

## Table of contents

### CHAPTER 1. Implementation of EU rules

Case C-29/95, Pastoors, [1997] ECR I-285 .....	15
Case C-147/03, Commission v Austria, [2005] ECR I-5969 .....	26
Case C-403/98, Azienda Agricola Monte Arcosu, [2001] ECR I-103 .....	39
Case C-91/92, Faccini Dori, [1994] ECR I-3325 .....	48
Case C-334/92, Miret, [1993] ECR I-6911 .....	56
Joined Cases C-74/95 and C-129/95, Proceedings against X, [1996] ECR I-6609 .....	62
Joined Cases C-46/93 and C-48/93, Brasserie du Pêcheur, [1996] ECR I-1029 .....	69

### CHAPTER 2. Free movement of goods

#### Who is bound by the provisions

Case C-325/00, Commission v Germany (Markenqualität), [2002] ECR I-9977 .....	93
--	----

#### The Concept of ‘goods’

Case 7/78, Thompson, [1978] ECR 2247 .....	101
Case C-2/90, Commission v Kingdom of Belgium, [1992] ECR I-4431 ...	109

#### Quantitative import restrictions

Case 34/79, Henn and Darby, [1979] ECR 3795 .....	115
Case C-324/93, Evans Medical, [1995] ECR I-563 .....	123

#### ‘Measures having equivalent effect’ – The concept of restrictions on trade

Case 8/74, Dassonville, [1974] ECR 837 .....	133
Case 120/78, Rewe-Zentral (Cassis de Dijon), [1979] ECR 649 .....	137
Case C 362/88, GB-INNO, [1990] ECR I-667 .....	143
Case C-23/89, Quietlynn, [1990] ECR I-3059 .....	149
Joined Cases C-267/91 and C-268/91, Keck, [1993] ECR I-6097 .....	153
Case C-320/93, Eurim-Pharm, [1994] ECR I-5243 .....	160
Case C 391/92, Commission v Hellenic Republic, [1995] ECR I-1621 ....	166

## *Table of contents*

Case C-405/98, Gourmet International, [2001] ECR I-1795 .....	171
Case C-322/01, Doc Morris, [2003] ECR I-14887 .....	182
Case C-110/05, Commission v Italy, judgment of 10 February 2009 .....	207
Case C-368/95, Familiapress, [1997] ECR I-3689 .....	222
Case C-265/95, Commission v France (The Strawberry Case), [1997] ECR I-6959 .....	230
Case C-383/01, Danske Bilimportører (Danish Car Importers), [2003] ECR I-6065 .....	242
<b>Purely internal situations</b>	
Case C-448/98, Guimont, [2000] ECR I-10663 .....	254
<b>Discriminatory barriers to trade</b>	
Case 113/80, Commission v Ireland (The Irish Souvenirs Case), [1981] ECR 1625 .....	264
Case 249/81, Commission v Ireland (Buy Irish), [1982] ECR 4005 .....	270
Case C-67/97, Bluhme (Brown Bees), [1998] ECR I-8033 .....	278
Case C-379/98, Preussen Elektra, [2001] ECR I-2099 .....	289
<b>Quantitative export restrictions</b>	
Case C-5/94, Lomas, [1996] ECR I-2553 .....	297
Case C-205/07 Gysbrechts, judgment of 16 December 2008 .....	305
<b>Restrictions</b>	
Case 45/87, Commission v Ireland (Dundalk), [1988] ECR 4929 .....	318
Case 178/84, Commission v Germany (German Beer), [1987] ECR 1227 .....	326
Case 302/86, The Deposit-And-Return Case, [1988] ECR 4617 .....	339
Case C 17/93, Van der Veldt, [1994] ECR I-3537 .....	345
Case C-192/01, Vitamins, [2003] ECR I-9693 .....	354
<b>Exhaustion of intellectual property rights</b>	
Case 187/80, Merck, [1981] ECR 2063 .....	366
Case C-61/97, Laserdisken, [1998] ECR I-5171 .....	372
Joined Cases C-427/93, C-429/93 and C-436/93, Bristol-Myers Squibb, [1996] ECR I-3457 .....	380
Case C-379/97, Upjohn, [1999] ECR I-6927 .....	402
Case C-337/95, Parfums Christian Dior, [1997] ECR I-6013 .....	414
Case C-355/96, Silhouette, [1998] ECR I-4799 .....	426
<b>Exhaustion of intellectual property rights</b>	
Case C-194/94, CIA Security International, [1996] ECR I-2201 .....	438
Case C-226/97, Lemmens, [1998] ECR I-3711 .....	453

## **CHAPTER 3. EU Citizenship**

Case C-370/90, Singh, [1992] ECR I-4265 .....	463
Case C-109/01, Akrich, [2003] ECR I-9607 .....	472
Case C-291/05, Eind, [2007] ECR I-10719 .....	484
Case C-127/08, Metock, [2008] ECR I-6241 .....	496
Case C-184/99, Grzelczyk, [2001] ECR I-6193 .....	518
Case C-224/98, D'Hoop, [2002] ECR I-6191 .....	532
Case C-413/99, Baumbast, [2002] ECR I-7091 .....	541
Case C-209/03, Dany Bidar, [2005] ECR I-2119 .....	565
Case C-158/07, Förster, judgment of 18 November 2008 .....	576

