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"PEACE
AND UNITY
DEPENDS
ON ALL."

STRENGTHENING THE RULE OF LAW THROUGH INCREASED AWARENESS, AN ANNUAL MONITORING CYCLE AND MORE EFFECTIVE ENFORCEMENT



On the basis of experience since 2014 and detailed consultations since April this year, the Commission has decided on a series of measures to strengthen the rule of law in the EU. Over the last five years, the European Commission has faced a number of challenges related to the rule of law in the European Union. The European project depends on constant respect for the rule of law. It is a prerequisite for citizens to enjoy their rights under EU law and for there to be mutual trust between Member States.

According to a recently published Eurobarometer public opinion survey, more than 80% of citizens attach great importance to respect for the rule of law and consider that it should be improved. 89% of citizens consider it necessary to respect the rule of law in all other EU Member States.

The Commission has presented concrete initiatives grouped around three pillars: promoting a culture of the rule of law; preventing problems related to the rule of law; responding effectively to violations of the rule of law. As guardian of the Treaties, the European Commission plays a unique role. However, all Union institutions and Member States are responsible for ensuring respect for the rule of law as a fundamental value of our Union. On the other hand, an effective response also requires the support of civil society. The Commission calls on all these actors to take action.

To prevent rule of law problems from emerging, the Commission has decided to set up a Rule of Law Review Cycle, including an annual Rule of Law Report covering all EU Member States. For an effective common response to rule of law breaches, the Commission will continue to make full use of its enforcement powers, if early detection and prevention measures are not effective. The Commission will adopt a strategic approach to infringement proceedings, bringing cases to the Court of Justice of the EU as necessary.

ACCESS THE FULL NEWS:



REJECTED PUIGDEMONT AND COMÍN'S REQUEST THAT THE EUROPEAN PARLIAMENT BE ORDERED TO ALLOW THEM TO TAKE THEIR SEATS



The applicants, Mr Carles Puigdemont i Casamajó and Mr Antoni Comín i Oliveres, stood as candidates in the elections to the European Parliament on 26 May 2019. On 26 May 2019, the coalition Lliures per Europa (Junts), led by the plaintiffs, obtained 1,018,435 votes and won two seats in the European Parliament. On 13 June 2019, the Spanish Central Electoral Board adopted an Agreement, published on 14 June 2019, which proceeded to the proclamation of elected Deputies, the proclamation being subject to contentious-electoral appeal. The Board also established in this Agreement the date of the session in which the elected candidates had to take an oath or promise to abide by the Constitution.

On 20 June 2019, the Spanish Central Electoral Board sent a letter to the European Parliament notifying it of a resolution adopted by that Board and informing it that the petitioners would not acquire the status of members of the European Parliament [...] until they swore or promised to abide by the Spanish Constitution. The President of the European Parliament sent a letter to the complainants on 27 June 2019, informing them of the content of the letter sent by the Spanish authorities and informing them that, until he received further news from those authorities, he could not treat the complainants as future members of the European Parliament. On 28 June 2019, the applicants filed an application for interim measures requesting the President of the General Court - until the merits of the main action brought on the same day were decided - to suspend the execution of a series of European Parliament decisions relating to the results of the European Parliament elections of 26 May 2019 officially declared by Spain, and to order that institution to take all necessary measures to enable the applicants to take their seats in the European Parliament from the constitutive session to be held after the elections on 2 July 2019.

The President, after examining EU law governing the election of representatives to the European Parliament (1976 Act), considered that the application for interim measures could not succeed, and was therefore dismissed.

ACCES THE FULL NEWS:



NEW RULES AND GUARANTEES IN CRIMINAL PROCEEDINGS NOW APPLY ACROSS THE EU



The Directive on special safeguards for minors entered into force on 11 June. In addition to these new rights for minors, the Directive guaranteeing access to legal aid came into force on 5 May.

This package of EU rules ensures that the fundamental rights of EU citizens to fair and equal treatment are respected in criminal proceedings and applied in a similar way in all Member States. The following rights now apply:

Special safeguards for children. Every year more than one million minors face criminal proceedings in the EU. Children are vulnerable and need special protection at all stages of the proceedings. Thanks to the new rules that come into force today, minors will be assisted by a lawyer and will be separated from adults during detention if they go to prison. Privacy must be respected and audio-visual or any other appropriate means will be used to record interrogations.

Right to legal aid. Suspected or accused persons have the right to legal aid, i.e. financial aid, for example, if they do not have the means to meet the costs of the proceedings.

Next steps

Member States that have not yet transposed the rules should do so as soon as possible. The European Commission will continue to work closely with Member States to ensure the correct application of these rules for the benefit of their citizens, including by organising workshops and expert meetings.

ACCESS THE FULL NEWS:



NORMAS SOBRE EL ASILO DE LA UE: REFORMA DEL REGLAMENTO DE DUBLÍN



The arrival of migrants and asylum seekers in the EU in recent years has shown that a fairer and more effective policy is needed.

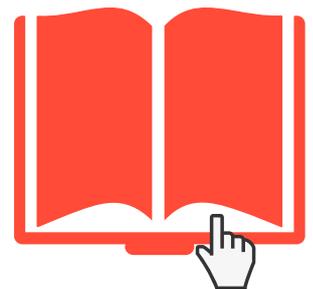
Migration flows to the EU observed in 2015 and 2016 have decreased. However, Europe, due to its geographical position and stability, can remain a recurrent destination for asylum seekers and migrants experiencing international and internal conflicts or facing climate change and poverty.

The Union needs to modernise its asylum rules and the so-called "Dublin Regulation" in particular to be more effective when receiving migrants. The reform must ensure greater solidarity, as well as a fairer sharing of responsibilities between member countries.

Keys to the EU asylum system The cornerstone of the EU asylum system is the Dublin Regulation, which determines which Member State is responsible for processing applications for international protection. Until now, the country of entry into the Union had to be in charge, which put partners with an external border in a delicate situation.

On 6 November 2017, the European Parliament confirmed its position for the Member States to reach an agreement on the modernisation of the so-called "Dublin Regulation". According to the UN Refugee Agency (UNHCR) 13.6 million people were forcibly displaced in 2018 due to persecution, conflict or violence. In total, there are 70.8 million displaced people in the world, 85% of whom are in developing regions.

