 – Right to an effective judicial remedy – **Unlawful processing of personal data – Action seeking an order requiring the controller to refrain from any further unlawful processing in the future** – Basis – Conditions – Article 82(1) – Right to compensation – Concept of ‘non-material damage’ – **Assessment of the compensation** – Possible consideration of the degree of fault on the part of the controller – Possible impact of the grant of a ‘prohibitory injunction’.

[EUR-Lex - 62023CJ0655](#)

5. Competition and State Aid

Case Law

Case C-59/23 P. Judgment of the Court (Grand Chamber) of 11 September 2025. Republic of Austria v European Commission.

Appeal – State aid – Article 107(3)(c) and Article 108 TFEU – **Aid planned for the development of two new nuclear reactors at the site at Paks (Hungary)** – Direct award of the construction contract – Directive 2014/25/EU – Decision declaring the aid compatible with the internal market subject to compliance with certain commitments – **Compliance of the aid with EU law other than State aid law** – Object of the aid – Aspects that are inextricably linked to the aid – Parallel conduct of infringement proceedings – **Obligation to state reasons.**

[EUR-Lex - 62023CJ0059](#)

Case C-21/24. Judgment of the Court (Fourth Chamber) of 4 September 2025. CP v Nissan Iberia SA.

Reference for a preliminary ruling – Article 101 TFEU – Principle of effectiveness – **Actions for damages for infringements of the competition law provisions of the Member States and of the European Union – Limitation period** – Determination of the dies a quo – Knowledge of the information necessary for bringing an action for damages – Publication on the website of a national competition authority of its decision finding an infringement of the competition rules – Binding effect of a decision of a national competition authority which is not yet final – Suspension or interruption of the limitation period – Stay of the main proceedings before the court hearing an action for damages – Directive 2014/104/EU – Article 10 – Temporal application.

[EUR-Lex - 62024CJ0021](#)

6. Customs

Nothing to report for the period under review.

7. Economic and Monetary Affairs, Taxation, Enterprise

Case Law

Case C-687/23. Judgment of the Court (First Chamber) of 11 September 2025. D.E. v Banco Santander, SA. Request for a preliminary ruling from the Tribunal Supremo.

Reference for a preliminary ruling – Directive 2014/59/EU – **Resolution of credit institutions and investment firms** – General principles – Article 34(1)(a) and (b) – Bail-in – Write-down of capital instruments – Effects – Article 53(1) and (3) – Article 60(2), first subparagraph, points (b) and (c) – Protection of the rights of shareholders and creditors – Purchase of capital instruments – **Flawed and incorrect information provided in the prospectus to be published, inter alia, when securities are offered to the public** – Action for a declaration of nullity in respect of the agreement for the purchase of capital instruments – Action for damages – **Actions brought before the adoption of resolution measures.**

[EUR-Lex - 62023CJ0687](#)

Case C-726/23. Judgment of the Court (First Chamber) of 4 September 2025. S.C. Arcomet Towercranes S.R.L. v Direcția Generală Regională a Finanțelor Publice București and Administrația Fiscală pentru Contribuabili Mijlocii București.

Reference for a preliminary ruling – Taxation – **Common system of value added tax (VAT)** – Directive 2006/112/EC – Scope of VAT – Article 2(1)(c) – **Concept of ‘supplies of services for consideration’ – Commercial services provided within the same group of companies** – Transfer price – Articles 168 and 178 – Right to deduct VAT – Supporting documents.

[EUR-Lex - 62023CJ0726](#)

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-38/24. Judgment of the Court (First Chamber) of 11 September 2025. G.L. v AB SpA.

Reference for a preliminary ruling – Social policy – United Nations Convention on the Rights of Persons with Disabilities – Articles 2, 5 and 7 – Articles 21, 24 and 26 of the Charter of Fundamental Rights of the European Union – Directive 2000/78/EC – Equal treatment in employment and occupation – Article 1 – Article 2(1) and (2)(b) – **Prohibition of discrimination on grounds of disability** – Indirect discrimination – **Difference of treatment in respect of an employee who does not himself or herself have a disability but cares for his or her child who has a disability** – Article 5 – **Employer’s obligation to make reasonable accommodation.**

[EUR-Lex - 62024CJ0038](#)

Case C-5/24. Judgment of the Court (First Chamber) of 11 September 2025. P.M. v S. Snc.

