

Issue 2/2023

Upholding the law Infringement procedures update as per 1 April 2023



The European Union is constitutionally designed as a Union of Law. According to the Treaties (Treaty on European Union, Treaty on Functioning of the European Union), Member States are obliged to comply with EU legislation adopted by the legislator (European Parliament and Council), and the Commission has the right and the obligation to scrutinise such compliance and where appropriate take legal action.

February and March 2023 have seen a range of legal actions, from letters of formal notice to referrals to the Court of Justice (including applications for penalty payments), against almost all Member States:

Austria, Belgium, Bulgaria, Croatia, Cyprus, Czech, Denmark, Estonia, Finland, France, Germany, Greece, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden

EWA NEWS presents you an outline of the cases. Two referrals to the Court of Justice (Croatia and Slovenia) are applications for penalty payments for non-compliance with an earlier judgment of the Court.