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***EU *acquis** and policy documents on the rights of the child**

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1. INTRODUCTION

This document aims to compile, and track, all EU legislation and provisions - as well as major policy documents - on the rights of the child, including other documents of particular relevance to children. It also includes Commission proposals for legislation in order to provide an overview. This document is intended as a practical reference tool for Commission officials and other stakeholders and all documents referenced are hyperlinked. A full directory of EU *acquis* is available here: <http://eur-lex.europa.eu/en/consleg/latest/index.htm>.

This compilation is child-focussed. Input has been sourced from the Directory referenced above, Commission lists on EU *acquis*, [the Stockholm Programme mid-term review of 13 November 2012](#), Commission proposals mainstreamed by DG JUSTICE, members of the Interservice Group on the Rights of the Child and various policy documents.

Note: The document is still in draft form and subject to further checks: for example, not all financial programmes are included and some chapters may still lack some or all content.

2. CONTEXT

The promotion and protection of the rights of the child is one of the objectives of the EU on which the [Treaty on European Union](#) (notably Article 3(3)) puts further emphasis. The rights of the child are also enshrined in the [Charter of Fundamental Rights of the European Union](#), where Article 24 of the Charter recognises that children are independent and autonomous holders of rights. Article 24 of the Charter also makes the child's best interests a primary consideration for public authorities and private institutions.

The Charter of Fundamental Rights of the European Union applies to Member States only when they are implementing EU law. The public authorities of the Member States – legislative, executive and judicial – are only bound to comply with the Charter when implementing EU law, notably when they are applying EU regulations or decisions or implementing EU directives. Judges in the Member States, under the guidance of the Court of Justice, have the power to ensure that the Charter is respected by the Member States only when they are implementing EU law.

If a situation does not relate to EU law, it is up to national authorities, including the courts, to enforce fundamental rights. Where the Charter does not apply, fundamental rights continue to be guaranteed at national level according to the national constitutional systems. Member States have extensive national rules on fundamental rights, the respect of which is guaranteed by national courts.

All Member States have made commitments under the European Convention of Human Rights, independently of their obligations under EU law. Therefore, as a last resort, and after exhausting all remedies available at national level, individuals may bring an action

at the European Court of Human Rights in Strasbourg for violation by a Member State of a fundamental right guaranteed by the European Convention on Human Rights.

The European Court of Human Rights has designed an [admissibility checklist](#) in order to help potential applicants work out for themselves whether there may be obstacles to their complaints being examined by the Court.

In this context, following on from the [Commission Communication of 4 July 2006 \(COM\(2006\)367 final\): towards an EU Strategy on the rights of the child](#), the European Commission adopted an [EU Agenda for the rights of the child](#) in February 2011, reaffirming the strong commitment of all EU institutions and of all EU Member States to promoting, protecting and fulfilling the rights of the child in all relevant EU policies. The EU Agenda recalled that the standards and principles of the United Nations Convention on the rights of the child must continue to guide EU policies and actions that have an impact on the rights of the child. Under general principles, the EU Agenda underlined that the EU's commitment to the rights of the child requires a coherent approach across all relevant EU actions...using the Treaties, the Charter of Fundamental Rights and the UNCRC as a common basis for all EU action relevant to children. Furthermore, the "child rights perspective" must be taken into account in all EU measures affecting children. In the conclusion of the EU Agenda, the Commission called on the EU institutions and on the Member States to renew their commitment to step up efforts in protecting and promoting the rights of children. The action of the EU should be exemplary in ensuring the respect of the provisions of the Treaties, the Charter of Fundamental Rights of the European Union and of the UNCRC with regard to the rights of children and stated that the Commission will continue to play its part in joint efforts to achieve well-being and safety of all children. A renewed commitment of all actors is necessary to bring to life the vision of a world where children can be children and can safely live, play, learn, develop their full potential, and make the most of all existing opportunities.

The order followed is aligned with the enlargement process chapters of the *acquis*.

3. KEY ENLARGEMENT DOCUMENTS

- 3.1. [Copenhagen criteria adopted by the European Council in Copenhagen on 21-22 June 1993](#)
- 3.2. [Communication from the Commission to the European Parliament and the Council of 10 October 2012 \(COM\(2012\)600 final\) on Enlargement strategy and main challenges 2012-2013](#)

4. CHAPTER 2: FREEDOM OF MOVEMENT FOR WORKERS

4.1. Acquis

(see Chapter 23 for Directive 2004/38)

4.2. [Regulation 492/2011 on freedom of movement of workers within the Union](#)

Right for family members of migrant workers to access social assistance and welfare, as well as education on the same basis as nationals

5. CHAPTER 3: RIGHT OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES

5.1. Policy documents and Commission proposals

5.2. [Commission Communication COM\(2012\)596 final: towards a comprehensive European framework for online gambling](#)

Section 2.3.2 – ensuring the protection of minors, defined on page 4 as: Minors as used in this Communication include "children". In line with Article 1 of the UN Convention on the Rights of the Child, a "child" means any person below 18 years of age. In certain Member States young adults are covered by the regime applicable to children.

6. CHAPTER 10: INFORMATION SOCIETY AND MEDIA

6.1. Acquis

6.2. [Directive 2010/13/EU on audiovisual medial services \(AVMS\)](#)

Limits amount of marketing to which children may be exposed during children's programmes, e.g. Article 9.1(g), Article 10.4, Article 11, Article 20.

6.3. [Child pornography: Directive 2011/93/EU on combating the sexual abuse and sexual exploitation of children and child pornography](#) – see Chapter on Justice, Freedom and Security

(See Section [Directive 2011/93/EU on combating the sexual abuse and sexual exploitation of children and child pornography](#) under Justice, Freedom and Security Chapter)

- 6.4. [Council Recommendation 98/560/EC on the protection of minors and human dignity in audiovisual and information services](#)
- 6.5. [European Parliament and Council Recommendation 2006/952/EC on the protection of minors and human dignity and on the right of reply in relation to the competitiveness of the European audiovisual and online information service industry](#)
- 6.6. **116000 hotlines for missing children**
- 6.7. [Commission Decision 2007/698/EC of 29 October 2007 reserving numbers for hotlines relating to children](#)
- 116000 for missing children and 116111 for child helplines
- 6.8. [Directive 2009/136 – Universal service directive](#)
- Requirement for MS to make every effort to make the 116000 (same number, same service) missing children hotline operational (Article 27(a))
- 6.9. **Policy documents and Commission proposals**
- 6.10. [Commission Communication \(COM\(2011\)556 final\) of 13 September 2011 on Protecting children in the digital world](#)
- Analysis of implementation of 1998 and 2006 recommendations
- 6.11. [Commission Communication \(COM\(2012\)196 final\) of 2 May .2012: European strategy for a better internet for children](#)
- The strategy is articulated around four main ‘pillars’ that mutually reinforce each other: (1) Stimulating quality content online for young people; (2) Stepping up awareness and empowerment; (3) Creating a safe environment for children online; and (4) Fighting against child sexual abuse and child sexual exploitation. It proposes a series of actions to be undertaken by the Commission, Member States and the whole industry value chain.
- 6.12. [Report from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions COM\(2012\)203 final of 4 May 2013 on the application of Directive 2010/13/EU 'Audiovisual Media Service Directive'](#)
- (See Sections 2.6 on commercial communications (advertising targeting children) and Section 4 Conclusions)
- 6.13. [Commission Staff Working Document of 4 May 2012 SWD\(2012\)125 final on the application of Directive 2010/13/EU 'Audiovisual Media Services Directive'](#)
- (See Section 4 on advertising targeting children)

