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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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Reference for a preliminary ruling – Area of freedom, security and justice – Judicial cooperation in civil matters – **Law applicable to contractual obligations – Regulation (EC) No 593/2008 (Rome I)** – Law applicable to non-contractual obligations – Regulation (EC) No 864/2007 (Rome II) – **Non-contractual obligation arising from an infringement, by a third party, of a person's alleged exclusive rights to use works protected by copyright** – Challenge by the defendant to the formal validity of the assignment contract between the assignee of those rights and the author – Whether that issue is a contractual matter.

[EUR-Lex - 62025CJ0176](#)

Case C-298/23. Judgment of the Court (Grand Chamber) of 8 September 2026. Inter IKEA Systems BV v Algemeen Vlaams Belang VZW and Others. Request for a preliminary ruling from the Nederlandstalige Ondernemingsrechtbank Brussel.

Reference for a preliminary ruling – Trade marks – Regulation (EU) 2017/1001 – Article 9(2)(c) – Directive (EU) 2015/2436 – Article 10(2)(c) – Article 10(6) – **Rights conferred by a trade mark** – Concept of 'use in the course of trade, in relation to goods or services, of a sign' – Concept of 'due cause' – Charter of Fundamental Rights of the European Union – **Striking of a balance between fundamental rights** – Article 11 of the Charter of Fundamental Rights – **Freedom of expression** – Article 17 of that Charter – **Right to property** – Right of the proprietor of a trade mark with a reputation to prevent use by a third party of a sign identical with, or similar to, a trade mark – **Use of such a sign by the third party in the context of a political campaign.**

[EUR-Lex - 62023CJ0298](#)

Case C-798/24. Judgment of the Court (First Chamber) of 3 September 2026. A et autres v Latvijas Republikas Saeima. Request for a preliminary ruling from the Satversmes tiesa.

Reference for a preliminary ruling – Protection of natural persons with regard to the processing of personal data – Regulation (EU) 2016/679 – Article 5 – **Principles relating to processing of personal data** – Article 6 – **Lawfulness of processing** – Company law – Directive (EU) 2017/1132 – Article 14 – Documents and particulars to be disclosed – Concept of 'persons who take part in the administration, supervision or control of a company' – **Making available to the public personal data relating to the shareholders of public limited liability companies** – Minority shareholders.

[EUR-Lex - 62024CJ0798](#)

1. EU-Swiss Relations

Case Law

Case C-223/25. Judgment of the Court (First Chamber) of 17 September 2026. BT and CY v Finanzamt Siegburg. Request for a preliminary ruling from the Finanzgericht Köln.

Reference for a preliminary ruling – Taxation – **Income tax – Agreement between the European Union and the Swiss Confederation on the free movement of persons** – Equal treatment – Nationality – Residence – Tax advantages – **Deductibility of certain expenses incurred by the taxpayer in relation to his or her household** – Restriction to expenditure relating to households situated in a Member State or in a State party to the Agreement on the European Economic Area (EEA) – Justification.

[EUR-Lex - 62025CJ0223](#)

2. External Relations / Foreign Policy

Case Law

Affaire T-457/24. Arrêt du Tribunal (grande chambre) du 9 septembre 2026. Hongrie contre Facilité européenne pour la paix et Conseil de l'Union européenne.

Politique étrangère et de sécurité commune – Facilité européenne pour la paix (FEP) – **Décision du Comité de la FEP portant sur l'affectation, aux forces armées ukrainiennes, de la première tranche des recettes extraordinaires perçues en raison des avoirs russes gelés** – Incompétence du juge de l'Union.

[EUR-Lex - 62024TJ0457](#)

Affaire T-358/25. Arrêt du Tribunal (première chambre) du 9 septembre 2026. Roman Arkadyevich Abramovich contre Conseil de l'Union européenne.

