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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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Highlights

Case C-92/23. Judgment of the Court (Grand Chamber) of 26 February 2026. European Commission v Hungary.

Failure of a Member State to fulfil obligations – Electronic communications networks and services – Radio spectrum – Directives 2002/20/EC, 2002/21/EC, 2002/77/EC and (EU) 2018/1972 – Individual rights of use – **National legislation and administrative decisions depriving a commercial radio station of the possibility of broadcasting content on an analogue terrestrial FM radio frequency** – Principles of proportionality, transparency, non-discrimination and good administration – Article 11 of the Charter of Fundamental Rights of the European Union – **Freedom of expression and information – Freedom of the media.**

[EUR-Lex - 62023CJ0092](#)

Directive (EU) 2026/470 of the European Parliament and of the Council of 24 February 2026 amending Directives 2006/43/EC, 2013/34/EU, (EU) 2022/2464 and (EU) 2024/1760 as regards **certain corporate sustainability reporting requirements and certain corporate sustainability due diligence requirements (Omnibus 1)**

[Directive - EU - 2026/470](#)

Case C-97/23 P. Judgment of the Court (Grand Chamber) of 10 February 2026. WhatsApp Ireland Ltd v European Data Protection Board.

Appeal – **Protection of natural persons with regard to the processing of personal data** – Regulation (EU) 2016/679 – Article 63 – Consistency mechanism – Article 65 – **Dispute resolution by the European Data Protection Board** – Binding decision – Action for annulment – First paragraph of Article 263 TFEU – **Act open to challenge** – Fourth paragraph of Article 263 TFEU – **Condition that the measure against which the action has been brought must be of direct concern to the applicant.**

[EUR-Lex - 62023CJ0097](#)

1. EU-Swiss Relations

Community Legislation

Agreement between the European Union and the Swiss Confederation on Switzerland's Regular financial contribution towards reducing economic and social disparities in the European Union

[EUR-Lex - ST 10576 2025](#)

Joint Declaration by the European Union and the Swiss Confederation on the establishment of a High-Level Dialogue on the broad bilateral package and the possible further development of the bilateral relations between the European Union and Switzerland

[EUR-Lex - ST 10565 2025](#)

Case Law

Case T-127/21 RENV. Judgment of the General Court (Third Chamber) of 4 February 2026. Swissgrid AG v European Commission.

Energy – **European platforms for the exchange of standard products for balancing energy** – Switzerland's participation – Article 1(6) and (7) of Regulation (EU) 2017/2195 – **Letter from the Commission refusing to authorise the Swiss transmission system operator to participate in the platforms** – Action for annulment – Challengeable act – Continuing interest in bringing proceedings – Locus standi – Admissibility – Lack of competence of the author of the act.

[EUR-Lex - 62021TJ0127](#)

2. External Relations / Foreign Policy

Community Legislation

Council Regulation (EU) 2026/456 of 26 February 2026 amending Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and repealing Implementing Regulation (EU) 2025/1578 and Implementing Regulation (EU) 2026/420

[Regulation - EU - 2026/456](#)

Regulation (EU) 2026/467 of the European Parliament and of the Council of 24 February 2026 implementing enhanced cooperation on the establishment of the Ukraine Support Loan for 2026 and 2027

[Regulation - 2026/467](#)

Case Law

Affaire C-802/24 NV Reibel contre JSC VO Stankoimport. Conclusions de l'avocat général M. A. Biondi, présentées le 26 février 2026. Demande de décision préjudicielle formée par Svea hovrätt.

Mesures restrictives relatives aux actions de la Russie déstabilisant la situation en Ukraine – Interdiction d'exporter des biens à double usage – **Refus de licence d'exportation affectant l'exécution d'un contrat** – **Refus de remboursement de l'avance versée** – Saisine d'une instance arbitrale – Article 11 du règlement no 833/2014 modifié – Notion de demande à laquelle il ne peut être fait droit – Arbitrabilité des litiges portant sur les mesures restrictives – Contrôle juridictionnel des sentences arbitrales – Intensité – Ordre public de l'Union – Importance fondamentale pour l'accomplissement des missions confiées à l'Union.