6.14. **116000 hotlines for missing children**

6.15. [Commission Communication \(COM\(2010\)674 final\) of 17 November 2010 – Dial 116000: the European hotline for missing children](#)

Renewed call on MS to implement the missing children hotline

7. CHAPTER 11: AGRICULTURE AND RURAL DEVELOPMENT

7.1. **Acquis**

7.2. [Council Regulation \(EC\) No 13/2009 of 18 December 2008 – school fruit scheme](#)

7.3. [Commission Regulation \(EC\) No 657/2008 of 10 July 2008 - school milk scheme](#)

8. CHAPTER 12: FOOD SAFETY, VETERINARY AND PHYTOSANITARY POLICY

8.1. **Acquis**

8.2. [Commission Directive 2006/125/EC of 5 December 2006 on processed cereal-based foods and baby foods for infants and young children](#)

Composition, labelling, pesticide residues, prohibition of very toxic pesticides

9. CHAPTER 18: STATISTICS

9.1. **Acquis**

9.2. [Commission Regulation EU No 216/2010 of 15 March 2010 - statistics on migration and international protection](#)

Issuance of residence permits – categories of reasons for issuance – family formation or reunification (minor)

9.3. [Regulation \(EC\) No 862/2007 of the European Parliament and of the Council of 11 July 2007 – statistics on migration and international protection](#)

Provisions for disaggregation of data according to age

10. CHAPTER 19: SOCIAL POLICY AND EMPLOYMENT¹

10.1. **Acquis**

10.2. [Directive 94/33/EC of 22 June 1994 on the protection of young people at work,](#)

As amended by [Directive 2007/30/EC of 20 June 2007](#) laying down minimum requirements for the protection of young people (under 18) at work in accordance with age

10.3. [Commission Recommendation C\(2013\)778 final of 20 February 2013 Investing in children: breaking the cycle of disadvantage](#)

10.4. **Policy documents and Commission proposals**

10.5. [Commission proposal COM\(2008\)426 final of 2 July 2008 on implementing the principle of equal treatment between persons irrespective of religion or belief, disability, age or sexual orientation](#)

10.6. [Communication from the Commission \(COM\(2013\)83 final\) to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions Towards social investment for growth and cohesion – including implementing the European Social Fund 2014-2020](#)

10.7. [Commission staff working document SWD\(2013\)42 final of 20 February 2013 Confronting Homelessness in the European Union \(accompanying the document "Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions Towards social investment for growth and cohesion – including implementing the European Social Fund 2014-2020](#)

¹ 2013 Social Investment Package likely to include a Commission Recommendation on investing in children: breaking the cycle of disadvantage and a staff working document on confronting homelessness in the EU

11. CHAPTER 20: ENTERPRISE AND INDUSTRIAL POLICY

11.1. Acquis

- 11.2. [Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys](#)

12. CHAPTER 22: REGIONAL POLICY AND COORDINATION OF STRUCTURAL INSTRUMENTS (TO BE COMPLETED)

[EU Cohesion Policy 2014-20](#) – ex ante conditionality on deinstitutionalisation – social inclusion and combating poverty (ERDF (targeted investment in mainstream health and social infrastructure, education, housing and specialised services), ESF (development of range of integrated services, that would enable people to leave residential institutions and live in the community, including investment in management of the change process (training, capacity-building)).

13. CHAPTER 23: JUDICIARY AND FUNDAMENTAL RIGHTS

13.1. Freedom of movement

13.2. Acquis

- 13.3. [Directive 2004/38 on the right of citizens of the Union and their family members to move and reside freely within the territory of the MS \(corrigendum published as 2004/58\)](#)

Article 6.2, Article 7, Article 24, Article 12.3, Article 13, Article 28.3(b)

13.4. **Non-discrimination**

13.5. **Acquis**

13.6. [Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin](#)

Scope (Article 3) includes education, healthcare, housing, vocational training, public services

13.7. [Council Decision 2010/48/EC of 26 November 2009 authorising the Union to conclude the United Nations Convention on the Rights of Persons with Disabilities](#)

The EU concluded the [UN Convention on the Rights of Persons with Disabilities \(UNCPRD\)](#)² which entered into force in 2011. The Convention aims to ensure that all people with disabilities enjoy their rights on an equal basis with others and devotes specific attention to the rights of children with disabilities.

In this regard, the UNCPRD sets out obligations for state parties to take all necessary measures to ensure the full enjoyment of all human rights and fundamental freedoms by children with disabilities on an equal basis with other children (Art. 7 UNCPRD³), including the right to education, to care within the community, to health and to leisure activities.

In addition to Article 7, which is specifically devoted to children with disabilities, Article 16⁴ should be highlighted given that it makes a crucial reference to the measures that Member States must undertake in order to protect children with disabilities. Other articles

² All EU Member States have signed the UNCPRD. As of October 2012 the Convention has been ratified by 23 Member States, while 18 have ratified its Optional Protocol. The table for Convention signatures and ratifications is available at http://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtdsg_no=IV-15&chapter=4&lang=en. The table for Optional Protocol signatures and ratifications is available at: http://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtdsg_no=IV-15-a&chapter=4&lang=en

In August 2008, the Commission adopted a proposal for a Council Decision on the EU accession to the Optional Protocol) (COM(2008) 530 final/2).

³ Article 7 sets out the responsibilities of States Parties to ensure the full enjoyment by children with disabilities of all human rights and fundamental freedoms on an equal basis with other children, to ensure that actions concerning children with disabilities are taken with their best interests as a primary consideration, and to ensure their right to express their views and have them given due weight.

⁴ Article 16 UNCPRD requires all State Parties to "Take appropriate legislative, administrative, social, educational and other measures to protect persons with disability, within and outside home from all forms of exploitation, abuse..."

referring to children explicitly include Article 3⁵, Article 18⁶, Article 23⁷, Article 24⁸, and Article 30⁹.

