



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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Request for a preliminary ruling from the Bundesverwaltungsgericht.
Reference for a preliminary ruling – **Prevention of the use of the financial system for the purposes of money laundering or terrorist financing** – Directive (EU) 2015/849 – Penalties – Article 58 – Liability of legal persons – Article 59 – **Attribution to a legal person of an infringement of its obligations committed by natural persons** – Conditions – Article 60.
[EUR-Lex - 62024CJ0291](#)

Case C-633/24. Judgment of the Court (Sixth Chamber) of 22 January 2026. F.F. v Istituto nazionale della previdenza sociale (INPS).Request for a preliminary ruling from the Corte suprema di cassazione.
Reference for a preliminary ruling – Social security – Migrant workers – Regulation (EC) No 883/2004 – Equal treatment – Aggregation of periods – Article 58 – **Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons – Invalidity benefits** – Supplement in order to guarantee receipt of the statutory minimum invalidity benefit – **Stricter conditions relating to the contribution period for workers who have exercised their right to freedom of movement.**
[EUR-Lex - 62024CJ0633](#)

Case C-77/24. Judgment of the Court (First Chamber) of 15 January 2026. NM and OU v TE.
Request for a preliminary ruling from the Oberster Gerichtshof.
Reference for a preliminary ruling – Judicial cooperation in civil matters – Law applicable to non-contractual obligations – Regulation (EC) No 864/2007 – Article 4(1) – Scope – **Liability in tort or delict of an officer of a company that organises online games of chance without holding the required licence** – Action for the recovery of gambling losses – **Place where the damage occurred.**
[EUR-Lex - 62024CJ0077](#)

1. EU-Swiss Relations

Community Legislation

Decision No 1/2026 of the EU-Switzerland joint Committee of 14 January 2026 amending Tables III and IV of Protocol 2 to the Agreement between the European Economic Community and the Swiss Confederation of 22 July 1972 [2026/182] (price differences for agricultural raw materials)

[EUR-Lex - 22026D0182](#)

Case Law

Case C-633/24. Judgment of the Court (Sixth Chamber) of 22 January 2026. F.F. v Istituto nazionale della previdenza sociale (INPS). Request for a preliminary ruling from the Corte suprema di cassazione.

Reference for a preliminary ruling – Social security – Migrant workers – Regulation (EC) No 883/2004 – Equal treatment – Aggregation of periods – Article 58 – **Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons – Invalidity benefits** – Supplement in order to guarantee receipt of the statutory minimum invalidity benefit – **Stricter conditions relating to the contribution period for workers who have exercised their right to freedom of movement.**

[EUR-Lex - 62024CJ0633](#)

2. External Relations / Foreign Policy

Community Legislation

Regulation (EU) 2026/261 of the European Parliament and of the Council of 26 January 2026 on phasing out Russian natural gas imports and preparing the phase-out of Russian oil imports, improving monitoring of potential energy dependencies and amending Regulation (EU) 2017/1938

[Regulation - 2026/261](#)

3. Agriculture and Fisheries / Maritime Affairs

Case Law

Case C-311/24. Judgment of the Court (Second Chamber) of 29 January 2026. Bundeswettbewerbsbehörde v M. GmbH. Request for a preliminary ruling from the Oberlandesgericht Wien.

Reference for a preliminary ruling – Agriculture – Unfair competition – **Unfair trading practices** – Directive (EU) 2019/633 – Prohibition – Article 3(1)(d) – **Payment request not related to the sale of the agricultural and food products of the supplier** – Point (e) of the first subparagraph of Article 6(1) – Power to impose fines – Classification as a ‘single infringement’ of a number of prohibited unfair trading practices giving rise to the imposition of a single fine – Principle ne bis in idem – National legislation providing for a cap on fines.

[EUR-Lex - 62024CJ0311](#)

4. Audiovisual and Media and Information Society

Nothing to report for the period under review.

5. Competition and State Aid

Case Law

Case C-286/24. Judgment of the Court (Second Chamber) of 29 January 2026. Meliá Hotels International, S.A. v Associação Ius Omnibus. Request for a preliminary ruling from the Supremo Tribunal de Justiça.

Reference for a preliminary ruling – **Actions for damages under national law for infringements of the competition law provisions of the Member States and of the European Union** – Directive 2014/104/EU – Article 5(1) – Scope – **Special declaratory action for the disclosure of documents preceding a potential action for damages** – Assessment of the plausibility of the claim for damages.

