



# Topic: Cross appeal to the Benelux Court of Justice

BenCJ 6 februari 2024,  
C 2022/19 (Ariane Consulting)

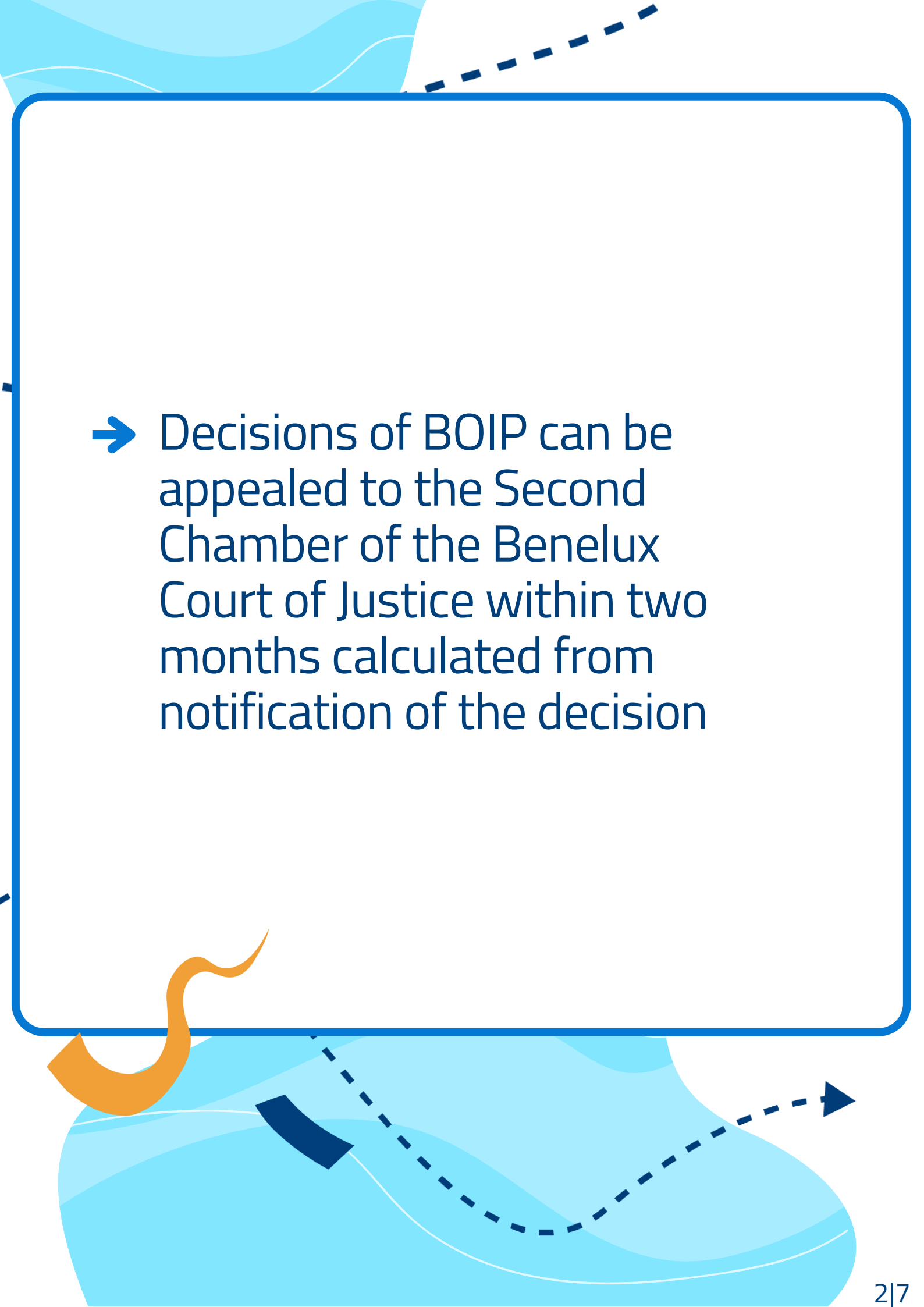