To ensure effective implementation of the UNCRPD across the EU, in November 2010 the Commission adopted the [European Disability Strategy 2010-2020](#). While actions contained in this Strategy are designed to benefit all persons with disabilities, some measures more specifically address the situation of children with disabilities.¹⁰

- 13.8. [Decision No 779/2007/EC of the European Parliament and of the Council establishing the DAPHNE III Programme 2007-2013 to prevent and combat violence against children, young people and women](#)

Financing programme – prevention of violence against children

- 13.9. [Council Decision 2007/252/JHA of 19 April 2007, establishing the Fundamental rights and citizenship Programme 2007-2013](#)

Financing programme – rights of the child

13.10. Policy documents and Commission proposals

- 13.11. [Commission Communication \(COM\(2010\)133 final\) of 7 April 2010 to the Council, the European Parliament, the European Economic and Social Committee and the Committee of the Regions on the social and economic integration of the Roma in Europe](#)

- 13.12. [Commission Communication \(COM\(2011\)173 final\) of 5 April 2011 on an EU Framework for national Roma integration strategies up to 2020](#)

Access to education, healthcare, housing

- 13.13. [Commission Communication \(COM\(2012\)226 final\) of 21 May 2012 on national Roma Integration Strategies: a first step in the implementation of the EU Framework](#)

(includes chapter on challenge for enlargement countries)

⁵ Respect for the evolving capacities of children with disabilities, as well as for their right to preserve their identities.

⁶ Liberty of movement and nationality.

⁷ Respect for home and family.

⁸ Education.

⁹ Participation in cultural life, recreation, leisure and sport.

¹⁰ The Commission, inter alia, aims to promote the transition from institutional to community-based care notably by using Structural Funds to support the development of community-based services and raising awareness of the situation of people with disabilities living in residential institutions, in particular children and elderly people. The Strategy also recognises the importance of integrating children with disabilities into the general education system and that effective individualized support measures are provided in environments that maximize academic and social development.

13.14. [Commission Communication COM\(2011\)173 final: an EU framework for national Roma integration strategies up to 2010](#)

Access to education and healthcare for Roma children

14. CHAPTER 24: JUSTICE, FREEDOM AND SECURITY

14.1. **General**

14.2. **Acquis**

14.3. [Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims](#), replacing Council FD 2002/629/JHA

Provisions with regard to definition of children (Articles 2 (offences) and 4 (penalties), Articles 13 and 14 on the child's right to be heard, support and assistance to child victims and presumption of childhood, durable solutions, Article 15 on protection of child victims during criminal proceedings, Article 16 on unaccompanied child victims, Article 18 on prevention.

14.4. [Directive 2011/93/EU on combating the sexual abuse and sexual exploitation of children and child pornography](#)

Note [corrigendum](#) to Directive number

- Criminalisation covering wide range of situations of sexual abuse and exploitation (20 offences), of which 9 are new; covering new phenomena like child grooming, webcam abuse, or web viewing child pornography
- Increased levels of penalties, ranging 1-10 years
- Levels of penalties more detailed, depending on severity of offence and (in some cases) age of the victim): levels at 1,2,3,5,8 or 10 years
- New aggravating circumstances, including vulnerable children, abuse by family members, gang rape, or recidivism
- Greater approximation of MS legislation
- Sanctions on legal person as in FD 2004
- Extensive victim assistance and support measures
- Obligation to ensure prompt removal of webpages in MS' territory
- Obligation to endeavour to obtain removal if hosted outside MS' territory
- Possibility of MS to block access to webpages, with safeguards:
 - transparent procedures

- necessity and proportionality
- information to users
- possibility of judicial redress
- Blocking possible through public action and/or self-regulation, with adequate level of legal certainty and predictability
- Main potential hurdles for effectiveness of exchange of criminal records ([ECRIS](#)) removed:
 - information on disqualification subject to exchange, regardless of where it is stored (in criminal records or separate records)
 - obligation of MS to exchange information with [ECRIS](#) for the purpose of facilitating effectiveness of disqualification and background checks by employers

14.5. **Policy documents and Commission proposals**

14.6. [Commission Communication \(COM\(2007\)267 final\) of 22 May 2007 – Towards a general policy on the fight against cybercrime](#)

Strengthening law enforcement and cooperation – online child sexual abuse material

14.7. **Elimination of internal border controls**

14.8. **Acquis**

14.9. [Regulation 562/2006/EC of the European Parliament and of the Council of 15 March 2006 establishing a Community Code on the rules governing the movement of persons across borders \(Schengen Borders Code\)](#)

The Schengen Borders Code requires that border guards pay particular attention to minors (Article 6 of Annex VII)

14.10. **Immigration and asylum**¹¹

14.11. **Acquis**

14.12. [Council Directive 2001/55/EC of 20 July 2001 – temporary protection directive](#)

Includes specific provisions for unaccompanied children

14.13. [Council Regulation \(EC\) No 343/2003 of 18 February 2003 establishing the criteria and mechanisms for determining the Member State responsible for examining an asylum application lodged in one of the Member States by a third-country national](#)

The 'Dublin II Regulation' contains specific provisions for unaccompanied children in Article 6 (consolidated version)

14.14. [Council Directive 2003/9/EC of 27 January 2003 laying down minimum standards for the reception of asylum seekers](#)

The 'Reception conditions directive' includes provisions for children of asylum seekers (e.g. access to education) and for unaccompanied children.

14.15. [Directive 2003/86/EC of 3 October 2003 on the right to family reunification](#)

The 'Family reunification directive' includes specific provisions for unaccompanied children

14.16. [Council Directive 2004/81/EC of 29 April 2004 on the residence permit issued to third-country nationals who are victims of trafficking in human beings or who have been the subject of an action to facilitate illegal immigration, who cooperate with the competent authorities](#)

If Member States apply the derogation under Article 3.3, Article 10 includes provisions on children (best interests of the child, access to education, unaccompanied children)

¹¹ As indicated in the Stockholm Programme mid-term review 13.11.2012, political agreement has been reached on the new reception conditions directive as well as on most of the so-called 'Dublin' Regulation. Work on the asylum procedures directive is ongoing and discussions with the European Parliament are still needed on the Eurodac Regulation.

- 14.17. [Council Directive 2004/83/EC of 29 April 2004 on minimum standards for the qualification and status of persons as refugees](#) – see 2011 recast below

The 'Qualification directive' includes provisions for children on access to education as well as provisions for unaccompanied children

- 14.18. [Council Directive 2005/85/EC of 1 December 2005 on minimum standards on procedures in Member States for granting and withdrawing refugee status](#)

The 'Asylum procedures directive' includes provisions for unaccompanied children

- 14.19. [Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in the Member States for returning illegally staying third-country nationals](#)

The 'Return directive' includes provisions on the best interests of the child, right to education, and unaccompanied children (see Articles 5, 10, 14 and 17)

- 14.20. [Directive 2011/95/EU of the European Parliament and of the Council of 13 December 2011 on standards for the qualification of third-country nationals or stateless persons as beneficiaries of international protection, for a uniform status for refugees or for persons eligible for subsidiary protection, and for the content of the protection granted \(recast\)](#)

Article 20 on protection includes provisions for children and the best interests of the child; Article 31 on unaccompanied children includes provisions on the child's right to be heard

14.21. Policy documents and Commission proposals

- 14.22. [The EU action plan on unaccompanied minors \(2010-2014\) \(COM\(2010\)213 final\) of 6 May 2010](#)

Includes a focus on prevention of unsafe migration and a child protection system approach in the country of origin is expressly articulated.

