



Overview of judgments and pending cases of the Court of Justice of the European Union on:

- 1. Regular Migration
- 2. Asylum
- 3. Borders and Visa
- 4. Irregular Migration
- 5. EEC-Turkey Association Agreement
- 6. Free Movement
- 7. Miscellaneous

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Quarterly update

Editorial Board:

Kees Groenendijk and Carolus Grütters
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Centre for Migration Law
European and International Public Law

Radboud University Nijmegen
Tilburg University



New cases and new judgments, conclusions, or (H) hearings not mentioned in the previous overview are marked in red. Judgments and pending cases are arranged in chronological order (oldest first). Blue underscored references contain hyperlinks to the original documents.



1. Regular Migration

Family Reunification Directive [2003/86](#)

	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
Parliament / Council	27 Jun 2006	C-540/03	2006:429	right to family reunification
Chakroun	4 Mar 2010	C-578/08	2010:117	Art. 7(1)c income requirement
Imran (deleted)	10 Jun 2011	C-155/11 PPU	2011:387	Art. 7(2) integration test abroad
O., S. & L.	6 Dec 2012	C-356...357/11	2012:776	Art. 5(5) interest of the child; Art. 24(2) Charter
Dogan (Naime)	10 Jul 2014	C-138/13	2014:2066	Art. 7(2) integration test abroad
Noorzia	17 Jul 2014	C-338/13	2014:2092	Art. 4(5) minimum age of 21 years
K. & A.	9 Jul 2015	C-153/14	2015:523	Art. 7(2) integration test abroad
Khachab	21 Apr 2016	C-558/14	2016:285	Art. 7(1)c stable and regular resources
A. & S.	12 Apr 2018	C-550/16	2018:248	Art. 10 reunification of minor asylum seekers with parents
C. & A.	7 Nov 2018	C-257/17	2018:876	Art. 15 autonomous permit; integration condition
K. & B.	7 Nov 2018	C-380/17	2018:877	Art. 12(1) family reunification after 3 months
K.	7 Nov 2018	C-484/17	2018:878	Art. 15 autonomous permit; integration condition
E.	13 Mar 2019	C-635/17	2019:192	Art. 11(2) proof of family ties
Y.Z. a.o.	14 Mar 2019	C-557/17	2019:203	Art. 16(2)(a); consequences of fraude
X.	20 Nov 2019	C-706/18	2019:993	Art. 2(d)+5(4)+11(2) no automatic residence permit as a consequence of expiry of decision period
G.S. & V.G.	12 Dec 2019	C-381+382/18	2019:1072	Art. 6(2) public order
T.B.	12 Dec 2019	C-519/18	2019:1070	Art. 10(2) family member dependent on refugee
B.M.M. a.o.	16 Jul 2020	C-133+136+137/19	2020:577	Art. 4 becoming adult during procedure
B.O.L. (withdrawn)	14 Oct. 2020	C-250/19	2020:841	Art. 4+18 becoming adult during procedure

pending cases

A. / Migrationsverket	AG: 16 Jul 2020	C-193/19	2020:594	Art. 5(2) validity passport at time of application
X. / Belgian State		C-930/19		Art. 15(3) victims of domestic violence
Germany / S.W.		C-273/20		Art. 10(3)+16(1)(a) parent of ex-minor refugee
Germany / X.C.		C-279/20		Art. 4+6(1)(b) child of refugee became of age during asylum procedure
Germany / B.L. & B.C.		C-355/20		Art. 10(3)+16(1)(a) parent of ex-minor refugee
C.R. / Landeshauptmann		C-560/20		Art. 2(f)+10(3)(a)+7(1) family members of ex-minor refugee

Long-Term Residents Directive [2003/109](#) and [2011/51](#)

<i>judgments</i>				
Ziebell	8 Dec 2011	C-371/08	2011:809	Art. 12; expulsion = EEC-Turkey
Kamberaj	24 Apr 2012	C-571/10	2012:233	equal treatment; housing benefits
Com. / NL	26 Apr 2012	C-508/10	2012:243	fees for residence permit
Singh	18 Oct 2012	C-502/10	2012:636	Art. 3(2)(e); formally restricted residence permit
Iida	8 Nov 2012	C-40/11	2012:691	lodging application for LTR is essential
Mlalali	14 Nov 2013	C-257/13	2013:763	equal treatment; inadmissible
Tahir	17 Jul 2014	C-469/13	2014:2094	5 years residence also for spouse
Tümer	5 Nov 2014	C-311/13	2014:2337	LTR Dir not a contrario less rights for other TCN
P. & S.	4 Jun 2015	C-579/13	2015:369	integration obligation after acquisition status
CGIL	2 Sep 2015	C-309/14	2015:523	amount of fee for LTR permit
Lopez Pastuzano	7 Dec 2017	C-636/16	2017:949	Art. 12; expulsion
Y.Z. a.o.	14 Mar 2019	C-557/17	2019:203	Art. 9(1)(a); implications of fraude
X. / Belgium	3 Oct 2019	C-302/18	2019:830	Art. 5(1)(a) stable and regular resources
W.T.	11 Jun 2020	C-448/19	2020:467	Art. 12; criminal offence; withdrawal of status
U.Q.	3 Sep 2020	C-503+592/19	2020:629	Art. 4+6(1); refusal LTR status for criminal record
INPS / V.R.	25 Nov 2020	C-303/19	2020:958	Art. 11(1)(d) equal treatment family benefit



<i>pending cases</i>				
Com. / Hungary		C-761/19		Art. 11(1)(a) exclusion LTR from certain professions
Oberösterreich / K.V.		C-94/20		Art. 11: housing assistance, proof language skills
ASGI		C-462/20		Art. 11(1)(d); family benefit
Z.K. / Landeshauptmann		C-432/20		Art. 9(1)(c) interruption 12 months period
Court Amsterdam	20 Nov 2020	No C-nr yet		Art. 3(2)(e); is Art 20 TFEU residence right formally restricted?
(NL:RBDHA:2020:11785)				