Politique étrangère et de sécurité commune – Mesures restrictives prises eu égard aux actions compromettant ou menaçant l'intégrité territoriale, la souveraineté et l'indépendance de l'Ukraine – Gel des fonds – Restrictions en matière d'admission sur le territoire des États membres – **Liste des personnes, des entités et des organismes auxquels s'applique le gel des fonds et des ressources économiques et faisant l'objet de restrictions en matière d'admission sur le territoire des États membres** – Maintien du nom du requérant sur la liste – Notion de “femmes et hommes d'affaires influents exerçant des activités en Russie” – Notion de “femmes et hommes d'affaires ayant une activité dans des secteurs économiques qui fournissent une source substantielle de revenus au gouvernement de la Fédération de Russie” – Article 2, paragraphe 1, sous g), de la décision 2014/145/PESC – Article 3, paragraphe 1, sous g), du règlement (UE) no 269/2014 – Exception d'illégalité – Violation des formes substantielles – Dignité humaine – Erreur d'appréciation – Proportionnalité – Citoyenneté de l'Union – Liberté de circulation – Responsabilité non contractuelle.

[EUR-Lex - 62025TJ0358](#)

3. Agriculture and Fisheries / Maritime Affairs

Case Law

Case C-600/25. Judgment of the Court (Seventh Chamber) of 24 September 2026. M. P. M. v Ministerstvo na zemedeliето i hranite and Others. Request for a preliminary ruling from the Varhoven administrativen sad.

Reference for a preliminary ruling – Agriculture – Common agricultural policy (CAP) – European Agricultural Fund for Rural Development (EAFRD) – **Rural development support measures** – Regulation (EC) No 1974/2006 – Article 47 – Lease or letting agreement – Lease agreement concluded between a municipal authority and an aid beneficiary – Commitment over five years – Termination of the lease agreement further to a legislative reform – **Obligation to reimburse the aid received in part or in full** – Not possible to adapt those commitments to a new situation for the holding concerned – Definition of ‘force majeure’ and ‘exceptional circumstances’ – Principles of EU law – **Liability of Member States for loss or damage caused to individuals by infringements of EU law** – Conditions of engagement – Provision intended to confer rights on individuals.

[EUR-Lex - 62025CJ0600](#)

Case C-163/24. Judgment of the Court (Grand Chamber) of 8 September 2026. BX v Statul Român – Ministerul Finanțelor Publice and Curtea de Apel București. Request for a preliminary ruling from the Curtea de Apel București.

Reference for a preliminary ruling – Agriculture – Common agricultural policy – **Direct support schemes** – Regulation (EC) No 1782/2003 – Article 20(1) – Identification system for agricultural parcels – Effective administration and control – Regulation (EC) No 796/2004 – Article 68 – **Obligation on the farmer correctly to declare the areas and identify the parcel used and its boundaries** – Reductions and exclusions in cases of overdeclaration – Exceptions – Concept of ‘factually correct information’ – **State liability for loss or damage caused to individuals by the infringement of EU law** – Infringement attributable to a national court ruling at last instance – No provision intended to confer rights on individuals.

[EUR-Lex - 62024CJ0163](#)

4. Audiovisual and Media and Information Society

Case Law

Case C-669/24. Judgment of the Court (Seventh Chamber) of 10 September 2026. Bundesverband der Verbraucherzentralen und Verbraucherverbände - Verbraucherzentrale Bundesverband e.V. v Vodafone GmbH. Request for a preliminary ruling from the Oberlandesgericht Düsseldorf.

Reference for a preliminary ruling – Approximation of laws – Telecommunications sector – Directive (EU) 2018/1972 – European Electronic Communications Code – **Contract for electronic communications services** – **Power of the service provider to make changes unilaterally** – First subparagraph of Article 105(4) – End users’ right to terminate the contract.

[EUR-Lex - 62024CJ0669](#)

Case C-798/24. Judgment of the Court (First Chamber) of 3 September 2026. A et autres v Latvijas Republikas Saeima. Request for a preliminary ruling from the Satversmes tiesa.

Reference for a preliminary ruling – Protection of natural persons with regard to the processing of personal data – Regulation (EU) 2016/679 – Article 5 – **Principles relating to processing of personal data** – Article 6 – Lawfulness of processing – Company law – Directive (EU) 2017/1132 – Article 14 – Documents and particulars to be disclosed – Concept of ‘persons who take part in the administration, supervision or control of a company’ – **Making available to the public personal data relating to the shareholders of public limited liability companies** – Minority shareholders.

