

# The Kadi Case European Journal Of International Law

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## The Kadi Case European Journal

applied by the European Court of Human Rights. Against this background, we will address the review mechanism introduced by the Security Council after Kadi. 2adi The K Judgment The basic facts of the Kadi case are as follows: In the UN Security Council Kadi was identified as a possible supporter of Al-Qaida. Therefore, he was singled out for sanc-

## The Kadi Case - European Journal of International Law

1 Introduction. The Kadi case 1 is perhaps the most visible and interesting case of the European Court of Justice (CJEU) for external relations in recent years. The Court essentially had to decide whether a United Nations Security Council resolution should enjoy primacy over EU law. We all know that the Court did not allow for this primacy.

## Kadi Case - Constitutional Core Values and International

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The Kadi judgment of the European Court of Justice has provoked severe criticism. The Court's dualist approach was described as unfaithful to its traditional fidelity to public international law and inserting itself in the tradition of nationalism.

## **The Kadi Case - European Journal of International Law**

This paper deals with the topic of new tendencies with regard to the relationship between international law and European Union law, especially having in mind the judgment in the Kadi case, where ...

## **(PDF) The Kadi Case: Constitutionalising the Relationship**

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European Journal of Crime, Criminal Law and Criminal Justice E-ISSN: 1571-8174

## **The Kadi-case or the Legal Protection of Persons Included**

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36) ECJ ("Kadi"), joined cases C-402/05 P and C-415/05 P, para. 363. 68 Menz and Scholz / European Journal of Crime, Criminal Law and Criminal Justice 17 (2009) 61-68 case of Mr. Kadi, the lack of effective legal protection impacts on the legality of the measure because he did not have the opportunity to present his case to the competent authorities.

## **The Kadi-case or the Legal Protection of Persons Included**

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Blog of the European Journal of International Law Nele Yang is a PhD candidate and research fellow at the Max Planck Institute for Comparative and International Law in Heidelberg. The title of Kokott and Sobotta's article (available free here) seems to suggest that this is another analysis of whether the 2008 Kadi decision succeeds in balancing core EU constitutional values and the effective

## **Comment on Kokott/Sobotta "The Kadi Case - Constitutional ...**

On September 3, 2008, in Yassin Abdullah Kadi and Al Barakaat International Foundation v. Council of the European Union and Commission of the European Communities, the European Court

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of Justice (ECJ) overruled the Court of First Instance and annulled the regulation of the Council of the European Union (Council of the EU) that froze the funds of Mr. Kadi and Al Barakaat (Appellants).

## **Kadi & Al Barakaat v. Council of the EU & EC Commission**

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Full case name: Yassin Abdullah Kadi and Al Barakaat International Foundation v Council of the European Union and Commission of the European Communities. Case number: C-402/05: ECLI: EU:C:2008:461: Language of Proceedings: English and Swedish: Court composition; Judge-Rapporteur C.W.A. Timmermans: President V. Skouris: Judges

## **Kadi v Commission - Wikipedia**

J. Kokott, C. Sobotta; The Kadi Case – Constitutional Core Values and International Law – Finding the Balance?, *European Journal of International Law*, Volume 23, Issue 4, 1 November 2012, p. 1015-1024. M. Scheinin, Is the ECJ Ruling in Kadi Incompatible with International Law?, *Yearbook of European Law*, 2009 p. 637

## **Raportul Drept European - Drept Internațional: Cazul Kadi**

The *European Journal of International Law*, 23 ( 4 ) , pp. 1015-1024. Posch, A. , 2009. The Kadi Case: Rethinking the relationship between EU jurisprudence and International Law. *The Columbia Journal of European Law Online*, Volume 15. Siskova, N. , 2009. The Judicial Doctrine of Fundamental Rights in the visible radiation of the Kadi Case.

## **The Kadi Case and the Court's Decisions Example | Gradateway**

In the joined cases brought by the European Commission (Commission), the United Kingdom, and the Council of the European Union (EU) against Yassin Abdullah Kadi, decided on July 18, 2013, the Court of Justice of the European Union (ECJ or Court) sustained the judgment of the General Court that had annulled the Commission regulation freezing Kadi's funds in accordance with the mandate of the ...

## **Commission v. Kadi | American Journal of International**

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## **Law ...**

1 By their appeals, Mr Kadi (C-402/05 P) and Al Barakaat International Foundation ('Al Barakaat') (C-415/05 P) seek to have set aside the judgments of the Court of First Instance of the European Communities of 21 September 2005 in Case T-315/01 Kadi v Council and Commission [2005] ECR II-3649 ('Kadi') and Case T-306/01 Yusuf and Al Barakaat International Foundation v Council and ...

## **EUR-Lex - 62005CJ0402 - EN - EUR-Lex**

By their appeals, the European Commission, the Council of the European Union and the United Kingdom of Great Britain and Northern Ireland seek to have set aside the judgment of the General Court of the European Union of 30 September 2010 in Case T-85/09 Kadi v Commission [2010] ECR II-5177 ('the judgment under appeal'), by which that Court annulled Commission Regulation (EC) No 1190/2008 ...

## **EUR-Lex - 62010CJ0584 - EN - EUR-Lex**

Kadi brought another case against this situation. The General Court promptly applied the precedent set down in Kadi I, and in the case known as Kadi II, it struck down the relisting of Mr Kadi. On appeal, the Grand Chamber of the Court of Justice of the European Union (the "CJEU") upheld this General Court decision on 18 July 2013.

## **An Overview of the Kadi1 CJEU Case Law - GhSL Journal**

The Kadi case: Response by Juliane Kokott and Christoph Sobotta  
Written by Juliane Kokott & Christoph Sobotta  
We are grateful to EJIL that our article in the latest issue of the journal has been chosen for discussion in this forum.

## **The Kadi case: Response by Juliane Kokott and Christoph**

...

This article takes stock of the emerging scholarship on the European Court of Justice's 2008 Kadi decision and seeks to make sense of the court's apparent evasiveness towards international law. The article argues that Kadi is best understood as an act of civil disobedience prompted by the UN Security Council's misapplication of foundational principles of the

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international order.

## **Fundamental rights in the EU after Kadi and Al Barakaat**

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This case puts to test the notion of supremacy, both of International law and of European Community law. 3 The fact that Kadi has been hailed as a natural sequel to Van Gend en Loos 4 is telling: the relation-

## **EU Law and UN Law in Conflict: The Kadi Case<sup>1</sup>**

In Case T-85/09 Kadi v Commission [2010] ECR II-5177 (Kadi II), the General Court annulled Regulation No 1190/2008. The European Commission, the Council of the European Union and the United Kingdom subsequently appealed to the Court seeking to have the General Court's judgment set aside.

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