Researchers and Students				
Directive 2004/114 and 2016/801	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
Payir	24 Nov 2008	C-294/06	2008:36	working Turkish student
Sommer	21 June 2012	C-15/11	2012:371	Art. 17; standstill Accession Bulgaria
Ben Alaya	10 Sep 2014	C-491/13	2014:2187	non-discretionary right to a student visa
Fahimian	4 Apr 2017	C-544/15	2017:255	Art. 6(1)(d); national security

Blue Card				
Directive 2009/50				
<i>pending cases</i>				
ASGI		C-462/20		Art. 14(1); family benefit

Single Permit				
Directive 2011/98				
<i>judgments</i>				
Martinez Silva	21 Jun 2017	C-449/16	2017:485	Art. 12(1)(e) equal treatment family benefit
INPS / W.S.	25 Nov 2020	C-302/19	2020:957	Art. 12(1)(e) equal treatment family benefit
<i>pending cases</i>				
INPS / O.D.		C-350/20		Art. 12(1)(e); family benefit
ASGI		C-462/20		Art. 12(1)(e); family benefit

Social Security for TCN				
Regulation 859/2003 and 1231/2010				
<i>judgments</i>				
Xhymshiti	18 Nov 2010	C-247/09	2010:698	child benefits; worker in Switzerland
Wieland & Rothwangl	27 Oct 2016	C-465/14	2016:820	old-age pension
Balandin	24 Jan 2019	C-477/17	2019:60	legal residence concept

2. Asylum				
Dublin II and III				
Regulation 343/2003 and 604/2013	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
Petrosian	29 Jan 2009	C-19/08	2009:41	transfer deadline; suspensive effect
N.S. & M.E.	21 Dec 2011	C-411+493/10	2011:865	conditions in Greece; no transfer
Kastrati	3 May 2012	C-620/10	2012:265	withdrawal asylum application
K.	6 Nov 2012	C-245/11	2012:685	Art. 15; sovereignty and humanitarian clause
Halaf	30 May 2013	C-528/11	2013:342	Art. 18 Charter; sovereignty clause
M.A. a.o.	2 Sep 2013	C-648/11	2013:367	transfer of unaccompanied minor
Puid	14 Nov 2013	C-4/11	2013:740	responsible State in stead of Greece
Abdullahi	12 Dec 2013	C-394/12	2013:813	Art. 19(2); meaning of First Member State
Mirza	17 Mar 2016	C-695/15 PPU	2016:188	Art. 3(3); safe third country
Ghezelbash	7 Jun 2016	C-63/15	2016:409	Right to appeal incorrect MS determination
Karim	7 Jun 2016	C-155/15	2016:410	Art. 19(2); meaning of First Member State
C.K. a.o.	16 Feb 2017	C-578/16 PPU	2017:127	transfer of mentally ill asylum seeker
Al Chodor	15 Mar 2017	C-528/15	2017:213	Art. 28; risk of absconding
Ahmed	5 Apr 2017	C-36/17	2017:273	Dublin not applicable if subs. protection is granted
A.S.	26 Jul 2017	C-490/16	2017:585	Art. 13(1); Dublin III and 'irregular crossing'
Jafari	26 Jul 2017	C-646/16	2017:586	Art. 12+13; transit visa
Mengesteab	26 Jul 2017	C-670/16	2017:587	Art. 21(1)+22(7); review transfer decision
Khair Amayry	13 Sep 2017	C-60/16	2017:675	Art. 27(3)+(4); suspensive effect; time limit of detention
Majid Shiri	25 Oct 2017	C-201/16	2017:805	Art. 27(1)+29(1)+29(2)
Aziz Hasan	25 Jan 2018	C-360/16	2018:35	Art. 23+24; unlawful return after transferral
Adil Hassan	31 May 2018	C-647/16	2018:368	Art. 26(1); notification TCN of transfer request
X.	5 Jul 2018	C-213/17	2018:538	Art. 23(3); responsible Member State
Fathi	4 Oct 2018	C-56/17	2018:803	Art. 46(3); examination
X. & X.	13 Nov 2018	C-47+48/17	2018:900	Art. 5(2) Reg. 1560/2003 on appl. of Dublin rules
M.A.	23 Jan 2019	C-661/17	2019:53	Art. 6+17+20(3); does Brexit affect current transfer decisions
Jawo	19 Mar 2019	C-163/17	2019:218	Art. 29(2); risk of absconding
H. & R.	2 Apr 2019	C-582+583/17	2019:280	Art. 20(5)+27; right to appeal
I.N.	2 Apr 2020	C-897/19 PPU	2020:262	extradition of refugee who became EEA citizen
<i>pending cases</i>				
H.A. / Belgium		C-194/19		Art. 27; effective remedy
Fedasil / Mr M.		C-67/20		Art. 27: effective remedy, suspensive effect, detention