[EUR-Lex - 62024CC0802](#)

Case C-313/24. Judgment of the Court (Fifth Chamber) of 12 February 2026. Opera Laboratori Fiorentini SpA v Ministero della Cultura and Others. Request for a preliminary ruling from the Consiglio di Stato.

Reference for a preliminary ruling – Common Foreign and Security Policy – **Restrictive measures taken in view of Russia's actions destabilising the situation in Ukraine** – Regulation (EU) No 833/2014 – Article 5k(1)(c) – **Prohibition on awarding and continuing the performance of any public contract or concession to or with a natural or legal person, entity or body acting 'on behalf or at the direction' of an 'entity referred to in point (a) or (b) of this paragraph'** – Award of a public contract by the authorities of a Member State to a resident company two of whose three members of its administrative board are Russian nationals and one of those Russian nationals, who is the chair and the chief executive officer of that administrative board, is also sole administrator of the parent company of the company concerned.

[EUR-Lex - 62024CJ0313](#)

Case C-619/24. Judgment of the Court (Fifth Chamber) of 5 February 2026. JG v Hauptzollamt Düsseldorf. Request for a preliminary ruling from the Finanzgericht Düsseldorf.

Reference for a preliminary ruling – Common foreign and security policy – Restrictive measures adopted in view of the actions of the Russian Federation destabilising the situation in Ukraine – Regulation (EU) No 833/2014 – Article 3i(1) and (3ad) – Annex XXI – **Prohibition on importing goods generating significant revenues for the Russian Federation into the European Union – Importation of a vehicle.**

[EUR-Lex - 62024CJ0619](#)

3. Agriculture and Fisheries / Maritime Affairs

Nothing to report for the period under review.

4. Audiovisual and Media and Information Society

Case Law

Case C-92/23. Judgment of the Court (Grand Chamber) of 26 February 2026. European Commission v Hungary.

Failure of a Member State to fulfil obligations – Electronic communications networks and services – Radio spectrum – Directives 2002/20/EC, 2002/21/EC, 2002/77/EC and (EU) 2018/1972 – Individual rights of use – **National legislation and administrative decisions depriving a commercial radio station of the possibility of broadcasting content on an analogue terrestrial FM radio frequency** – Principles of proportionality, transparency, non-discrimination and good administration – Article 11 of the Charter of Fundamental Rights of the European Union – **Freedom of expression and information – Freedom of the media.**

[EUR-Lex - 62023CJ0092](#)

Case C-97/23 P. Judgment of the Court (Grand Chamber) of 10 February 2026. WhatsApp Ireland Ltd v European Data Protection Board.

Appeal – **Protection of natural persons with regard to the processing of personal data** – Regulation (EU) 2016/679 – Article 63 – Consistency mechanism – Article 65 – **Dispute resolution by the European Data Protection Board** – Binding decision – Action for annulment – First paragraph of Article 263 TFEU – **Act open to challenge** – Fourth paragraph of Article 263 TFEU – **Condition that the measure against which the action has been brought must be of direct concern to the applicant.**

[EUR-Lex - 62023CJ0097](#)

5. Competition and State Aid

Case Law

Case C-367/22 P. Judgment of the Court (Fifth Chamber) of 26 February 2026. Air Canada v European Commission.

Appeal – Competition – **Agreements, decisions and concerted practices – Market for airfreight** – Decision of the European Commission finding an infringement of Article 101 TFEU, Article 53 of the Agreement on the European Economic Area and Article 8 of the Agreement between the European Community and the Swiss Confederation on Air Transport – **Coordination of elements of the price of air freight services (fuel surcharge, security surcharge and refusal to pay commission on surcharges)** – Inbound freight services – Territorial jurisdiction of the Commission – Qualified effects – Single and continuous infringement – Regulation (EC) No 1/2003 – Article 25 – Limitation period for the Commission's powers to impose penalties – Plea based on the limitation period – Plea involving a matter of public policy.

