

Table of cases

EUROPEAN UNION

General Court

T-223/00, <i>Kyowa Hakko Kogyo v Commission</i> , ECLI:EU:T:2003:194	83
T-396/09, <i>Vereniging Milieudefensie and Stichting Stop Luchtverontreiniging Utrecht v European Commission</i> , ECLI:EU:T:2012:301	250
T-529/09, <i>In 't Veld v Council</i> , ECLI:EU:T:2012:215	20
T-301/10, <i>In 't Veld v Commission</i> , ECLI:EU:T:2013:135	20
T-44/14, <i>Costantini and Others v Commission</i> , ECLI:EU:T:2016:223	166
T-754/14, <i>Michael Efler v Commission</i> , ECLI:EU:T:2017:323	16, 163, 174, 242
T-644/16, <i>Client Earth v European Commission</i> , ECLI:EU:T:2018:429	20

Court of Justice

9/56, <i>Meroni v High Authority</i> , ECLI:EU:C:1958:7	109, 236
26/62, <i>Van Gend & Loos</i> , ECLI:EU:C:1963:1	251, 271
6/64, <i>Costa v ENEL</i> , ECLI:EU:C:1964:66	88, 272
11/70, <i>Internationale Handelsgesellschaft</i> , ECLI:EU:C:1970:114	272
22/70, <i>Commission v Council (ERTA)</i> , ECLI:EU:C:1971:32	69, 100, 276
92/71, <i>Interfood GmbH</i> , ECLI:EU:C:1972:30	245
21 to 24/72, <i>International Fruit Company NV</i> , ECLI:EU:C:1972:115	96, 244
181/73, <i>Haegeman</i> , ECLI:EU:C:1974:41	217, 248
8/74, <i>Dassonville</i> , ECLI:EU:C:1974:82	251
Opinion 1/75, <i>OECD Understanding on a Local Cost Standard</i> , ECLI:EU:C:1975:145	6, 39
87/75, <i>Bresciani</i> , ECLI:EU:C:1976:18	248
Opinion 1/76, <i>Draft Agreement establishing a European laying-up fund for inland waterway vessels</i> , ECLI:EU:C:1977:63	46, 212, 228
106/77, <i>Amministrazione delle finanze dello Stato v Simmenthal</i> , ECLI:EU:C:1978:49	272

Opinion 1/78, <i>International Agreement on Natural Rubber</i> , ECLI:EU:C:1979:224	4, 41, 45, 114, 139, 212
120/78, <i>Rewe-Zentral AG</i> , ECLI:EU:C:1979:42	251, 280
230/78, <i>Eridania</i> , ECLI:EU:C:1979:216	83
17/81, <i>Pabst & Richarz KG</i> , ECLI:EU:C:1982:129	242
230/81, <i>Luxembourg v Parliament</i> , ECLI:EU:C:1983:32	90
14/83, <i>Von Colson and Kamann v Land Nordrhein-Westfalen</i> , ECLI:EU:C:1984:153	88
294/83, <i>Les Verts</i> , ECLI:EU:C:1986:166	275
C-12/86, <i>Demirel</i> , ECLI:EU:C:1987:400	248
C-45/86, <i>Commission v Council</i> , ECLI:EU:C:1987:163	5, 41
C-2/88 Imm. (Order), <i>Zwartveld and Others</i> , ECLI:EU:C:1990:315	88
C-30/88, <i>Greece v Commission</i> , ECLI:EU:C:1989:422	220, 226
C-142/88, <i>Hoesch e.a.</i> , ECLI:EU:C:1989:393	245
C-192/89, <i>Sevince v Staatssecretaris van Justitie</i> , ECLI:EU:C:1990:322	220
C-213/89, <i>The Queen v Secretary of State for Transport, ex parte Factortame</i> , ECLI:EU:C:1990:257	88
C-18/90, <i>Office national de l'emploi v Kziber</i> , ECLI:EU:C:1991:36	242
C-240/90, <i>Germany v Commission</i> , ECLI:EU:C:1992:408	234
Opinion 1/91, <i>Draft agreement between the Community, on the one hand, and the countries of the European Free Trade Association, on the other, relating to the creation of the European Economic Area (I)</i> , ECLI:EU:C:1991:490	59, 64, 252, 253
Opinion 2/91, <i>Convention N° 170 of the International Labour Organization concerning safety in the use of chemicals at work</i> , ECLI:EU:C:1993:106	27, 91, 100
C-188/91, <i>Deutsche Shell AG v Hauptzollamt Hamburg-Harburg</i> , ECLI:EU:C:1993:24	218
C-267/91, <i>Keck et Mithouard</i> , ECLI:EU:C:1993:905	251
C-327/91, <i>France v Commission</i> , ECLI:EU:C:1994:305	215
Opinion 1/92, <i>Draft agreement between the Community, on the one hand, and the countries of the European Free Trade Association, on the other, relating to the creation of the European Economic Area (II)</i> , ECLI:EU:C:1992:189	80
C-432/92, <i>The Queen v Minister of Agriculture, Fisheries and Food, ex parte Anastasiou</i> , ECLI:EU:C:1994:277	242
C-58/93, <i>Yousfi</i> , ECLI:EU:C:1994:160	242
C-469/93, <i>Chiquita Italia</i> , ECLI:EU:C:1995:435	249
Opinion 1/94, <i>Competence of the Community to conclude international agreements concerning services and the protection of intellectual property</i> , ECLI:EU:C:1994:384	11, 27, 41, 44, 45, 49, 52, 90, 91
C-268/94, <i>Portugal v Council</i> , ECLI:EU:C:1996:461	27, 45