Reference for a preliminary ruling – Directive 2000/78/EC – Equal treatment in employment and occupation – Article 2 – **Discrimination based on disability – Dismissal of a worker on sick leave** – National legislation laying down the same limit of number of days of sick leave per calendar year for all workers in the same sector of activity – Article 5 – **Reasonable accommodation.**

[EUR-Lex - 62024CJ0005](#)

Case C-203/24. Judgment of the Court (Sixth Chamber) of 4 September 2025. KN v Raad van bestuur van de Sociale verzekeringsbank.

Reference for a preliminary ruling – Social security – **Migrant workers – Legislation applicable** – Regulation (EC) No 883/2004 – Article 13(1) – Regulation (EC) No 987/2009 – Article 14(8) and (10) – **Worker normally employed in several Member States** – Pursuit of less than 25 % of the activity in the Member State of residence – Concept of ‘substantial part of the activity’ – **Connecting factors relating to working time and/or remuneration** – Consideration of other circumstances – Length of the assessment period – Discretion of the competent institutions.

[EUR-Lex - 62024CJ0203](#)

Case C-253/24. Judgment of the Court (Fourth Chamber) of 4 September 2025. Ministero della Giustizia v NZ.

Reference for a preliminary ruling – Framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP – Clause 4 – Principle of non-discrimination – **Equal treatment in employment and occupation** – Honorary and ordinary members of the judiciary – Clause 5 – **Measures intended to prevent and penalise misuse of successive fixed-term contracts** – Directive 2003/88/EC – Article 7 – Right to paid annual leave – Article 31 of the Charter of Fundamental Rights of the European Union – Assessment procedure in order to be permanently confirmed as an honorary member of the judiciary – Waiver, by operation of law, of claims arising from service as an honorary member of the judiciary prior to the assessment procedure – Loss of a right to paid annual leave conferred by EU law.

[EUR-Lex - 62024CJ0253](#)

Case C-543/23. Judgment of the Court (Fourth Chamber) of 4 September 2025. AR v Ministero dell’Istruzione e del Merito. Request for a preliminary ruling from the Tribunale Civile di Padova.

Reference for a preliminary ruling – Social policy – Framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP – Clause 4 – **Teachers who have acquired professional experience in certain schools that are not operated or organised by the State** – Recruitment on a permanent basis at a State school – **Determination of length of service for the purposes of determining salary** – **National legislation not providing for account to be taken of periods of service completed in certain schools not operated or organised by the State** – Difference in treatment based on a criterion other than the permanent or fixed-term nature of the employment relationship – Articles 20 and 21 of the Charter of Fundamental Rights of the European Union – Applicability – No implementation of EU law.

[EUR-Lex - 62023CJ0543](#)

Case C-489/23. Judgment of the Court (Fourth Chamber) of 4 September 2025. AF v Guvernul României and Others. Request for a preliminary ruling from the Înalta Curte de Casație și Justiție.

Reference for a preliminary ruling – Social security – Health insurance – Article 56 TFEU – Freedom to provide services – Regulation (EC) No 883/2004 – Article 20(1) and (2) – **Medical treatment received in a Member State other than the insured person’s Member State of residence** – Directive 2011/24/EU – Article 7(7) – Assumption of the costs of treatment incurred by the insured person – **Reimbursement** – National legislation making reimbursement of those costs conditional upon the completion of a medical assessment, carried out exclusively by a health professional belonging to the public health insurance system of the insured person’s Member State of residence, which has given rise to the issuing, by that health professional, of a document authorising the hospitalisation of that insured person – Significant limitation of the reimbursement of the costs of cross-border healthcare.

[EUR-Lex - 62023CJ0489](#)

Case C-249/24. Judgment of the Court (Fifth Chamber) of 4 September 2025. RT and ED v Ineo Infracom.

