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The preliminary reference procedure is used when a national court or tribunal refers a question of EU law to the European Court of Justice (ECJ) for a preliminary ruling so as to enable the national court, on receiving that ruling, to decide the case before it. Questions of EU law will arise in cases before the courts of different Member States.

Preliminary reference procedure | Eurofound

This fully updated and revised second edition of Preliminary References to the European Court of Justice provides a meticulous and yet easily accessible examination of all aspects of the preliminary reference procedure. Since the first edition there have been significant changes to the European Union's legal foundations.

Preliminary References to the European Court of Justice ...

06-07-2017 The preliminary reference procedure, provided for in Article 267 of the Treaty on the Functioning of the European Union (TFEU), is an institutionalised mechanism of dialogue between the Court of Justice of the European Union (CJEU) and national courts. This

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dialogue serves three principal purposes.

~~Preliminary reference procedure—Think Tank~~

The following questions are referred to the Court of Justice of the European Union for a preliminary ruling on the interpretation of Article 11 (1) and the first sentence of Article 11 (2), as well...

~~References to the Court of Justice of the European Union...~~

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Article 267 TFEU provides for a method of constitutional dialogue between Member States and the Court of Justice of the European Union (CJEU): the preliminary reference procedure. According to Bosch, further integration required a procedure in which difficult problems could be solved.

~~Preliminary reference procedure—Webstroke Law~~

(d) 'reference' means a request to the European Court for a preliminary ruling; and (e) 'European Court Procedure Rules' means the Rules of Procedure of the European Court, published on 29...

~~PART 68—REFERENCES TO THE EUROPEAN COURT—Civil...~~

Preliminary rulings are binding both on the referring court and on all courts in EU countries. Timing of referral and the staying of national proceedings A referral should be made as soon as it is clear that a CJEU ruling is necessary for a national court to give judgment and when it is able to define in sufficient detail the legal and factual context of the case and the legal issues which it raises.

~~EUR-Lex - I14552 - EN - EUR-Lex~~

A preliminary ruling is a decision of the European Court of Justice on the interpretation of European Union law, given in response to a request from a court or tribunal of a European Union Member State. A preliminary ruling is a final determinations of EU law, with no scope for appeal. The ECJ hands down its decision to the referring court, which is then obliged to implement the ruling. If, as in Factortame, the ECJ holds that a Member State's legislation conflicts with EU law, the Member State

~~Preliminary ruling—Wikipedia~~

References to the Court of Justice of the European Union We provide advice to Ministers, who decide whether the UK should submit observations and intervene in Court of Justice (CJ) cases concerning IP

~~References to the Court of Justice of the European Union...~~

The reference for a preliminary ruling The reference for a preliminary ruling is a procedure exercised before the Court of Justice of the European Union. This procedure enables national courts to question the Court of Justice on the interpretation or validity of European law.

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~~Preliminary References to the European Court of Justice...~~

The preliminary reference procedure laid down in Article 267 TFEU enables courts of the EU Member States to refer questions on the interpretation or the validity of EU law to the European Court of Justice for a preliminary ruling. This procedure has proven enormously helpful for the national courts.

~~Arbitration cases and preliminary references to the...~~

With the coming into force of the Treaty on the Functioning of the European Union (TFEU) as from 1 December 2009 the preliminary reference (PR) procedure is now available to national courts and tribunals at all levels and, in the area of asylum law, preliminary rulings of the Court of Justice (CJ) are increasingly becoming the governing case law on EU asylum law for all national courts and tribunals.

~~Preliminary references to the Court of Justice of the...~~

Description This fully updated and revised second edition of Preliminary References to the European Court of Justice provides a meticulous and yet easily accessible examination of all aspects of the preliminary reference procedure. Since the first edition there have been significant changes to the European Union's legal foundations.

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References for preliminary ruling are made under Article 267 TFEU, and have been described as a “ dialogue ” between courts of Member States and the Court of Justice of the European Union: David Anderson and Marie Demetriou, References to the European Court (2 nd ed, 2002).

~~Brexit and pending references | Brexit Law~~

Judgment of the Court of 16 June 1998. - A. Racke GmbH & Co. v Hauptzollamt Mainz. - Reference for a preliminary ruling: Bundesfinanzhof - Germany. - EEC/Yugoslavia Cooperation Agreement - Suspension of trade concessions - Vienna Convention on the Law of Treaties - Rebus sic stantibus clause. - Case C-162/96. European Court reports 1998 Page I

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