[EUR-Lex - 62024CJ0798](#)

5. Competition and State Aid

Case Law

Joined Cases C-503/25 and C-504/25. Judgment of the Court (Tenth Chamber) of 24 September 2026. Acciaierie d'Italia SpA, en administration temporaire v Cassa per i servizi energetici e ambientali (CSEA). Requests for a preliminary ruling from the Tribunale Amministrativo Regionale per la Lombardia. Reference for a preliminary ruling – State aid – **Aid schemes for undertakings with high natural gas or electricity consumption – National provisions excluding from those schemes undertakings in difficulty within the meaning of the Guidelines on State aid for rescuing and restructuring non-financial undertakings in difficulty – Concept of ‘undertaking in difficulty’ – National extraordinary administration scheme.**

[EUR-Lex - 62025CJ0503](#)

Case C-11/25. Judgment of the Court (First Chamber) of 10 September 2026. Jelgavas valstspilsētas pašvaldība v Konkurences padome. Request for a preliminary ruling from the Augstākā tiesa (Senāts). Reference for a preliminary ruling – Competition – Article 102 TFEU – **Abuse of a dominant position – Concept of ‘economic activity’ – Decision relating to the exercise of public powers – **Award by a municipality of the right to provide municipal waste management services** – Service provider partially owned by the municipality.**

[EUR-Lex - 62025CJ0011](#)

6. Customs

Community Legislation

Regulation (EU) 2026/2108 of the European Parliament and of the Council of 16 September 2026 establishing the Union Customs Code and the European Union Customs Authority, and repealing Regulation (EU) No 952/2013

[Regulation - EU - 2026/2108](#)

7. Economic and Monetary Affairs, Taxation, Enterprise

Case Law

Case C-223/25. Judgment of the Court (First Chamber) of 17 September 2026. BT and CY v Finanzamt Siegburg. Request for a preliminary ruling from the Finanzgericht Köln.

Reference for a preliminary ruling – Taxation – **Income tax – Agreement between the European Union and the Swiss Confederation on the free movement of persons** – Equal treatment – Nationality – Residence – Tax advantages – **Deductibility of certain expenses incurred by the taxpayer in relation to his or her household** – Restriction to expenditure relating to households situated in a Member State or in a State party to the Agreement on the European Economic Area (EEA) – Justification.

[EUR-Lex - 62025CJ0223](#)

Case C-565/24. Judgment of the Court (Second Chamber) of 10 September 2026. P-GmbH & Co. KG v Finanzamt Q. Request for a preliminary ruling from the Bundesfinanzhof.

Reference for a preliminary ruling – **Common system of value added tax (VAT)** – Sixth Directive 77/388/EEC – Special schemes – Article 26 – Travel agents – **Excursion organised by a trader away from his or her business premises** – Taxation under the margin scheme without deduction of the input VAT paid – Negative margin potentially leading to a VAT refund – ‘Coffee trips’.

[EUR-Lex - 62024CJ0565](#)

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-369/25. Judgment of the Court (Fifth Chamber) of 24 September 2026. LW v Trenitalia SpA and Istituto nazionale della previdenza sociale (INPS). Request for a preliminary ruling from the Tribunale di Napoli.

Reference for a preliminary ruling – Social policy – **Employer's obligation to inform employees of the conditions applicable to the contract or employment relationship** – Directive 91/533/EEC – Article 8(1) – Defence of rights – Scope of that provision – Protection of the rights conferred by that directive – Article 3 – Right of the employee to receive a document containing information on the essential of the contract or employment relationship.

[EUR-Lex - 62025CJ0369](#)

Case C-293/24. Judgment of the Court (Grand Chamber) of 8 September 2026. João Filipe Ferreira da Silva e Brito and Others v Estado português. Request for a preliminary ruling from the Supremo Tribunal de Justiça.

Reference for a preliminary ruling – Directives 77/187/EEC and 2001/23/EC – **Transfers of undertakings – Safeguarding of employees' rights** – Article 1(1) and Article 3(1) – **Obligation to make a request for a preliminary ruling under the third paragraph of Article 267 TFEU – Member State liability for damage caused to individuals by breaches of EU law attributable to that Member State** – Breaches attributable to a national court or tribunal against whose decisions there is no judicial remedy under national law – Taking into consideration the case-law of the Court extant at the time of delivery of the decision of that national court or tribunal which allegedly caused that harm.