[EUR-Lex - 62022CJ0367](#)

Cases C-496/23 P and C-497/23 P. Opinion of Advocate General Rantos delivered on 26 February 2026 (1) Meta Platforms Ireland Ltd, formerly Facebook Ireland Ltd v European Commission

(Appeal – Competition – Article 102 TFEU – **Abuse of a dominant position** – Data market – Administrative procedure – Regulation (EC) No 1/2003 – Article 18(3) – **Decision to request information – Necessity of the information requested** – Proportionality – Right to respect for private life – Virtual data room – Principle of good administration – Professional secrecy)

[EUR-Lex - 62023CC0496](#)

6. Customs

Community Legislation

Council Regulation (EU) 2026/382 of 11 February 2026 amending Regulation (EC) No 1186/2009 as regards the elimination of the threshold-based customs duty relief

[Regulation - EU - 2026/382](#)

7. Economic and Monetary Affairs, Taxation, Enterprise

Community Legislation

Directive (EU) 2026/470 of the European Parliament and of the Council of 24 February 2026 amending Directives 2006/43/EC, 2013/34/EU, (EU) 2022/2464 and (EU) 2024/1760 as regards certain corporate sustainability reporting requirements and certain corporate sustainability due diligence requirements (Omnibus 1)

[Directive - EU - 2026/470](#)

Case Law

Case C-864/24. Judgment of the Court (Tenth Chamber) of 12 February 2026. GT and Others v Valora Effekten Handel AG. Request for a preliminary ruling from the Bundesgerichtshof.

Reference for a preliminary ruling – Directive 2004/109/EC – **Harmonisation of transparency requirements in relation to information about issuers whose securities are admitted to trading on a regulated market established or operating in a Member State – Notification of the acquisition of major holdings in companies – Acquisition of such holdings by persons acting in concert – Article 3(1a), fourth subparagraph – Concept of ‘more stringent’ requirements – Laws, regulations or administrative provisions adopted in relation to takeover bids, merger transactions and other transactions affecting the ownership or control of companies.**

[EUR-Lex - 62024CJ0864](#)

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

Nothing to report for the period under review.

9. Employment and Social Affairs

Nothing to report for the period under review.

10. Energy and Environment

Case Law

Case C-131/24. Judgment of the Court (First Chamber) of 26 February 2026. Umweltorganisation VIRUS – Verein Projektwerkstatt für Umwelt und Soziales and Others v Amt der Niederösterreichischen Landesregierung, Abteilung Landesstraßenplanung – ST3. Request for a preliminary ruling from the Bundesverwaltungsgericht.

Reference for a preliminary ruling – Environment – **Conservation of wild birds – Directive 2009/147/EC – Prohibition on deliberately disturbing birds – Article 5(d) – Project for the construction of a road involving the possibility of disturbing certain specimens of certain species – Measures for preventing and mitigating disturbances – Proof of the effectiveness of those measures – Reasoned assessment of a court expert.**

[EUR-Lex - 62024CJ0131](#)

Joined Cases C-364/24 and C-393/24. Judgment of the Court (First Chamber) of 5 February 2026. Giorgio Fidenato, en son nom propre et en tant que propriétaire de l'exploitation agricole « In Trois » v Ministero dell'Agricoltura, della Sovranità Alimentare e delle Foreste. Requests for a preliminary ruling from the Consiglio di Stato and Tribunale di Udine.

References for a preliminary ruling – Environment – Deliberate release of genetically modified organisms (GMOs) – **Measures to avoid the unintended presence of GMOs in the environment – Directive 2001/18/EC – Article 26c(1) and (3) – Regulation (EC) No 1829/2003 – Implementing Decision (EU) 2016/321 – Prohibition of the cultivation of MON 810 GMO maize in Italy – Validity – Free movement of goods – Articles 34 and 114 TFEU – Principles of proportionality and non-discrimination – Freedom to conduct a business – Articles 16 and 21 of the Charter of Fundamental Rights of the European Union.**

[EUR-Lex - 62024CJ0364](#)

Case T-127/21 RENV. Judgment of the General Court (Third Chamber) of 4 February 2026. Swissgrid AG v European Commission.

Energy – **European platforms for the exchange of standard products for balancing energy** – Switzerland’s participation – Article 1(6) and (7) of Regulation (EU) 2017/2195 – **Letter from the Commission refusing to authorise the Swiss transmission system operator to participate in the platforms** – Action for annulment – Challengeable act – Continuing interest in bringing proceedings – Locus standi – Admissibility – Lack of competence of the author of the act.

