

Court of Justice EU judgments and pending cases
on migration and asylum of third-country nationals
and on the EEC-Turkey Association Agreement



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New cases and new judgments not mentioned in the previous list are marked in red.
Judgments and pending cases are arranged in chronological order (oldest first).

► Regular Migration

Family Reunification

Directive [2003/86](#)

	Date	Case nr *	MigratieWeb	Subject
<i>judgments</i>				
Parliament/Council	27 June 2006	C-540/03	ve06000854	right to family reunification
Chakroun	4 Mar 2010	C-578/08	ve10000350	income requirement
Imran (deleted)	10 June 2011	C-155/11 PPU	ve11001451	integration test abroad
O., S. and L.	6 Dec 2012	C-356 ... 357/11	ve12002415	interest of the child; EU charter
Ayalti (deleted)	25 Mar 2013	C-513/12	ve13000126	integration test abroad

pending cases

Dogan		C-138/13	ve13000555	integration test abroad
Noorzia		C-338/13	ve13001564	minimum age of 21 years

Long-Term Residents

Directive [2003/109](#) and [2011/51](#)

	Date	Case nr *	MigratieWeb	Subject
<i>judgments</i>				
Ziebell	8 Dec 2011	C-371/08	ve11003085	Art 12; expulsion = EEC-Turkey
Kamberaj	24 Apr 2012	C-571/10	ve12001037	equal treatment; housing benefits
Com./Netherlands	26 Apr 2012	C-508/10	ve12001031	fees for residence permit
Singh	18 Oct 2012	C-502/10	ve12002127	Art 3(2)(e); formally restricted residence permit
lida	8 Nov 2012	C-40/11	ve12002235	lodging application for LTR is essential

pending cases

Mlalali		C-257/13	ve13001427	equal treatment
Tahir		C-469/13	ve13002022	5 years residence also for spouse?

Students, trainees & volunteers

Directive [2004/114](#)

	Date	Case nr *	MigratieWeb	Subject
<i>judgments</i>				
Payir	24 Nov 2008	C-294/06	ve08000192	working Turkish student
Sommer	21 June 2012	C-15/11	ve12001762	Art 17; standstill Accession Bulgaria

Social Security for TCN

Regulation [859/2003](#)

	Date	Case nr *	MigratieWeb	Subject
<i>judgments</i>				
Khymshiti	18 Nov 2010	C-247/09	ve11000404	child benefits; worker in Switzerland

► Asylum

Qualification

Directive [2004/83](#) and [2011/95](#)

judgments

Elgafaji	17 Feb 2009	C-465/07	ve09000233	Art 15c
Abdulla a.o.	2 March 2010	C-175/08	ve10000328	revocation; new circumstances
Bolbol	17 June 2010	C-31/09	ve10001154	Palestinian exception
B. and D.	9 Nov 2010	C-57/09	ve10001978	terrorist acts organisation
Y. and Z.	5 Sep 2012	C-71/11	ve12001870	Ahmadiyya in Pakistan
M.M.	22 Nov 2012	C-277/11	ve12002343	duty of cooperation
El Kott	19 Dec 2012	C-364/11	ve13000460	Palestinian exception

pending cases

X., Y. and Z.		C-199 ... 201/12	ve13001390	homosexual orientation a social group?
Diakite		C-285/12	ve13001409	internal armed conflict
H.N.		C-604/12	ve13000216	connectivity subsidiary protection and refugee status
A., B. and C.		C-148 ... 150/13	ve13000565	establishing homosexual orientation
T.		C-373/13	ve13001803	withdrawal of refugee status
Shepherd		C-472/13	ve13001948	american soldier war in Iraq resister

Asylum Procedures

Directive [2005/85](#)

judgments

Parliament/Council	6 May 2008	C-133/06	ve08000815	list safe countries of origin
Diouf	28 July 2011	C-69/10	ve11001765	accelerated procedure; remedies
H.I.D. and B.A.	31 Jan. 2013	C-175/11	ve13000192	accelerated procedure; remedies

pending cases

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Dublin II

Regulation [343/2003](#)

judgments

Petrosian	29 Jan 2009	C-19/08	ve09000283	transfer deadline; suspensive effect
N.S. and M.E.	21 Dec 2011	C-411+493/10	ve11003203	conditions in Greece; no transfer
Kastrati	3 May 2012	C-620/10	ve12001104	withdrawal asylum application
K.	6 Nov 2012	C-245/11	ve12002218	Art. 15; sovereignty and humanitarian clause
M. a.o. (deleted)	7 Jan 2013	C-666/11	ve12000462	timely transfer impossible; absconding
Halaf	30 May 2013	C-528/11	ve13001077	sovereignty clause; Art. 18 EU Charter
Rajaby (deleted)	10 June 2013	C-158/13	ve13000611	Art 15 dependency
M.A. a.o.	2 Sep 2013	C-648/11	ve13001157	transfer of unaccompanied minor

pending cases

Puid		C-4/11	ve13000749	conditions after transfer
Abdullahi		C-394/12	ve13001392	meaning of First Member State