Qualification I and II				
Directive 2004/83 and 2011/95	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
Elgafaji	17 Feb 2009	C-465/07	2009:94	Art. 15c; serious harm
Abdulla a.o.	2 March 2010	C-175...179/08	2010:105	revocation; new circumstances
Bolbol	17 June 2010	C-31/09	2010:351	Palestinian exception
B. & D.	9 Nov 2010	C-57/09	2010:661	terrorist acts organisation
Y. & Z.	5 Sep 2012	C-71/11	2012:558	Ahmadiyya in Pakistan
M.M.	22 Nov 2012	C-277/11	2012:744	duty of cooperation
El Kott	19 Dec 2012	C-364/11	2012:826	Palestinian exception
X., Y. & Z.	7 Nove 2013	C-199...201/12	2013:720	homosexual orientation forms a social group
Diakite	30 Jan 2014	C-285/12	2014:39	internal armed conflict
H.N.	8 May 2014	C-604/12	2014:302	connectivity subs. protection and refugee status
Qurbani	17 Jul 2014	C-481/13	2014:2101	no interpr. Refugee Convention by CJEU
A., B. & C.	2 Dec 2014	C-148...150/13	2014:2406	homosexual orientation
M'Bodj	18 Dec 2014	C-542/13	2014:2452	right to medical treatment
Abdida	18 Dec 2014	C-562/13	2014:2453	QD does not cover admission on medical grounds
Shepherd	26 Feb 2015	C-472/13	2015:117	conscientious war objector
T.	24 Jun 2015	C-373/13	2015:413	Art. 24(1) or 21(3); withdrawal of refugee status
Alo & Osso	1 Mar 2016	C-443...444/14	2016:127	Art. 33+29; restriction of residence; subs. protection
M.	9 Feb 2017	C-560/14	2016:320	right to be heard
Lounani	31 Jan 2017	C-573/14	2016:380	Art. 12; exclusion clause and terrorist
F.	25 Jan 2018	C-473/16	2018:36	homosexuality test in Hungary
M.P.	24 Apr 2018	C-353/16	2018:276	previous torture and subs. protection
Alheto	25 Jul 2018	C-585/16	2018:584	Palestinian exception
Shajin Ahmed	13 Sep 2018	C-369/17	2018:713	Art. 17(1)(b); exclusion ground
Ahmedbekova	4 Oct 2018	C-652/16	2018:801	application family member
Fathi	4 Oct 2018	C-56/17	2018:803	persecution on religious grounds
Ayubi	21 Nov 2018	C-713/17	2018:929	Art. 29; social assistance
M. a.o.	14 May 2019	C-391/16+ C-77...78/17	2019:403	Art. 14; Art. 18 Charter; revoke refugee status; Art. 78(1) TFEU
Bilali	23 May 2019	C-720/17	2019:448	Art. 19(1)+(3) withdrawal of subsidiary protection
E.Z.	19 Nov 2020	C-238/19	2020:945	Art. 9(2)+9(3); refusal of military service
<i>pending cases</i>				
Home dpt / O.A.	AG: 30 Apr 2020	C-255/19	2020:342	Art. 2(e)+7+11; protection of the country of nationality
Germany / X.T.		C-507/19		Art. 12(1)(a) Palestinian
Germany / S.E.		C-768/19		Art. 2(j)+11 QD II; family member
C.F. & D.N. / Germany		C-901/19		Art. 2(f)+15(c) QD II; sub. protection, Afghanistan
L.W. / Germany		C-91/20		Art. 3+23(2); minor child, family member
N.B. & A.B. / Home dpt		C-349/20		Art. 12(1)(a); stateless Palestinians
ASGI		C-462/20		Art. 29; social assistance
X. / Staatssecretaris		C-579/20		Art. 15(c)
Asylum Procedures I and II				
Directive 2005/85 and 2013/32				
	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
Parliament/Council	6 May 2008	C-133/06	2008:257	list of safe countries of origin
Diouf	28 Jul 2011	C-69/10	2011:524	accelerated procedure; remedies
H.I.D. & B.A.	31 Jan 2013	C-175/11	2013:45	accelerated procedure; remedies
Tall	17 Dec 2015	C-239/14	2015:824	effective remedy and multiple asylum claim
Danqua	20 Oct 2016	C-429/15	2016:789	dealing with application within reasonable time
Sacko	26 Jul 2017	C-348/16	2017:591	effective remedy
Magamadov	19 Sep 2017	C-438/17	2017:723	Art. 52 transitional provision and subs. protection
C. & J.	5 Jul 2018	C-269/18 PPU	2018:544	Art. 46(8); suspensory effect
A.	25 Jul 2018	C-404/17	2018:588	country of origin info and clearly unfoundedness
Alheto	25 Jul 2018	C-585/16	2018:584	Palestinian exception
X.	26 Sep 2018	C-175/17	2018:776	suspensory effect of appeal only at first instance
X. & Y.	26 Sep 2018	C-180/17	2018:775	suspensory effect of appeal only at first instance
Ahmedbekova	4 Oct 2018	C-652/16	2018:801	Art. 33(2)(e); direct effect; application family member
Fathi	4 Oct 2018	C-56/17	2018:803	Art. 3(1); meaning of examination
E.G.	18 Oct 2018	C-662/17	2018:847	Art. 46(2) subsidiary protection
F.R.	27 Sep 2018	C-422/18 PPU	2018:784	suspensory effect of appeal
Ibrahim Bashar	19 Mar 2019	C-297/17	2019:219	Art. 52 transitional provision and subs. protection
Torubarov	29 Jul 2019	C-556/17	2019:626	Art. 46(3) power to amend decisions of competent authority
Hamed & Omar	13 Nov 2019	C-540+541/17	2019:964	inadequate conditions for refugees
P.G.	19 Mar 2020	C-406/18	2020:216	Art. 31; effective judicial remedy; Art. 47 Charter
L.H.	19 Mar 2020	C-564/18	2020:218	Art. 33 inadmissible applications; Art. 47 Charter
F.M.S. a.o.	14 May 2020	C-924+925/19 PPU	2020:367	Hungarian Border; detention
E.Y. (deleted)	5 Jun 2020	C-40/19	2020:475	Art. 31 overruling or annulment of an asylum decision
V.L.	25 Jun 2020	C-36/20 PPU	2020:495	Art. 6+26: competent authorities
Addis	16 Jul 2020	C-517/17	2020:579	admissibility of appl. in 2nd MS on the ground of no access to granted rights in 1st MS
J.P.	9 Sep 2020	C-651/19	2020:681	Art. 46 effective remedy, short term
E.M.T. (withdrawn)	16 Oct 2020	C-20/20	2020:892	Art. 46 effective remedy, short term
M.S o.a. / Justice	10 Dec. 2020	C-616/19	2020:1010	Art. 25 AP I and subsidiary protection