[EUR-Lex - 62021TJ0127](#)

11. Food Safety, Public Health and Consumers

Case Law

Case C-490/24. Judgment of the Court (Fourth Chamber) of 12 February 2026. Stichting Koskea, agissant en qualité d’administrateur de ED v Nationale Nederlanden Schadeverzekering Maatschappij NV exerçant sous la dénomination commerciale de Reaal Schadeverzekering NV. Request for a preliminary ruling from the Hoge Raad der Nederlanden.

Reference for a preliminary ruling – **Compulsory insurance against civil liability in respect of the use of motor vehicles** – Directive 2009/103/EC – Article 12(1) – **Obligation for personal injuries to all passengers, other than the driver, arising out of the use of a vehicle to be covered by civil liability insurance** – Scope – Road traffic accident involving a single vehicle – Damage suffered by the driver of the vehicle as a result of the intervention of a passenger in the driving of the vehicle.

[EUR-Lex - 62024CJ0490](#)

Case C-471/24. Judgment of the Court (Third Chamber) of 12 February 2026. J.J. v PKO BP S.A. Request for a preliminary ruling from the Sąd Okręgowy w Częstochowie.

Reference for a preliminary ruling – **Unfair terms in consumer contracts** – Directive 93/13/EEC – Credit agreement – **Variable-rate mortgage loan agreement** – Contractual term providing for the determination of the interest rate on the basis of a benchmark within the meaning of Regulation (EU) 2016/1011 – Article 1(2) of Directive 93/13 – Contractual term reflecting mandatory statutory or regulatory provisions – Article 4(2) of Directive 93/13 – Concept of ‘definition of the main subject matter of the contract’ – Requirement of transparency – Article 3(1) of Directive 93/13 – Unfairness.

[EUR-Lex - 62024CJ0471](#)

12. Human Rights

Case Law

Case C-92/23. Judgment of the Court (Grand Chamber) of 26 February 2026. European Commission v Hungary.

Failure of a Member State to fulfil obligations – Electronic communications networks and services – Radio spectrum – Directives 2002/20/EC, 2002/21/EC, 2002/77/EC and (EU) 2018/1972 – Individual rights of use – **National legislation and administrative decisions depriving a commercial radio station of the possibility of broadcasting content on an analogue terrestrial FM radio frequency** – Principles of proportionality, transparency, non-discrimination and good administration – Article 11 of the Charter of Fundamental Rights of the European Union – **Freedom of expression and information – Freedom of the media.**

[EUR-Lex - 62023CJ0092](#)

Joined Cases C-364/24 and C-393/24. Judgment of the Court (First Chamber) of 5 February 2026. Giorgio Fidenato, en son nom propre et en tant que propriétaire de l'exploitation agricole « In Trois » v Ministero dell'Agricoltura, della Sovranità Alimentare e delle Foreste. Requests for a preliminary ruling from the Consiglio di Stato and Tribunale di Udine.

References for a preliminary ruling – Environment – Deliberate release of genetically modified organisms (GMOs) – **Measures to avoid the unintended presence of GMOs in the environment** – Directive 2001/18/EC – Article 26c(1) and (3) – Regulation (EC) No 1829/2003 – Implementing Decision (EU) 2016/321 – **Prohibition of the cultivation of MON 810 GMO maize in Italy** – Validity – **Free movement of goods** – Articles 34 and 114 TFEU – Principles of proportionality and non-discrimination – **Freedom to conduct a business** – Articles 16 and 21 of the Charter of Fundamental Rights of the European Union.

[EUR-Lex - 62024CJ0364](#)

13. Internal Market and Free Movement

Case Law

Case C-48/24. Judgment of the Court (First Chamber) of 12 February 2026. VšĮ „Vilniaus tarptautinė mokykla“ v Valstybinė kalbos inspekcija. Request for a preliminary ruling from the Lietuvos vyriausiasis administracinis teismas.

Reference for a preliminary ruling – Article 49 TFEU – **Freedom of establishment** – Scope – Economic activity – Recognition of professional qualifications – Directive 2005/36/EC – Article 53 – Knowledge of languages – **National legislation laying down a requirement that teachers and the members of administrative staff in regular communication with the public and with the administrative authorities employed in a private educational institution are proficient in the official language** – Article 4(2) TEU – National identity of a Member State – Protection and promotion of the official language of a Member State – Private educational institution delivering international education programmes – Necessity condition – Principle of proportionality – Requirement of proficiency in the official language with no possibility for exception or flexibility.