- 14.23. [The EU Strategy towards the eradication of trafficking in human beings 2012-2016](#)

Provides for development of guidelines for child protection systems by 2014

14.24. **Judicial cooperation in civil matters**

14.25. **Acquis**

14.26. [Council Decision 2003/93/EC of 19 December 2002 authorising the Member States, in the interest of the Community, to sign the 1996 Hague Convention on jurisdiction, applicable law, recognition, enforcement and cooperation in respect of parental responsibility and measures for the protection of children](#)

14.27. [Council Regulation 2201/2003/EC of 27 November 2003 concerning jurisdiction and the recognition and enforcement of judgments in matrimonial matters and the matters of parental responsibility, repealing Regulation 1347/2000/EC](#)

The 'Brussels IIa regulation' contains several provisions on the best interests of the child (Articles 12, 15 and 23) and several provisions on the child's right to be heard (Articles 11, 23, 41, 42)

14.28. [Council Directive 2002/8/EC of 27 January 2003 to improve access to justice in cross-border disputes by establishing minimum common rules relating to legal aid for such disputes](#)

No specific provisions for children but in [Commission Decision 2004/844/EC of 9 November 2004](#) establishing a form for legal aid applications under Council Directive 2003/8/EC, Section 2.A of the form includes reference to the representative of the applicant, if the applicant is a child

14.29. [Council Regulation 4/2009/EC of 18 December 2008 on jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations](#)

Article 46 includes provisions for free legal aid in respect of applications through central authorities concerning maintenance to children (below the age of 21)

14.30. [Council Directive 2011/432/EU of 9 June 2011 on the approval, on behalf of the European Union, of the Hague Convention of 23 November 2007 on the international recovery of child support and other forms of family maintenance](#)

14.31. [Directive 2008/52/EC of 21 May 2008 on certain aspects of mediation in civil and commercial matters](#)

Includes provisions on the best interests of children in Article 7 (confidentiality of mediation); Article 4 covers quality of mediation, including training

14.32. [Regulation 650/2012/EU of the European Parliament and of the Council of 4 July 2012 on jurisdiction, applicable law, recognition and enforcement of decisions and acceptance and enforcement of authentic](#)

[instruments in matters of succession and on the creation of a European Certificate of Succession](#) and [corrigenda](#) to transposition dates

Recital 53 and Article 27.3 on formal validity of dispositions of property upon death made in writing include references to minors and age

14.33. **Indicative list of conventions and instruments to which new Member States must accede**

The Hague Convention of 5 October 1961 Abolishing the Requirement of Legalisation for Foreign Public Documents;

Brussels Convention of 27 September 1968 on jurisdiction and the enforcement of judgments in civil and commercial matters (OJ C 27 of 26 January 1998, p.34) as subsequently amended by accessions;

Rome Convention of 19 June 1980 on the Law applicable to Contractual Obligations (OJ C 27 of 26 November 1998, p. 34); as subsequently amended by accessions;

The Hague Convention of 25 October 1980 on the Civil Aspects of International Child Abduction;

The Hague Convention of 19 October 1996 on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children.

14.34. **Consumer law**

14.35. **Acquis**

14.36. [Directive 2005/29/EC of the European Parliament and of the Council of 11 May 2005 concerning unfair business-to-consumer commercial practices in the internal market and amending Council Directive 84/450/EEC, Directives 97/7/EC, 98/27/EC and 2002/65/EC of the European Parliament and of the Council and Regulation \(EC\) No 2006/2004 of the European Parliament and of the Council \('Unfair Commercial Practices Directive'\)](#)

See Recital 18, Article 5.3 and Annex I para 28 on aggressive commercial practices

See also reference to [Toy Directive](#) under enterprise and industrial policy Chapter 20.

See also reference to [audiovisual media services directive](#) under Chapter 10 Information society and media

14.37. **Criminal law**¹²

14.38. **Acquis**

14.39. [Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States](#)

Article 3.3 includes, as grounds for mandatory non-execution of the European Arrest Warrant, cases where a child is below the minimum age of criminal responsibility (MACR)

14.40. [Council Framework Decision 2008/909/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments in criminal matters imposing custodial sentences or measures involving deprivation of liberty for the purpose of their enforcement in the European Union](#)

Relevant for young offenders and children of imprisoned parents - Article 4 on criteria for forwarding a judgment and certificate to another Member State: references to where a person 'lives' incorporating elements of family ties (see Recitals 9 and 17)

Article 7 provisions on recognition of judgments and enforcements of sentence, without verification of double criminality, for crimes of sexual exploitation of children and child pornography

Article 3 purpose of FD: facilitation of social rehabilitation

14.41. [Council Framework Decision 2008/947/JHA of 27 November 2008 on the application of the principle of mutual recognition to judgments and probation decisions with a view to the supervision of probation measures and alternative sanctions](#)

Relevant for young offenders and children of sentenced/imprisoned parents - Article 1: FD aims at facilitating the social rehabilitation of sentenced persons; Recitals 8 and 14 refer to family, Article 9 covers recognition, without verification of double criminality, for crimes of sexual exploitation of children and child pornography

14.42. [Council Framework Decision 2009/829/JHA of 23 October 2009 on the application, between Member States of the European Union, of the principal of mutual recognition to decisions on supervision measures as an alternative to provisional detention](#)

Relevant for young offenders and children of sentenced parents. FD has threefold objective: (a) to ensure the due course of justice and, in particular, that the person concerned will be available to stand trial; (b) to promote, where appropriate, the use, in the course of criminal proceedings, of non-

¹² Measure on right to a lawyer in negotiation in 2013 is likely to have a provision on children. Potential future proposals end 2013 on vulnerable (child) suspects/accused and the presumption of innocence

custodial measures for persons who are not resident in the Member State where the proceedings are taking place; (c) to improve the protection of victims and of the general public.

14.43. [Council Framework Decision 2009/315/JHA of 26 February 2009 on the organisation and content of the exchange of information extracted from the criminal record between Member States](#)

Provides for the exchange of criminal records among Member States, **with some limitations**, for the purposes of criminal proceedings, but also for other purposes (such as employment relating to the supervision of children) to prevent concealment of child-related offences. See Recitals 12 and 15, Articles 6, 7, 9. **Note** that most limitations have been removed by the adoption of [Directive 2011/93/EU](#) above on combating the sexual abuse and sexual exploitation of children.