Reference for a preliminary ruling – Social policy – **Collective redundancies** – Directive 98/59/EC – Article 1(1) – Scope – Concept of ‘redundancy’ – **Collective internal mobility agreement** – **Redundancies for economic reasons based on the refusal to apply that agreement** – Termination of the employment contract on the employer’s initiative for one or more reasons not related to the individual workers concerned – Article 2 – Procedures for information and consultation with workers’ representatives.

[EUR-Lex - 62024CJ0249](#)

10. Energy and Environment

Community Legislation

Directive (EU) 2025/1892 of the European Parliament and of the Council of 10 September 2025 amending Directive 2008/98/EC on waste

[Directive - EU - 2025/1892](#)

11. Food Safety, Public Health and Consumers

Case Law

Case C-115/24. Judgment of the Court (Fourth Chamber) of 11 September 2025. UJ v Österreichische Zahnärztekammer.

Reference for a preliminary ruling – Public health – Cross-border healthcare – Directive 2011/24/EU – Article 3(d) and (e) – Provision of healthcare through telemedicine – Concept of ‘telemedicine’ – **Cross-border healthcare provided through telemedicine** – Complex medical treatment that includes healthcare provided in person and through telemedicine – Member State of treatment – Directive 2000/31/EC – Information society service – Directive 2005/36/EC – Professional qualifications – **Freedom to provide services** – Scope – Article 56 TFEU.

[EUR-Lex - 62024CJ0115](#)

12. Human Rights

Case Law

Case C-802/23. Judgment of the Court (First Chamber) of 11 September 2025. Ministerio Fiscal v MSIG.

Reference for a preliminary ruling – **Convention implementing the Schengen Agreement** – Article 54 – Article 50 of the Charter of Fundamental Rights of the European Union – **Principle ne bis in idem** – Concept of ‘same acts’ – Member of a terrorist association found guilty, in a Member State, of involvement in that association with a view to preparing an act of terrorism – **Prosecution in another Member State for the same terrorist acts.**

[EUR-Lex - 62023CJ0802](#)

Case C-543/23. Judgment of the Court (Fourth Chamber) of 4 September 2025. AR v Ministero dell’Istruzione e del Merito. Request for a preliminary ruling from the Tribunale Civile di Padova.

Reference for a preliminary ruling – Social policy – Framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP – Clause 4 – **Teachers who have acquired professional experience in certain schools that are not operated or organised by the State** – Recruitment on a permanent basis at a State school – **Determination of length of service for the purposes of determining salary** – **National legislation not providing for account to be taken of periods of service completed in certain schools not operated or organised by the State** – Difference in treatment based on a criterion other than the permanent or fixed-term nature of the employment relationship – Articles 20 and 21 of the Charter of Fundamental Rights of the European Union – Applicability – **No implementation of EU law.**

[EUR-Lex - 62023CJ0543](#)

Case C-313/25 PPU. Judgment of the Court (Second Chamber) of 4 September 2025. GB v Minister van Asiel en Migratie.

Reference for a preliminary ruling – Urgent preliminary ruling procedure – Immigration policy – **Return of third-country nationals staying illegally in a Member State** – Directive 2008/115/EC – Enforcement of a return decision that has become final – Article 5 – Principle of non-refoulement – **Best interests of the child** – Family life – Article 15 – Detention for the purpose of removal – Review of compliance with the conditions governing lawfulness – **Obligation for the national court to review compliance with the principle of non-refoulement and the other interests referred to in Article 5 of Directive 2008/115** – Considered of court’s own motion – Articles 6 and 7, Article 19(2), Article 24(2) and Article 47 of the Charter of Fundamental Rights of the European Union.

[EUR-Lex - 62025CJ0313](#)

13. Internal Market and Free Movement

Case Law

Case C-115/24. Judgment of the Court (Fourth Chamber) of 11 September 2025. UJ v Österreichische Zahnärztekammer.

Reference for a preliminary ruling – Public health – Cross-border healthcare – Directive 2011/24/EU – Article 3(d) and (e) – Provision of healthcare through telemedicine – Concept of ‘telemedicine’ – **Cross-border healthcare provided through telemedicine** – Complex medical treatment that includes healthcare provided in person and through telemedicine – Member State of treatment – Directive 2000/31/EC – Information society service – Directive 2005/36/EC – Professional qualifications – **Freedom to provide services** – Scope – Article 56 TFEU.