<i>(Asylum Procedures continued)</i>				
Case	Date	Case nr	ECLI:EU:C:	Subject
K.D. (deleted)	29 Jun 2020	C-67/19	2020:527	Art. 31 overruling or annulment of an asylum decision
T.N. (deleted)	26 Jun 2020	C-210/19	2020:525	Art. 31 overruling or annulment of an asylum decision
<i>pending cases</i>				
Com. / Hungary	AG: 25 Jun 2020	C-808/18	2020:493	incorrect application of CEAS measures
M.S. a.o.	AG: 3 Sep 2020	C-616/19	2020:648	Art. 25(2); MS concerned; further application
T.H.C.		C-755/19		Art. 46 effective remedy, short term
Com. / Hungary	Hearing: 23 Nov 2020	C-821/19		incorrect application on inadmissibility
L.H. / Staatssecretaris		C-921/19		Art. 40(2) new elements; authenticity of documents
L.R.		C-8/20		admissibility of 2nd asylum application
X.Y. / Bundesamt		C-18/20		sexual orientation as a new element in 2nd asylum application
X. / Commissaire Général		C-483/20		Art. 25(6)+33(2); inadmissibility of applic. and family unity
Reception Conditions I and II				
Directive 2003/9 and 2013/33				
Case	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
CIMADE & GISTI	27 Sep 2012	C-179/11	2012:594	reception conditions during Dublin procedure
Saciri	27 Feb 2014	C-79/13	2014:103	saturation of national reception structures
J.N.	15 Feb 2016	C-601/15 PPU	2016:84	Art. 8; detention and Art 6 Charter
K.	14 Sep 2017	C-18/16	2017:680	Art. 8(3) in relation with Art 6 Charter
D.H. (deleted)	AG: 31 Jan 2019	C-704/17	2019:247	Art. 9; judicial review after detention has ended
Haqbin	12 Nov 2019	C-233/18	2019:956	Art. 20; unaccompanied minor, serious breach of rules reception centre
V.L.	25 Jun 2020	C-36/20 PPU	2020:495	Art. 8: detention
<i>pending cases</i>				
K.S. & M.H.K.	AG: 3 Sep 2020	C-322/19	2020:642	Art. 15; reception and delay of Dublin transfer
R.A.T. & D.S.	AG: 3 Sep 2020	C-385/19	2020:642	Art. 15; categories of 'applicant'
Provisional measures of protection for the benefit of Italy and Greece				
Council Decision 2015/1523 and 2015/1601				
<i>judgments</i>				
Slovakia & Hungary/Council	6 Sep 2017	C-643+647/15	2017:631	relocation decision is legally correct
Com. / Poland, Hungary & Czech Republic	2 Apr 2020	C-715+718+719/17	2020:257	failure to comply with relocation decisions
3. Borders and Visa				
Schengen Acquis				
Convention of 14 June 1985				
Case	Date	Case nr	ECLI:EU:C:	Subject
<i>judgments</i>				
E.	16 Jan 2018	C-240/17	2018:8	Art. 25 entry ban
<i>pending cases</i>				
Migrationsverket	AG: 16 Jul 2020	C-193/19	2020:594	Art. 6 establishment of identity
Borders Code				
Regulation 562/2006 and 2016/399				
<i>judgments</i>				
Garcia & Cabrera	22 Oct 2009	C-261+348/08	2009:648	Art. 11; no obligation to expel
Melki & Abdeli	22 June 2010	C-188+189/10	2010:206	Art. 21; internal border
Gaydarov	17 Nov 2011	C-430/10	2011:749	Art. 27; criminal conviction in other MS
ANAFE	14 June 2012	C-606/10	2012:348	Art. 5(4)+13; return visa
Adil	19 July 2012	C-278/12 PPU	2012:508	Art. 21; internal border
Parliament / Council	5 Sep 2012	C-355/10	2012:516	annulment implementing measure
Zakaria	17 Jan 2013	C-23/12	2013:24	appeal against refusal at the border
Air Baltic	4 Sep 2014	C-575/12	2014:2155	limited grounds for refusal at border
A.	21 Jun 2016	C-9/16	2017:483	Art. 23; internal border and control
Ei Dakkak	4 May 2017	C-17/16	2017:341	Art. 4(1); internal border
Touring Tours a.o.	13 Dec 2018	C-412+474/17	2018:1005	Art. 22+23; obligation to check documents
Arib a.o.	19 Mar. 2019	C-444/17	2019:220	Art. 32; penal sanctions on illegal entry after reintroduced border controls
E.P.	12 Dec 2019	C-380/18	2019:1071	Art. 6(1)(e); public order
J. a.o.	5 Feb 2020	C-341/18	2020:76	Art. 11; departure stamps border crossing in sea port
Blue Air	30 Apr 2020	C-584/18	2020:324	Art. 14(2) exemption visa obligation
F.U.	4 Jun 2020	C-554/19	2020:439	Art. 22+23; internal border and control
<i>pending cases</i>				
Syyttäjä		C-35/20		Art. 20+21(c): EU-citizen, obligation to carry passport
N.W. / Steiermark		C-368/20		Art. 25+29
Border Traffic				
Regulation 1931/2006				
<i>judgments</i>				
Shomodi	21 Mar 2013	C-254/11	2013:182	3-month period local border traffic

**Border Surveillance System
Regulation [1052/2013](#)**

judgments

Spain v. EP & Council 8 Sep 2015 [C-44/14](#) 2015:554 Art. 19; cooperation Eurosur with UK/IR

**Passports
Regulation [2252/2004](#)**

judgments

	Date	Case nr	ECLI:EU:C:	Subject
Schwarz	17 Oct 2014	C-291/12	2013:670	use of finger prints for other purposes
Com./Belgium	13 Feb 2014	C-139/13	2014:80	failure to issue biometric passports
U.	2 Oct. 2014	C-101/13	2014:2249	first name, surname and birth name in passport
Willems a.o.	16 Apr 2015	C-446...449/12	2015:238	no right to passport without biometric data

**Transit through Switzerland
Decision [896/2006](#)**

judgments

Kqiku 2 Apr 2009 [C-139/08](#) 2009:230 TCN with Swiss residence permit

**Visa Code
Regulation [810/2009](#)
in conjunction with [2019/1155](#)**

judgments

Vo	10 Apr 2012	C-83/12	2012:202	Art. 21+34; human trafficking
Koushkaki	19 Dec 2013	C-84/12	2013:862	limited ground refusal visa; discretion MS
Air Baltic	4 Sep 2014	C-575/12	2014:2155	valid visa in cancelled travel document
X & X	7 Mar 2017	C-638/16 PPU	2017:173	Art. 25(1)(a); humanitarian visa
El Hassani	13 Dec 2017	C-403/16	2017:960	Art. 32; effective remedy
Vethanayagam	29 Jul 2019	C-680/17	2019:627	Art. 8(4)+32(3) Visa representation; Art 47 Charter
R.N.N.S. & K.A.	24 Nov 2020	C-225+226/19	2020:951	Art. 32(2)+(3); effective remedy against refusal

pending cases

M.A. / Konsul Rzeczypospolitej		C-949/19		Art. 21(2) Schengen; 47 Charter; effective remedy
V.G. / Min. BuZa		C-121/20		Art. 22; relevance disclosure refusing MS for effective remedy