[EUR-Lex - 62024CJ0286](#)

Case C-588/24. Judgment of the Court (Tenth Chamber) of 15 January 2026. Imballaggi Piemontesi Srl v Autorità Garante della Concorrenza e del Mercato (AGCM). Request for a preliminary ruling from the Consiglio di Stato.

Reference for a preliminary ruling – Competition – Article 101 TFEU – **Prohibition of restrictive practices** – Procedures for infringement of the rules of competition law conducted by the national competition authorities – Compliance with a reasonable time limit – **Time limit for closure of the investigation stage of the infringement proceedings** – **National legislation allowing the national competition authority unilaterally to postpone that time limit on account of circumstances which lead to an extension of the subject matter of those proceedings or of the number of undertakings concerned** – General principle of the right to good administration – Article 47 of the Charter of Fundamental Rights of the European Union – **Principle of effective judicial protection** – Rights of defence of undertakings – Principle of effectiveness.

[EUR-Lex - 62024CJ0588](#)

Case C-615/24. Judgment of the Court (Seventh Chamber) of 15 January 2026. Ambito territoriale di caccia Ancona 2 v Azienda Agricola Camarzano di RK. Request for a preliminary ruling from the Corte suprema di cassazione.

Reference for a preliminary ruling – **State aid** – Agricultural sector – Regulation (EU) No 1408/2013 – De minimis aid – Monitoring – **Member State providing for the grant and the payment of de minimis aid without requiring a specific declaration from the applicant undertaking as to the amount and nature of any other State aid received during a period of three fiscal years** – Production of self-certification relating to such aid.

[EUR-Lex - 62024CJ0615](#)

6. Customs

Case Law

Joined Cases C-72/24 and C-73/24. Judgment of the Court (Fourth Chamber) of 29 January 2026. HF and WI v Anexartiti Archi Dimosion Esodon. Requests for a preliminary ruling from the Dioikitiko Protodikeio Thessalonikis.

Reference for a preliminary ruling – Customs union – Regulation (EEC) No 2913/92 – Community Customs Code – Regulation (EU) No 952/2013 – Union Customs Code – Importation of goods – **Customs value** – Undervaluation – Secondary methods for determining customs value – **'Lowest acceptable price' method calculated on the basis of aggregated statistical values established at EU level** – Whether permissible.

[EUR-Lex - 62024CJ0072](#)

7. Economic and Monetary Affairs, Taxation, Enterprise

Case Law

Case C-291/24. Judgment of the Court (Fourth Chamber) of 29 January 2026. Steiermärkische Bank und Sparkassen AG and Others v Österreichische Finanzmarktaufsichtsbehörde (FMA). Request for a preliminary ruling from the Bundesverwaltungsgericht.

Reference for a preliminary ruling – **Prevention of the use of the financial system for the purposes of money laundering or terrorist financing** – Directive (EU) 2015/849 – Penalties – Article 58 – Liability of legal persons – Article 59 – **Attribution to a legal person of an infringement of its obligations committed by natural persons** – Conditions – Article 60.

[EUR-Lex - 62024CJ0291](#)

Case C-18/24. Judgment of the Court (Fourth Chamber) of 22 January 2026. NOVIS Insurance Company, NOVIS Versicherungsgesellschaft, NOVIS Compagnia di Assicurazioni, NOVIS Poistovna a.s. v Česká národní banka. Request for a preliminary ruling from the Nejvyšší správní soud.

Reference for a preliminary ruling – Freedom of establishment and freedom to provide services – **Single insurance market** – Directive 2009/138/EC – **Principle of supervision by the home Member State** – Article 155 – Competencies of the supervisory authorities of the host Member State – Cooperation with the authorities of the home Member State – Insurance undertaking not complying with the legal provisions applicable in the host Member State – Provisions concerned – Regulation (EU) No 1286/2014 – Packaged retail and insurance-based investment products (PRIIPs) – Directive (EU) 2016/97 – Insurance distribution – **Powers of the supervisory authorities of the host Member State to penalise the undertaking concerned** – Scope.

[EUR-Lex - 62024CJ0018](#)

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

Council Regulation (EU) 2026/150 of 16 January 2026 amending Regulation (EU) 2021/1173 on establishing the European High Performance Computing Joint Undertaking (Artificial Intelligence gigafactory)

[Regulation - EU - 2026/150](#)

9. Employment and Social Affairs

Case Law

Case C-654/24. Judgment of the Court (Fifth Chamber) of 29 January 2026. M.M. v Ministero dell'Istruzione e del Merito. Request for a preliminary ruling from the Tribunale ordinario di Ravenna.