MODERNIZATION OF THE "DUBLIN REGULATION"



ACCESS THE FULL NEWS:



DATA PROTECTION: COMMISSION DECIDES TO REFER GREECE AND SPAIN TO THE COURT FOR NOT TRANSPOSING EU LAW



The European Commission has decided to refer Greece and Spain to the EU Court of Justice for failure to transpose EU rules on the protection of personal data (Directive on data protection in criminal matters, Directive (EU) 2016/680). In April 2016, the Council and the European Parliament agreed that the Directive should be transposed into national law by 6 May 2018 at the latest.

In the case of Spain, the Commission asks the European Court of Justice to impose financial penalties in the form of a lump sum of EUR 21 321 per day between the day after the deadline for transposition laid down in the Directive and the date of compliance by Spain, either the date of delivery of the judgment provided for in Article 260(3) TFEU, with a minimum lump sum of EUR 5 290 000 and a daily fine of EUR 89 548,20 from the date of the first judgment until full compliance or until the second judgment of the Court.

The protection of personal data is a fundamental right enshrined in the EU Charter of Fundamental Rights. The aim of the Directive is to ensure a high level of protection of personal data and, at the same time, to facilitate the exchange of personal data between national law enforcement authorities. The Directive lays down rules concerning the processing of personal data by the competent law enforcement authorities for the purposes of the prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties. The Directive also ensures that the data of victims, witnesses, suspects and perpetrators are properly protected in the context of a criminal investigation. At the same time, better harmonised legislation also facilitates cross-border cooperation between police, prosecutors and judges to fight crime and terrorism more effectively across Europe. These EU rules contribute to the full realisation of an area of freedom, security and justice.

Non-transposition by Spain and Greece creates a different level of protection of citizens' rights and freedoms, and hampers the exchange of data between Greece and Spain and the Member States that did transpose the Directive. The Commission therefore opened the infringement procedure by sending a letter of formal notice to the national authorities of the Member States concerned in July 2018 and the corresponding reasoned opinions in January 2019. To date, Greece and Spain have still not notified the Commission of the adoption of the measures necessary to transpose the Directive.

ACCESS THE FULL NEWS:



JURISPRUDENCE

INTELLECTUAL PROPERTY

CASE C-388/18 FINANZAMT A/B. JUDGMENT OF THE COURT OF JUSTICE (TENTH CHAMBER) OF JULY 29, 2019.

Summary: This petition was filed in the context of a dispute between Finanzamt A (Tax Office A, Germany) and B, which engages in the resale of used vehicles, in relation to the method of calculating the latter's annual turnover for the purpose of applying the special regime for small businesses provided for in the VAT Directive.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceeding, preliminary ruling procedure, taxation, harmonization of tax laws, common system of value added tax (VAT), special regime for small businesses

Celex Code: 62018CJ0388

CASE T-795/17 MOREIRA/EUIPO. JUDGMENT OF THE GENERAL COURT OF MAY 14, 2019.

Summary: Action brought against the decision of the Second Board of Appeal of the EUIPO of September 6, 2017 (Case R 80 / 2017-2), concerning a nullity proceeding between Mr. Da Silva Santos Júnior and Mr. Moreira.

Publication date: 14-05-2019

Author: General Court

Link: [CLICK HERE](#) 

Key words: Main proceedings, appeals, EU mark, intellectual property, bad faith

Celex Code: 62017TA0795

CASE C-469/17 FUNKE MEDIEN NRW GMBH/BUNDESREPUBLIK DEUTSCHLAND. JUDGMENT OF THE COURT OF JUSTICE (TENTH CHAMBER) OF JULY 29, 2019.

Summary: This petition has been filed in the context of a dispute between Funke Medien NRW GmbH (hereinafter "Funke Medien"), which manages the portal of the German newspaper Westdeutsche Allgemeine Zeitung on the Internet, and the Bundesrepublik Deutschland (Federal Republic of Germany), in connection with the publication by Funke Medien of certain "classified documents, of restricted dissemination", drawn up by the German Government.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling procedure, freedom of establishment, copyright, rights related to copyright, right of reproduction, Charter of Fundamental Rights of the European Union

Celex Code: 62017CJ0411

INTELLECTUAL PROPERTY

CASE C-124/18 P RED BULL/EUIPO. JUDGMENT OF THE COURT OF JUSTICE (TENTH CHAMBER) OF JULY 29, 2019.

Summary: By its appeal, Red Bull GmbH seeks the annulment of the judgment of the General Court of the European Union of 30 November 2017, Red Bull v UIPO - Optimum mark (Combination of the colours blue and silver) (T-101/15 and T-102/15, hereinafter 'the judgment under appeal', EU:T:2017):852), by which that court dismissed its actions for annulment of two decisions of the First Board of Appeal of the Intellectual Property Office of the European Union (EUIPO) of 2 December 2014 (Cases R 2036/2013-1 and R 2037/2013-1) concerning two invalidity proceedings between Optimum Mark sp. z o.o. and Red Bull.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Proceedings for a preliminary ruling in the main proceedings, Intellectual, industrial and commercial property, Trade marks, European Union trade mark, combination of two colours

Celex Code: 62018CJ0124

CASE T-772/12 CAFÉ DEL MAR Y OTROS/EUIPO. JUDGMENT OF THE GENERAL COURT (FOURTH CHAMBER) OF JULY 12, 2019.

Summary: Judgment of the General Court of the European Union in relation to the registration of a trademark "Café del Mar" before the Intellectual Property Office of the European Union (EUIPO).

Publication date: 12-07-2019

Author: General court

Link: [CLICK HERE](#) 

Key words: Main proceedings, appeal in cassation, intellectual, industrial and commercial property, trade marks, intellectual property

Celex Code: 62017TJ0772

CASE C-99/18 P FTI TOURISTIK GMBH/EUIPO. JUDGMENT OF THE COURT OF JUSTICE (TENTH CHAMBER) OF JULY 14, 2019.

Summary: El Reglamento n.º 207/2009, en su versión modificada, fue derogado y sustituido, con efectos a partir del 1 de octubre de 2017, por el Reglamento (UE) 2017/1001 del Parlamento Europeo y del Consejo, de 14 de junio de 2017, sobre la marca de la Unión Europea (DO 2017, L 154, p. 1). No obstante, habida cuenta de la fecha de presentación de la solicitud de registro controvertida en el caso de autos, a saber, el 7 de octubre de 2013, que es determinante para la identificación del Derecho sustantivo aplicable, el presente litigio se rige por las disposiciones materiales del Reglamento n.º 207/2009.