14.44. [Council Decision 2009/316/JHA of 6 April 2009 on the establishment of the European Criminal Records Information System \(ECRIS\) in application of Article 11 of Framework Decision 2009/315/JHA](#)

14.45. [Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings](#)

No specific, separate provisions for children but applies to child suspects/accused during criminal proceedings and proceedings for execution of a European Arrest Warrant: Article 2 Member States shall ensure that suspected or accused persons who do not speak or understand the language of the criminal proceedings concerned are provided, without delay, with interpretation during criminal proceedings before investigative and judicial authorities, including during police questioning, all court hearings and any necessary interim hearings

14.46. [Directive 2011/99/EU of the European Parliament and of the Council of 13 December 2011 on the European protection order](#)

Recital 15 and Article 7 on child subjects of a European protection order (needs of particularly vulnerable victims such as children)

14.47. [Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings](#)

Recital 26: When providing suspects or accused persons with information in accordance with this Directive, competent authorities should pay particular attention to persons who cannot understand the content or meaning of the

information, for example because of their youth or their mental or physical condition.

Article 3.2: Member States shall ensure that the information provided for under para 1 shall be given orally or in writing, in simple and accessible language, taking into account any particular needs of vulnerable suspects or vulnerable accused persons.

- 14.48. [Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA](#)

Extensive provisions for children: See Recital 14 on best interests of the child and right to be heard, Recital 17 on children of victims of gender-based violence, Recital 19 on rights of child victims, Recital 38, Recital 42 on right to be heard, Recital 54 on privacy, Recital 57 on secondary or repeat victimisation, Recital 60 on child's guardian or representative, Recital 66 on rights of the child, Recital 69 on more far-reaching provisions on victims of trafficking or victims of child sexual abuse, sexual exploitation or child pornography taking precedence; Article 1 on child's best interests and a child-sensitive approach, Article 2 definition of a child, Article 10 on right to be heard, Article 21 on privacy, Article 22.4 on individual assessment of child's special protection needs, Article 23 on special measures (adapted premises, trained professionals, etc.), Article 24 on child victims, Article 26 on cooperation and coordination of services, and note Article 28 on provision of data and statistics

15. CHAPTER 25: SCIENCE AND RESEARCH

15.1. **Acquis**

- 15.2. [Regulation 1901/2006/EC of 12 December 2006 on medicinal products for paediatric use and amending Regulation 1768/92/EEC, Directive 2001/20/EC, Directive 2001/83/EC and Regulation 726/2004/EC](#)

16. CHAPTER 26: EDUCATION AND CULTURE

16.1. **Education**

16.2. **Acquis**

- 16.3. [Council Recommendation of 28 June 2011 on policies to reduce early school leaving \(Text with EEA relevance\) \(OJ 2011 C91 of 1 July 2011\)](#)

16.4. **Policy documents and Commission Communications**

- 16.5. [Commission Communication COM\(2010\)682 final of 23.11.2010 on An Agenda for new skills and jobs: A European contribution towards full employment](#)

(definition of EU working age 15-64)

- 16.6. [Communication of 21 January 2011 from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions – Tackling early school leaving: a key contribution to the Europe 2020 Agenda \(COM\(2011\)18 final](#)

- 16.7. [Commission Communication COM \(2012\)669 final of 20.11.2012 on Rethinking Education: Investing in skills for better socio-economic outcomes](#)

16.8. **Youth participation and cooperation**

16.9. **Policy documents and Commission Communications**

- 16.10. [Communication from the Commission to the Council of 30 May 2005 on European policies concerning youth – addressing the concerns of young](#)

[people in Europe – implementing the European Youth Pact and promoting active citizenship](#)

- 16.11. [Communication of 27 April 2009 from the Commission to the Council, the European Parliament, the European Economic and Social Committee and the Committee of the Regions – an EU strategy for youth – investing and empowering – a renewed open method of coordination to address youth challenges and opportunities](#)

(meaning broadly speaking teenagers and young adults from **13 to 30** years old. For statistical purposes, the same range has not always been used throughout the text)

- 16.12. [Council Resolution of 27 November 2009 on a renewed framework for European cooperation in the youth field \(2010-2018\) \(2009/C311 of 19.12.2009\)](#)

- 16.13. [Council Conclusions of 19 November 2010 on the European and international policy agendas on children, youth and children's rights \(OJ C326/1 of 3.12.2010\)](#)

- 16.14. [Commission staff working document \(SWD\(2012\)256 of 10 September 2012 – EU Youth Report – results of the first cycle of the Open Method of Coordination in the youth field \(2010-2012\)](#)

- 16.15. [Resolution of the Council and of the representatives of the Governments of the Member States, meeting within the Council, on the overview of the structured dialogue with young people on youth participation in democratic life in Europe \(OJ 2012/C380/01 of 11.12.2012\)](#)

- 16.16. [2012 Joint Report of the Council and the Commission on the implementation of the renewed framework for European cooperation in the youth field \(EU Youth Strategy 2010-18\) \(OJ 2012/C394/03\)](#)

- 16.17. [Conclusions of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, of 27 November 2012, on the participation and social inclusion of young people with emphasis on those with a migrant background \(OJ 2012/C393/05\)](#)

17. CHAPTER 28: CONSUMER AND HEALTH PROTECTION

17.1. **Acquis**

- 17.2. [Directive 2001/20/EC of 4 April 2001 on the approximation of the laws, regulations and administrative provisions of the Member States relating to the implementation of good clinical practice in the conduct of clinical trials on medicinal products for human use](#)

Recital 3 on vulnerabilities of children – see new proposal just below

17.3. **Policy documents and Commission proposals**

- 17.4. [Commission proposal \(COM\(2012\)369 final\) of 17 July 2012 for a Regulation of the European Parliament and of the Council on clinical trials on medicinal products for human use, and repealing Directive 2001/20/EC](#)

Includes specific provisions for minors, a minor being 'a subject who is, according to the laws of the Member State concerned, under the age of legal competence to give informed consent'

See Recital 65 on rights of the child, Article 31 on clinical trials on minors and Article 32 on clinical trials in emergency situations

See consumer protection inserts under [Chapter 24: consumer law](#)

18. CHAPTER 30: EXTERNAL RELATIONS

18.1. **Policy documents and EEAS or Commission communications**

- 18.2. [EU Guidelines for the Promotion and Protection of the Rights of the Child](#), approved by the Council on 10 December 2007 (currently under review, March 2013)

These guidelines reinforce the action of the European Union (EU) for the promotion and protection of the rights of the child in its external relations and encourage an overall, strategic approach to these issues. They complement the EU guidelines on children and armed conflict.