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 to support the in-service training of teachers and enhance their professional skills – **Grant reserved to teachers employed on a permanent basis – Discrimination against teachers employed on a fixed-term basis** – National case-law precluding the retrospective grant of the benefit in question to the teachers concerned where they are no longer employed in the school system – Substitution, under certain conditions, of a right to compensation for the harm suffered.

[EUR-Lex - 62024CJ0654](#)

Affaire C-668/24. Arrêt de la Cour (dixième chambre) du 29 janvier 2026. Eliz Erkut Duygu contre Fondazione Teatro alla Scala di Milano. Demande de décision préjudicelle, introduite par le Tribunale di Milano.

Renvoi préjudiciel – Politique sociale – Directive 1999/70/CE – Accord-cadre CES, UNICE et CEEP sur le travail à durée déterminée – **Contrats de travail à durée déterminée dans le secteur des fondations lyriques et symphoniques – Travailleuse engagée sur le fondement de contrats à durée déterminée successifs** – Clause 5 – Mesures visant à sanctionner le recours abusif aux contrats ou aux relations de travail à durée déterminée successifs – **Réglementation nationale ne permettant pas une requalification du contrat de travail mais prévoyant notamment la réparation du préjudice subi.**

[EUR-Lex - 62024CJ0668](#)

Case C-633/24. Judgment of the Court (Sixth Chamber) of 22 January 2026. F.F. v Istituto nazionale della previdenza sociale (INPS). Request for a preliminary ruling from the Corte suprema di cassazione.

Reference for a preliminary ruling – Social security – Migrant workers – Regulation (EC) No 883/2004 – Equal treatment – Aggregation of periods – Article 58 – **Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons – Invalidity benefits** – Supplement in order to guarantee receipt of the statutory minimum invalidity benefit – **Stricter conditions relating to the contribution period for workers who have exercised their right to freedom of movement.**

[EUR-Lex - 62024CJ0633](#)

10. Energy and Environment

Community Legislation

Regulation (EU) 2026/261 of the European Parliament and of the Council of 26 January 2026 on phasing out Russian natural gas imports and preparing the phase-out of Russian oil imports, improving monitoring of potential energy dependencies and amending Regulation (EU) 2017/1938

[Regulation - 2026/261](#)

Case Law

Case C-423/23. Judgment of the Court (Fourth Chamber) of 22 January 2026. Secab Soc. coop. v Autorità di Regolazione per Energia Reti e Ambiente (ARERA) and Gestore dei servizi energetici (GSE) SpA. Request for a preliminary ruling from the Tribunale Amministrativo Regionale per la Lombardia.

Reference for a preliminary ruling – Internal market for electricity – Directive (EU) 2019/944 – Article 5 – Market-based supply prices – Directive (EU) 2018/2001 – Promotion of the use of energy from renewable sources – Regulation (EU) 2022/1854 – **Emergency intervention to address high energy prices** – Articles 6 and 7 – Cap on the market revenues obtained by electricity producers using certain energy sources – Article 8 – National measures further limiting market revenues – Conditions – National legislation not guaranteeing that producers retain 10% of surplus revenues above the cap – **Preservation of investments in the renewable energy sector – No cap on the revenues obtained from the sale of energy produced from hard coal** – No legislation differentiating between different sources of production.

[EUR-Lex - 62023CJ0423](#)

Case C-129/24. Judgment of the Court (Fifth Chamber) of 15 January 2026. Coillte Cuideachta Ghníomhaíochta Ainmnithe v Commissioner for Environmental Information. Request for a preliminary ruling from the High Court (Irlande).

Reference for a preliminary ruling – Environment – **Aarhus Convention** – Directive 2003/4/EC – Public access to environmental information – Concepts of ‘applicant’ and ‘request’ – Anonymous applicants or applicants using pseudonyms – **Right of access to environmental information** – Practical arrangements – **Obligation for applicants to provide their actual name and a current physical address** – Invalidity of the request.

[EUR-Lex - 62024CJ0129](#)

11. Food Safety, Public Health and Consumers

Case Law

Case C-902/24. Judgment of the Court (Ninth Chamber) of 22 January 2026. RM and EM v Santander Bank Polska S.A. Request for a preliminary ruling from the Sąd Okręgowy w Warszawie.