**Visa List I and II
Regulation [539/2001](#) and [2018/1806](#)**

judgments

Com./Parliament 16 Jul 2015 [C-88/14](#) 2015:499 validity of amendments

4. Irregular Migration

**Facilitation
Directive [2002/90](#)**

Judgments

	Date	Subject	ECLI:EU:C:	Subject
Paoletti a.o.	25 May 2016	C-218/15	2016:748	retroactivity of the more lenient criminal law
Vo	10 April 2002	C-83/12 PPU	2012:12	human smuggling

**Return
Directive [2008/115](#)**

judgments

Kadzoev	30 Nov 2009	C-357/09 PPU	2009:741	maximum period of detention
El Dridi	28 Apr 2011	C-61/11 PPU	2011:268	prison sentence; order to return
Achughbabian	6 Dec 2011	C-329/11	2011:807	sanctions non-compliance return order
Sagor	6 Dec 2012	C-430/11	2012:277	fine, home detention, expulsion prevails
Mbaye	21 Mar 2013	C-522/11	2013:190	fine, deportation, risk of absconding
Arslan	30 May 2013	C-534/11	2013:343	directive and detention asylum seekers
G. & R.	10 Sep 2013	C-383/13 PPU	2013:533	infringement rights of defence
Filev & Osmani	19 Sep 2013	C-297/12	2013:569	old unlimited entry bans incompatible
Mahdi	5 Jun 2014	C-146/14 PPU	2014:1320	scope judicial review; coop. with removal
Bero & Bouzalmate	17 Jul 2014	C-473+514/13	2014:2095	absence from special detention centre
Pham	17 Jul 2014	C-474/13	2014:2096	separation of ordinary criminals
Mukarubega	5 Nov. 2014	C-166/13	2014:2336	right to be heard
Boudjlida	11 Dec 2014	C-249/13	2014:2431	right to be heard
Abdida	18 Dec 2014	C-562/13	2014:2453	suspensive effect of appeal on medical grounds
Zaizoune	23 Apr 2015	C-38/14	2015:260	fine is incompatible with removal
Zh. & O.	11 June 2015	C-554/13	2015:377	risk to public policy
Celaj	1 Oct 2015	C-290/14	2015:640	prison sanction, entry ban and removal
Bensada Benallal	17 Mar 2016	C-161/15	2016:175	right to be heard
Affum	7 Jun 2016	C-47/15	2016:408	transit passenger and illegal stay
Ouhrami	26 Jul 2017	C-225/16	2017:590	start of entry ban
Petrea	14 Sep 2017	C-184/16	2017:684	entry ban and citizen of the Union
E.	16 Jan 2018	C-240/17	2018:8	Art. 6(2); entry ban
Arib	19 Mar 2019	C-444/17	2019:220	penal sanctions on illegal entry after reintroduced border controls
K.A. a.o.	8 May 2018	C-82/16	2018:308	suspension of entry ban and family life

(Return continued)

Gnandi	19 Jun 2018	C-181/16	2018:465	suspensive effect and effective remedy
W.M.	2 Jul 2020	C-18/19	2020:511	Art. 16; deportation
J.Z.	17 Sep 2020	C-806/18	2020:724	Art. 11(2) entry ban
X.	26 Sep 2018	C-175/17	2018:776	suspensory effect of appeal limited to first instance
X. & Y.	26 Sep 2018	C-180/17	2018:775	suspensory effect of appeal limited to first instance
B. / CPAS	30 Sep 2020	C-233/19	2020:757	Art. 5+13; deportation and health risks
L.M. / CPAS	30 Sep 2020	C-402/19	2020:759	Art. 5+13+14; automatic suspension of return in case of serious illness
M.O. / Toledo	8 Oct 2020	C-568/19	2020:807	Incompatibility Spanish legislation
<i>pending cases</i>				
Com. / Hungary	AG: 25 Jun 2020	C-808/18	2020:493	Art. 5+6+12+13; procedural guarantees
T.Q. / Staatssecretaris	AG: 2 Jul 2020	C-441/19	2020:515	Art. 6+8+10; enforcement of return decision and unaccompanied minors
B.Z. / Westerwaldkreis		C-546/19		Art. 2(2)(b)+3(6) entry ban
M. a.o.	AG: 20 Oct 2020	C-673/19	2020:840	Art. 3+4+6+15 removal of TCN with international protection in another MS
U.D. / Barcelona		C-746/19		Transposition in Spanish law
M.A. / Belgium		C-112/20		Art. 5+13; Art.24+47 Charter: best interest child, EU-citizen

Mutual recognition expulsion decisions

Directive 2001/40

judgments

Orrego Arias	3 Sep 2015	C-456/14	2015:550	CJEU lacks jurisdiction
W.T.	11 Jun 2020	C-448/19	2020:467	expulsion of LTR

