

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

*pending cases*

Dogan		<a href="#">C-138/13</a>	<a href="#">ve13000555</a>	integration test abroad
Noorzia		<a href="#">C-338/13</a>	<a href="#">ve13001564</a>	minimum age of 21 years

Long-Term Residents

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

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

*pending cases*

Mlalali		<a href="#">C-257/13</a>	<a href="#">ve13001427</a>	equal treatment
Tahir		<a href="#">C-469/13</a>	<a href="#">ve13002022</a>	5 years residence also for spouse?

Students, trainees & volunteers

Directive [2004/114](#)

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

Social Security for TCN

Regulation [859/2003](#)

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

## ► Asylum

### Qualification

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

#### judgments

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

#### pending cases

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

### Asylum Procedures

Directive [2005/85](#)

#### judgments

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

#### pending cases

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### Dublin II

Regulation [343/2003](#)

#### judgments

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

#### pending cases

<b>Puid</b>	<a href="#">C-4/11</a>	<a href="#">ve13000749</a>	conditions after transfer
<b>Abdullahi</b>	<a href="#">C-394/12</a>	<a href="#">ve13001392</a>	meaning of First Member State

### Reception Conditions

Directive [2003/9](#)

#### judgments

<b>CIMADE and GISTI</b>	27 Sep 2012	<a href="#">C-179/11</a>	<a href="#">ve12001982</a>	reception conditions during Dublin procedure
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#### pending cases

<b>Saciri</b>	<a href="#">C-79/13</a>	<a href="#">ve13000670</a>	saturation of national reception structures
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## ► Borders and Visa

### Visa Code Regulation [810/2009](#)

#### judgments

<b>Vo</b>	10 Apr 2012	<a href="#">C-83/12</a>	<a href="#">ve12000874</a>	Art 21; Art 34; human trafficking
<b>Dang</b> (deleted)	18 June 2012	<a href="#">C-39/12</a>	<a href="#">ve12000874</a>	fraud with and validity of visa

#### pending cases

Air Baltic		<a href="#">C-575/12</a>	<a href="#">ve13000143</a>	validity of visa in cancelled travel doc
Koushkaki		<a href="#">C-84/12</a>	<a href="#">ve13000717</a>	visa procedures and discretion of MS

### Borders Code Regulation [562/2006](#)

#### judgments

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

#### pending cases

Air Baltic		<a href="#">C-575/12</a>	<a href="#">ve13000143</a>	validity of visa in cancelled travel doc
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### Transit through new Member States, Switzerland Decision [896/2006](#)

#### judgments

<b>Kqiku</b>	2 Apr 2009	<a href="#">C-139/08</a>	<a href="#">ve09001701</a>	TCN with Swiss residence permit
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#### pending cases

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### Border Traffic Regulation [1931/2006](#)

#### judgments

<b>Shomodi</b>	21 Mar 2013	<a href="#">C-254/11</a>	<a href="#">ve13000564</a>	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		<a href="#">C-291/12</a>	<a href="#">ve12001603</a>	right to passport without finger prints
Willems a.o.		<a href="#">C-446 ... 449/12</a>	<a href="#">ve13000124</a>	right to passport without finger prints
U.		<a href="#">C-101/13</a>	<a href="#">ve13000742</a>	family names in passport
Com./Belgium		<a href="#">C-139/13</a>	<a href="#">ve13000764</a>	failure to issue biometric passports

## ► Irregular Migration

### Returns

Directive [2008/115](#)

#### Judgments

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

#### pending cases

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

## ► EEC-Turkey Association Agreement

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

#### Judgments

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

#### pending cases

Demir	<a href="#">C-225/12</a>	<a href="#">ve13001391</a>
Essent	<a href="#">C-91/13</a>	<a href="#">ve13000359</a>
Dogan (Naime)	<a href="#">C-138/13</a>	<a href="#">ve13000555</a>

### Establishment and Provision of Services

#### Additional Protocol

#### Judgments

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

pending cases

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**Social Security  
Decision 3/80**

*Judgments*

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

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>