C-126/95, <i>Hallouzi-Choho</i> , ECLI:EU:C:1996:368	242
C-53/96, <i>Hermès International</i> , ECLI:EU:C:1998:292	245
C-377/98, <i>Netherlands v Parliament and Council</i> , ECLI:EU:C:2001:523	251
C-467/98 <i>et al.</i> , <i>Commission v Denmark et al. (Open Skies)</i> , ECLI:EU:C:2002:625	37, 73
C-63/99, <i>Gloszczuk</i> , ECLI:EU:C:2001:488	242
C-68/99, <i>Commission v Germany</i> , ECLI:EU:C:2001:137	245
C-257/99, <i>Barkoci and Malik</i> , ECLI:EU:C:2001:491	242
C-268/99, <i>Jany et al.</i> , ECLI:EU:C:2001:616	242
Opinion 1/00, <i>Proposed agreement between the European Community and non-Member States on the establishment of a European Common Aviation Area</i> , ECLI:EU:C:2002:231	59, 80, 253
Opinion 2/00, <i>Cartagena Protocol</i> , ECLI:EU:C:2001:664	27, 49
C-216/01, <i>Budějovický Budvar</i> , ECLI:EU:C:2003:618	87, 96
C-93/02 P and C-94/02 P, <i>Biret International v Council</i> , ECLI:EU:C:2003:517, and <i>Biret and Cie v Council</i> , ECLI:EU:C:2003:518	246
C-233/02, <i>France v Commission</i> , ECLI:EU:C:2004:173	215
C-245/02, <i>Anheuser-Busch</i> , ECLI:EU:C:2004:717	33
C-377/02, <i>Van Parys</i> , ECLI:EU:C:2005:121	246
Opinion 1/03, <i>Competence of the Community to conclude the new Lugano Convention on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters</i> , ECLI:EU:C:2006:81	27, 73
C-239/03, <i>Commission v France (Etang de Berre)</i> , ECLI:EU:C:2004:598	27
C-265/03, <i>Simutenkov</i> , ECLI:EU:C:2005:213	242
C-266/03, <i>Commission v Luxembourg</i> , ECLI:EU:C:2005:341	91
C-347/03, <i>Regione autonoma Friuli-Venezia Giulia and ERSA</i> , ECLI:EU:C:2005:285	32
C-459/03, <i>Commission v Ireland (Mox Plant)</i> , ECLI:EU:C:2006:345	27, 34, 59, 87
C-66/04, <i>United Kingdom v Parliament and Council</i> , ECLI:EU:C:2005:743	235
C-154/04 and C-155/04, <i>Alliance for Natural Health et al.</i> , ECLI:EU:C:2005:449	236
C-344/04, <i>IATA and ELFAA</i> , ECLI:EU:C:2006:10	249
C-402/05 P and C-415/05 P, <i>Kadi and Al Barakaat International Foundation v Council and Commission</i> , ECLI:EU:C:2008:461	59, 273
C-431/05, <i>Merck Genéricos Produtos Farmacêuticos</i> , ECLI:EU:C:2007:496	248
C-120/06 P and 121/06 P, <i>FIAMM et al. v Council and Commission</i> , ECLI:EU:C:2008:476	81, 246
C-205/06, <i>Commission v Austria</i> , ECLI:EU:C:2009:118	96, 97, 277
C-249/06, <i>Commission v Sweden</i> , ECLI:EU:C:2009:119	97, 277