Publication date: 04-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Procedimiento principal, recurso de casación, propiedad intelectual, industrial y comercial, marcas

Celex Code: 62018CJ0099

CONSUMERS' RIGHTS

CASE C-354/18 RUSU/SC BLUE AIR. JUDGMENT OF THE COURT OF JUSTICE (EIGHTH CHAMBER) OF JULY 29, 2019.

Summary: The reference for a preliminary ruling concerns the interpretation of Articles 4, 7, 8 and 12 of Regulation (EC) No 261/2004 of the European Parliament and of the Council of 11 February 2004 establishing common rules on compensation and assistance to passengers in the event of denied boarding and of cancellation or long delay of flights, and repealing Regulation (EEC) No 261/2004.295/91 (OJ 2004 L 46, p. That request was made in the context of a dispute between Mr Radu-Lucian Rusu and Ms Oana-Maria Rusu, on the one hand, and SC Blue Air - Airline Management Solutions SRL ('Blue Air'), on the other, concerning compensation for the non-material and material damage suffered by them as a result of being denied boarding.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling procedure, transport, passenger rights, denied boarding, compensation

Celex Code: 62018CJ0354

CASE C-649/17 BUNDESGERICHTSHO/AMAZON EU. JUDGMENT OF THE COURT OF JUSTICE (FIRST CHAMBER) OF JULY 10, 2019.

Summary: This request was made in the context of a dispute between the Bundesverband der Verbraucherzentralen und Verbraucherverbände - Verbraucherzentrale Bundesverband eV (German Federation of Consumer Associations, Germany; hereinafter "Federation") and Amazon EU Sàrl concerning an injunction brought by Amazon EU Sàrl concerning Amazon EU's practices in providing information to enable the consumer to contact that society.

Publication date: 10-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling, consumer protection, consumer rights, information, distance contracts

Celex Code: 62017CJ0649

CASE C-681/17 SLEWO / LEDOWSKI. JUDGMENT OF THE COURT OF JUSTICE (SIXTH CHAMBER) OF MARCH 27, 2019.

Summary: Main Procedure. Preliminary ruling - Consumer protection - Directive 2011/83/EU - Article 6(1)(k) and Article 16(e) - Distance contract - Right of withdrawal - Exceptions - Concept of 'sealed goods which are unsuitable for return for reasons of health protection or hygiene and which have been unsealed after delivery' - Mattress whose protection has been removed by the consumer after delivery.

Publication date: 27-03-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: main proceedings, reference for a preliminary ruling, consumer protection, distance contract, right of withdrawal, unsealed mattress, Germany

Celex Code: 62017CJ0681

ECONOMIC AFFAIRS

CASE C-449/17 A & G FAHRSCHUL-AKADEMIE / FINANZAMT WOLFENBÜTTEL. JUDGMENT OF THE COURT OF JUSTICE (FIRST CHAMBER) OF MARCH 14, 2019.

Summary: Main Procedure. Reference for a preliminary ruling - Common system of value added tax (VAT) - Directive 2006/112/EC - Article 132(1)(i) and (j) - Exemption for certain activities in the general interest - School or university education - Concept - Driving lessons given by a driving school

Publication date:14-03-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling, value added tax, VAT, exemption for certain activities, school or university education, driving lessons, driving school

Celex Code:62017CJ0449

CASE C-39/18 P COMISIÓN/ICAP Y OTROS. JUDGMENT OF THE COURT OF JUSTICE (THIRD CHAMBER) OF JULY 10, 2019.

Summary: By its appeal, the European Commission seeks the annulment of the judgment of the General Court of the European Union of 10 November 2017, Icap and Others v Commission (T-180/15, hereinafter 'the judgment under appeal', EU:T:2017:795), by which the Court annulled in part Commission Decision C(2015) 432 final of 4 February 2015 relating to a proceeding under Article 101 TFEU and Article 53 of the EEA Agreement (Case AT.39861). - Interest rate derivatives in yen (hereinafter 'the contested decision').

Publication date: 10-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, appeal, jurisdiction, collusive practices, interest rates, Japanese yen, interbank reference rates

Celex Code: 62018CJ0039

JOINED CASES C-138/17 P Y C-146/17 P COMISIÓN/GASCOGNE SACK DEUTSCHLAND. JUDGMENT OF THE COURT OF JUSTICE (FIRST CHAMBER) OF DECEMBER 13, 2018.

Summary: That judgment dismissed the action for damages brought by Gascogne Sack Deutschland GmbH and Gascogne SA in so far as it sought to obtain the sum of EUR 187 571 by way of compensation for the alleged material damage consisting in the payment of bank guarantee charges after the expiry of the reasonable period for judgment in the cases giving rise to the judgments of 16 November 2011, Groupe Gascogne v Commission.

Publication date: 13-12-2018

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, appeal, action for damages, compensation for damage, bank guarantee costs, excessive duration

Celex Code: 62017CA0138

AREA OF FREEDOM, SECURITY AND JUSTICE

CASE C-680/17 SUMANAN VETHANAYAGAM & OTHERS/MINISTER VAN BUITENLANDSE ZAKEN. JUDGMENT OF THE COURT OF JUSTICE (FIRST CHAMBER) OF JULY 29, 2019.

Summary: This request was made in the context of a dispute between Mr Sumanan Vethanayagam, Ms Sobitha Sumanan and Ms Kamalaranee Vethanayagam on the one hand, and Minister van Buitenlandse Zaken (Ministry of Foreign Affairs, Netherlands, hereinafter referred to as the 'Ministry of Foreign Affairs of the Netherlands') on the other, concerning the rejection of short-stay visa applications for Mr Vethanayagam and Ms Sumanan.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling procedure, area of freedom, security and justice, border controls, Community code on visas, rejection of visa applications, visas

Celex Code: 62017CJ0680

CASE C-573/17 POPŁAWSKI. JUDGMENT OF THE COURT OF JUSTICE (MAIN CHAMBER) OF JUNE 24, 2019.

Summary: Reference for a preliminary ruling - Judicial cooperation in criminal matters - European arrest warrant - Framework decisions - Lack of direct effect - Primacy of Union law - Consequences - Framework Decision 2002/584/JHA - Article 4(6) - Framework Decision 2008/909/JHA - Article 28(2) - Declaration by a Member State allowing it to continue to apply the legal instruments in force on the transfer of sentenced persons applicable before 5 December 2011 - Declaration out of time - Consequences'.