[EUR-Lex - 62024CJ0115](#)

Case C-451/24. Judgment of the Court (Ninth Chamber) of 4 September 2025. Kwizda Pharma GmbH v Landeshauptmann von Wien. Request for a preliminary ruling from the Verwaltungsgericht Wien.

Reference for a preliminary ruling – Medicinal products – **Product which may fall within the definition of ‘medicinal product’ and within the definition of ‘product covered by other Community legislation’** – Applicable legal framework – Directive 2001/83/EC – Article 2(2) – Rule of precedence – Scope – Effectiveness – Procedural autonomy of the Member States – Article 4(3) TEU – Principle of sincere cooperation.

[EUR-Lex - 62024CJ0451](#)

Case C-489/23. Judgment of the Court (Fourth Chamber) of 4 September 2025. AF v Guvernul României and Others. Request for a preliminary ruling from the Înalta Curte de Casație și Justiție.

Reference for a preliminary ruling – Social security – Health insurance – Article 56 TFEU – Freedom to provide services – Regulation (EC) No 883/2004 – Article 20(1) and (2) – **Medical treatment received in a Member State other than the insured person’s Member State of residence** – Directive 2011/24/EU – Article 7(7) – Assumption of the costs of treatment incurred by the insured person – **Reimbursement** – National legislation making reimbursement of those costs conditional upon the completion of a medical assessment, carried out exclusively by a health professional belonging to the public health insurance system of the insured person’s Member State of residence, which has given rise to the issuing, by that health professional, of a document authorising the hospitalisation of that insured person – Significant limitation of the reimbursement of the costs of cross-border healthcare.

[EUR-Lex - 62023CJ0489](#)

14. Intellectual Property

Case Law

Case C-211/24. Judgment of the Court (Third Chamber) of 4 September 2025. LEGO A/S v Pozitív Energiaforrás Kft.

Reference for a preliminary ruling – Community design – Regulation (EC) No 6/2002 – Article 8(3) – **Design allowing the multiple assembly or connection of mutually interchangeable products within a modular system** – Scope of the protection conferred by such a design – Article 10 – Concept of ‘informed user’ – Article 89(1) – Sanctions in actions for infringement – Special reasons allowing the national court not to make the orders provided for in that provision – Infringement in respect of the pieces of a toy building set, the number of which is small in relation to total number of components of that set.

[EUR-Lex - 62024CJ0211](#)

Case C-776/22 P. Judgment of the Court (Grand Chamber) of 4 September 2025. Studio Legale Ughi e Nunziante v European Union Intellectual Property Office.

Appeal – Action for annulment – Article 19 of the Statute of the Court of Justice of the European Union – **Representation of non-privileged parties in direct actions before the Courts of the European Union** – Representation of a law firm by a partner of that firm – Lawyer having the status of third party in respect of the applicant – Presumption of independence – Rebuttal of the presumption – Conditions.

[EUR-Lex - 62022CJ0776](#)

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

Case Law

Case C-215/24. Judgment of the Court (Fourth Chamber) of 11 September 2025. Ministério Público v YX.

Reference for a preliminary ruling – Area of freedom, security and justice – Judicial cooperation in criminal matters – Framework Decision 2002/584/JHA – **European arrest warrant issued for the purpose of executing a custodial sentence** – Article 4(6) – Ground for optional non-execution of the European arrest warrant – Objective of social rehabilitation – Residence of the convicted person – Enforcement of that sentence by the executing State in accordance with its domestic law – Framework Decision 2008/909/JHA – Mutual recognition of judgments in criminal matters for the purpose of their enforcement in another Member State – Suspension of the enforcement of a custodial sentence ordered by a court of the executing Member State – Article 8 – **Obligation, for the executing State, to recognise the judgment and enforce the sentence** – Article 17 – Option, for the executing State, to determine the procedures for enforcement.

[EUR-Lex - 62024CJ0215](#)

Case C-802/23. Judgment of the Court (First Chamber) of 11 September 2025. Ministerio Fiscal v MSIG.