C-268/06, <i>Impact</i> , ECLI:EU:C:2008:223	245
C-45/07, <i>Commission v Greece</i> , ECLI:EU:C:2009:81	91, 93
C-118/07, <i>Commission v Finland</i> , ECLI:EU:C:2009:715	97, 277
C-246/07, <i>European Commission v Kingdom of Sweden (PFOS)</i> , ECLI:EU:C:2010:203	48, 92, 138
C-370/07, <i>Commission v Council</i> , ECLI:EU:C:2009:590	27
Opinion 1/08, <i>General Agreement on Trade in Services (GATS)</i> , ECLI:EU:C:2009:739	44, 48, 51, 53
Opinion 1/09, <i>Draft agreement on the creation of a unified patent litigation system</i> , ECLI:EU:C:2011:123	32, 59, 64, 66, 80, 252, 253
C-240/09, <i>Lesoochránárske zoskupenie</i> , ECLI:EU:C:2011:125	245
C-355/10, <i>Parliament v Council</i> , ECLI:EU:C:2012:516	234
C-366/10, <i>Air Transport Association of America et al.</i> , ECLI:EU:C:2011:864	244
C-406/10, <i>SAS Institute</i> , ECLI:EU:C:2012:259	33
C-5/11, <i>Donner</i> , ECLI:EU:C:2012:370	245
C-180/11, <i>Bericap Záródástechnikai</i> , ECLI:EU:C:2012:717	33
C-414/11, <i>Daiichi Sankyo and Sanofi-Aventis Deutschland</i> , ECLI:EU:C:2013:520	33, 52
C-658/11, <i>Parliament v Council</i> , ECLI:EU:C:2014:2025	9, 30, 233
C-28/12, <i>Commission v Council (US Air Transport Agreement)</i> , ECLI:EU:C:2015:282	135, 196
C-114/12, <i>Commission v Council</i> , ECLI:EU:C:2014:2151	37, 73, 168
C-137/12, <i>Commission v Council (Conditional access services)</i> , ECLI:EU:C:2013:675	4, 45, 212
C-270/12, <i>United Kingdom v Parliament and Council</i> , ECLI:EU:C:2014:18	236, 237
C-399/12, <i>Germany v Council (OIV)</i> , ECLI:EU:C:2014:2258	216, 225, 228
C-404/12 P and C-405/12 P, <i>Council and Commission v Stichting Natuur en Milieu and Pesticide Action Network Europe</i> , ECLI:EU:C:2015:5	244
Opinion 1/13, <i>Convention on the civil aspects of international child abduction</i> , ECLI:EU:C:2014:2303	28, 53, 73
Opinion 2/13, <i>Accession of the European Union to the European Convention for the protection of Human Rights and Fundamental Freedoms</i> , ECLI:EU:C:2014:2454	59, 64, 65, 89, 218, 252, 253, 254
C-66/13, <i>Green Network SpA</i> , ECLI:EU:C:2014:2399	26, 73
C-425/13, <i>Commission v Council</i> , ECLI:EU:C:2015:483	10, 168, 169
C-73/14, <i>Council v Commission</i> , ECLI:EU:C:2015:663	225
C-363/14, <i>Parliament v Council</i> , ECLI:EU:C:2015:579	234
C-600/14, <i>Amendments to the Convention concerning International Carriage by Rail (COTIF) and the appendices thereto</i> , ECLI:EU:C:2017:296	8, 23, 28, 34, 56, 68, 92, 126, 171, 188, 213, 225, 233