Reference for a preliminary ruling – Consumer protection – Directive 93/13/EEC – Unfair terms in consumer contracts – Article 6(1) and Article 7(1) – **Mortgage loan agreement indexed to a foreign currency and containing unfair terms** – Effects of the finding that a contractual term is unfair – Void agreement – **National case-law providing for two independent claims for restitution** – Consumer action seeking repayment of monthly payments made under the agreement – Claim of the seller or supplier corresponding to the amount of the loan – Recovery – Right of the seller or supplier to raise a plea of set-off of its claim against that of the consumer – Rules on the award of costs – Dissuasive effect of the prohibition on unfair terms – **Principle of effectiveness** – Obligation to interpret national law in conformity with EU law.

[EUR-Lex - 62024CJ0902](#)

12. Human Rights

Case Law

Case C-431/24. Judgment of the Court (Fifth Chamber) of 29 January 2026. W v Staatssecretaris van Justitie en Veiligheid. Request for a preliminary ruling from the Rechtbank Den Haag, zittingsplaats Roermond.

Reference for a preliminary ruling – Asylum policy – Directive 2013/32/EU – Common procedures for granting and withdrawing international protection – Article 23(1) – **Access to the information in the file of an applicant for international protection** – Article 46 – **Right to an effective remedy** – Charter of Fundamental Rights of the European Union – Article 4, Article 18 and Article 19(2) – Principle of non-refoulement – Second paragraph of Article 47 – Right to a fair trial – Investigation in the applicant’s country of origin – Rejection of an application for international protection and adoption of a return decision – **Access of the court of first instance and the applicant to information relating to the manner in which the investigation was conducted in the applicant’s country of origin** – Scope of the rights of the defence and of the right to an effective remedy – Connection with the principle of non-refoulement.

[EUR-Lex - 62024CJ0431](#)

Case C-590/24. Judgment of the Court (Eighth Chamber) of 22 January 2026. Criminal proceedings against AK Dlhopolec s.r.o. and Others. Request for a preliminary ruling from the Najvyšší súd Slovenskej republiky.

Reference for a preliminary ruling – **Public procurement procedures** – Directive 2014/23 – Award of concession contracts – Directive 2014/24 – Grounds for exclusion – **National legislation establishing a register of public sector partners – Requirement of impartiality on the part of the person authorised to enter the public sector partner in that register – Imposition of a fine for non-compliance with that requirement** – Automatic exclusion from participation in public procurement procedures in the event of non-payment of that fine – Article 49 of the Charter of Fundamental Rights of the European Union – Criminal nature of the penalty – **Predictability and proportionality of that penalty** – Principle of legal certainty.

[EUR-Lex - 62024CJ0590](#)

Case C-588/24. Judgment of the Court (Tenth Chamber) of 15 January 2026. Imballaggi Piemontesi Srl v Autorità Garante della Concorrenza e del Mercato (AGCM). Request for a preliminary ruling from the Consiglio di Stato.

Reference for a preliminary ruling – **Competition** – Article 101 TFEU – Prohibition of restrictive practices – Procedures for infringement of the rules of competition law conducted by the national competition authorities – Compliance with a reasonable time limit – **Time limit for closure of the investigation stage of the infringement proceedings – National legislation allowing the national competition authority unilaterally to postpone that time limit on account of circumstances which lead to an extension of the subject matter of those proceedings or of the number of undertakings concerned** – General principle of the right to good administration – Article 47 of the Charter of Fundamental Rights of the European Union – **Principle of effective judicial protection** – Rights of defence of undertakings – Principle of effectiveness.

[EUR-Lex - 62024CJ0588](#)

13. Internal Market and Free Movement

Case Law

Case C-291/24. Judgment of the Court (Fourth Chamber) of 29 January 2026. Steiermärkische Bank und Sparkassen AG and Others v Österreichische Finanzmarktaufsichtsbehörde (FMA). Request for a preliminary ruling from the Bundesverwaltungsgericht.

Reference for a preliminary ruling – **Prevention of the use of the financial system for the purposes of money laundering or terrorist financing** – Directive (EU) 2015/849 – Penalties – Article 58 – Liability of legal persons – Article 59 – **Attribution to a legal person of an infringement of its obligations committed by natural persons** – Conditions – Article 60.