Publication date: 24-06-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: area of freedom, security and justice, judicial cooperation in civil matters, preliminary ruling procedure, European arrest warrant, framework decisions, Member State, legal instruments in force.

Celex Code: 62017CJ0573

CASE C-556/17 ALEKSZIJ TORUBAROV/BEVÁNDORLÁSI ÉS MENEKÜLTÜGYI HIVATAL. JUDGMENT OF THE COURT OF JUSTICE (MAIN CHAMBER) OF JULY 29, 2019.

Summary: This request was made in the context of a dispute between Mr Alekszij Torubarov and the Bevándorlási és Menekültügyi Hivatal (Office for Immigration and Asylum, Hungary; hereinafter "Immigration Office") concerning the latter's refusal of Mr Torubarov's application for international protection.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: main proceedings, preliminary ruling, area of freedom, security and justice, asylum policy, common policy on subsidiary protection, obtaining international protection

Celex Code: 62017CJ0556

ENVIRONMENT

CASE C-624/17 TRONEX BV. JUDGMENT OF THE COURT OF JUSTICE (SECOND CHAMBER) OF JULY 4, 2019.

Summary: This request was made in the context of criminal proceedings against Tronex BV, accused of having shipped a batch of waste from the Netherlands to Tanzania, in breach of Regulation No 1013/2006.

Publication date: 04-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: main proceedings, reference for a preliminary ruling, environment, waste, shipment of waste, Tanzania

Celex Code: 62017CJ0624

CASE C-411/17 INTER-ENVIRONNEMENT WALLONIE ASBL & BOND BETER LEEFMILIEU VLAANDEREN ASBL/CONSEIL DES MINISTRES. JUDGMENT OF THE COURT OF JUSTICE (MAIN CHAMBER) OF JULY 29, 2019.

Summary: This request was made in a dispute between Inter-Environnement Wallonie ASBL and Bond Beter Leefmilieu Vlaanderen ASBL, on the one hand, and the Council of Ministers, Belgium, on the other, concerning a law of the Kingdom of Belgium by which, on the one hand, the restart was established, for a period of almost ten years from the industrial electricity production activity of a nuclear power plant which had been closed and, on the other hand, the date initially foreseen for the deactivation and cessation of the industrial electricity production of an operating nuclear power plant was postponed by ten years.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Primary proceedings, reference for a preliminary ruling, Environment, Conservation of natural habitats and of wild fauna and flora, Espoo Convention, Aarhus Convention, Nuclear energy, Nuclear power plant, Industrial electricity

Celex Code: 62017CJ0411

CASE C-611/17 ITALIA / QUOTA DE PÊCHE DE L'ESPADON MÉDITERRANÉEN. JUDGMENT OF THE COURT OF JUSTICE (MAIN CHAMBER) OF APRIL 30, 2019.

Summary: Main Procedure. Action for annulment - Common fisheries policy - Conservation of resources - International Convention for the Conservation of Atlantic Tunas - Total allowable catches (TACs) of Mediterranean swordfish - Regulation (EU) 2017/1398 - Setting of fishing opportunities for 2017 - Exclusive competence of the Union - Determination of the reference period - Reliability of the basic data - Scope of judicial review - Article 17 TEU - Management of the interests of the Union within international bodies - Principle of relative stability - Conditions for its application - Principles of non-retroactivity, of legal certainty, legitimate expectations and non-discrimination

Publication date: 30-04-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Common fisheries policy, conservation of resources, total allowable catches, Mediterranean swordfish, principle of relative stability, International Convention for the Conservation of Atlantic Tunas

Celex Code: 62017CJ0611

FREE MOVEMENT OF GOODS

CASE C-589/17 PRENATAL S.A./TRIBUNAL ECONÓMICO ADMINISTRATIVO REGIONAL DE CATALUÑA. JUDGMENT OF THE COURT OF JUSTICE (SECOND CHAMBER) OF JULY 29, 2019.

Summary: This application was submitted in the framework of a dispute between Prenatal, S.A., and the Tribunal Económico-Administrativo Regional de Cataluña (TEARC) in relation to the application submitted by this company for the refund of certain import duties.

Publication date: 29-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling procedure, free movement of goods, Customs Union, Importation of textile products, incorrect declaration, recovery of import duties

Celex Code: 62017CJ0589

CASE C-387/18 DELFARMA/PREZES URZĘDU. JUDGMENT OF THE COURT OF JUSTICE (FIFTH CHAMBER) OF JULY 10, 2019

Summary: That request was made in the context of a dispute between the Staatssecretaris van Financiën (Secretary of State for Finance, Netherlands, hereinafter 'Secretary of State') and CEVA Freight Holland BV (hereinafter 'CEVA Freight') concerning the legality of certain requests for payment of customs duties addressed to that company.

Publication date: 10-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Key words: Main proceedings, preliminary ruling procedure, free movement of goods, customs union, erroneous indication, combined nomenclature, customs duties

Celex Code: 62018CJ0249

CASE C-387/18 DELFARMA/PREZES URZĘDU. JUDGMENT OF THE COURT OF JUSTICE (FIFTH CHAMBER) OF JULY 3, 2019

Summary: Dicha petición se presentó en el contexto de un litigio entre Delfarma sp. z o.o. y el Prezes Urzędu Rejestracji Produktów Leczniczych, Wyrobów Medycznych i Produktów Biobójczych (Presidente de la Oficina de Productos Médicos, Instrumentos Médicos y Biocidas, Polonia; en lo sucesivo, «Presidente de la Oficina»), en relación con la negativa de esta oficina a conceder una autorización de importación paralela de un medicamento genérico.

Publication date: 03-07-2019

Author: Court of Justice

Link: [CLICK HERE](#) 

Palabras clave: Main proceedings, preliminary ruling procedure, free movement of goods, quantitative restrictions, measures having equivalent effect, parallel importation of medicinal products, reference medicinal products, protection of health and life

Código Celex: 62018CJ0387

LEGISLATION

AGRICULTURE

COMMISSION IMPLEMENTING REGULATION (EU) 2019/1323 OF 2 AUGUST 2019 ON EXCEPTIONAL MARKET SUPPORT MEASURES IN THE EGGS AND POULTRYMEAT SECTORS IN ITALY

Summary: This Regulation provides for exceptional market support measures in the eggs and poultrymeat sectors in Italy.