Reception Conditions

Directive [2003/9](#)

judgments

CIMADE and GISTI	27 Sep 2012	C-179/11	ve12001982	reception conditions during Dublin procedure
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pending cases

Saciri		C-79/13	ve13000670	saturation of national reception structures
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► Borders and Visa

Visa Code

Regulation [810/2009](#)

judgments

Vo	10 Apr 2012	C-83/12	ve12000874	Art 21; Art 34; human trafficking
Dang (deleted)	18 June 2012	C-39/12	ve12000874	fraud with and validity of visa

pending cases

Air Baltic		C-575/12	ve13000143	validity of visa in cancelled travel doc
Koushkaki		C-84/12	ve13000717	visa procedures and discretion of MS

Borders Code

Regulation [562/2006](#)

judgments

Garcia and Cabrera	22 Oct 2009	C-261/08	ve09001461	Art 11; no obligation to expel
Melki & Abdeli	22 June 2010	C-188 ... 189/10	ve10000918	Art 21; internal border
Gaydarov	17 Nov 2011	C-430/10	ve11002843	Art. 27: criminal conviction in other MS
ANAFE	14 June 2012	C-606/10	ve12001343	return visa; Art 5(4); Art 13
Adil	19 July 2012	C-278/12 PPU	ve12001594	Art 21; internal border
Parliament/Council	5 Sep 2012	C-355/10	ve12001874	annulment implementing measure
Jaoo (deleted)	14 Sep 2012	C-88/12	ve12001227	Art 21; internal border
Zakaria	17 Jan 2013	C-23/12	ve13000280	appeal against refusal at the border

pending cases

Air Baltic		C-575/12	ve13000143	validity of visa in cancelled travel doc
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Transit through new Member States, Switzerland

Decision [896/2006](#)

judgments

Kqiku	2 Apr 2009	C-139/08	ve09001701	TCN with Swiss residence permit
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pending cases

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Border Traffic

Regulation [1931/2006](#)

judgments

Shomodi	21 Mar 2013	C-254/11	ve13000564	3 month period local border traffic
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pending cases

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Passports

Regulation [2252/2004](#)

judgments

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pending cases

Schwarz		C-291/12	ve12001603	right to passport without finger prints
Willems a.o.		C-446 ... 449/12	ve13000124	right to passport without finger prints
U.		C-101/13	ve13000742	family names in passport
Com./Belgium		C-139/13	ve13000764	failure to issue biometric passports

► Irregular Migration

Returns

Directive [2008/115](#)

Judgments

Kadzoev	30 Nov 2009	C-357/09 PPU	ve09001685	maximum period of detention
El Dridi	28 Apr 2011	C-61/11 PPU	ve11001045	prison sentence; order to return
Achughbabian	6 Dec 2011	C-329/11	ve11003075	sanctions non-compliance return order
Ettaghi a.o.	4 July 2012	C-73 ... 75/12	ve12001883	manifestly inadmissible
Sagor	6 Dec 2012	C-430/11	ve12002416	fine, home detention, expulsion prevails
Zhu a.o.(deleted)	6 Feb 2013	C-51 ... 54/12	ve12000869	illegal residence be defined as crime?
Mbaye	21 Mar 2013	C-522/11	ve13000693	fine, deportation, risk of absconding
Arslan	30 May 2013	C-534/11	ve13001082	directive and detention asylum seekers
G. and R.	10 Sep 2013	C-383/13 PPU	ve13001798	infringement rights of defence
Filev and Osmani	19 Sep 2013	C-297/12	ve13001862	old unlimited entry bans incompatible

pending cases

Mukarubega	C-166/13	ve13000975	right to be heard
Da Silva	C-189/13	ve13001028	penal sanctions on illegal entry
Boudjlida	C-249/13	ve13001402	right to be heard
Bero	C-473/13	ve13001946	absence of special detention centre
Pham	C-474/13	ve13001947	no separation of ordinary criminals

