



C/2025/5187

6.10.2025

Judgment of the Court (Third Chamber) of 1 August 2025 (request for a preliminary ruling from the High Court (Ireland)) – S.A., R.J. v Minister for Children, Equality, Disability, Integration and Youth, Ireland, and Attorney General

(Case C-97/24, ⁽¹⁾ Minister for Children, Equality, Disability, Integration and Youth and Others)

(Reference for a preliminary ruling – Liability of a Member State in the event of infringement of EU law – Sufficiently serious infringement – Asylum policy – Directive 2013/33/EU – Standards for the reception of applicants for international protection – Significant influx of applicants for temporary or international protection – No access to material reception conditions – Basic needs – Temporary exhaustion of housing capacity)

(C/2025/5187)

Language of the case: English

Referring court

High Court (Ireland)

Parties to the main proceedings

Applicants: S.A., R.J.

Respondents: Minister for Children, Equality, Disability, Integration and Youth, Ireland, and Attorney General

Notice Party: United Nations High Commissioner for Refugees

Operative part of the judgment

EU law must be interpreted as meaning that a Member State which has not guaranteed, for a number of weeks, access by an applicant for international protection to the material reception conditions provided for by Directive 2013/33/EU of the European Parliament and of the Council of 26 June 2013 laying down standards for the reception of applicants for international protection may not avoid liability under EU law by pleading temporary exhaustion of the housing capacity normally available in its territory for applicants for international protection, owing to an influx of third-country nationals seeking temporary or international protection; an influx which, because of its significant and sudden nature, was unforeseeable and unavoidable.

⁽¹⁾ OJ C, C/2024/3309.