Publication date: 02-08-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Regulations, legal acts, binding legal elements, market support, egg and poultrymeat sectors, Italy

Celex Code: 32019R1323

COMMISSION IMPLEMENTING DECISION (EU) 2019/1331 OF 5 AUGUST 2019 CONCERNING THE TERMS AND CONDITIONS OF AUTHORISATION OF A BIOCIDAL PRODUCT CONTAINING PEPPERMINT AND CITRONELAL OIL SUBMITTED BY THE UNITED KINGDOM IN ACCORDANCE WITH ARTICLE 36(1) OF REGULATION (EU) NO 528/2012 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL.

Summary: This Implementing Decision is submitted in respect of the conditions of authorisation of a biocidal product containing heirbabuena oil and citronelal submitted by the United Kingdom.

Publication date: 05-08-2013

Author: European Parliament

Link: [CLICK HERE](#) 

Key words: Enforcement Decision, legal acts, binding legal elements, agri-food sector, biocides, United Kingdom

Celex Code: 32019D1331

COMMISSION IMPLEMENTING REGULATION (EU) 2019/1248 OF 22 JULY 2019 LAYING DOWN MEASURES TO MITIGATE A SERIOUS THREAT TO THE CONSERVATION OF THE STOCK OF COD (GADUS MORHUA) IN THE EASTERN BALTIC.

Summary: This Regulation lays down measures to mitigate a serious threat to the conservation of the stock of cod (Gadus morhua) in the Eastern Baltic.

Publication date: 22-07-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Regulations, legal acts, binding legal elements, fisheries sector, fisheries, conservation of cod stock, Eastern Baltic

Celex Code: 32019R1248

EU SINGLE MARKET

DIRECTIVE (EU) 2019/1023 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL OF 20 JUNE 2019 ON FRAMEWORKS FOR PREVENTIVE RESTRUCTURING, DEBT RELIEF AND DISQUALIFICATIONS, AND ON MEASURES TO INCREASE THE EFFICIENCY OF RESTRUCTURING, INSOLVENCY AND DEBT RELIEF PROCEDURES AND AMENDING DIRECTIVE (EU) 2017/1132

Summary: This directive regulates the frameworks for preventive restructuring, debt relief and disqualifications, and sets out measures to increase the efficiency of restructuring, insolvency and debt relief proceedings.

Publication date: 20-06-2019

Author: European Parliament; Council of the European Union

Link: [CLICK HERE](#) 

Key words: Directive, legal acts, binding legal elements, debts

Celex Code: 32019L1023

COUNCIL REGULATION (EU, EURATOM) 2019/1197 OF 9 JULY 2019 ON MEASURES CONCERNING THE IMPLEMENTATION AND FINANCING OF THE GENERAL BUDGET OF THE UNION IN 2019 IN RELATION TO THE WITHDRAWAL OF THE UNITED KINGDOM FROM THE UNION

Summary: This Regulation deals with measures relating to the implementation and financing of the general budget of the Union in 2019 in relation to the withdrawal of the United Kingdom from the Union.

Publication date: 09-07-2019

Author: Council of the European Union

Link: [CLICK HERE](#) 

Key words: Regulations, legal acts, binding legal elements, financing, general budget, withdrawal from the United Kingdom, Brexit

Celex Code: 32019R1197

DIRECTIVE (EU) 2019/1158 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL OF 20 JUNE 2019 ON RECONCILING THE FAMILY AND PROFESSIONAL LIFE OF PARENTS AND CARERS AND REPEALING COUNCIL DIRECTIVE 2010/18/EU

Summary: This Directive concerns the reconciliation of family and professional life of parents and carers and repealing Council Directive 2010/18/EU.

Publication date: 20-06-2019

Author: European Parliament; Council of the European Union

Link: [CLICK HERE](#) 

Key words: Directive, legal acts, binding legal elements, conciliation, family, professional life, parents

Celex Code: 32019L1158

ENVIRONMENT

COMMISSION IMPLEMENTING DECISION (EU) 2019/1004 OF 7 JUNE 2019 LAYING DOWN RULES FOR THE CALCULATION, VERIFICATION AND REPORTING OF WASTE DATA PURSUANT TO DIRECTIVE 2008/98/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL AND REPEALING COMMISSION IMPLEMENTING DECISION C(2012) 2384

Summary: This Implementing Decision lays down rules for the calculation, verification and reporting of waste data.

Publication date: 07-06-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Implementing Decision, legal acts, binding legal elements, waste, environment, data

Celex Code: 32019D1004

COMMISSION DECISION (EU) 2019/1183 OF 3 JULY 2019 ON THE PROPOSAL FOR A CITIZENS' INITIATIVE ENTITLED 'A CARBON PRICE TO COMBAT CLIMATE CHANGE'.

Summary: This decision incorporates the proposed citizens' initiative entitled "A price for carbon to combat climate change".

Publication date: 03-07-2017

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Decision, legal acts, binding legal elements, citizens' initiative, carbon price, climate change

Celex Code: 32019D1183

COMMISSION IMPLEMENTING DECISION (EU) 2019/1325 OF 27 MAY 2019 GRANTING THE DEROGATION REQUESTED BY THE UNITED KINGDOM FOR NORTHERN IRELAND UNDER COUNCIL DIRECTIVE 91/676/EEC CONCERNING THE PROTECTION OF WATERS AGAINST POLLUTION CAUSED BY NITRATES FROM AGRICULTURAL SOURCES.

Summary: This Implementing Decision grants the derogation requested by the United Kingdom for Northern Ireland concerning the protection of waters against pollution caused by nitrates from agricultural sources.

Publication date: 27-05-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Enforcement Decision, legal acts, binding legal elements, exemption, Ireland from the Note, water protection, pollution, agriculture, nitrates

Celex Code: 32019D1325

SECURITY AND DEFENCE

COUNCIL DECISION (CFSP) 2019/1298 OF 31 JULY 2019 IN SUPPORT OF AN AFRICA-CHINA-EUROPE DIALOGUE AND COOPERATION ON THE PREVENTION OF DIVERSION OF ARMS AND AMMUNITION IN AFRICA

Summary: This decision of the Council of the European Union is presented in relation to support for an Africa-China-Europe dialogue and cooperation on the prevention of diversion of arms and ammunition in Africa.