[EUR-Lex - 62024CJ0293](#)

10. Energy and Environment

Case Law

Case C-151/25. Judgment of the Court (Fifth Chamber) of 24 September 2026. F.B. v Région wallonne. Request for a preliminary ruling from the Conseil d'État.

Reference for a preliminary ruling – Environment – Aarhus Convention – Article 6 – Public participation in decisions on specific activities – **Extension of the duration of the validity of a permit to operate a wind farm – Obligation to organise a public participation phase prior to that extension.**

[EUR-Lex - 62025CJ0151](#)

Joined Cases C-722/24 and C-756/24. Judgment of the Court (Third Chamber) of 17 September 2026. SIA Elektro bizness v Sabiedrisko pakalpojumu regulēšanas komisija and Sabiedrisko pakalpojumu regulēšanas komisija v SIA Jelgavas autobusu parks. Requests for a preliminary ruling from the Augstākā tiesa (Senāts).

Reference for a preliminary ruling – Internal market for electricity – Directive (EU) 2019/944 – Point 41 of Article 2 – Concepts of 'direct line', 'isolated generation site' and 'isolated customer' – Article 7 – Conditions for authorising a 'direct line' – Article 9 – **Public service obligations imposed on electricity undertakings – Connection of a new customer to an electricity line linked to a producer** – Maintenance of a back-up connection to the operator's distribution system.

[EUR-Lex - 62024CJ0722](#)

Case C-330/25. Judgment of the Court (Ninth Chamber) of 10 September 2026. Raidió Teilifís Éireann (RTÉ) 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 – **Right of access to environmental information held by or for public authorities** – Article 2(2)(a) – Concept of ‘public authority’ – **Legal person responsible for the public broadcasting service.**

[EUR-Lex - 62025CJ0330](#)

Affaire T-120/24. Arrêt du Tribunal (neuvième chambre, siégeant avec cinq juges) du 2 septembre 2026. Global Legal Action Network et Climate Action Network Europe (CAN-Europe) contre Commission européenne. Environnement – Règlement (UE) 2018/842 – Réductions annuelles des émissions de GES – **Révision des quotas annuels d’émissions de GES des États membres pour la période 2023-2030** – Décision d’exécution (UE) 2023/1319 – Rejet de la demande de réexamen interne – Article 10, paragraphe 1, du règlement (CE) no 1367/2006 – Convention d’Aarhus – Motifs de réexamen dirigés contre les règlements (UE) 2021/1119 et (UE) 2023/857 fixant les objectifs de réduction des émissions de GES de l’Union pour 2030 – Pouvoir d’exécution de la Commission – Article 291, paragraphe 2, TFUE – Motifs de réexamen dirigés contre une analyse d’impact – Initiative législative.

[EUR-Lex - 62024TJ0120](#)

11. Food Safety, Public Health and Consumers

Case Law

Case C-381/25. Judgment of the Court (Fifth Chamber) of 24 September 2026. PL and GQ v Gexx aeroSol GmbH. Request for a preliminary ruling from the Landgericht Cottbus.

Reference for a preliminary ruling – Consumer protection – Directive 2011/83/EU – Consumer agreement – **Right of withdrawal for off-premises contracts** – Article 2(8) – Definition of an off-premises contract – Written offer from the trader – **Acceptance of that offer by the consumer in the presence of the trader and away from the business premises of the trader.**

[EUR-Lex - 62025CJ0381](#)

Case C-900/24. Judgment of the Court (Third Chamber) of 24 September 2026. SVB – Neues Schweizer Viertel Betriebs + Service GmbH & Co. KG v Glarner Straße 5 GbR. Request for a preliminary ruling from the Kammergericht.