- 18.3. [Commission Communication \(COM\(2008\)55 final\) of 5 February 2008 on a special place for children in EU external action](#)
- 18.4. [The European Union's Action Plan on Children's Rights in External Action of 5 February 2008 \(SEC\(2008\)136\)](#)
- 18.5. [Commission staff working document on children in emergency and crisis situations \(SEC\(2008\)135 of 5 February 2008\)](#)
- 18.6. [EU Guidelines on children in armed conflict, adopted in 2003 and updated in 2008](#)
- 18.7. [Commission staff working document combating child labour of December 2010](#)

Note: New staff working document on worst forms of child labour in preparation (2013)

18.8. Development cooperation

18.9. Policy documents and communications

- 18.10. [Communication from the Commission to the Council and the European Parliament of 6 March 2002 on education and training in the context of poverty reduction in developing countries \(COM\(2002\)116 final\)](#)
- 18.11. [Guidance note on disability and development, 2004](#)
- 18.12. [Commission Communication \(COM\(2006\)249 of 24 May 2006 on promoting decent work for all Council Conclusion of 30 November and 01 December 2006\)](#)
- 18.13. [Commission Staff Working Document \(SEC\(2008\)2184 of 2 July 2008: Report on the EU contribution to the promotion of decent work in the world\)](#)
- 18.14. [Commission staff working document \(SWD\(2010\)121 final\) of 4 February 2010 – More and better education in developing countries](#)
- 18.15. [Commission Communication of 31 March 2010 to the Council, the European Parliament, the European Economic and Social Committee and the Committee of the Regions on the EU role in global health \(COM\(2010\)128 final\)](#)

This communication and the corresponding Council Conclusions (see next entry) outline the elements for an enhanced EU response to the challenges to reach the Millennium Development Goals, particularly a reduction in child mortality around the world

- 18.16. [Council Conclusions of 10 May 2010 on the EU role in global health](#)
- 18.17. [Updated guidance note for EU staff: disability-inclusive development cooperation, 2012](#)
- 18.18. [Communication from the Commission of 27 February 2013 to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions \(COM\(2013\)92 final – A decent life for all: ending poverty and giving the world a sustainable future](#)
- 18.19. [Commission Communication \(COM\(2013\)141 final\) of 12 March 2013 on enhancing maternal and child nutrition in external assistance](#)
- 18.20. **Trade**
- 18.21. [Commission staff working paper on child labour of January 2010 on combating child labour](#)

(problem definition, policy dialogue, development assistance, corporate social responsibility, procurement trade measures)
- 18.22. [Council Conclusions of 14 June 2010 on child labour](#)

19. CHAPTER 31: FOREIGN, SECURITY AND DEFENCE POLICY

- 19.1. **Policy documents and communications**
- 19.2. [Checklist for the integration of the protection of children affected by armed conflict into ESDP operations of 23 May 2006](#)
- 19.3. [Implementation strategy of 25 April 2006 for the Guidelines on children in armed conflict](#)
- 19.4. [2010 Review of the implementation strategy of 25 April 2006](#)
- 19.5. [Revised implementation strategy on children and armed conflict, of 6 December 2010](#)

20. EUROPEAN COURT OF JUSTICE CASE LAW

This is the result of a rapid review by a DG JUSTICE lawyer of approximately 1200 cases where one of the words: "child, children, baby, babies, minor, minors, infant, infants" was mentioned. In principle all ECJ cases are relevant for children as much as for adults. For this reason, it was decided to include solely the cases where the ECJ decision or assessment has been particularly influenced by the fact that a child is involved in the case.

Other criteria used in drawing up this list (in line with our policy):

- a child is a person 0-17
- We do not cover cases about unborn children
- There are a lot of cases concerning equal access to parental leave which naturally involve children. However, the Court has always approached this matter from the point of view of equality between men and women or balance of working and private life and these are not therefore included
- The vast majority of cases concern social security of workers, family benefits and child allowances. They are referenced as the Court has clearly determined that these kind of allowances are given for children's benefit and not for the workers themselves
- Trade mark disputes at OHIM do not impact children as they determine the IP rights and obligations only for the parties interested and as such do not provide higher protection to children

20.1. Case law mentioning or interpreting Article 24 of the Charter of Fundamental Rights

- C-92/12 PPU Judgment 26/04/2012 Health Service Executive
- C-507/10 Judgment 21/12/2011 X
- C-497/10 PPU Judgment 22/12/2010 Mercredi
- C-491/10 PPU Judgment 22/12/2010 Aguirre Zarraga
- C-400/10 PPU Judgment 05/10/2010 McB.
- C-296/10 Judgment 09/11/2010 Purrucker
- C-211/10 PPU Judgment 01/07/2010 Povse
- C-403/09 PPU Judgment 23/12/2009 Detiček
- C-256/09 Judgment 15/07/2010 Purrucker
- C-145/09 Judgment 23/11/2010 Tsakouridis
- C-195/08 PPU Judgment 11/07/2008 Rinau
- C-523/07 Judgment 02/04/2009 A
- C-540/03 Judgment 27/06/2006 Parliament v Council
- Judgment 16/06/2005 Pupino

20.2. Link to ECtHR case law database

As regards the ECtHR case law, the database of cases on children can be found here: http://www.coe.int/t/dg3/children/caselaw/CaseLawChild_en.asp

20.3. **Link to CRIN UNCRC database**

The Child Rights Information Network (www.crin.org) maintains a database of case law on the UN Convention on the rights of the child and it is searchable for Europe http://www.crin.org/Law/CRC_in_Court/index.asp.

20.4. **Judicial cooperation in civil matters**

[C-92/12 PPU, S.C., A.C., 26 April 2012](#)

[C-497/10 PPU, Barbara Mercredi v Richard Chaffe, 22 December 2010](#)

[C-491/10 PPU, Joseba Andoni Aguirre Zarraga v Simone Pelz, 22 December 2010](#)

[C-400/10 PPU, J. McB. v L. E., 5 October 2010](#)

[C-296/10, Bianca Purrucker v Guillermo Vallés Pérez, 9 November 2010](#)

[C-211/10 PPU, Doris Povse v Mauro Alpago, 1 July 2010](#)

[C-403/09 PPU, Jasna Detiček v Maurizio Sgueglia, 23 December 2009](#)

[C-256/09, Bianca Purrucker v Guillermo Vallés Pérez, 15 July 2010](#)

[C-195/08 PPU, Inga Rinau, 11 July 2008](#)

[C-523/07, A, 2 April 2009](#)

[C-435/06, C, 27 November 2007](#)

20.5. **Police and judicial cooperation in criminal matters**

[C-507/10, X. Y., 21 December 2011](#)

[C-105/03, Maria Pupino, 16 June 2005](#)

20.6. **Citizenship of the Union, Right of permanent residence, Free movement of persons**

[C-356/11 and C-357/11, O. S. Maahanmuuttovirasto \(C- 356/11\), and Maahanmuuttovirasto, 6 December 2012](#)

[C-256/11, Murat Dereci v Bundesministerium für Inneres, 15 November 2011](#)