Publication date: 31-07-2019

Author: Council of the European Union

Link: [CLICK HERE](#) 

Key words: Decision, legal acts, binding legal elements, dialogue, cooperation, Africa, China, Europe, arms and ammunition

Celex Code: 32019D1298

COUNCIL DECISION (CFSP) 2019/1341 OF 8 AUGUST 2019 UPDATING THE LIST OF PERSONS, GROUPS AND ENTITIES TO WHICH ARTICLES 2, 3 AND 4 OF COMMON POSITION 2001/931/CFSP ON THE APPLICATION OF SPECIFIC MEASURES TO COMBAT TERRORISM APPLY.

Summary: This Decision of the Council of the European Union updates the list of persons, groups and entities to which specific measures to combat terrorism apply.

Publication date: 08-08-2019

Author: Council of the European Union

Link: [CLICK HERE](#) 

Key words: Decision, legal acts, binding legal elements, security and defence, list of persons and entities, terrorism, specific measures

Celex Code: 32019D1341

COUNCIL REGULATION (EU) 2019/1111 OF 25 JUNE 2019 CONCERNING JURISDICTION AND THE RECOGNITION AND ENFORCEMENT OF JUDGMENTS IN MATRIMONIAL MATTERS, THE MATTERS OF PARENTAL RESPONSIBILITY AND INTERNATIONAL CHILD ABDUCTION

Summary: This Regulation concerns jurisdiction, recognition and enforcement of judgments in matrimonial matters and in matters of parental responsibility, and international child abduction.

Publication date: 25-06-2019

Author: Council of the European Union

Link: [CLICK HERE](#) 

Key words: Regulations, legal acts, binding legal elements, recognition, matrimonial decisions, international child abduction

Celex Code: 32019R1111

RESEARCH AND INNOVATION

COMMISSION IMPLEMENTING REGULATION (EU) 2019/803 OF 17 MAY 2019 CONCERNING TECHNICAL REQUIREMENTS FOR THE CONTENT OF QUALITY REPORTS ON EUROPEAN STATISTICS ON NATURAL GAS AND ELECTRICITY PRICES

Summary: This implementing regulation is presented in relation to the technical requirements for the content of quality reports on European statistics on natural gas and electricity prices.

Publication date: 17-05-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Regulations, legal acts, binding legal elements, technical requirements, quality report, gas and electricity prices

Celex Code: 32019R0803

COMMISSION DECISION (EU) 2019/1184 OF 3 JULY 2019 ON THE PROPOSED CITIZENS' INITIATIVE ENTITLED "CULTIVATE SCIENTIFIC PROGRESS, CROPS MATTER".

Summary: This decision takes up the proposed citizens' initiative entitled "Cultivate scientific progress, crops matter", which calls for a review of the current exemption mechanism laid down in the Directive with regard to new plant breeding techniques.

Publication date: 03-07-2019

Author: European Union; European Atomic Energy Community; United Kingdom and Northern Ireland

Link: [CLICK HERE](#) 

Key words: Decision, legal acts, binding legal elements, citizens' initiative, scientific progress, agriculture, research

Celex Code: 32019D1184

COMMISSION IMPLEMENTING DECISION (EU) 2019/1300 OF 26 JULY 2019 CONCERNING THE PLACING ON THE MARKET OF A GENETICALLY MODIFIED CARNATION (DIANTHUS CARYOPHYLLUS L., LINE FLO-40685-2)

Summary: This implementing decision concerns the placing on the market of a genetically modified carnation (*Dianthus caryophyllus* L., line FLO-40685-2) and is therefore subject to written consent being granted by the competent authority of the Member State which received the notification of such placing on the market.

Publication date: 26-07-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Implementing Decision, legal acts, binding legal elements, flowers, genetically modified carnation, placing on the market

Celex Code: 32019D1300

EDUCATION AND CULTURE

COMMISSION REGULATION DELEGATE (EU) 2019/907 OF 14 MARCH 2019 ESTABLISHING A COMMON TRAINING TEST FOR SKI INSTRUCTORS IN ACCORDANCE WITH ARTICLE 49B OF DIRECTIVE 2005/36/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL OF 7 SEPTEMBER 2005 ON THE RECOGNITION OF PROFESSIONAL QUALIFICATIONS

Summary: This Regulation lays down the content of the common training test ('the GMP') and the conditions to be fulfilled in order to participate in and pass it.

Publication date: 04-06-2019

Author: European Commission

Link: [CLICK HERE](#) 

Key words: Regulations, legal acts, binding legal elements, ski instructors, common training test, Directive 2005/36/EC.

Celex Code: 32019R0907

COUNCIL RECOMMENDATION OF 22 MAY 2019 ON HIGH QUALITY EARLY CHILDHOOD CARE AND EDUCATION SYSTEMS

Summary: This Recommendation aims to improve access to high quality early childhood care and education systems in line with the statements in the Quality Framework for Early Childhood Care and Education and to work to ensure that early childhood care and education services are accessible, affordable and inclusive.

Publication date: 05-06-2019

Author: Council of the European Union

Link: [CLICK HERE](#) 

Key words: Recommendations, legal acts, non-binding legal elements

Celex Code: 32019H0605(01)

COUNCIL RECOMMENDATION OF 22 MAY 2019 ON A GLOBAL APPROACH TO LANGUAGE TEACHING AND LEARNING

Summary: Recommendation concerning the teaching and learning of languages in accordance with national and European law, with available resources and national circumstances, and in close cooperation with all interested parties.

Publication date: 05-06-2019

Author: Council of the European Union

Link: [CLICK HERE](#) 

Key words: Recomendaciones, actos jurídicos, identidad europea, cultura, educación, competencias básicas, enseñanza de lenguas, multilinguismo, formación profesional

Celex Code: 32019H0605

TRIBUNAL EUROPEO DE DERECHO HUMANOS

CASE OF JÚLIÚS ÞÓR SIGURÞÓRSSON V. ICELAND (APPLICATION NO. 38797/17)

Summary: The plaintiff alleges that after having been acquitted of the criminal offences at first instance, he was convicted by the Supreme Court without having to listen again to the oral evidence of the defendants and witnesses on the basis of which he was acquitted. It is based on Article 6(1) of the Convention.

Publication date: 16-07-2019

Author: European Court of Human Rights

Link: [CLICK HERE](#) 

Key words: Claims, Sentences, right to a fair trial, criminal proceedings, moral damages, Equitable satisfaction, art. 6, art. 41.