5. EEC-Turkey Association Agreement

Workers and Family Members

Decision 2/76 and 1/80

judgments

	Date	Case nr	ECLI:EU:C:	Subject
Demirel	30 Sept 1987	C-12/86	1987:400	Art. 12 AO + 36 AP: no right to family reunion
Sevince	20 Sept 1990	C-192/89	1990:322	Art. 6; direct effect; stable position labour market; right of residence
Kus	16 Dec 1992	C-237/91	1992:527	Art. 6; stable position labour market
Eroglu	5 Oct 1994	C-355/93	1994:369	Art. 6; same employer/no loss; also qualifies under 7(2)
Bozkurt (Ahmet)	6 June 1995	C-434/93	1995:168	Art. 6; belonging to labour market
Tetik	23 Jan 1997	C-171/95	1997:31	Art. 6; voluntary unemployment after 4 years
Kadiman	17 Apr 1997	C-351/95	1997:205	Art. 7(1); calculation period cohabitation as family
Eker	29 May 1997	C-386/95	1997:257	Art. 6; same employer
Kol	5 June 1997	C-285/95	1997:280	Art. 6; conviction for fraud
Ertanir	30 Sept 1997	C-98/96	1997:446	Art. 6; analogous application Art. 45 TFEU
Günaydin	30 Sept 1997	C-36/96	1997:445	Art. 6; analogous application Art. 45 TFEU
Akman	19 Nov 1998	C-210/97	1998:555	Art. 7(2); Turkish worker has left labour market
Birden	26 Nov 1998	C-1/97	1998:568	Art. 6; sheltered work not marginal & ancillary
Nazli	10 Feb 2000	C-340/97	2000:77	Art. 6/14; no loss residence right during detention; analogous application Art. 27(2) Dir 2004/38
Ergat	16 Mar 2000	C-329/97	2000:133	Art. 7(1); no loss residence right application for renewal residence permit after expiry date
Eyüp	22 June 2000	C-65/98	2000:336	Art. 7(1); obligation to co-habit as family
Bicakci	19 Sept 2000	C-89/00	-	Art. 14; no preventive expulsion measure
Kurz (Yuce)	19 Nov 2002	C-188/00	2002:694	Art. 6; rights following unjustified expulsion measure
Birlikte	8 May 2003	C-171/01	2003:260	Art. 10; direct effect/analogous interpretation Art. 45(2) TFEU; political trade union rights
Abatay & Sahin	21 Oct 2003	C-317/01+369/01	2003:572	Art. 13; direct effect/scope standstill obligation
Com./Austria	16 Sept 2004	C-465/01	2004:530	Art. 10; direct effect/analogous interpretation Art. 45(2) TFEU; political trade union rights
Ayaz	30 Sept 2004	C-275/02	2004:570	Art. 7(1); stepchild is family member
Cetinkaya	11 Nov 2004	C-467/02	2004:708	Art. 7(1); family member analogous Art. 10 Reg 1612/68
Dörr & Ünal	2 June 2005	C-136/03	2005:340	Art. 14; procedural guarantees Dir 64/221
Aydinli	7 July 2005	C-373/03	2005:434	Art. 7(1); long detention no justification loss
Dogan (Ergül)	7 July 2005	C-383/03	2005:436	Art. 6; return labour market: no loss due to detention
Gürol	7 July 2005	C-374/03	2005:435	Art. 9; right to education grant for study in Turkey
Sedef	10 Jan 2006	C-230/03	2006:5	Art. 6; same employer/maritime shipping
Torun	16 Feb 2006	C-502/04	2006:112	Art. 7(2); 2 reasons for loss residence right
Güzeli	26 Oct 2006	C-4/05	2006:670	Art. 6(2); rights only after one year with same employer
Derin	18 July 2007	C-325/05	2007:442	Art. 7; 2 reasons for loss rights/prison sentence
Polat	4 Oct 2007	C-349/06	2007:581	Art. 14; multiple convictions small crimes no expulsion
Payir a.o.	24 Jan 2008	C-294/06	2008:36	Art. 6; reason admission not relevant (study/au pair)
Nihat Kahveci	25 July 2008	C-152/08	2008:450	Art. 10(1); Turkish prof. football player counts as national player
Er	25 Sept 2008	C-453/07	2008:524	Art. 7(1); no loss right no paid employment
Altun	18 Dec 2008	C-337/07	2008:744	Art. 7(1); rights family members of unemployed Turkish worker or fraud by Turkish worker
Sahin	17 Sept 2009	C-242/06	2009:554	Art. 13; fees for residence permit
Bekleyen	21 Jan 2010	C-462/08	2010:30	Art. 7(2); start training/parents not in host-MS
Genc (Hava)	4 Feb 2010	C-14/09	2010:57	Art. 6; part-time worker/real & genuine employment

(Workers and family members continued)

Com./Netherlands	29 Apr 2010	C-92/07	2010:228	Art. 13; fees for residence permit
Toprak & Oguz	2 Dec 2010	C-300...301/09	2010:756	Art. 13; no going back on relaxation national rules
Bozkurt (Metin)	22 Dec 2010	C-303/08	2010:800	Art. 7(1); divorce doesn't affect right
Pehlivan	16 June 2011	C-484/07	2011:395	Art. 7(1); no retroactive withdrawal residence permit
Baris Ünal	29 Sept 2011	C-187/10	2011:623	Art. 6; no retroactive withdrawal residence permit
Ziebell	8 Dec 2011	C-371/08	2011:809	Art. 14; no analogous appl. Art. 28(3)(a) Dir 2004/38
Kahveci & Inan	29 Mar 2012	C-7...9/10	2012:180	Art. 7(1); worker dual nationality (Turkish & host-MS)
Dülger	19 July 2012	C-451/11	2012:504	Art. 7(1); nationality family member irrelevant
Gülbahce	8 Nov 2012	C-268/11	2012:695	Art. 6; no retroactive withdrawal residence permit
Demir	7 Nov 2013	C-225/12	2013:725	Art. 13; legal residence; objective justification
Essent	11 Sep 2014	C-91/13	2014:2206	Art. 13; not applicable if Turkish worker does not seek access to labour market of MS
Genc (Caner)	12 Apr 2016	C-561/14	2016:247	Art. 13; applies to family reunion rules; ties with DK; integration
Ucar a.o.	21 Dec 2016	C-508...509/15	2016:986	Art. 7; family life, lawful employment
Tekdemir	29 Mar 2017	C-652/15	2017:239	Art. 13; family reunification
Yön	7 Aug 2018	C-123/17	2018:632	Art. 13; Art. 7 Dec. 2/76; language test; objective justification
A. v Udlændinge Min. Stscr. v A. a.o.	10 Jul 2019	C-89/18	2019:580	Art. 13; requirement of closer ties with Denmark
	3 Oct 2019	C-70/18	2019:823	Art. 7 Dec. 2/76; Art. 13 Dec. 1/80; standstill clauses and Overriding reasons of public interest
G.R. / Stadt Duisburg	21 Oct 2020	C-720/19	2020:847	Art. 7(1) Dec. 1/80; loss of nationality
<i>pending cases</i>				
B.Y. a.o. / Stadt Duisburg		C-194/20		Art. 9 Dec. 1/80 residence rights parents of school children
B. / Udlændingenævnet		C-379/20		Art. 13 Dec 1/80; best interests of the child and family unity