[EUR-Lex - 62024CJ0291](#)

Case C-286/24. Judgment of the Court (Second Chamber) of 29 January 2026. Meliá Hotels International, S.A. v Associação Ius Omnibus. Request for a preliminary ruling from the Supremo Tribunal de Justiça.

Reference for a preliminary ruling – **Actions for damages under national law for infringements of the competition law provisions of the Member States and of the European Union** – Directive 2014/104/EU – Article 5(1) – Scope – **Special declaratory action for the disclosure of documents preceding a potential action for damages** – Assessment of the plausibility of the claim for damages.

[EUR-Lex - 62024CJ0286](#)

Case C-812/24. Judgment of the Court (Seventh Chamber) of 22 January 2026. LIPOR – Associação de Municípios para a Gestão Sustentável de Resíduos do Grande Porto and PreZero Portugal, S.A. v Semural Waste & Energy, S.A. Request for a preliminary ruling from the Supremo Tribunal Administrativo.

Reference for a preliminary ruling – **Public procurement of service, supply and works contracts** – Directive 2014/24/EU – Award of contracts – Article 2(1)(10) – **Concept of ‘economic operator’ – Inclusion of a subsidiary wholly owned by the parent company** – Article 63 – Reliance on the capacities of other entities of persons linked with that undertaking – Article 59(1) – Freedom to prove that the capacities of other entities have been made available – Implementing Regulation (EU) 2016/7 – Annex 1 and point C of Part II of Annex 2 – Submission of several European Single Procurement Documents (ESPD) – Purpose of the ESPD.

[EUR-Lex - 62024CJ0812](#)

Case C-18/24. Judgment of the Court (Fourth Chamber) of 22 January 2026. NOVIS Insurance Company, NOVIS Versicherungsgesellschaft, NOVIS Compagnia di Assicurazioni, NOVIS Poistovna a.s. v Česká národní banka. Request for a preliminary ruling from the Nejvyšší správní soud.

Reference for a preliminary ruling – Freedom of establishment and freedom to provide services – **Single insurance market** – Directive 2009/138/EC – **Principle of supervision by the home Member State** – Article 155 – Competencies of the supervisory authorities of the host Member State – Cooperation with the authorities of the home Member State – Insurance undertaking not complying with the legal provisions applicable in the host Member State – Provisions concerned – Regulation (EU) No 1286/2014 – Packaged retail and insurance-based investment products (PRIIPs) – Directive (EU) 2016/97 – Insurance distribution – **Powers of the supervisory authorities of the host Member State to penalise the undertaking concerned** – Scope.

[EUR-Lex - 62024CJ0018](#)

Case C-590/24. Judgment of the Court (Eighth Chamber) of 22 January 2026. Criminal proceedings against AK Dlhopolec s.r.o. and Others. Request for a preliminary ruling from the Nejvyšší súd Slovenskej republiky.

Reference for a preliminary ruling – **Public procurement procedures** – Directive 2014/23 – Award of concession contracts – Directive 2014/24 – Grounds for exclusion – **National legislation establishing a register of public sector partners – Requirement of impartiality on the part of the person authorised to enter the public sector partner in that register – Imposition of a fine for non-compliance with that requirement** – Automatic exclusion from participation in public procurement procedures in the event of non-payment of that fine – Article 49 of the Charter of Fundamental Rights of the European Union – Criminal nature of the penalty – Predictability and proportionality of that penalty – Principle of legal certainty.

[EUR-Lex - 62024CJ0590](#)

Case C-413/24. Judgment of the Court (Second Chamber) of 22 January 2026. Vlaams Gewest v P&O North Sea Ferries Limited and P&O Ferries Limited. Request for a preliminary ruling from the Ondernemingsrechtbank Gent, afdeling Oostende.

Reference for a preliminary ruling – Regulation (EEC) No 4055/86 – **Application of the principle of freedom to provide services to maritime transport between Member States and between Member States and third countries** – Article 56 TFEU – Article 191 of the Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part – Freedom to provide services – Restrictions – **National legislation providing for the payment of a charge for the mandatory use of a vessel traffic services system (‘Verkeersbegeleidingsysteem’), depending on the length of the vessel concerned** – Legislation applying to maritime traffic that is bound for ports of Vlaams Gewest (Flemish Region (Belgium)) covered by that system and that departs from a port of a Member State other than the Kingdom of Belgium, but not applying to the traffic between those Flemish ports – Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (Brexit).