Reference for a preliminary ruling – Consumer protection – Directive 93/13/EEC – Unfair terms in consumer contracts – Article 1(2) – Concept of ‘mandatory statutory or regulatory provisions’ – Article 6 – Effects of a finding that a term is unfair – **Continued existence of the contract without unfair terms** – Concept of ‘supplementary national provisions’ – Article 7(1) – **Power of the national court to address the consequences of the removal of an unfair term** – Conditions – Long-term energy supply contract containing unfair price adjustment clauses – Power of sellers or suppliers unilaterally to replace an unfair price adjustment clause with a term allegedly compliant with that directive.

[EUR-Lex - 62024CJ0900](#)

Case C-657/24. Judgment of the Court (Fifth Chamber) of 17 September 2026. Kyberg Pharma Vertriebs-GmbH v Schutzverband gegen Unwesen in der Wirtschaft eV. Request for a preliminary ruling from the Bundesgerichtshof.

Reference for a preliminary ruling – Consumer protection – Regulation (EC) No 1924/2006 – **Nutrition and health claims made on foods** – Article 10(2) – Specific conditions applicable to health claims – Mandatory information – Statement indicating the importance of a varied and balanced diet and a healthy lifestyle – Placement – **Concepts of ‘labelling’ and ‘advertising’** – Food supplement advertised in the written press.

[EUR-Lex - 62024CJ0657](#)

Case C-721/24. Judgment of the Court (Fifth Chamber) of 17 September 2026. Vista-Life Pharma SA and Vista-Life Pharma Belgium SCRL v Laboratoires S.M.B. SA and Brussels Reps Pharma SRL. Request for a preliminary ruling from the Cour d'appel de Bruxelles.

Reference for a preliminary ruling – Consumer protection – Regulation (EC) No 1924/2006 – Nutrition and health claims made on foods – Article 2(2)(5) – **Concept of 'health claim'** – Food supplement – Statements relating to the frequency of intake and/or the route of administration – Article 14(2) – Reduction of disease risk claims – Applicable conditions – **Advertising promoting a food supplement.**

[EUR-Lex - 62024CJ0721](#)

Case C-510/25. Judgment of the Court (Ninth Chamber) of 10 September 2026. T.Z. and D.Z. v Bank 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 denominated in a foreign currency and containing unfair terms** – Effects of a term being found to be unfair – Contract declared void – Action brought by the consumer for repayment of the amounts paid under the contract – Claim of the seller or supplier corresponding to the amount of capital lent – **National case-law providing for the set-off ex officio of reciprocal claims of the parties to a void agreement** – National case-law providing for the creation of two independent claims for restitution – Deterrent effect of the prohibition on unfair terms.

[EUR-Lex - 62025CJ0510](#)

12. Human Rights

Case Law

Case C-438/24. Judgment of the Court (First Chamber) of 17 September 2026. Erakond Eestimaa Rohelised v Vabariigi Valimiskomisjon and Others. Request for a preliminary ruling from the Riigikohus.

Reference for a preliminary ruling – Article 17(1), Article 39 and Article 52(1) of the Charter of Fundamental Rights of the European Union – Democratic principle – **Right to stand as a candidate at elections to the European Parliament** – Limitation on the exercise of that right – Act concerning the election of the Members of the European Parliament by direct universal suffrage – Conditions of eligibility – **Requirement to pay an electoral deposit** – Presentation of 'non-serious or frivolous' nominations for registration – Objective of discouragement – Representativeness of the electorate – Proportionality of the amount of that deposit having regard to the objectives pursued.

[EUR-Lex - 62024CJ0438](#)

Case C-298/23. Judgment of the Court (Grand Chamber) of 8 September 2026. Inter IKEA Systems BV v Algemeen Vlaams Belang VZW and Others. Request for a preliminary ruling from the Nederlandstalige Ondernemingsrechtbank Brussel.

