ECJ 17 December 2020, case C-218/19 (Onofrei), Work and Residence Permit

Adina Onofrei – v – Conseil de l'ordre des avocats au barreau de Paris, Bâtonnier de l'ordre des avocats au barreau de Paris, Procureur général près la cour d'appel de Paris, French case

Unfortunately, no English translation of the case is available yet. Other language versions can be found on: http://curia.europa.eu/juris/documents.jsf? oqp=&for=&mat=or&lgrec=en&jge=&td=%3BALL&jur=C%2CT%2CF&num=218%252F19&page=1&dates=&pcs=Oor&lg=&pro=&nat=or&cit=none%252CC%252CCJ%252CR%252CR%252C2008E%252C%252C%252C

%252Cfalse&language=en&avg=&cid=19204288.

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ECJ 17 December 2020, case C-601/19 P (BP v FRA), Miscellaneous

BP – v – European Union Agency for Fundamental Rights (FRA), EU Case

Form of order sought

The appellant claims that the Court should:

- set aside the contested judgment and consequently
- annul the decision of the Authority Empowered to Conclude Contracts of Employment (AHCC) of 21 April 2016 not to renew her employment contract;
- award compensation for material and non-material damage suffered by the applicant as a result of the unlawful non-renewal decision on the one hand and the unlawful execution of the judgement in case T-658/13P, on the other hand;
- award compensation for material and non-material damage suffered by the applicant due to the defendant's failure to adopt the lawful rules for appraisal, reclassification and renewal and the related harm resulted from the absence of such lawful rules;
- rule that the FRA Guidelines for appraisal and reclassification and the FRA Director decision 2009/13 regarding renewal of employment con-

- tracts are unlawful insofar as these rules were adopted following an unlawful procedure by an author lacking appropriate competence;
- exercise its full jurisdiction to ensure the effectiveness of its decision;
- order the defendant to pay the default interest at the key rate of the European Central Bank plus two percentage points on the amount eventually awarded or any other award of interest payment which the Court thinks just and appropriate;
- order the FRA to pay the costs incurred at first instance and on appeal.

Decision

The Court (Eighth Chamber):

- 1. Dismisses the appeal;
- 2. Orders BP to bear her own costs and to pay those incurred by the European Union Agency for Fundamental Rights (FRA).

ECJ 17 December 2020, case C-710/19 (G. M. A. (Demandeur d'emploi)), Social Insurance

G.M.A. - v - Belgium, Belgian case

Summary

A host state must grant a Union citizen a reasonable period to find a job.

Questions

- 1. Must Article 45 TFEU and Article 14(4)(b) of Directive 2004/38 be interpreted as meaning that the host Member State is required to allow a jobseeker a reasonable period of time to acquaint himself or herself with potentially suitable employment opportunities and take the necessary steps to obtain employment, that the reasonable period of time cannot in any circumstances be less than six months, and that, during that period, the host Member State may require the jobseeker to provide evidence that he or she is seeking employment and that he has a genuine change of being engaged?
- 2. Must Articles 15 and 31 of Directive 2004/38, Articles 41 and 47 of the Charter and the principles of primacy and effectiveness be interpreted as meaning