



C/2025/246

20.1.2025

**Request for a preliminary ruling from the Lietuvos vyriausiasis administracinis teismas (Lithuania)
lodged on 30 September 2024 – M.P. v Migracijos departamentas prie Lietuvos Respublikos vidaus
reikalų ministerijos**

(Case C-634/24, Lenaimon) ⁽¹⁾

(C/2025/246)

Language of the case: Lithuanian

Referring court

Lietuvos vyriausiasis administracinis teismas

Parties to the main proceedings

Applicant: M.P.

Defendant: Migracijos departamentas prie Lietuvos Respublikos vidaus reikalų ministerijos

Questions referred

1. Should Article 30.6 of the EU-Canada Comprehensive Economic and Trade Agreement ⁽²⁾ be interpreted as precluding a person holding Canadian, Israeli and Russian citizenship from relying on the provisions of that agreement in an appeal to a national court regarding a permit to reside temporarily in the Republic of Lithuania in circumstances such as those of the present case?
2. Is Article 4(1) of Regulation (EU) 2018/1806 ⁽³⁾ of the European Parliament and of the Council on 14 November 2018 listing the third countries whose nationals must be in possession of visas when crossing the external borders and those whose nationals are exempt from that requirement, read in conjunction with Annex II, to be interpreted as not precluding national legislation valid for a limited period, under which a Russian citizen seeking to apply for a permit to reside temporary in the Republic of Lithuania is subject to a requirement to present a valid visa or residence permit, notwithstanding the fact that such a person has entered the Republic of Lithuania under a visa-free regime as a national of a State listed in Annex II to Regulation 2018/1806, while at the same time raising the question of the compatibility of those provisions of Regulation 2018/1806 with CETA in circumstances such as those of the present case?

⁽¹⁾ The name of the present case is a fictitious name. It does not correspond to the real name of any party to the proceedings.

⁽²⁾ OJ 2017 L 11, p. 23.

⁽³⁾ OJ 2018 L 303, p. 39.