[EUR-Lex - 62024CJ0048](#)

Case C-810/24. Judgment of the Court (Second Chamber) of 5 February 2026. Urban Vision SpA v Comune di Milano and Digital Vox Srl, anciennement A&C Network Srl. Request for a preliminary ruling from the Consiglio di Stato.

Reference for a preliminary ruling – Directive 2014/23/EU – **Procedure for the award of concession contracts** – Project financing at the initiative of a private operator – Assessment and approval of a financing proposal – Call for tenders launched on the basis of that proposal – **Pre-emption right of the economic operator that is the promoter, subject to ensuring the conditions of the best offer – Modification made after the submission of the initial offer** – Article 3 – Principles of equal treatment, non-discrimination and transparency – Breach.

[EUR-Lex - 62024CJ0810](#)

Joined Cases C-364/24 and C-393/24. Judgment of the Court (First Chamber) of 5 February 2026. Giorgio Fidenato, en son nom propre et en tant que propriétaire de l'exploitation agricole « In Trois » v Ministero dell'Agricoltura, della Sovranità Alimentare e delle Foreste. Requests for a preliminary ruling from the Consiglio di Stato and Tribunale di Udine.

References for a preliminary ruling – Environment – Deliberate release of genetically modified organisms (GMOs) – **Measures to avoid the unintended presence of GMOs in the environment** – Directive 2001/18/EC – Article 26c(1) and (3) – Regulation (EC) No 1829/2003 – Implementing Decision (EU) 2016/321 – **Prohibition of the cultivation of MON 810 GMO maize in Italy** – Validity – **Free movement of goods** – Articles 34 and 114 TFEU – Principles of proportionality and non-discrimination – **Freedom to conduct a business** – Articles 16 and 21 of the Charter of Fundamental Rights of the European Union.

[EUR-Lex - 62024CJ0364](#)

14. Intellectual Property

Nothing to report for the period under review.

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

Community Legislation

Regulation (EU) 2026/464 of the European Parliament and of the Council of 24 February 2026 amending Regulation (EU) 2024/1348 as regards the **establishment of a list of safe countries of origin at Union level**
[Regulation - EU - 2026/464](#)

Case Law

Case C-634/24. Judgment of the Court (Third Chamber) of 12 February 2026. M.P. v Migracijos departamentas prie Lietuvos Respublikos vidaus reikalų ministerijos. Request for a preliminary ruling from the Lietuvos vyriausiasis administracinis teismas.

Reference for a preliminary ruling – Area of freedom, security and justice – Border checks, asylum and immigration – Crossing of external borders of the Member States – Regulation (EU) 2018/1806 – **National legislation requiring a national of several third countries who has benefitted from a visa-free regime to present an additional document in order to obtain a temporary residence permit** – Comprehensive Economic and Trade Agreement between Canada, of the one part, and the European Union, of the other part – Direct effect.

[EUR-Lex - 62024CJ0634](#)

Case C-718/24. Judgment of the Court (Second Chamber) of 5 February 2026. NP v Predsedatel na Darzhavna agentsia za bezhantsite. Request for a preliminary ruling from the Administrativen sad Sofia-grad.

Reference for a preliminary ruling – Area of freedom, security and justice – Asylum policy – Directive 2013/32/EU – **Common procedures for granting and withdrawing international protection** – Article 33 – Grounds of inadmissibility – Article 38 – **Concept of ‘safe third country’** – Conditions for implementation – **Connection between the applicant and the third country concerned** – Criteria – Assessment methods – Article 46 – **Right to an effective remedy** – Article 47 of the Charter of Fundamental Rights of the European Union.

[EUR-Lex - 62024CJ0718](#)

16. Transport

Case Law

Case C-680/24. Judgment of the Court (Eighth Chamber) of 12 February 2026. WizzAir Hungary Légitársaság Kft. v Prezes Urzędu Lotnictwa Cywilnego. Request for a preliminary ruling from the Wojewódzki Sąd Administracyjny w Warszawie.