► EEC-Turkey Association Agreement

Workers and Family Members Decision 2/76 and 1/80

Judgments

Demirel	30 Sept 1987	C-12/86	ve07002117
Sevince	20 Sept 1990	C-192/89	ve06001442
Kus	16 Dec 1992	C-237/91	ve07002116
Eroglu	5 Oct 1994	C-355/93	ve06001432
Bozkurt (Ahmet)	6 June 1995	C-434/93	ve05000207
Tetik	23 Jan 1997	C-171/95	ve99000087
Kadiman	17 Apr 1997	C-351/95	ve06001418
Eker	29 May 1997	C-386/95	ve07002119
Kol	5 June 1997	C-285/95	ve06001419
Ertanir	30 Sept 1997	C-98/96	ve06001417
Günaydin	30 Sept 1997	C-36/96	ve06001422
Akman	19 Nov 1998	C-210/97	ve06001423
Birden	26 Nov 1998	C-1/97	ve06000779
Nazli	10 Feb 2000	C-340/97	ve02001146
Ergat	16 Mar 2000	C-329/97	ve00000037
Eyüp	22 June 2000	C-65/98	ve00000050
Bicakci	19 Sept 2000	C-89/00	ve06001424
Kurz (Yuce)	19 Nov 2002	C-188/00	ve03000107
Birlikte	8 May 2003	C-171/01	ve06001420
Abatay & Sahin	21 Oct 2003	C-317/01+369/01	ve03001582
Com./Austria	16 Sept 2004	C-465/01	ve06001421
Ayaz	30 Sept 2004	C-275/02	ve04001671
Cetinkaya	11 Nov 2004	C-467/02	ve04001883
Dörr en Ünal	2 June 2005	C-136/03	ve05001076
Aydinli	7 July 2005	C-373/03	ve05001232
Dogan (Ergül)	7 July 2005	C-383/03	ve05001233
Gürol	7 July 2005	C-374/03	ve05001235
Sedef	10 Jan 2006	C-230/03	ve06000248
Torun	16 Feb 2006	C-502/04	ve06000249
Güzeli	26 Oct 2006	C-4/05	ve06001416
Derin	18 July 2007	C-325/05	ve07001408
Polat	4 Oct 2007	C-349/06	ve07001973
Payir a.o.	24 Jan 2008	C-294/06	ve08000192
Nihat Kahveci	25 July 2008	C-152/08	ve12000504
Er	25 Sept 2008	C-453/07	ve08001673
Altun	18 Dec 2008	C-337/07	ve08002110
Sahin	17 Sept 2009	C-242/06	ve09001278
Bekleyen	21 Jan 2010	C-462/08	ve10000153
Genc	4 Feb 2010	C-14/09	ve10000204
Com./Netherlands	29 Apr 2010	C-92/07	ve10000639
Toprak & Oguz	2 Dec 2010	C-300...301/09	ve10002230
Bozkurt (Metin)	22 Dec 2010	C-303/08	ve11000022
Pehlivan	16 June 2011	C-484/07	ve11001350
Baris Ünal	29 Sept 2011	C-187/10	ve11002311
Ziebell	8 Dec 2011	C-371/08	ve11003085
Kahveci & Inan	29 Mar 2012	C-7...9/10	ve12000785
Dülger	19 July 2012	C-451/11	ve12001597
Gülbahce	8 Nov 2012	C-268/11	ve12002236

pending cases

Demir	C-225/12	ve13001391
Essent	C-91/13	ve13000359
Dogan (Naime)	C-138/13	ve13000555

Establishment and Provision of Services

Additional Protocol

Judgments

Savas	11 May 2000	C-37/98	ve00000031
Abatay & Sahin	21 Oct 2003	C-317/01	ve03001582
Yedas Tarim/Council	5 July 2007	C-255/06 P	ve07002122
Tum & Dari	20 Sept 2007	C-16/05	ve07001703
Soysal & Savatli	19 Feb 2009	C-228/06	ve09000248
Com./Netherlands	29 Apr 2010	C-92/07	ve10000639
Tural Oguz	21 July 2011	C-186/10	ve11001753
Dereci a.o.	15 Nov 2011	C-256/11	ve11002794
Demirkan	24 Sep 2013	C-221/11	ve13001900

pending cases

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**Social Security
Decision 3/80**

Judgments

Taflan-Met	10. Sept 1996	C-277/94	ve07002120
Sürül	04 May 1999	C-262/96	ve99000035
Kocak	14 Mar 2000	C-102/98	ve02001014
Öztürk	28 Apr 2004	C-373/02	ve04000791
Akdas	26 May 2011	C-485/07	ve11001241

pending cases

Demirci a.o. [C-171/13](#) [ve13000669](#)

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