EEC-Turkey

Establishment and Provision of Services

Additional Protocol

Date	Case nr	ECLI:EU:C	Subject: ref to AP unless stated otherwise		
<i>judgments</i>					
	Savas	11 May 2000	C-37/98	2000:224	Art. 13 AO & 41: direct effect/scope standstill
	Abatay & Sahin	21 Oct 2003	C-317/01	2003:572	scope standstill obligation
	Yedas Tarim/Council	5 July 2007	C-255/06 P	2007:414	significance of requirements mentioned in preamble only
	Tum & Dari	20 Sept 2007	C-16/05	2007:530	scope standstill obligation
	Soysal & Savatli	19 Feb 2009	C-228/06	2009:101	standstill also applies to EU secondary law
	Com./Netherlands	29 Apr 2010	C-92/07	2010:228	fees residence permits covered by standstill
	Tural Oguz	21 July 2011	C-186/10	2011:509	definition fraud covered by standstill
	Dereci a.o.	15 Nov 2011	C-256/11	2011:734	fraud
	Demirkan	24 Sep 2013	C-221/11	2013:583	recipients of services not covered by Art. 41(1)
	Dogan (Naime)	10 Jul 2014	C-138/13	2014:2066	language requirement abroad; objective justification
	Essent	11 Sep 2014	C-91/13	2014:2206	Art. 41 requires economic activity between T. and EU

EEC-Turkey

Social Security Decision 3/80

Date	Case nr	ECLI:EU:C	Subject: ref to Dec 3/80 unless stated otherwise		
<i>judgments</i>					
	Taflan-Met a.o.	10 Sept 1996	C-277/94	1996:315	Dec 3/80 has entered into force
	Sürül	4 May 1999	C-262/96	1999:228	Art. 3; direct effect
	Kocak & Örs	14 Mar 2000	C-102/98	2000:119	determination of date of birth
	Öztürk	28 Apr 2004	C-373/02	2004:232	conditions early old-age pension
	Akdas	26 May 2011	C-485/07	2011:346	Art. 6; direct effect
	Demirci a.o.	14 Jan. 2015	C-171/13	2018:8	Art. 6; dual nationality
	Çoban	15 May 2019	C-677/17	2019:408	Art. 6; return and LTR-status
	Solak	13 Feb 2020	C-258/18	2020:98	Art. 6; effect of loss of Union citizenship

6. Free Movement

EU citizens and Family members

Directive 2004/38, Artt. 20-21 TFEU

Regulation 492/2011

Date	Case nr	ECLI:EU:C	TFEU	Dir 2004/38	Reg 492/2011
<i>judgments</i>					
	Jipa	10 Jul 2008	C-33/07	2008:396	20
	Metock	25 Jul 2008	C-127/08	2008:449	-
	Föster	18 Nov 2008	C-158/07	2008:630	18+20
	Huber	16 Dec 2008	C-524/06	2008:724	18
	Deniz Sahin	19 Dec 2008	C-551/07	2008:755	-
	Vatsouras & Koupatantze	4 Jun 2009	C-22...23/08	2009:344	18
	Wolzenburg	6 Oct 2009	C-123/08	2009:616	18
	Ibrahim	23 Feb 2010	C-310/08	2010:80	-
	Teixeira	23 Feb 2010	C-480/08	2010:83	-
	Rottmann	2 Mar 2010	C-135/08	2010:104	20
	Lassal	7 Oct 2010	C-162/09	2010:592	-
	Tsakouridis	23 Nov 2010	C-145/09	2010:708	-
	Ruiz Zambrano	8 Mar 2011	C-34/09	2011:124	20
	Runevič-Vardyn	12 May 2011	C-391/09	2011:291	21
	McCarthy	5 May 2011	C-434/09	2011:277	21
	Dias	21 Jul 2011	C-325/09	2011:498	-



(EU citizens and family members continued)