Opinion 1/15, <i>EU–Canada PNR Agreement</i> , ECLI:EU:C:2017:592	19
Opinion 2/15, <i>EU–Singapore Free Trade Agreement</i> , ECLI:EU:C:2017:376	
ix, 4, 5, 6, 7, 8, 20, 23, 24, 25, 26, 29, 31, 32, 35, 39, 40, 41, 49,	
50, 51, 52, 53, 54, 55, 56, 57, 60, 62, 64, 65, 66, 68, 69, 70, 72, 73, 85–103,	
114, 126, 148, 152, 162, 171, 180, 188, 190, 191, 204, 212, 214, 215, 252	
Opinion 3/15, <i>Marrakech Treaty to facilitate access to published works for persons who are blind, visually impaired or otherwise print disabled</i> , ECLI:EU:C:2017:114	28, 46, 73
C-201/15, <i>AGET Iraklis</i> , ECLI:EU:C:2016:972	72
C-389/15, <i>Commission v Council (Lisbon Agreement)</i> , ECLI:EU:C:2017:798	23, 52
Joined Cases C–626/15 and C–659/16, <i>Commission v Council</i> , ECLI:EU:C:2018:925	9, 44
C-687/15, <i>Commission v Council (CMR-15)</i> , ECLI:EU:C:2017:803	235
C-64/16, <i>Associação Sindical dos Juizes Portugueses</i> , ECLI:EU:C:2018:117	67
C-284/16, <i>Achmea</i> , ECLI:EU:C:2018:158	58, 89, 281
C-400/16 P(R), <i>Efler et al. v Commission</i> , ECLI:EU:C:2016:735	174
Opinion 1/17, <i>Accord ECG UE–Canada (CETA)</i> , ECLI:EU:C:2019:341	xi, 4,
18, 55, 60, 61, 63, 65, 84, 86, 218, 221, 240, 252	
C-216/18 PPU, <i>LM</i> , ECLI:EU:C:2018:586	67
C-619/18 (Order), <i>Commission v Poland</i> , ECLI:EU:C:2018:586	67
C-621/18, <i>Wightman and Others</i> , ECLI:EU:C:2018:999	102

Advocate General Opinions

F. Capotorti in 812/79, <i>Attorney General v Burgoa</i> , ECLI:EU:C:1980:196	98
A. Tizzano in C-216/01, <i>Budějovický Budvar</i> , ECLI:EU:C:2003:302	87
M. Poiares Maduro in C-205/06, <i>Commission v Austria</i> , ECLI:EU:C:2008:391	96
J. Kokott in C-13/07, <i>Commission v Council (Vietnam accession to WTO)</i> , ECLI:EU:C:2009:190	27, 43–4, 47–8
J. Mazák in C-203/07 P, <i>Greece v Commission</i> , ECLI:EU:C:2008:270	87
P. Cruz Villalón in C-414/11, <i>Daiichi Sankyo and Sanofi–Aventis Deutschland</i> , ECLI:EU:C:2013:49	52
P. Mengozzi in C-28/12, <i>Commission v Council (US Air Transport Agreement)</i> , ECLI:EU:C:2015:43	135, 139, 160, 235
N. Jääskinen in C-270/12, <i>United Kingdom v Parliament and Council</i> , ECLI:EU:C:2013:562	237
P. Cruz Villalón in C-399/12, <i>Germany v Council (OIV)</i> , ECLI:EU:C:2014:289	216, 228

- N. Jääskinen in Joined cases C-404/12 P and C-405/12 P, *Council and Commission v Stichting Natuur en Milieu and Pesticide Action Network Europe*, ECLI:EU:C:2014:309 **244**
- E. Sharpston in C-73/14, *Council v Commission*, ECLI:EU:C:2015:490 **225**
- P. Mengozzi in C-88/14, *Commission v Parliament and Council*, ECLI:EU:C:2015:304 **235**
- M. Szpunar in C-600/14, *Amendments to the Convention concerning International Carriage by Rail (COTIF) and the appendices thereto*, ECLI:EU:C:2017:296 **34**
- E. Sharpston in Opinion 2/15, *EU-Singapore Free Trade Agreement*, ECLI:EU:C:2016:992 **5, 25, 26, 28, 30, 41, 45–6, 50–54, 70, 73, 95–8, 100, 103, 225**
- N. Wahl in Opinion 3/15, *Marrakech Treaty to facilitate access to published works for persons who are blind, visually impaired or otherwise print disabled*, ECLI:EU:C:2016:657 **28, 46–7, 49**
- J. Kokott in Joined Cases C-626/15 and C-659/16, *Commission v Council (AMP Antarctica)*, ECLI:EU:C:2018:362 **44**
- Y. Bot in Opinion 1/17, *Accord ECG UE-Canada (CETA)*, ECLI:EU:C:2019:72 **60, 63, 86**
- M. Campos Sánchez-Bordona in C-621/18, *Wightman and Others*, ECLI:EU:C:2018:978 **102**

