

Case Law

This section of the database contains the list of relevant case law of the European Court of Human Rights (ECHR), the Court of Justice of the European Union (CJEU) and National Courts and Tribunals concerning conditions of criminal detention in the EU. For National Case Law in some cases a link to the case summary in English in the FRANET country report has been provided.

Filter the database by:

YEAR(S) :

2002, 2006, 2007, 2008, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022

COUNTRY :

France

DECIDING BODY TYPE :

Court of Justice of the European Union, European Court of Human Rights, National Court/Tribunal

Country	DECISION DATE	Deciding Body	Title	Detention issue - Violation of Article 3	Press release URL
France	Fri, 16/04/2021	National Court/Tribunal	Decision N2021-898	Effective remedy - Not applicable	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Thu, 25/03/2021	European Court of Human Rights	Bivolaru and Moldovan v. France	Execution of EAW - Violation	https://hudoc.echr.coe.int/eng-press?i=003-6977075-9393953
France	Tue, 15/12/2020	National Court/Tribunal	Decision n 3105	Cell space - Non-Violation , Sanitary conditions - Non-Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Fri, 20/11/2020	European Court of Human Rights	Barbotin v. France	Effective remedy - Violation	https://hudoc.echr.coe.int/eng?i=003-6858799-9192157
France	Mon, 19/10/2020	National Court/Tribunal	Decision N439372	Cell space - Violation , Sanitary conditions - Violation , Effective remedy - Violation , Healthcare - Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Thu, 08/10/2020	National Court/Tribunal	Decision N444741	Covid-19 measures - Non-Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Fri, 02/10/2020	National Court/Tribunal	Decision N2020-858/859	Effective remedy - Not applicable	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Wed, 19/08/2020	National Court/Tribunal	Decision n 1659	Cell space - Non-Violation , Sanitary conditions - Non-Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Fri, 19/06/2020	National Court/Tribunal	Decision N2020-844	Solitary confinement - Not applicable , Effective remedy - Not applicable	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf

Country	DECISION DATE	Deciding Body	Title	Detention issue - Violation of Article 3	Press release URL
France	Thu, 30/01/2020	European Court of Human Rights	J.M.B. and others v. France	Cell space - Violation , Effective remedy - Violation	https://hudoc.echr.coe.int/eng?i=003-6624855-8792764
France	Thu, 05/12/2019	European Court of Human Rights	J.M. v. France	Protection against violence - Violation , Effective remedy - Violation	https://hudoc.echr.coe.int/eng?i=003-6581530-8718130
France	Wed, 20/11/2019	National Court/Tribunal	Decision N435785	Solitary confinement - Non-Violation , Effective remedy - Non-Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Mon, 08/07/2019	National Court/Tribunal	Decision n 1400	Cell space - Not applicable , Sanitary conditions - Not applicable	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Fri, 07/06/2019	National Court/Tribunal	Decision N426772	Solitary confinement - Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Thu, 04/04/2019	National Court/Tribunal	Decision N428747	Cell space - Violation , Sanitary conditions - Violation , Effective remedy - Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Mon, 03/12/2018	National Court/Tribunal	Decision N412010	Cell space - Violation , Sanitary conditions - Violation , Effective remedy - Violation	https://fra.europa.eu/sites/default/files/fra_uploads/france-criminal-detention-2022-country-study_en.pdf
France	Thu, 19/02/2015	European Court of Human Rights	Helhal v. France	Sanitary conditions - Violation , Healthcare - Violation	http://hudoc.echr.coe.int/eng?i=003-5018276-6162284

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<http://fra.europa.eu/en/databases/criminal-detention/>

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