



European Court of Justice - access to requests for preliminary ruling for interested third parties

Thursday 19 October 2023, 14.00 until 18.00 at the Chamber of Commerce, 7 Rue Alcide de Gasperi, 1615 Kirchberg Luxembourg

Introduction:

Preliminary rulings have gained an important role in approximating the laws of the Member States. Their relevance is way beyond guiding the national court on how to decide the concrete underlying controversy. Third parties who are not involved in the proceeding may be affected by the precedent value of the ECJ's ruling no matter where they are located. This workshop/conference will discuss how such bystanders could bring aspects to the attention of the Court which they consider of help for the ruling.

As it stands currently, the access to the Court is allowed to the parties of the underlying case, the European Commission and Members States. Moreover, the Court is supported by opinions of the Advocate General. But are these mechanisms sufficient in the enlarged European Union and the breadth of topics influenced by EU law? The workshop/conference will explore answers on this issue.

14.00 – 14.15

Welcome to the workshop/conference by **Dr. Mathias Otto**, Chairman of the Legal Committee of the European Banking Federation

14.15 – 15.30

Is access to the European Court of Justice for bystanders in preliminary ruling necessary and how would the interests of the parties to the case be taken into account?

- Moderator: CCBE* to be confirmed

- **Mr Daniel Dittert**, Head of Unit at the Court of Justice of the European Union
- **Dr. Kathleen Gutman**, Referendar, Office of Advocate General Čapeta
- **Prof. Dr. Jens-Hinrich Binder**, LL.M. (London), Eberhard-Karls-Universitaet Tuebingen, Germany
- **Ms. Pamela Hansson**, Partner at Kastell, Stockholm, Sweden

15.30 – 15.45 coffee break

15.45 – 17.00

How could access for bystanders be offered: self-invitation or invitation-only?

- Moderator: to be confirmed*.

- **Prof. Dr. Séverine Menetrey**, Professor at the University of Luxembourg
- **Mr. Marc Mossé**, Senior Counsel at August Debouzy, Paris, France
- **Em. Univ.-Prof. Dr. Friedl Weiss**, LL.M. (Cambridge), Professor ret. at the Department of European, International Law and Comparative Law, University of Vienna Austria
- **Mr. Onno Brouwer**, Partner & Joint head of Global Antitrust Litigation Group at Freshfields Bruckhaus Deringer, Brussels, Belgium

17.00– 17.15 Closing remarks by **Mr Przemyslaw Kamil Rosiak**, CCBE, Attorney-at-Law and Partner Associate at KPMG D. Dobkowski LP, Warsaw, Poland

* To be confirmed