Reference for a preliminary ruling – Trade marks – Regulation (EU) 2017/1001 – Article 9(2)(c) – Directive (EU) 2015/2436 – Article 10(2)(c) – Article 10(6) – **Rights conferred by a trade mark** – Concept of 'use in the course of trade, in relation to goods or services, of a sign' – Concept of 'due cause' – Charter of Fundamental Rights of the European Union – **Striking of a balance between fundamental rights** – Article 11 of the Charter of Fundamental Rights – **Freedom of expression** – Article 17 of that Charter – **Right to property** – Right of the proprietor of a trade mark with a reputation to prevent use by a third party of a sign identical with, or similar to, a trade mark – **Use of such a sign by the third party in the context of a political campaign.**

[EUR-Lex - 62023CJ0298](#)

Case C-606/24. Judgment of the Court (Fourth Chamber) of 3 September 2026. XY and Others v Ministerul Finanțelor. Request for a preliminary ruling from the Tribunalul București.

Reference for a preliminary ruling – Second subparagraph of Article 19(1) TEU – Article 47 of the Charter of Fundamental Rights of the European Union – **Effective legal protection** – Judicial independence – Tribunal previously established by law – **Obligation of the national courts to refer a preliminary point of law to the supreme court** – Article 267 TFEU.

[EUR-Lex - 62024CJ0606](#)

13. Internal Market and Free Movement

Case Law

Case C-139/25. Judgment of the Court (First Chamber) of 17 September 2026. Administración General del Estado v Ishares Europe EFT. Request for a preliminary ruling from the Tribunal Supremo.

Reference for a preliminary ruling – Article 63 TFEU – Free movement of capital – **Taxation of dividends received by an investment fund** – Tax rate – **Difference in treatment between resident and non-resident investment funds** – Bilateral tax convention for the avoidance of double taxation – Neutralisation of a possible restriction on the free movement of capital by means of the convention.

[EUR-Lex - 62025CJ0139](#)

Case C-602/25. Judgment of the Court (Eighth Chamber) of 10 September 2026. Ithaque Sécurité SAS v État belge. Request for a preliminary ruling from the Tribunal de première instance francophone de Bruxelles.

Reference for a preliminary ruling – **Freedom to provide services** – Article 56 TFEU – Restrictions – **Private security activities** – **National legislation requiring prior authorisation to carry out such an activity** – Taking into account guarantees provided in the Member State of origin of the service provider.

[EUR-Lex - 62025CJ0602](#)

Case C-653/24. Judgment of the Court (Second Chamber) of 3 September 2026. Presidente del Consiglio dei Ministri v Regione Emilia-Romagna. Request for a preliminary ruling from the Corte costituzionale.

Reference for a preliminary ruling – Services in the internal market – Directive 2006/123/EC – Article 2(1) – Scope – Article 4(1) – Concept of ‘service’ – Selection from among several candidates – Article 12(1) and (2) – **Concessions of small-scale hydroelectric diversions and related power plants** – **National legislation providing for the automatic renewal of concessions granted** – Article 49 TFEU.

[EUR-Lex - 62024CJ0653](#)

14. Intellectual Property

Case Law

Case C-298/23. Judgment of the Court (Grand Chamber) of 8 September 2026. Inter IKEA Systems BV v Algemeen Vlaams Belang VZW and Others. Request for a preliminary ruling from the Nederlandstalige Ondernemingsrechtbank Brussel.

Reference for a preliminary ruling – Trade marks – Regulation (EU) 2017/1001 – Article 9(2)(c) – Directive (EU) 2015/2436 – Article 10(2)(c) – Article 10(6) – **Rights conferred by a trade mark** – Concept of ‘use in the course of trade, in relation to goods or services, of a sign’ – Concept of ‘due cause’ – Charter of Fundamental Rights of the European Union – **Striking of a balance between fundamental rights** – Article 11 of the Charter of Fundamental Rights – **Freedom of expression** – Article 17 of that Charter – **Right to property** – Right of the proprietor of a trade mark with a reputation to prevent use by a third party of a sign identical with, or similar to, a trade mark – **Use of such a sign by the third party in the context of a political campaign.**

[EUR-Lex - 62023CJ0298](#)

Case C-598/24. Judgment of the Court (Second Chamber) of 3 September 2026. CY v Gândul Media Network SRL and HO. Request for a preliminary ruling from the Înalta Curte de Casație și Justiție. Reference for a preliminary ruling – Approximation of laws – Directive 2001/29/EC – **Harmonisation of certain aspects of copyright and related rights in the information society** – Reproduction right – Article 2(a) – **Concept of a ‘work’** – Short text posted on a social network and reproduced in the online press – Article 5 – Exceptions and limitations – Article 5(3)(c) – Reporting of current events – Degree of harmonisation – Article 5(5) – Three-stage test.

