

Case 26/62 Van Gend en Loos [1963]

Facts: The appellant in this case was required to pay an import duty for the import of chemicals from Germany. Contrary to Art. 30 TFEU, the duty had increased.

Held: The Treaty provisions had direct effect on Member States. The ECJ considered that ‘the Community constitutes a new legal order of international law for the benefit of which the states have limited their sovereign rights, albeit within limited fields’, and so the Treaties had to be given a uniform interpretation. This would mean Member States and their nationals were subject to a new legal order. For direct effect of the Treaties, a provision should be unconditional and sufficiently precise, containing no reservation on part of Member State, and not dependent on any national implementing measure