Dereci	15 Nov 2011	C-256/11	2011:734	20	-	-
Gaydarov	17 Nov 2011	C-430/10	2011:749	-	4+27	-
Aladzhev	17 Nov 2011	C-434/10	2011:750	-	4+27	-
Ziolkowski & Szeja	21 Dec 2011	C-424...425/10	2011:866	-	16	-
P.I.	22 May 2012	C-348/09	2012:300	-	28(3)	-
Com./NL	14 Jun 2012	C-542/09	2012:346	45	-	7(2)
Rahman a.o.	5 Sep 2012	C-83/11	2012:519	-	3(2)	-
Czop & Punakova	6 Sep 2012	C-147...148/11	2012:538	-	16	10
Com./Austria	4 Oct 2012	C-75/11	2012:605	20+21	24	-
Byankov	4 Oct 2012	C-249/11	2012:608	-	27	-
lida	8 Nov 2012	C-40/11	2012:691	20	-	-
O., S. & L.	6 Dec 2012	C-356...357/11	2012:776	20	3(1)	-
L.N.	21 Feb 2013	C-46/12	2013:97	45(2)	7(2)+24	-
Alarape & Tijani	8 May 2013	C-529/11	2013:290	-	-	10
Ymeraga	8 May 2013	C-87/12	2013:291	20	3(1)	-
Z.Z.	4 Jun 2013	C-300/11	2013:363	-	30(2)+31	-
Hadj Ahmed	13 Jun 2013	C-45/12	2013:390	18	13(2)+14	10
Prinz & Seeberger	18 Jun 2013	C-523+585/11	2013:524	20+21	-	-
Brey	19 Sep 2013	C-140/12	2013:565	-	7(1)(b)	-
Alokpa & Moudoulou	10 Oct 2013	C-86/12	2013:645	20	-	-
Onuekwere	16 Jan 2014	C-378/12	2014:13	-	16	-
M.G.	16 Jan 2014	C-400/12	2014:9	-	28(3)(a)	-
Reyes	16 Jan 2014	C-423/12	2014:16	-	2(2)(c)	-
O. & B.	12 Mar 2014	C-456/12	2014:135	20+21	3+6+7	-
S. & G.	12 Mar 2014	C-457/12	2014:136	20+21	3+6+7	-
Rüffer	27 Mar 2014	C-322/13	2014:189	18+21	-	-
Saint Prix	19 Jun 2014	C-507/12	2014:2007	45	7(3)	-
Ogieriakhi	10 Jul 2014	C-244/13	2014:2068	-	16(2)	-
Haralambidis	10 Sep 2014	C-270/13	2014:2185	45(1)+(4)	-	-
Dano a.o.	11 Nov 2014	C-333/13	2014:2358	-	7(1)(b)+24(1)	4
Sean McCarthy a.o.	18 Dec 2014	C-202/13	2014:2450	-	10+35	-
Com./Belgium	5 Feb 2015	C-317/14	2015:63	45	-	-
Martens	26 Feb 2015	C-359/13	2015:118	20+21	-	-
Kuldip Singh a.o.	26 Jul 2015	C-218/14	2015:476	-	7(1)(b)+13(2)(a)	-
Alimanovic	15 Sep 2015	C-67/14	2015:597	18+45	24(2)	4
Delvigne	6 Oct 2015	C-650/13	2015:648	20(2)(b)	-	-
Garcia-Nieto	25 Feb 2016	C-299/14	2015:366	-	24(2)	-
Bensada Benallal	17 Mar 2016	C-161/15	2016:175	-	28+30+31	-
Com./UK	14 Jun 2016	C-308/14	2016:436	-	7+14(2)+24(2)	-
N.A.	30 Jun 2016	C-115/15	2016:487	20+21	13(2)	10
Petruhhin	6 Sep 2016	C-182/15	2016:630	18+21	-	-
Rendón Marín	13 Sep 2016	C-165/14	2016:675	20+21	-	-
C.S.	13 Sep 2016	C-304/14	2016:674	20	-	-
Bragança	14 Dec 2016	C-238/15	2016:949	-	-	7(2)
Depesme & Kerrou	15 Dec 2016	C-401...403/15	2016:955	45	-	7(2)
Aquino	15 Mar 2017	C-3/16	2017:209	267	28	-
Chavez-Vilchez	10 May 2017	C-133/15	2017:354	20	-	-
Freitag	8 Jun 2017	C-541/15	2017:432	18+21	-	-
Bechtel	22 Jun 2017	C-20/16	2017:488	45	-	-
E.	13 Jul 2017	C-193/16	2017:542	-	27	-
Petrea	14 Sep 2017	C-184/16	2017:684	-	27-32	-
Lounes	14 Nov 2017	C-165/16	2017:862	21	3(1)+7+16	-
Gusa	20 Dec 2017	C-442/16	2017:1004	-	7(1)+7(3)+14(4)	-
B. & Vomero	17 Apr 2018	C-316+424/16	2018:256	-	28(3)(a)	-
K. & H.F.	2 May 2018	C-331+366/16	2018:296	-	27(2)+28(3)	-
K.A. a.o.	8 May 2018	C-82/16	2018:308	20	27+28	-
Coman a.o.	5 Jun 2018	C-673/16	2018:385	-	2(2)(a)+3	-
Deha Altiner & Ravn	27 Jun 2018	C-230/17	2018:497	21(1)	-	-
Diallo	27 Jun 2018	C-246/17	2018:499	-	10(1)	-
Banger	12 Jul 2018	C-89/17	2018:570	21	3(2)+15(1)	-
Rafal Prefeta	13 Sep 2018	C-618/16	2018:719	-	7(2)	-
Tjebbes a.o.	12 Mar 2019	C-221/17	2019:189	20+21	-	-
S.M.	26 Mar 2019	C-129/18	2019:248	-	2(2)+3(2)(a)	-
Tarola	11 Apr 2019	C-483/17	2019:309	-	7(1)(a)+7(3)(c)	-
Chenchooliah	10 Sep 2019	C-94/18	2019:693	-	7+15+30+31	-
Dakneciute	19 Sep 2019	C-544/18	2019:761	49	7+16(3)	-
Bajratari	2 Oct 2019	C-93/18	2019:809	-	7(1)(b)	-
Krah	10 Oct 2019	C-703/17	2019:850	45	-	7(1)
A.T.	22 Jan 2020	C-32/19	2020:25	-	17(1)(a)	-
R.H.	27 Feb 2020	C-836/18	2020:119	20	-	-
Ryan Air	18 Jun 2020	C-754/18	2020:478	-	5+10	-
Jobcenter Krefeld	6 Oct 2020	C-181/19	2020:794	-	24(2)	10
Z.W. / Heilbronn	19 Nov 2020	C-454/19	2020:947	21	-	-

pending cases

A.		C-535/19		-	7(1)(b)+24	-
G.M.A.	AG: 17 Sep 2020	C-710/19	2020:739	45	14(4)+15+31	-
Ordre des barreaux a.o.		C-718/19		20+21	in full	-
F.S. / Staatssecretaris	Hearing 16 Nov 2020	C-719/19		-	15(1)	-
X. / Belgium		C-930/19		-	in full	-
Syyttäjä		C-35/20		21(1)	-	-
J.Y. / Wiener L.Regierung		C-118/20		20	-	-

(EU citizens and family members continued)

V.I. / Customs	C-247/20			7(1)	
N.W. / Steiermark	C-368/20		21(1)	-	-
X. / Staatssecretaris	C-459/20		20	-	-
V.M.A. / Pancharevo	C-490/20		18+20+21	-	-

7. Miscellaneous

EEA Agreement

	Date	Case	ECLI:EU:C:	Subject
<i>judgments</i>				
I.N.	2 Apr 2020	C-897/19 PPU	2020:262	Art. 36; Art 3(2) TEU; Art 19 Charter, extradition of refugee who became EEA citizen

EEC-Tunisia

non discrimination

				Subject
<i>judgments</i>				
Gatoussi	14 Dec 2006	C-97/05	2006:780	Art. 64(1) non-discrimination; working conditions
E.P. [deleted]	8 Jul 2020	C-905/19	2020:602	Art. 64(1) non-discrimination; period of validity

EFTA Court

On Free Movement

				Subject
<i>judgments</i>				
Clauder	26 Jul 2011	E-4/11		Art 16(1)+7(1) permanent residence
Yankuba Jabbi	26 Jul 2016	E-28/15		Art. 7 family reunification with returning EEA national
<i>pending cases</i>				
Kerim		E-1/20		Art.35

Sources: <https://www.curia.europa.eu>
<https://www.migratieweb.nl>
<https://cmr.jur.ru.nl/nemis>
<https://cmr.jur.ru.nl/neais>
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