



SECTIONS

Title
Documents in the Case
Legal analysis of the decision or of the case



Start printing

Judgment of the General Court (Ninth Chamber, Extended Composition) of 29 September 2021

Front populaire pour la libération de la Saguia el-Hamra et du Rio de oro (Front Polisario) v Council of the European Union

External relations – International agreements – Euro-Mediterranean Association Agreement EC-Morocco – Sustainable Fisheries Partnership Agreement between the European Union and the Kingdom of Morocco – Implementation protocol to the Partnership Agreement – Exchange of Letters accompanying the Partnership Agreement – Conclusion decision – Regulation on the allocation of fishing opportunities among the Member States – Action for annulment – Admissibility – Capacity to bring legal proceedings – Direct concern – Individual concern – Territorial scope – Jurisdiction – The Court's interpretation of international law – Principle of self-determination – Principle of the relative effect of treaties – Possibility of relying on those principles – Concept of consent – Implementation – Discretion – Limits – Maintenance of the effects of the contested decision

Joined Cases T-344/19 and T-356/19

(Appeal Case before the Court of Justice C-778/21 P)

Documents in the Case

Document	Date	Name of the parties	Subject-matter	Curia	EUR-Lex	Autres Liens
Judgment (OJ)	12/11/2021	Front Polisario v Council	External relations - international agreements			
Judgment ECLI:EU:T:2021:640	29/09/2021	Front Polisario v Council	External relations - international agreements			
Abstract ECLI:EU:T:2021:640	29/09/2021	Front Polisario v Council	External relations - international agreements			
Order ECLI:EU:T:2019:862	10/12/2019	Front Polisario v Council	External relations - international agreements			
Application (OJ)	26/07/2019	Front Polisario v Council	External relations - international agreements			

Legal analysis of the decision or of the case

Reports of Cases

[published in the electronic Reports of Cases \(Court Reports - general\)](#)

Subject-matter

[Information not available](#)

Systematic classification scheme

- 1. ☐ 3 Legal proceedings
 - 3.02 Actions for annulment
 - [3.02.00 General](#)
 - ☐ 3 Legal proceedings
 - 3.02 Actions for annulment
 - [3.02.03 Applications by natural or legal persons](#)
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 - 6.07.11 International agreements on agriculture and fisheries

Citations of case-law or legislation

References in grounds of judgment

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TFEU, Article 218 -P3 : paragraphs 54, 184
TFEU, Article 218 -P4 : paragraphs 54, 184
TFEU, Article 218 -P6 : paragraphs 184, 271
TFEU, Article 218 -P6LAPT1 : paragraph 174
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TFEU, Article 263 -L2 : paragraph 135
TFEU, Article 263 -L4 : paragraphs 132, 134 - 136, 153, 158, 173, 179, 189, 219
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TFEU, Article 264 -L2 : paragraphs 91, 366, 368, 369
TFEU, Article 266 : paragraphs 276, 281, 283 - 286
TFEU, Article 288 -L2 : paragraph 380
TFEU - Protocol No 2 -A02 : paragraph 330
TFEU - Protocol No 3 -A56L1 : paragraph 369
TEU, Article 3 -P5 : paragraphs 43, 51
TEU, Article 11 -P3 : paragraph 330
Agreement with Third Countries or International Bodies - 21997A0716(01) -PRO3A01LM : paragraph 229
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Agreement with Third Countries or International Bodies - 22006A0529(01) -A02LA : paragraphs 27, 46 - 48
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Agreement with Third Countries or International Bodies - 22006A0529(01) -N : paragraph 27
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External Relations - Other Acts 22007X0317(02) : paragraph 28
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Agreement with Third Countries or International Bodies - 22019A0320(01) : paragraphs 101, 128, 217, 241, 278, 292, 301, 337, 351, 385, 386
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Agreement with Third Countries or International Bodies - 22019A0320(01) -A12 : paragraph 206
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Agreement with Third Countries or International Bodies - 22019A0320(01) -A17 : paragraph 58
Agreement with Third Countries or International Bodies - 22019A0320(01) -PRO : paragraphs 57, 72, 100, 102, 106, 107, 116, 117, 119, 121, 122, 124 - 126, 129, 131, 149, 172, 174, 176, 182, 183, 186, 191, 193, 195 - 198, 200, 202, 204 - 208, 214, 216, 217 - 220, 234 - 237, 244, 247, 250 - 252, 254, 256, 258, 260, 264, 265, 267, 273, 276, 279, 281, 287, 295, 296, 300, 304, 307, 309, 311, 312, 316 - 318, 320, 328, 329, 331, 333, 338, 341, 344 - 346, 348, 353, 354, 357 - 361, 363, 364, 373, 380, 388, 391 - 393
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 Agreement with Third Countries or International Bodies - 22019A0320(01) -PRONCH2 : paragraph 209
 External Relations - Other Acts 22019X0723(01) : paragraph 58
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 Secondary Legislation - Internal Act of the Institutions - 32015Q0423(01) -A22 : paragraph 93
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 Secondary Legislation - Internal Act of the Institutions - 32015Q0423(01) -A85P2 : paragraphs 104, 105
 Secondary Legislation - Internal Act of the Institutions - 32015Q0423(01) -A85P3 : paragraph 89
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 Regulation 2403/2017 -A11 : paragraph 392
 Regulation 2403/2017 -A12 : paragraph 392
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 Regulation 440/2019 -A02 : paragraph 71
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 General Court - Order T -376/18 -N28 : paragraph 54
 General Court - Order T -376/18 -N29 : paragraph 54
 Court of Justice - Judgment C -872/19 : paragraph 251

Annuls : Decision 2019/441

Opinion

Information not available

Dates

Date of the lodging of the application initiating proceedings

10/06/2019

Date of the Opinion

Information not available

Date of the hearing

Information not available

Date of delivery

29/09/2021

References

Publication in the Official Journal

Information not available

Name of the parties

Front Polisario v Council

Notes on Academic Writings

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2. Simon, Denys: Victoire spectaculaire du Front Polisario devant le Tribunal de l'Union : les décisions de conclusion d'accords avec le Maroc en matière de préférences tarifaires et de pêche durable sont annulées, Europe 2022, n° 1 Janvier, Étude 2 (FR)
3. Odermatt, Jed: International law as challenge to EU acts : Front Polisario II : case T-279/19 and joined cases T-344/19 and T-356/19, Front Polisario v. Council, Common Market Law Review 2023, n° 1, p. 217-238 (EN)

Procedural Analysis Information

Source of the question referred for a preliminary ruling

Information not available

Subject-matter

External relations
- international agreements
Agriculture and Fisheries
- Fisheries policy

Provisions of national law referred to

Information not available

Provisions of international law referred to

Information not available

Procedure and result

Actions for annulment : application granted
Actions for annulment : dismissal on substantive grounds

Formation of the Court

neuvième chambre élargie (Tribunal)

Judge-Rapporteur

Gratsias

Advocate General

Information not available

Language(s) of the Case

French

Language(s) of the Opinion

Information not available