CASE OF STYRMIR ÞÓR BRAGASON V. ICELAND (APPLICATION NO. 36292/14)

Summary: Invoking article 7 of the Convention, the plaintiff denounces the retroactive application, in his view, of new Supreme Court case law and new legislation that entered into force after his conviction.

Publication date: 16-07-2019

Author: European Court of Human Rights

Link: [CLICK HERE](#) 

Key words: Demands. Sentences, right to a fair trial, criminal procedure, art. 6

CASE OF KISLOV V. RUSSIA (APPLICATION NO. 3598/10)

Summary: The applicant claims that the State did not protect the life of his son during his compulsory military service in the Armenian army. In addition, he claimed that he had no possibility to claim compensation from the State for non-pecuniary damages suffered as a result of the loss of his son.

Publication date: 08-07-2019

Author: European Court of Human Rights

Link: [CLICK HERE](#) 

Key words: Sentences, claims, right to liberty and security, ill-treatment, arrest or legal detention, appeals, Russia, art. 5

STATISTICS

SEPTEMBER 2019



ACQUISITION OF EUROPEAN CITIZENSHIP, BY COUNTRY



RESIDENCE PERMITS ISSUED IN THE EU



IMMIGRATION LAW ENFORCEMENT IN THE EU - FIGURES FOR 2018



MORE STATISTICS IN:


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PUBLICATIONS

NEW DATA PROTECTION RULES FOR EU INSTITUTIONS AND HOW THEY AFFECT YOU



Summary: The way your institution handles personal data has changed. These changes, introduced under the revised data protection rules in the EU institutions, will affect you: when you process personal data as part of your work in an EU institution; when you draft legislative proposals, implementing acts or delegates (or international agreements) that may involve the processing of personal data; when your EU institution processes your own personal data, in connection with recruitment, evaluation or sick leave, for example.

Publication date: 26-07-2019

Author: European Data Protection Supervisor

Link: [CLICK HERE](#)

Key words: administrative transparency, data processing, data protection, digital technology, EU institution, privacy protection, regulation (EU), rights

ISBN/ISNN: 978-92-9242-393-3

COPYRIGHT LAW IN THE EU: SALIENT FEATURES OF COPYRIGHT LAW ACROSS THE EU MEMBER STATES - STUDY



Summary: As part of the task of equipping Members and committees of the European Parliament with new research tools in the field of comparative law, this document presents the most salient features of copyright in all EU Member States and, in particular, the corresponding provisions, at first sight, of national law relating to the exceptions and limitations contained in Directives 2001/29/EC and 2012/28/EU.

Publication date: 16-07-2019

Author: Directorate-General for Internal Policies of the Union (European Parliament)

Link: [CLICK HERE](#)

Key words: artistic profession, audiovisual industry, comparative law, contract clauses, copyright, digital technology, EU Member State, national law, performing arts, press, publishing house

ISBN/ISNN: 978-92-846-3230-5

THE ESTABLISHMENT AND INITIAL WORK OF THE EUROPEAN PARLIAMENTARY ASSEMBLY AFTER THE ROME TREATIES



Summary: The present publication essentially seeks to place itself in the context of the broader debate on the nature and future of integration that was addressed at the March 1958 part-session.

Publication date: 16-07-2019

Author: Directorate-General for Parliamentary Research Services (European Parliament)

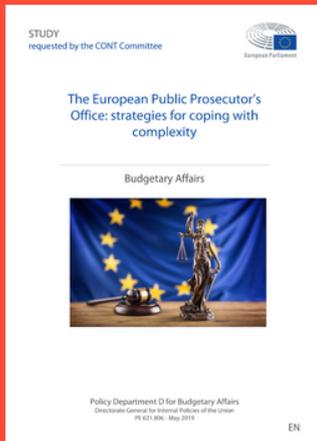
Link: [CLICK HERE](#)

key words: EEC Treaty, European Constitution, European Parliament, history of Europe, interinstitutional relations, functioning of the institutions, parliamentary assembly.

ISBN/ISNN: 978-92-846-4698-2

PUBLICATIONS

THE EUROPEAN PUBLIC PROSECUTOR'S OFFICE: STRATEGIES FOR COPING WITH COMPLEXITY



Summary: This study analyses the challenges related to the creation of the European Public Prosecutor's Office (EPPO) as a reinforced cooperation between the 22 current Member States and discusses possible solutions to address them.

Publication date: 16-07-2019

Author: Directorate-General for Internal Policies of the Union (European Parliament); Panteia

Link: [CLICK HERE](#) 

Key words: criminal procedure, enhanced cooperation, EU legislation, EU office or agency, EU fraud, functioning of institutions, public administration, tax ministry

ISBN/ISNN: 978-92-846-4660-9

RULE OF LAW



Summary: This Special Eurobarometer 289 on the rule of law addresses the importance that European citizens attach to some aspects of the rule of law, as well as whether these aspects need to be improved in their countries of origin.

Publication date: 23-07-2019

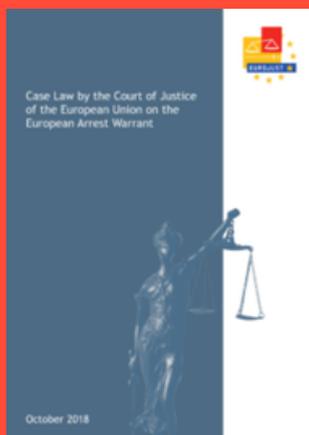
Author: Directorate-General for Justice and Consumers (European Commission); Kantar

Link: [CLICK HERE](#) 

Key words: Community law, EU Member State, European Union, report, Treaty on European Union

ISBN/ISNN: 978-92-76-08607-9

CASE LAW BY THE COURT OF JUSTICE OF THE EU ON THE EUROPEAN ARREST WARRANT



Summary: This document provides a general overview of the case law of the Court of Justice of the European Union ("ECJ") concerning the implementation of Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Members. United States ("EAW FD").