National Courts of the Member States

- Conseil constitutionnel, 2017–749 DC, *Accord économique et commercial global entre le Canada, d'une part, et l'Union européenne et ses États membres, d'autre part*, 31 July 2017, ECLI:FR:CC:2017:2017.749.DC **18, 203, 218, 220**
- German Federal Constitutional Court, *Applications for a Preliminary Injunction in the CETA Proceedings*, Judgment of the Second Senate of 13 October 2016 (2 BvR 1368/16), ECLI:DE:BVerfG:2016:rs20161013.2bvr136816 **18, 135, 203, 224**
- German Federal Constitutional Court, *Lisbon Treaty*, Judgment of the Second Senate of 30 June 2009 (2 BvE 2/08), ECLI:DE:BVerfG:2009:es20090630.2bve000208 **125, 232**
- German Federal Constitutional Court, *Applications for a Preliminary Injunction in the CETA Proceedings*, Order of the Second Senate of 07 December 2016 (2 BvR 1444/16), ECLI:DE:BVerfG:2016:rs20161207.2bvr144416 **203**
- United Kingdom Supreme Court, *R(Miller) v Secretary of State for exiting the EU*, 24 January 2017, [2017] UKSC 5 **272**

INTERNATIONAL JURISDICTIONS

Arbitration Tribunals

<i>AES Summit Generation Limited v Hungary</i> , ICSID No ARB/07/22	267
<i>Antoine Fabiani</i> , Mixed Commission France-Venezuela, 30 May 1903	255
<i>BP Exploration Company (Libya) Limited v Government of the Libyan Arab Republic</i>	241
<i>CMS Gas Transmission Company v The Republic of Argentina</i> , ICSID No ARB/01/8	83
<i>Daimler Financial Services AG v Argentine Republic</i> , ICSID No ARB/05/1	286
<i>Eiser Infrastructure Limited and Energía Solar Luxembourg S.à r.l. v Kingdom of Spain</i> , ICSID No ARB/13/36	83
<i>Electrabel S.A. v Hungary</i> , ICSID No ARB/07/19	267
<i>El Paso Energy International Company v The Argentine Republic</i> , ICSID No ARB/03/15	83
<i>Enron Corporation and Ponderosa Assets, L.P. v Argentine Republic</i> , ICSID No ARB/01/3	83
<i>Glamis Gold, Ltd. v The United States of America</i> , UNCITRAL, Final award of 8 June 2009	283
<i>Impregilo SpA v Argentina Republic</i> , ICSID No ARB/07/17	83, 286
<i>Ioan Micula, Viorel Micula, S.C. European Food S.A, S.C. Starmill S.R.L. and S.C. Multipack S.R.L. v Romania</i> , ICSID No ARB/05/20	281
<i>Libyan American Oil Company (LIAMCO) v Government of the Libyan Arab Republic</i>	241
<i>Metalclad Corporation v. The United Mexican States</i> , ICSID No ARB(AF)/97/1	76
<i>Methanex Corporation v United States</i> , 3 August 2005	267
<i>MTD Equity Sdn. Bhd. and MTD Chile S.A. v Republic of Chile</i> , ICSID No ARB/01/7	83
<i>Occidental Exploration and Production Company v The Republic of Ecuador</i> , LCIA Case No UN3467	75
<i>Pac Rim Cayman LLC v Salvador</i> , ICSID No ARB/09/12	260
<i>Parkerings-Compagniet AS v Republic of Lithuania</i> , ICSID No ARB/05/8	83
<i>Philip Morris v Australia</i> , PCA No 2012-12	63
<i>Philip Morris v Uruguay</i> , ICSID No ARB/10/7	259
<i>Robert H. May (United States v Guatemala)</i> , 1900	256
<i>Técnicas Medioambientales Tecmed, S.A. v The United Mexican States</i> , ICSID No ARB(AF)/00/2	75

<i>Vattenfall AB, Vattenfall Europe AG, Vattenfall Europe Generation AG v Federal Republic of Germany</i> , ICSID No ARB/09/6	78
<i>Vattenfall AB et al. v Federal Republic of Germany</i> , ICSID No ARB/12/12	63, 78, 242
<i>William S. Selwyn (United Kingdom v Venezuela)</i> , 1903	268

World Trade Organization Dispute Settlement Mechanism

European Communities – <i>Trade Description of Sardines</i> , DS 231	267
European Communities – <i>Measures Affecting the Approval and Marketing of Biotech Products</i> , DS 291	259
Australia – <i>Certain Measures Concerning Trademarks and Other Plain Packaging Requirements Applicable to Tobacco Products and Packaging</i> , DS 434	259