

Judgment of the Court (Second Chamber) of 26 July 2017 (request for a preliminary ruling from the Hoge Raad der Nederlanden — Netherlands) — Criminal proceedings against Mossa Ouhrami

(Case C-225/16) ⁽¹⁾

(Reference for a preliminary ruling — Area of freedom, security and justice — Return of illegally staying third-country nationals — Directive 2008/115/EC — Article 11(2) — Decision to impose an entry ban taken before that directive entered into force and relating to a longer period than that provided for by the directive — Time from which the period of the entry ban starts to run)

(2017/C 309/15)

Language of the case: Dutch

Referring court

Hoge Raad der Nederlanden

Party in the main proceedings

Mossa Ouhrami

Operative part of the judgment

Article 11(2) of Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals must be interpreted as meaning that the starting point of the duration of an entry ban, as referred to in that provision, which in principle may not exceed five years, must be calculated from the date on which the person concerned actually left the territory of the Member States.

⁽¹⁾ OJ C 232, 27.6.2016.

Judgment of the Court (Second Chamber) of 26 July 2017 (request for a preliminary ruling from the Tribunale di Milano- Italy) — Moussa Sacko v Commissione Territoriale per il riconoscimento della protezione internazionale di Milano

(Case C-348/16) ⁽¹⁾

(Reference for a preliminary ruling — Asylum policy — Directive 2013/32/EU — Articles 12, 14, 31 and 46 — Charter of Fundamental Rights of the European Union — Article 47 — Right to effective judicial protection — Appeal against a decision refusing an application for international protection — Whether it is possible for the court to adjudicate without hearing the applicant)

(2017/C 309/16)

Language of the case: Italian

Referring court

Tribunale di Milano

Parties to the main proceedings

Applicant: Moussa Sacko

Defendant: Commissione Territoriale per il riconoscimento della protezione internazionale di Milano