Publication date: 26-06-2019

Author: Eurojust

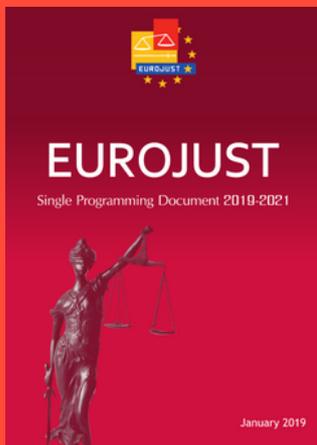
Link: [CLICK HERE](#) 

Key words: judicial cooperation, judicial cooperation in criminal matters (EU), report, case law (EU), European arrest warrant, legal profession

ISBN/ISNN: 978-92-9490-248-1

PUBLICATIONS

EUROJUST SINGLE PROGRAMMING DOCUMENT: PERIOD 2019 - 2021



Summary: The unprecedented political events and security attacks that have recently been directed at the European Union have led Member States to a profound reflection on the future of the European project. To respond to these challenges, in May 2017, Eurojust adopted its new multiannual strategy for the period 2019 to 2021. The 2019 work programme is the first phase in achieving the multi-annual strategic objectives for this three-year strategic cycle.

Publication date: 18-02-2019

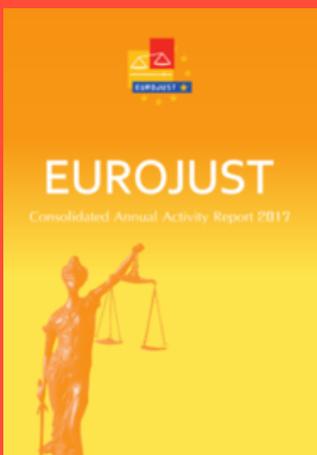
Author: Eurojust

Link: [CLICK HERE](#) 

Key words: area of freedom, security and justice, cooperation policy, criminal law, EU Member State, EU police cooperation, Eurojust, information exchange, fight against crime, information network, information security, international security, judicial cooperation, judicial cooperation in criminal matters in the EU

ISBN/ISSN: 978-92-9490-249-8/2599-8889

EUROJUST CONSOLIDATED ANNUAL ACTIVITY REPORT 2017



Summary: 2017 was a transitional year for Eurojust in terms of organisational development. The senior management level changed with the appointment of Nikolaos Panagiotopoulos as Administrative Director, Ladislav Hamran, National Member of the Slovak Republic, as President, and Filippo Spiezia, National Member of Italy, as Vice-President. Mr. Hamran and Mr. Spiezia, together with the Vice President, Mr. Klaus Meyer-Cabri, National Member of Germany, form the Presidency Team.

Publication date: 26-06-2019

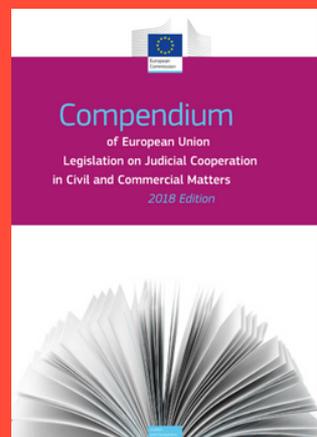
Author: Eurojust

Link: [CLICK HERE](#) 

Key words: financial aid, judicial cooperation, cross-border cooperation, organised crime, computer crime, EU law, international criminal law, Eurojust, information war, activity report, fight against crime, terrorism

ISBN/ISSN: 978-92-9490-245-0 / 2599-7874

COMPENDIUM OF EUROPEAN UNION LEGISLATION ON JUDICIAL COOPERATION IN CIVIL AND COMMERCIAL MATTERS 2018 EDITION



Summary: All courts and other justice professionals must apply these rules efficiently. On this basis, all parties interested in the correct application of EU civil justice instruments will contribute to the promotion of a common European legal culture. A comprehensive collection of existing EU law is an indispensable tool to enable legal practitioners to deal with cross-border disputes or voluntary jurisdiction procedures.

Publication date: 19-07-2019

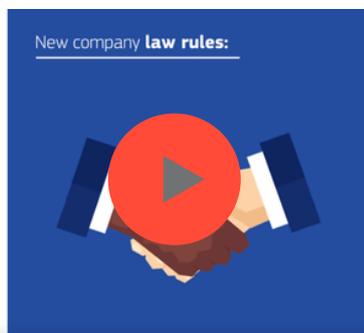
Author: Directorate-General for Justice and Consumers (European Commission)

Link: [CLICK HERE](#) 

Key words: Community law, judicial cooperation, judicial cooperation in civil matters in the EU, legislation, commercial cooperation

ISBN/ISSN: 978-92-79-99699-3

MEDIA COLLECTION



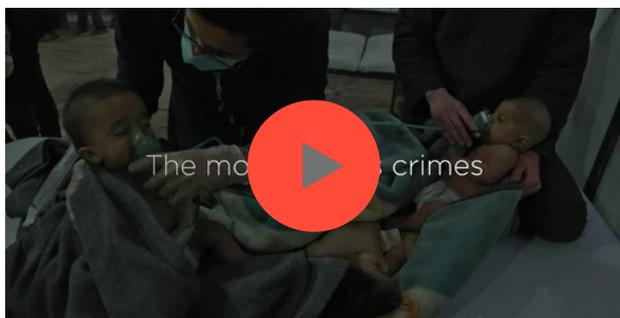
Company Law in the EU

Find out how the European Commission intends to facilitate the mobility, merger and division of companies in the EU.



Traveling soon? Check your passenger rights

Delayed flight? Cancelled train? Lost or damaged luggage? Many citizens still do not know that in case of problems when travelling in the EU they have rights, including assistance and reimbursement! EU rules on passenger rights apply regardless of how people travel: by plane, train, bus or boat.



International Criminal Justice Day #JusticeMattersAutor

The International Day of Criminal Justice is celebrated on 17 July. We will never forget the atrocities of the past, but will keep them as part of our collective human memory to avoid future conflicts and genocides.



Study probes e-democracy's impact on EU citizens and decision-makers

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INTERESTING MAGAZINES

We present you the latest issues of the Magazines published by the European Union in the field of Law.



EUROPEAN EQUALITY LAW REVIEW 2019/1



This is the ninth issue of the biannual review of European equality law, produced by the European Network of Legal Experts on Gender Equality and Non-Discrimination (EELN). This issue provides an overview of legal and political developments in Europe and reflects the situation from 1 July to 31 December 2018.



DG JUSTICE NEWSLETTER ON FUNDING OPPORTUNITIES & FUNDED PROJECTS 25 JULY 2019



In this newsletter you will find all the relevant information concerning the implementation of the Justice and Rights, Equality and Citizenship (REC) Programmes: publication of new calls for proposals, adoption of annual work programmes, interesting events and conferences, news on funded projects, their results and the sharing of best practice, as well as some tips for project management.



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