## **CHAPTER 4. Free Movement of Workers**

### **Who is bound by the provisions?**

Case C-281/98, Roman Angonese, [2000] ECR I-4139 .....	593
--	-----

### **The concept of ‘worker’**

Case 53/81, Levin, [1982] ECR 1035 .....	605
Case 196/87, Steymann, [1988] ECR 6159 .....	618
Case C-292/89, Antonissen, [1991] ECR I-745 .....	623
Case C-350/96, Clean Car Autoservice, [1998] ECR I-2521 .....	629
Case C-138/02, Collins, [2004] ECR I-2703 .....	639
Case C-456/02, Trojani, [2004] I-7573 .....	655

### **Purely internal situations**

Joined Cases C-64/96 and C-65/96, Jacquet, [1997] ECR I-3171 .....	666
Case C-212/05, Hartmann, [2007] ECR I-6303 .....	673

### **Discriminatory barriers**

Case C-415/93, Bosman, [1995] ECR I-4921 .....	682
--	-----

### **Restrictions on the free movement of workers**

Case C-237/94, O’Flynn, [1996] ECR I-2617 .....	698
Case C-15/96, Schöning-Kougebetopoulou (Greek Doctor), [1998] ECR I-47 .....	705
Case C-190/98, Volker Graf, [2000] ECR I-493 .....	713
Case C-464/02, Company Vehicles, [2005] ECR I-7929 .....	721

## *Table of contents*

### **CHAPTER 5. Freedom of Establishment**

#### **The concept of ‘establishment’**

Case C-438/05, Viking Line, [2007] ECR I-10779 .....	737
Case C-55/94, Gebhard, [1995] ECR I-4165 .....	757
Case C-212/97, Centros, [1999] ECR I-1459 .....	767

#### **Purely internal situations**

Case C-61/89, Bouchoucha, [1990] ECR I-3551 .....	779
Case C-108/96, Mac Quen, [2001] ECR I-837 .....	784

#### **Discriminatory barriers**

Case 2/74, Reyners, [1974] ECR 631 .....	795
Case C-337/97, Meeusen, [1999] ECR I-3289 .....	803

#### **Restrictions**

Case 71/76, Thieffry, [1977] ECR 765 .....	812
Case C-351/90, Commission v Luxembourg, [1992] ECR I-3945 .....	818
Case C-19/92, Dieter Kraus, [1993] ECR I-1663 .....	824
Case C-254/97, Société Baxter, [1999] ECR I-4809 .....	833
Case C-70/95, Sodemare, [1997] ECR I-3395 .....	840
Case C-442/02, Caixa-Bank France, [2004] ECR I-8961 .....	851
Case C-531/06, Commission v Italy (Italian pharmacies), judgment of 19 May 2009 .....	858
Case C-446/03, Marks & Spencer, [2005] I-10837 .....	877

### **CHAPTER 6. Free Movement of Services**

#### **The concept of ‘services’**

Case C-341/05, Laval, [2007] ECR I-11767 .....	891
Case 186/87, Cowan, [1989] ECR 195 .....	920
Case C-20/92, Hubbard, [1993] ECR I-3777 .....	927
Case C-158/96, Kohll, [1998] ECR I-1931 .....	933
Case C-385/99, Müller-Fauré, [2003] ECR I-4509 .....	945
Case C-60/00, Carpenter, [2002] ECR I-6279 .....	971

#### **Discriminatory barriers**

Case C-17/92, Cinematográficos, [1993] ECR I-2239 .....	983
Case C-224/97, Ciola, [1999] ECR I-2517 .....	989

#### **Restrictions**

Case C-150/04, Taxation of pensions, [2007] ECR I-1163 .....	995
Case C-55/98, Bent Vestergaard, [1999] ECR I-1417 .....	1007

*Table of contents*

Case C-346/06 Rüffert [2008] ECR I-1989 .....	1016
Case C-124/97, Läärä, [1999] ECR I-6067 .....	1029
Case C-42/07, Liga Portuguesa, judgment of 8 September 2009 .....	1041
<b>Marketing rules</b>	
Case C-159/90, SPUC v Grogan, [1991] ECR I-4685 .....	1053
Case C-384/93, Alpine Investments, [1995] ECR I-1141 .....	1061
<b>Circumvention of national legislation</b>	
Case 33/74, van Binsbergen, [1974] ECR 1299 .....	1073
<b>CHAPTER 7. Free Movement of Capital</b>	
<b>The concept of ‘capital movement’</b>	
Joined Cases C-358/93 and C-416/93, Bordessa, [1995] ECR I-361 .....	1081
Case C-256/06, Jäger, [2008] ECR I-123 .....	1089
Case C-503/99, Commission v Belgium (Golden Shares), [2002] ECR I-4809 .....	1103
<b>Purely internal situations</b>	
Joined Cases C-515/99 and others, Reisch and others, [2002] ECR I-2157 .....	1119
<b>Discriminatory barriers</b>	
Case C-370/05, Uwe Kay Festersen, [2007] ECR I-1129 .....	1130
<b>Table of Cases (chronological)</b> .....	1143
<b>Table of Cases (alphabetical)</b> .....	1153