Reference for a preliminary ruling – **Convention implementing the Schengen Agreement** – Article 54 – Article 50 of the Charter of Fundamental Rights of the European Union – **Principle ne bis in idem** – Concept of ‘same acts’ – Member of a terrorist association found guilty, in a Member State, of involvement in that association with a view to preparing an act of terrorism – **Prosecution in another Member State for the same terrorist acts.**

[EUR-Lex - 62023CJ0802](#)

Case C-305/22. Judgment of the Court (Grand Chamber) of 4 September 2025.

Reference for a preliminary ruling – Area of freedom, security and justice – Judicial cooperation in criminal matters – Framework Decision 2002/584/JHA – **European arrest warrant issued for the purposes of executing a custodial sentence** – Article 4(6) – Grounds for optional non-execution of the European arrest warrant – **Conditions for an executing Member State’s assumption of responsibility for the execution of that sentence** – Article 3(2) – Concept of ‘finally judged ... in respect of the same acts’ – Framework Decision 2008/909/JHA – Mutual recognition of judgments in criminal matters for the purpose of their enforcement in another Member State – Article 25 – Compliance with the conditions and procedure laid down by the framework decision in the event that a Member State undertakes to enforce a sentence handed down by a judgment delivered by an issuing State – Requirement of consent on the part of the issuing State as regards another Member State’s assumption of responsibility for the enforcement of such a sentence – Article 4 – Possibility for the issuing State to forward the judgment and certificate referred to in that article to the executing State – Consequences where forwarding does not take place – Principle of sincere cooperation – Article 22 – Right of the issuing State to enforce that sentence – Maintenance of the European arrest warrant – Obligation on the part of the executing judicial authority to enforce a European arrest warrant.

[EUR-Lex - 62022CJ0305](#)

Case C-313/25 PPU. Judgment of the Court (Second Chamber) of 4 September 2025. GB v Minister van Asiel en Migratie.

Reference for a preliminary ruling – Urgent preliminary ruling procedure – Immigration policy – **Return of third-country nationals staying illegally in a Member State** – Directive 2008/115/EC – Enforcement of a return decision that has become final – Article 5 – Principle of non-refoulement – **Best interests of the child** – Family life – Article 15 – Detention for the purpose of removal – Review of compliance with the conditions governing lawfulness – **Obligation for the national court to review compliance with the principle of non-refoulement and the other interests referred to in Article 5 of Directive 2008/115** – Considered of court's own motion – Articles 6 and 7, Article 19(2), Article 24(2) and Article 47 of the Charter of Fundamental Rights of the European Union.

[EUR-Lex - 62025CJ0313](#)

16. Transport

Nothing to report for the period under review.

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

Case Law

Case C-776/22 P. Judgment of the Court (Grand Chamber) of 4 September 2025. Studio Legale Ughi e Nunziante v European Union Intellectual Property Office.

Appeal – Action for annulment – Article 19 of the Statute of the Court of Justice of the European Union – **Representation of non-privileged parties in direct actions before the Courts of the European Union** – Representation of a law firm by a partner of that firm – Lawyer having the status of third party in respect of the applicant – Presumption of independence – Rebuttal of the presumption – Conditions.

[EUR-Lex - 62022CJ0776](#)

Case C-225/22. Judgment of the Court (Fourth Chamber) of 4 September 2025. „R” S.A. v AW „T” sp. z o.o.

Reference for a preliminary ruling – Rule of law – **Independence of judges** – Second subparagraph of Article 19(1) TEU – Effective legal protection in the fields covered by Union law – **National legislation and case-law prohibiting national courts from calling into question the legitimacy of constitutional courts and bodies or from establishing or assessing the lawfulness of the appointment of judges of those courts or bodies** – Verification, by a lower court, of compliance by a higher court with requirements relating to the guarantee of an independent and impartial tribunal previously established by law – Izba Kontroli Nadzwyczajnej i Spraw Publicznych (Chamber of Extraordinary Control and Public Affairs) of the Sąd Najwyższy (Supreme Court, Poland) – Body that does not constitute an independent and impartial tribunal previously established by law – **Primacy of EU law** – Possibility of declaring a judicial decision to be null and void.

[EUR-Lex - 62022CJ0225](#)