[EUR-Lex - 62024CJ0598](#)

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

Case Law

Case C-176/25. Judgment of the Court (Third Chamber) of 24 September 2026. IU v BT. Request for a preliminary ruling from the Oberlandesgericht Düsseldorf.

Reference for a preliminary ruling – Area of freedom, security and justice – Judicial cooperation in civil matters – **Law applicable to contractual obligations – Regulation (EC) No 593/2008 (Rome I)** – Law applicable to non-contractual obligations – Regulation (EC) No 864/2007 (Rome II) – **Non-contractual obligation arising from an infringement, by a third party, of a person’s alleged exclusive rights to use works protected by copyright** – Challenge by the defendant to the formal validity of the assignment contract between the assignee of those rights and the author – Whether that issue is a contractual matter.

[EUR-Lex - 62025CJ0176](#)

Case C-190/25. Judgment of the Court (Third Chamber) of 24 September 2026. LS v GT. Request for a preliminary ruling from the Oberlandesgericht Stuttgart.

Reference for a preliminary ruling – Judicial cooperation in civil matters – **Jurisdiction, recognition and enforcement of judgments in matrimonial matters** – Regulation (EC) No 2201/2003 – Article 19 – **Concept of ‘application for annulment of marriage’** – Article 63 – Treaty concluded between the Holy See and a Member State – Marriage solemnised in accordance with canon law – Civil court of a Member State before which an application for divorce has been brought – **Civil court of another Member State hearing an application for recognition of the civil effects of a decision by an ecclesiastical court declaring that marriage null and void.**

[EUR-Lex - 62025CJ0190](#)

Case C-300/25. Judgment of the Court (Third Chamber) of 24 September 2026. SQ v YR. Request for a preliminary ruling from the Nejvyšší soud.

Reference for a preliminary ruling – Area of freedom, security and justice – Regulation (EU) 2016/1103 – **Jurisdiction, applicable law and the recognition and enforcement of decisions in matters of matrimonial property regimes** – Article 1(1) – Scope – Article 3(1)(a) – **Concept of ‘matrimonial property regime’ – Immoveable property acquired in co-ownership by spouses under a separate property regime** – Proceedings for the liquidation and division of co-ownership brought after the dissolution of a marriage – Included.

[EUR-Lex - 62025CJ0300](#)

Case C-511/25. Judgment of the Court (Second Chamber) of 24 September 2026. Ministerstvo vnitra v E. K. Request for a preliminary ruling from the Nejvyšší správní soud.

Reference for a preliminary ruling – Area of freedom, security and justice – Asylum policy – **Criteria and mechanisms for determining the Member State responsible for examining an application for international protection** – Regulation (EU) No 604/2013 – Member State responsible for examining an application for international protection pursuant to the first subparagraph of Article 3(2) of that regulation – Application for international protection lodged in another Member State – Article 17 – Discretionary clause – Scope.

[EUR-Lex - 62025CJ0511](#)

Case C-655/24. Judgment of the Court (Fourth Chamber) of 10 September 2026. Request for a preliminary ruling from the Rayonen sad – Veliki Preslav.

Reference for a preliminary ruling – Area of freedom, security and justice – **Judicial cooperation in criminal matters** – Framework Decision 2005/212/JHA – Confiscation of crime-related proceeds, instrumentalities and property – Article 2 – Substantive scope – Traffic offence punishable by a custodial sentence of more than one year – Driving a motor vehicle under the influence of alcohol – Directive 2014/42/EU – **Freezing and confiscation of instrumentalities and proceeds of crime in the European Union** – Directive (EU) 2024/1260 – Asset recovery and confiscation – Article 33 – Transposition period – Applicability *ratione temporis*.

[EUR-Lex - 62024CJ0655](#)

16. Transport

Case Law

Case C-437/25. Judgment of the Court (Eighth Chamber) of 17 September 2026. FT v Nachalnik Oblasten otдел „Avtomobilna administratsia“ - Gabrovo.

