

# **Procedures and Strategies of Litigation Before the Court of Justice of the European Union**

# About this course

## Course description

This highly practical course will provide with a sophisticated understanding of the procedures of the Court of Justice of the European Union (CJEU). The CJEU's practices and case law is quintessential to successfully litigate before the Court.

Through practical examples and case-law discussions you will learn the insights of the actions to be entertained before the Court of Justice of the European Union.

Enhance your knowledge on the CJEU, the procedures before the CJEU, its internal rules, language regime, handling of documents, appeals and interim measures!

## What will you learn

The course guides you through the different steps of various types of proceedings before the EU Courts analysing the preliminary references coming from national courts and direct actions, in particular, annulment actions where private parties may challenge EU law.

The course will also discuss infringement procedures commenced by the European Commission when it believes that a Member State has violated one of its obligations under EU law.

Moreover, the course will provide you with counsel and advice on how to present legal arguments during the written and the oral phase of the proceedings. Through the detailed discussion on the Rules of Procedure of the EU Courts, you will have answers to all your potential questions on procedural matters such as submissions, admissibility issues, interim measures, appeals which may be relevant during the action, the language regime and court costs.

## Course methodology/highlights

The course will be conducted by legal experts of proven reputation who will discuss key topics, illustrated with examples and cases from litigation practice.

All sessions will be followed by periods of Q & A for the exchange of ideas, and discussions where participants will have the opportunity to share their professional experiences.

Various small group exercises and discussions will promote a high level of interactivity and provide enhanced learning opportunities.

The course will also feature a study visit to the CJEU, where the participants will have the opportunity to attend a court hearing and meet a number of professionals working at the institution.

## **How will it help you?**

Prior to the course, you will be given access to the course materials on our digital learning platform. This includes a short questionnaire, which will help us identify any specific questions you may have so we can consider as many of them as possible during the course.

Preparatory reading and materials will be placed on the platform to facilitate joining the course. All course materials will be made available for the participants.

After the event, additional materials and references to relevant literature, documents and websites will be available on our learning platform.

## **Target group**

Agents acting before the CJEU: national civil servants working in departments representing the government before the CJEU, EU civil servants representing EU institutions, bodies and agencies before the CJEU, legal practitioners representing their clients before the CJEU.

Although it is not a fundamental prerequisite, this course will be especially beneficial to legal professionals who have already familiar with the CJEU and have some acquaintance with the jurisdictional powers of the CJEU.

## **Practical information**

## Location

This course will take place as a hybrid event, which gives participants the possibility to participate either face-to-face or online via a live stream. In the registration form section **Additional information | Order notes** please add whether you will participate in-person or online

## Face to Face venue

European Centre for Judges and Lawyers – EIPA Luxembourg  
8 rue Nicolas Adames  
1 1 1 4 Luxembourg

## Ms Juliette Mollicone-Boussuge

Tel: +352 426 230 304

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## Fee

€ 1.350 per attendee

€ 1.200 for EIPA members

## Discounts

### EIPA member fee

EIPA offers a discount to all civil servants working for one of EIPA's supporting countries, and civil servants working for an EU institution, body or agency

Who are the supporting countries?

Civil servants coming from the following EIPA supporting countries are entitled to get the reduced fee: Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Lithuania, Luxembourg, Malta, the Netherlands, Norway, Poland, Portugal, Spain, Sweden.

For all other participants, the regular fee applies

### Early bird discount

The early bird discount is not cumulative with other discounts or promo codes, except for the EIPA member fee.

## Confirmation

Confirmation of registration will be forwarded to participants on receipt of the completed online registration form.

## Payment

Prior payment is a condition for participation.

## **Cancellation policy**

For administrative reasons you will be charged €150 for cancellations received within 15 days before the activity begins. There is no charge for qualified substitute participants. EIPA reserves the right to cancel the activity up to 2 weeks before the starting date. In that case, registration fees received will be fully reimbursed. EIPA accepts no responsibility for any costs incurred (travel, accommodation, etc.).

# Programme

## Monday 28 March 2022

08.30 **Registration of participants**

09.00 **Welcome to participants and opening of course**

*Juan Diego Ramírez-Cárdenas Díaz, Senior Lecturer, European Centre for Judges and Lawyers, EIPA Luxembourg*

09.15 **‘Tucked away in the fairyland Grand Duchy of Luxembourg ...’  
History, structure and organisation of the Court of Justice of the European Union**

*Juan Diego Ramírez-Cárdenas Díaz*

10.00 Q & A session

10.15 Break

10.30 **Procedures before the Court of Justice of the European Union: preliminary reference – practical considerations for making a reference**

*Aniel Pahladsingh, Senior EU lawyer, Legal Department, Ministry of Social Affairs & Deputy judge, District Court, Rotterdam & Amsterdam*

11.15 Q & A session

11.30 Break

11.45 **Written phase in preliminary rulings:**

- application and written observations in a reference for a preliminary ruling
- practical aspects for magistrates and lawyers

*Aniel Pahladsingh*

12.30 Q & A session

12.45 Lunch

14.00 **Procedures before the Court of Justice of the European Union: action for annulment (*reviewable acts and locus standi*)**

*Godefroy de Moncuit*, Lecturer, European Centre for Judges and Lawyers, EIPA Luxembourg

14.45 Q & A session

15.00 Break

15.15 **Written part of the procedure in direct actions with a focus on procedures before the General Court:**

- submission of procedural documents, service of documents, time limits
- application, defence, reply and rejoinder
- role of an intervener

*N.N.*

16.00 Q & A session

16.15 Break

16.30 **Workshop: Hints for the written part of the procedure**

*N.N.*

17.15 **End of day 1**

## **Tuesday 29 March 2022**

09.00 **Study visit to the Court of Justice of the EU:**

- attendance at a court hearing
- discussion with officials and professionals working at the CJEU

12.30 **Lunch**

13.30 **Language of the proceedings**

*Stefaan van der Jeught*, Administrator, Communications Directorate, Court of Justice of the European Union, Luxembourg

14.15 Q & A session

14.30 End of day 2

## **Wednesday 30 March 2022**

09.00 **Procedures before the Court of Justice of the European Union: The infringement procedure under Article 258 TFEU**

**Procedural position of intervening parties and access to procedural documents by private parties in infringement proceedings**

*Juan Diego Ramírez-Cárdenas Díaz*

10.00 Q & A session

10.15 Break

10.30 **Sanctions for failure to comply with a judgement of the CJEU under Article 260 TFEU**

*Juan Diego Ramírez-Cárdenas Díaz*

11.15 Q & A session

11.30 Break

11.45 **Workshop: Admissibility issues and Member State defences in the infringement procedure**

*Juan Diego Ramírez-Cárdenas Díaz*

12.30 Lunch

13.30 **Oral procedure and arguments of the parties – conduct of proceedings, simultaneous interpretation, duration and practical advice**

*Sara Iglesias Sánchez, Professor of Administrative and EU law, Complutense University of Madrid and former legal secretary Chamber of Advocate General Michal Bobek, Court of Justice of the European Union, Luxembourg*

14.15 Q & A session

14.30 Break



14.45 **Appeals against decisions of the General Court: conduct of proceedings  
appeal against an interim order**

*Sara Iglesias Sánchez*

15.30 Q & A session

15.45 Break

16.00 **Workshop: Practical examples of the appeal procedure**

*Sara Iglesias Sánchez*

16.45 **Final course conclusions**

17.00 End of day 3 and the online course

## Experts



Project leader

**Juan Diego  
Ramírez-  
Cárdenas Díaz**

EU Law



**Godefroy de  
Moncuit**

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