

2nd Civil Chamber, ruling [ordinanza] of 27 Aug. 2020 No 17963, legally summarised as follows:
«*The information and participation rights in Articles 4 and 5 of Regulation (EU) No 604/2013 (known as the Dublin III or new Dublin Regulation) - which must be guaranteed to any third-country national who is transferred to another State of the European Union competent to examine their application for international protection - are aimed at ensuring, throughout the territory of the Union, the effectiveness and uniformity of information and also of the transfer procedure. Consequently, failure to comply with those rights results in the nullity of the transfer order, irrespective of whether the third-country national had acquired knowledge of them 'aliunde'/indirectly or failed to allege or demonstrate a specific 'impairment' of their right to bring proceedings and defend himself, because compliance with the aforementioned European Union legislation - which is intended to ensure uniform transfer procedures throughout the territory of the European Union - cannot be affected by the manner in which, in practice, the individuals concerned react to any breach of it*» (Rv. 660838-01)