[C-147/11 and C-148/11, Secretary of State for Work and Pensions Lucja Czop \(C-147/11\), Margita Punakova \(C-148/11\), 6 September 2012](#)

[C-75/11, European Commission v Republic of Austria, 4 October 2012](#)

[C-40/11, Yoshikazu Iida v Stadt Ulm, 8 November 2012](#)

[C-542/09, European Commission v Kingdom of the Netherlands, 14 June 2012](#)

[C-348/09, P. I. Oberbürgermeisterin der Stadt Remscheid, 22 May 2012](#)

[C-208/09, Ilonka Sayn-Wittgenstein v Landeshauptmann von Wien, 22 December 2010](#)

[C-34/09, Gerardo Ruiz Zambrano, v Office national de l'emploi \(ONEm\), 8 March 2011](#)

[C-480/08, Maria Teixeira v London Borough of Lambeth, Secretary of State for the Home Department, 23 February 2010](#)

[C-310/08, London Borough of Harrow v Nimco Hassan Ibrahim, Secretary of State for the Home Department, 23 February 2010](#)

[C-353/06, Stefan Grunkin, Dorothee Regina Paul, Leonhard Matthias Grunkin-Paul, Standesamt Niebüll, 14 October 2008](#)

[C-200/02, Kunqian Catherine Zhu, Man Lavette Chen, v Secretary of State for the Home](#)
[C-C-3/90, M. J. E. Bernini and Minister van Onderwijs en Wetenschappen, 19 October 2004](#)

[C-148/02, Carlos Garcia Avello and État Belge, 2 October 2003](#)

[C-482/01 and C-493/01, Georgios Orfanopoulos, and Land Baden-Württemberg \(C-482/01\), and between Raffaele Oliveri and Land Baden-Württemberg \(C-493/01\), 29 April 2004](#)

[C-413/99, Baumbast, R and Secretary of State for the Home Department, 17 September 2002](#)

[C-370/90, the Queen and Immigration Appeal Tribunal and Surinder Singh, 7 July 1992](#)

[C-308/89, Carmina di Leo and Land Berlin, 13 November 1990](#)

[C-389 and C-390/87 G. B. C. Echternach, residing at Voorburg, and Netherlands Minister for Education and Science, 15 March 1989](#)

[Case 263/86, Belgian State and René Humbel and Marie-Thérèse Humbel, née Edel, 27 September 1988](#)

[C-197/86, Steven Malcolm Brown and The Secretary of State for Scotland, 21 June 1988](#)

[C-12/86 Meryem Demirel, residing at Schwäbisch Gmünd, and Stadt Schwäbisch Gmünd \(City of Schwäbisch Gmünd\), 30 September 1987](#)

[C-242/83, Caisse De Compensation pour Allocations Familiales du Bâtiment, De L'industrie et du Commerce du Hainaut \[Family Allowances Compensation Fund for The Building Trade, Industry and Commerce, Hainaut\] and Salvatore Patteri, 12.7.1984](#)

[733/79, Caisse de Compensation des Allocations Familiales des Régions de Charleroi Et de Namur \[Family Allowances Compensation Fund for The Charleroi and Namur Regions\] and Cosimo Laterza, 12 June 1980](#)

[C- 32/75, Anita Cristini v Société nationale des chemins de fer français, 30 September 1975](#)

[C-68/74, Mr Angelo Alaimo v Préfet du Rhône, 29 January 1975](#)

[C-19/76, Pietro Triches and Caisse de Compensation pour Allocations Familiales de la Région Liégeoise \(equalization fund for family allowances, Liege area\), 13 July 1976](#)

[C-17/75, Antonio Anselmetti v Caisse de compensation des allocations familiales de l'industrie charbonnière, 25 June 1975](#)

20.7. **Migration**

[C-451/11, Natthaya Dülger v Wetteraukreis, 19 July 2012](#)

[C-329/11, Alexandre Achughbabian v Préfet du Val-de-Marne, 6 December 2011](#)

[C-540/03, European Parliament, v Council of the European Union, 27 June 2006](#)

20.8. **Social security, child allowances, maintenance obligations**

[C-619/11, Patricia Dumont de Chassart v Office national d'allocations familiales pour travailleurs salariés \(ONAFST\), 21 February 2013](#)

[C- 611/10 and C- 612/10, Waldemar Hudziński v Agentur für Arbeit Wesel – Familienkasse \(C-611/10\) and Jarosław Wawrzyniak v Agentur für Arbeit Mönchengladbach – Familienkasse \(C-612/10\), 12 June 2012](#)

[C-225/10, Juan Perez Garcia, Jose Arias Neira, Fernando Barrera Castro, Dolores Verdún Espinosa, successor in title to José Bernal Fernández, v Familienkasse Nürnberg, 20 October 2011](#)

[C-149/10, Zoi Chatzi v Ipourgos Ikonomikon, 16 September 2010](#)

[C-247/09, Alketa Xhymshiti v Bundesagentur für Arbeit – Familienkasse Lörrach, 18 November 2010](#)

[C-16/09, Gudrun Schwemmer v Agentur für Arbeit Villingen-Schwenningen – Familienkasse, 14 October 2010](#)

[C-363/08, Romana Slanina v Unabhängiger Finanzsenat, Außenstelle Wien, 26 November 2009](#)

[C-449/06, Sophiane Gysen v Groupe S-Caisse d'Assurances sociales pour indépendants, 14 February 2008](#)

[C-299/05, Commission of the European Communities v European Parliament and Council of the European Union, 18 October 2007](#)

[C-213/05, Wendy Geven v Land Nordrhein-Westfalen, 18 July 2007 \(see also C-212/05\)](#)

[C-543/03, Christine Dodl, Petra Oberhollenzer v Tiroler Gebietskrankenkasse, 7 June 2005](#)

[C-153/03, Caisse nationale des prestations familiales v Ursula Schwarz, née Weide, 7 July 2005](#)

[C-302/02, Nils Laurin Effing, 20 January 2005](#)

[C-433/01, Freistaat Bayern and Jan Blijdenstein, 15 January 2004](#)

[C-333/00, Eila Päivikki Maaheimo, 7 November 2002](#)

[C-255/99, Anna Humer, 5 February 2002](#)

[C-95/99 to C-98/99 and C-180/99, Mervett Khalil \(C-95/99\), Issa Chaaban \(C-96/99\), Hassan Osseili \(C-97/99\) and Bundesanstalt für Arbeit, between Mohamad Nasser \(C-98/99\) and Landeshauptstadt Stuttgart and between Meriem Addou \(C-180/99\) and Land Nordrhein-Westfalen, 11 October 2001](#)

[C-85/99, Vincent Offermanns and Esther Offermanns, 15 March 2001](#)

[C-43/99, Ghislain Leclere, Alina Deaconescu and Caisse nationale des prestations familiales, 31 May 2001](#)