Reference for a preliminary ruling – Air transport – Airport charges – Directive 2009/12/EC – Point 3 of Article 2 – Concept of ‘airport user’ – Article 6(2) – **Obligation on the airport managing body to consult with airport users regarding changes to the system or the level of airport charges** – Point (a) of the first subparagraph of Article 6(5) – Mandatory procedure for determining or approving airport charges or their maximum level by the independent supervisory authority – Second subparagraph of Article 6(5) – Article 11(1) and (7) – Obligation on that authority to consult with airport users regarding modifications of the system or the level of airport charges in the context of a mandatory procedure under national law – Scope – Principle of non-discrimination and principle of transparency.

[EUR-Lex - 62024CJ0680](#)

Case C-490/24. Judgment of the Court (Fourth Chamber) of 12 February 2026. Stichting Koskea, agissant en qualité d’administrateur de ED v Nationale Nederlanden Schadeverzekering Maatschappij NV exerçant sous la dénomination commerciale de Reaal Schadeverzekering NV. Request for a preliminary ruling from the Hoge Raad der Nederlanden.

Reference for a preliminary ruling – **Compulsory insurance against civil liability in respect of the use of motor vehicles** – Directive 2009/103/EC – Article 12(1) – **Obligation for personal injuries to all passengers, other than the driver, arising out of the use of a vehicle to be covered by civil liability insurance** – Scope – Road traffic accident involving a single vehicle – Damage suffered by the driver of the vehicle as a result of the intervention of a passenger in the driving of the vehicle.

[EUR-Lex - 62024CJ0490](#)

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

Case Law

Case C-92/23. Judgment of the Court (Grand Chamber) of 26 February 2026. European Commission v Hungary.

Failure of a Member State to fulfil obligations – Electronic communications networks and services – Radio spectrum – Directives 2002/20/EC, 2002/21/EC, 2002/77/EC and (EU) 2018/1972 – Individual rights of use – **National legislation and administrative decisions depriving a commercial radio station of the possibility of broadcasting content on an analogue terrestrial FM radio frequency** – Principles of proportionality, transparency, non-discrimination and good administration – Article 11 of the Charter of Fundamental Rights of the European Union – **Freedom of expression and information – Freedom of the media.**

[EUR-Lex - 62023CJ0092](#)

Case C-56/25. Judgment of the Court (Third Chamber) of 12 February 2026. Criminal proceedings against MA. Request for a preliminary ruling from the Sofiyski gradski sad.

Reference for a preliminary ruling – Article 267 TFEU – Principle of the primacy of EU law – **National law alleged to be incompatible with the national Constitution and with EU law** – Conditions for referring a matter to a constitutional court – Reasoned assessment of the consequences of the application of EU law – Prior reference to the Court of Justice of the European Union for a preliminary ruling – Article 94(b) of the Rules of Procedure of the Court of Justice – Determination of the national law applicable to the dispute – Content of the request for a preliminary ruling – **Obligation or entitlement to refer a matter to a constitutional court before making a reference to the Court of Justice for a preliminary ruling** – None.

[EUR-Lex - 62025CJ0056](#)

Case C-408/24. Judgment of the Court (Third Chamber) of 12 February 2026. Republik Österreich v Austrian Airlines AG. Request for a preliminary ruling from the Oberster Gerichtshof.

Reference for a preliminary ruling – Air transport – Regulation (EC) No 549/2004 – Single European sky – Regulation (EC) No 550/2004 – Provision of air navigation services in the single European sky – Article 8 – Air traffic service providers – Articles 14 and 15 – **Charges payable by airspace users – Failure of an aeronautical telecommunications server** – Cancellation of flights – **Alleged culpable negligence on the part of the provider concerned** – Airspace users – Protection of those users against the material damage caused by such negligence.

[EUR-Lex - 62024CJ0408](#)

Case C-97/23 P. Judgment of the Court (Grand Chamber) of 10 February 2026. WhatsApp Ireland Ltd v European Data Protection Board.

Appeal – **Protection of natural persons with regard to the processing of personal data** – Regulation (EU) 2016/679 – Article 63 – Consistency mechanism – Article 65 – **Dispute resolution by the European Data Protection Board** – Binding decision – Action for annulment – First paragraph of Article 263 TFEU – **Act open to challenge** – Fourth paragraph of Article 263 TFEU – **Condition that the measure against which the action has been brought must be of direct concern to the applicant.**

[EUR-Lex - 62023CJ0097](#)