[EUR-Lex - 62024CJ0413](#)

Case C-144/24. Judgment of the Court (Fifth Chamber) of 22 January 2026. European Commission v Hungary.

Failure of a Member State to fulfil obligations – **Freedom of establishment – National legislation establishing reference prices for certain basic construction materials below market prices – Obligation to pay an ‘additional mining fee’ corresponding to 90% of the difference between the reference price and the selling price** – Measure mainly affecting undertakings held by companies established in other Member States – No justification – Procedure for the provision of information in the field of technical standards and regulations and of rules on Information Society services – Directive (EU) 2015/1535 – Article 1(1)(d) – Concept of ‘other requirements’.

[EUR-Lex - 62024CJ0144](#)

Case C-692/23. Judgment of the Court (Fifth Chamber) of 15 January 2026. AVR-Afvalverwerking BV v NV BAR-Afvalbeheer and Others. Request for a preliminary ruling from the Gerechtshof Den Haag.

Reference for a preliminary ruling – Public procurement – Directive 2014/24/EU – Article 12(3) – **Public contract awarded directly to a legal person jointly controlled by the contracting authorities – Conditions – Threshold of the activities of the controlled legal person carried out in the performance of tasks entrusted to it by the contracting authorities** – Article 12(5) – Consideration of the turnover of the subsidiaries of the group of which the controlled legal person is the parent company – EU accounting legislation – Directive 2013/34/EU – Articles 22 and 24 – Preparation of consolidated financial statements.

[EUR-Lex - 62023CJ0692](#)

14. Intellectual Property

Case Law

Case C-822/24. Judgment of the Court (Eighth Chamber) of 15 January 2026. bluechip Computer Aktiengesellschaft v Zentralstelle für private Überspielungsrechte (ZPÜ). Request for a preliminary ruling from the Bundesgerichtshof.

Reference for a preliminary ruling – Copyright and related rights – Harmonisation of certain aspects of copyright and related rights in the information society – Directive 2001/29/EC – Article 2 – Reproduction right – Article 5 – Exceptions and limitations – **Fair compensation for private copying – National legislation providing for payment of such compensation by manufacturers, importers and traders of storage media that may be used for making reproductions and are intended for commercial end users** – Obligation based on the rebuttable presumption that use of such storage devices is for the purposes of private copying – Whether permissible.

[EUR-Lex - 62024CJ0822](#)

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

Case Law

Case C-562/24. Judgment of the Court (Fifth Chamber) of 29 January 2026. Proceedings brought by S. H. d.o.o. and M. A. d.o.o. Request for a preliminary ruling from the Okrožno sodišće v Kopru.

Reference for a preliminary ruling – Judicial cooperation in criminal matters – **Mutual recognition of confiscation orders** – Framework Decision 2006/783/JHA – Article 8(2)(d) – **Reason for non-recognition or non-execution** – Rights of interested parties – **Bona fide third parties** – Mortgage creditor – **Immovable property constituting the proceeds of the offence** – Procedure for recognition and execution of a confiscation order – Judgment mortgage registered before the adoption of that order.

[EUR-Lex - 62024CJ0562](#)

Case C-431/24. Judgment of the Court (Fifth Chamber) of 29 January 2026. W v Staatssecretaris van Justitie en Veiligheid. Request for a preliminary ruling from the Rechtbank Den Haag, zittingsplaats Roermond.

Reference for a preliminary ruling – Asylum policy – Directive 2013/32/EU – Common procedures for granting and withdrawing international protection – Article 23(1) – **Access to the information in the file of an applicant for international protection** – Article 46 – **Right to an effective remedy** – Charter of Fundamental Rights of the European Union – Article 4, Article 18 and Article 19(2) – Principle of non-refoulement – Second paragraph of Article 47 – Right to a fair trial – Investigation in the applicant's country of origin – Rejection of an application for international protection and adoption of a return decision – **Access of the court of first instance and the applicant to information relating to the manner in which the investigation was conducted in the applicant's country of origin** – Scope of the rights of the defence and of the right to an effective remedy – Connection with the principle of non-refoulement.

[EUR-Lex - 62024CJ0431](#)

Case C-453/24. Judgment of the Court (Second Chamber) of 22 January 2026. Criminal proceedings against BC. Request for a preliminary ruling from the Sofiyski gradski sad.