[C-33/99, Hassan Fahmi, M. Esmoris Cerdeiro-Pinedo Amado and Bestuur van de Sociale Verzekeringsbank, 20 March 2001](#)

[C-211/97, Paula Gómez Rivero and Bundesanstalt für Arbeit, 3 June 1999](#)

[C-275/96, Anne Kuusijärvi and Riksförsäkringsverket, 11 June 1998](#)

[C-262/96, Sema Sürül and Bundesanstalt für Arbeit, 4 May 1999](#)

[C-194/96, Hilmar Kulzer and Freistaat Bayern, 5 March 1998](#)

[C-131/96, Carlos Mora Romero and Landesversicherungsanstalt Rheinprovinz, 25 June 1997](#)

[C-85/96, María Martínez Sala and Freistaat Bayern, 12 May 1998](#)

[C-266/95, Pascual Merino Garcia and Bundesanstalt für Arbeit, 12 June 1997](#)

[C-59/95, Francisco Bastos Moriana et al, 27 February 1997](#)

[C-245/94 and C-312/94, Ingrid Hoever, Iris Zachow and Land Nordrhein-Westfalen, 10 October 1996](#)

[C-451/93, Claudine Délavant and Allgemeine Ortskrankenkasse für das Saarland, 8 June 1995](#)

[C-218/91, Miriam Gobbis and Landesversicherungsanstalt Schwaben, 18 February 1993](#)

[C-111/91, Commission of the European Communities, v Grand Duchy of Luxembourg, 10 March 1993](#)

[C-78/91, Rose Hughes and Chief Adjudication Officer, Belfast, 16 July 1992](#)

[C-188/90, Mario Doriguzzi-Zordanin and Marzio Doriguzzi-Zordanin and Landesversicherungsanstalt Schwaben \(Regional Insurance Office, Swabia\), 19 March 1992](#)

[C-186/90, Giacomo Durighello and Istituto Nazionale della Previdenza Sociale, 28 November 1991](#)

[C-15/90, David Maxwell Middleburgh v Chief Adjudication Officer, 4 October 1991](#)

[C-251/89, Nikolaos Athanasopoulos v Bundesanstalt für Arbeit, 11 June 1991](#)

[C-2/89, Bestuur van de Sociale Verzekeringsbank, as successor to the Raad van Arbeid, Eindhoven, and Heirs and/or successors in title to G. J. Kits van Heijningen, 3 May 1990](#)

[C-114/88, Patrick Delbar and Caisse d'allocations familiales de Roubaix-Tourcoing, 5 December 1989](#)

[C-42/87, Commission of the European Communities v Kingdom of Belgium, represented by the Minister for Foreign Relations, 27 September 1988](#)

[C-377/85, Beverly Leila Burchell and Adjudication Officer, 9 July 1987](#)

[C-60/85, M. E. S. van Vermoolen, née Luijten, and Raad van Arbeid \[Labour Council\], Breda, 10 July 1986](#)

[C-153/84, Antonio Ferraioli, Munich, and Deutsche Bundespost \[German Federal Post Office\], 23 April 1986](#)

[C-104/84, J. W. M. Kromhout, Noordwijkerhout \(Netherlands\), and Raad van Arbeid \[Labour Council\], Leiden, 4 July 1985](#)

[C-41/84, Pietro Pinna and Caisse d'allocations familiales de la Savoie \[Family Allowances Fund, Savoie\], 15 January 1986](#)

[C-238/83, Caisse d'allocations familiales de la région parisienne \[Family Allowances Fund for the Paris Region\] and Mr and Mrs Richard MeadE, 5 July 1984](#)

[C-191/83, F. A. Salzano v Bundesanstalt für Arbeit — Kindergeldkasse \(reference for a preliminary ruling from the Sozialgericht München\), 13 November 1984](#)

[C-149/82, Stephanie Robards and insurance officer, 3 February 1983](#)

[C- 104/80, Kurt Beeck and Bundesanstalt für arbeit \[Federal Employment Office\], 19 February 1981](#)

[C-143/79, Margaret Walsh and National insurance officer, 22 May 1980](#)

[C-129/78, Bestuur van de Sociale Verzekeringsbank, Amsterdam v A. E. Lohmann, 8 March 1979](#)

[C-100/78, Claudino Rossi and Caisse de compensation pour allocations familiales des régions de Charleroi et Namur, 6 March 1979](#)

[C-134/77, Silvio Ragazzoni v Caisse de Compensation pour Allocations Familiales "Assubel" "Family allowances", 20 April 1978](#)

[C-115/77, Gert Laumann and Anja Laumann and Landesversicherungsanstalt RHEINPROVINZ, Dusseldorf, 16 March 1978](#)

[C-32/76, Alfonsa Reale, née Saieva, residing at Montaperto, Italy, and La Caisse DE Compensation des Allocations Familiales for the Mining Industry of the Charleroi and Basse-Sambre Coalfields, Charleroi, Belgium, 13 October 1976](#)

[C-7/75, Mr AND Mrs F. v Belgian State, 17 June 1975](#)

[C-9/74, Donato Casagrande, Munich And Landeshauptstadt München \(City of Munich\), 3 July 1974](#)

[C-76/72, Michel S. of Brussels and Le Fonds National de Reclassement Social des Handicapés, of Brussels, 11 April 1973](#)

[C-3/70, Michel S. of Brussels and Le fonds national de reclassement social des handicapés of Brussels, 17 June 1970](#)

20.9. Health protection and environment

[T-52/09, Nycomed Danmark ApS v European Medicines Agency \(EMA\), 14 December 2011](#)

[C-446/08, Solgar Vitamin's France v Ministre de l'Économie, des Finances et de l'Emploi, 29 April 2010](#)

[C-9/04, Geharo BV, 6 October 2005](#)

[C-132/03, Ministero della Salute v Coordinamento delle associazioni per la difesa dell'ambiente e dei diritti degli utenti e dei consumatori \(Codacons\), Federconsumatori, 26 May 2005](#)

[C-391/92 Koinopraxia Enoseon Georgikon Synetairismon Diacheiriseos Enchorion Proionton \(KYDEP\) v Council of the European Union, 15 September 1994](#)

20.10. Common foreign and security policy

[T-181/08, Pye Phyo Tay Za v Council of the European Union, 19 May 2010](#)

20.11. Television broadcasting activities

[C-244/10 and C-245/10 Mesopotamia Broadcast A/S METV \(C-244/10\) and Roj TV A/S \(C-245/10\) v Bundesrepublik Deutschland, 22 September 2011](#)

[T-69/99, Danish Satellite TV \(DSTV\) A/S \(Eurotica Rendez-Vous Television\), v Commission of the European Communities, 13 December 2000](#)

20.12. Freedom to provide services

[C-46/08, Carmen Media Group Ltd Land Schleswig-Holstein, Innenminister des Landes Schleswig-Holstein, 8 September 2010](#)