

FACULDADE DE DIREITO DA UNIVERSIDADE DE LISBOA

Mestrado em Direito e Prática Jurídica

Especialidade em Ciências Jurídico-Forenses

EUROPEAN UNION PROCEDURAL LAW

22/07/2026

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I

Quid juris

Preliminary ruling procedures (Article 267 TFEU): purpose: direct cooperation between Court of Justice/General Court and national courts and tribunals; scope of the question: interpretation of EU Law and particularly CFREU; separation of functions; jurisdiction: GC is incompetent (Article 50b§2 SCJEU); distinction power/duty to refer, exceptions; caselaw; urgent procedure (Article 107 and fil RPCJ): conditions, inadmissibility;

Action for infringement: purpose; infringement procedure (pre-litigation phase: Article 258 TFEU and litigation phase: Article 260(1) TFEU); competent jurisdiction (CJ): GC is incompetent; Commission's discretionary powers: no obligation to act.

Right: Charter of Fundamental Rights of the EU; scope; application to Member States; individuals must have an effective legal remedy against acts infringing the freedoms recognised by EU law; Member State must allow individuals to bring an action before a court or tribunal having the power to annul those sanctions and, if necessary, to order interim measures; Member States must guarantee the independence of that court (see Judgment of the Court of July, 16, 2026, *FIGC and CONI*, Joined Cases C-424/24 and C-425/24);

Conclusions.

II

Comment the following sentence:

CJEU: composition; competence; division of competences between CJ and GC; division of competences between CJEU and Member States;

Individual legal standing before the CJEU (article 263§4 TFEU): concepts: a) legal person; b) acts addressed to that person; c) direct and individual concern; d) regulatory act; e) act not entailing implementing measures; reference to relevant caselaw and, particularly, recent developments.

Time allowed: 1h30m

I: 11; II: 8; writing: 1.