Request for a preliminary ruling from the Administrativen sad - Gabrovo. Reference for a preliminary ruling – Transport – Regulation (EU) No 165/2014 – Articles 27 and 41 – **Use of a driver card belonging to another person** – Penalty – **Flat-rate fine** – No possibility of individualisation – **Principle of proportionality**.

[EUR-Lex - 62025CJ0437](#)

Case C-876/24. Judgment of the Court (Third Chamber) of 17 September 2026. I.G.V. v Vueling Airlines SA. Request for a preliminary ruling from the Juzgado de Primera Instancia de Fuenlabrada.

Reference for a preliminary ruling – **Carriage of passengers and their baggage by air** – Regulation (EC) No 2027/97 – Article 1 – Article 3(1) – Carriage by air within a single Member State – **Montreal Convention** – Article 33(1) – **Court having jurisdiction** – Place where the carrier has a place of business through which the contract has been entered into – Contract of carriage entered into online – **Loss of baggage**.

[EUR-Lex - 62024CJ0876](#)

Case C-809/24. Judgment of the Court (Third Chamber) of 10 September 2026. Trenitalia SpA v Regione Liguria. Request for a preliminary ruling from the Consiglio di Stato.

Reference for a preliminary ruling – Transport – Regulation (EC) No 1370/2007 – **Public passenger transport services by rail** – Article 4(1)(b) – Mandatory content of public service contracts – Public service compensation – Calculation method – Article 6(1) – Obligation to comply with the provisions set out in the annex to that regulation in case of direct award of the public service contract – Points 2, 5 and 6 of that annex – Concept of ‘reasonable profit’ – **Waiver by the regional public rail transport service operator of a reasonable profit during a transitional period** – Coverage of all the costs incurred by that operator.

[EUR-Lex - 62024CJ0809](#)

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

Case Law

Case C-163/24. Judgment of the Court (Grand Chamber) of 8 September 2026. BX v Statul Român – Ministerul Finanțelor Publice and Curtea de Apel București. Request for a preliminary ruling from the Curtea de Apel București.

Reference for a preliminary ruling – Agriculture – Common agricultural policy – **Direct support schemes** – Regulation (EC) No 1782/2003 – Article 20(1) – Identification system for agricultural parcels – Effective administration and control – Regulation (EC) No 796/2004 – Article 68 – **Obligation on the farmer correctly to declare the areas and identify the parcel used and its boundaries** – Reductions and exclusions in cases of overdeclaration – Exceptions – Concept of 'factually correct information' – **State liability for loss or damage caused to individuals by the infringement of EU law** – Infringement attributable to a national court ruling at last instance – No provision intended to confer rights on individuals.

[EUR-Lex - 62024CJ0163](#)

Case C-293/24. Judgment of the Court (Grand Chamber) of 8 September 2026. João Filipe Ferreira da Silva e Brito and Others v Estado português. Request for a preliminary ruling from the Supremo Tribunal de Justiça.

Reference for a preliminary ruling – Directives 77/187/EEC and 2001/23/EC – Transfers of undertakings – **Safeguarding of employees' rights** – Article 1(1) and Article 3(1) – **Obligation to make a request for a preliminary ruling under the third paragraph of Article 267 TFEU** – **Member State liability for damage caused to individuals by breaches of EU law attributable to that Member State** – Breaches attributable to a national court or tribunal against whose decisions there is no judicial remedy under national law – Taking into consideration the case-law of the Court extant at the time of delivery of the decision of that national court or tribunal which allegedly caused that harm.

[EUR-Lex - 62024CJ0293](#)

Case C-606/24. Judgment of the Court (Fourth Chamber) of 3 September 2026. XY and Others v Ministerul Finanțelor. Request for a preliminary ruling from the Tribunalul București.

Reference for a preliminary ruling – Second subparagraph of Article 19(1) TEU – Article 47 of the Charter of Fundamental Rights of the European Union – **Effective legal protection** – Judicial independence – Tribunal previously established by law – **Obligation of the national courts to refer a preliminary point of law to the supreme court** – Article 267 TFEU.

[EUR-Lex - 62024CJ0606](#)