Reference for a preliminary ruling – Area of freedom, security and justice – Framework Decision 2005/214/JHA – **Mutual recognition of financial penalties** – Article 7(2)(g) – **Ground for non-recognition and non-execution** – Informing the person concerned of his or her right to contest the case and of the time limits of such a legal remedy – Article 7(3) – Obligation to consult the competent authority of the issuing Member State.

[EUR-Lex - 62024CJ0453](#)

Case C-742/24. Judgment of the Court (Tenth Chamber) of 15 January 2026. International Protection Appeals Tribunal and Others v L.K. Request for a preliminary ruling from the Supreme Court.

Reference for a preliminary ruling – Border controls, asylum and immigration – Asylum policy – Directive 2013/33/EU – Article 15(1) – **Access to the labour market as an applicant for international protection** – Refusal of a request to access the labour market – **Reason for the refusal – Delay in the processing of the application for international protection attributable in part to the applicant**.

[EUR-Lex - 62024CJ0742](#)

Case C-77/24. Judgment of the Court (First Chamber) of 15 January 2026. NM and OU v TE. Request for a preliminary ruling from the Oberster Gerichtshof.

Reference for a preliminary ruling – Judicial cooperation in civil matters – Law applicable to non-contractual obligations – Regulation (EC) No 864/2007 – Article 4(1) – Scope – **Liability in tort or delict of an officer of a company that organises online games of chance without holding the required licence** – Action for the recovery of gambling losses – **Place where the damage occurred**.

[EUR-Lex - 62024CJ0077](#)

Case C-641/23. Judgment of the Court (Fifth Chamber) of 15 January 2026. YM v Openbaar Ministerie. Request for a preliminary ruling from the Rechtbank Amsterdam.

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 conducting a criminal prosecution – Article 2(4) – Condition of double criminality – Article 4(1) – **Ground for optional non-execution of the European arrest warrant** – Article 5(3) – **Surrender of the person concerned subject to a guarantee of that person's return to the executing Member State in order to serve there a custodial sentence or detention order passed in the issuing Member State** – Objectives – Social rehabilitation – Combating impunity – Framework Decision 2008/909/JHA – Mutual recognition of judgments in criminal matters for the purpose of their enforcement in another Member State – Article 7(3) and (4) – Article 9(1)(d) – Ground for non-recognition of the judgment and non-enforcement of the sentence due to the absence of double criminality – Article 25 – Enforcement of sentences following a European arrest warrant.

[EUR-Lex - 62023CJ0641](#)

16. Transport

Case Law

Case C-45/24. Judgment of the Court (Fourth Chamber) of 15 January 2026. Verein für Konsumenteninformation v Koninklijke Luchtvaart Maatschappij NV. Request for a preliminary ruling from the Oberster Gerichtshof.

Reference for a preliminary ruling – Air transport – Regulation (EC) No 261/2004 – Article 8(1) – **Reimbursement of the price of a ticket in the event of cancellation of a flight – Commission collected by a person acting as an intermediary between the passenger and the air carrier when the ticket was bought – Conditions for inclusion – Amount of commission allegedly fixed without the air carrier's knowledge – Burden of proof.**

[EUR-Lex - 62024CJ0045](#)

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

Case C-144/24. Judgment of the Court (Fifth Chamber) of 22 January 2026. European Commission v Hungary.

Failure of a Member State to fulfil obligations – Freedom of establishment – **National legislation establishing reference prices for certain basic construction materials below market prices** – Obligation to pay an 'additional mining fee' corresponding to 90% of the difference between the reference price and the selling price – Measure mainly affecting undertakings held by companies established in other Member States – No justification – Procedure for the provision of information in the field of technical standards and regulations and of rules on Information Society services – Directive (EU) 2015/1535 – Article 1(1)(d) – Concept of 'other requirements'.

[EUR-Lex - 62024CJ0144](#)

Case C-554/24 P. Judgment of the Court (First Chamber) of 22 January 2026. Republic of Poland v European Commission.

Appeal – Articles 259, 260 and 279 TFEU – **Compliance by a Member State with an order of the Vice-President of the Court imposing interim measures** – Obligation to pay a daily penalty until the order is complied with – **Failure to take the necessary measures to comply with the order and to pay the periodic penalty** – Removal of the case on the merits from the register – Recovery by way of set-off of debts arising from the non-payment of the periodic penalty – Action for annulment.

[EUR-Lex - 62024CJ0554](#)