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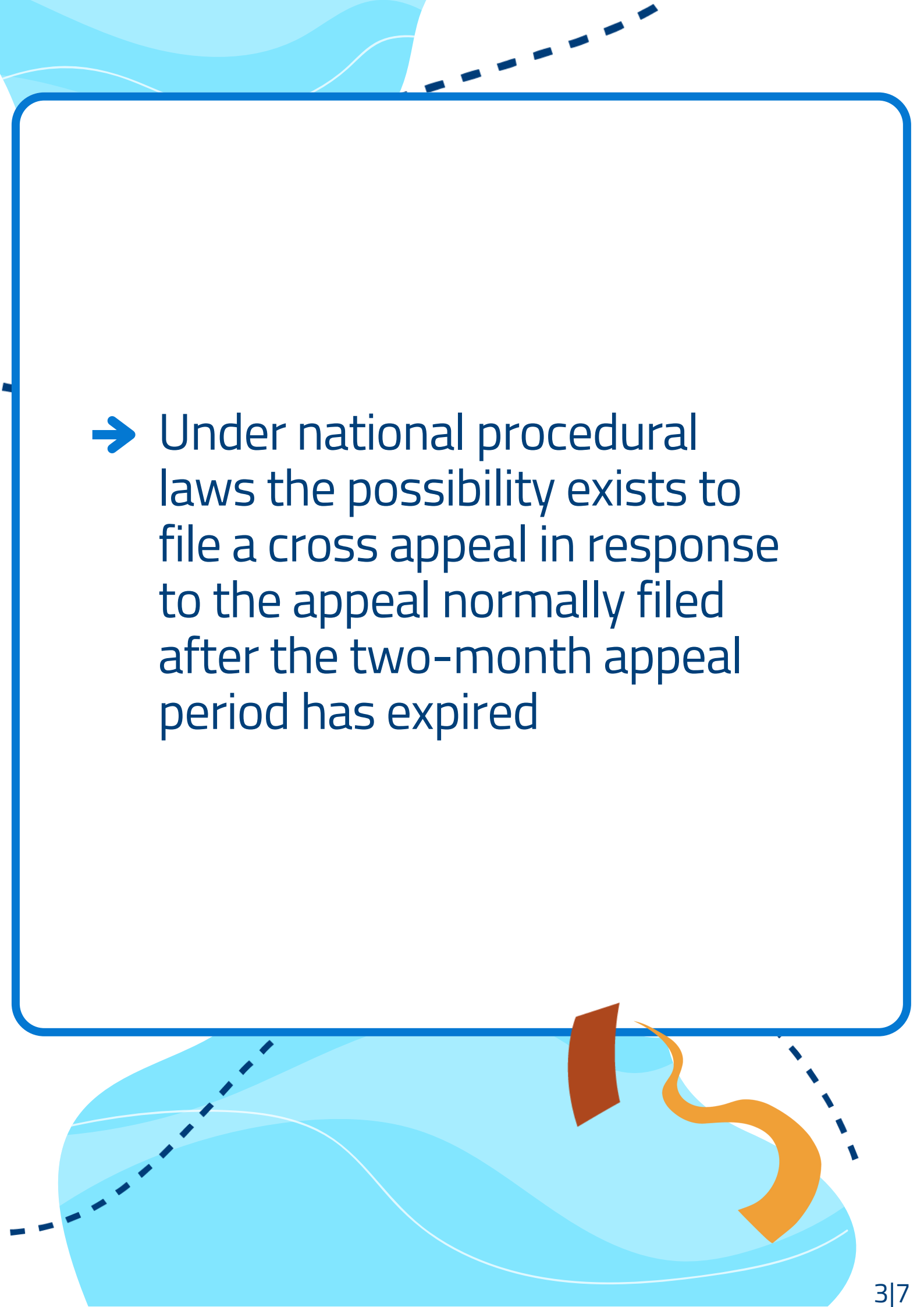
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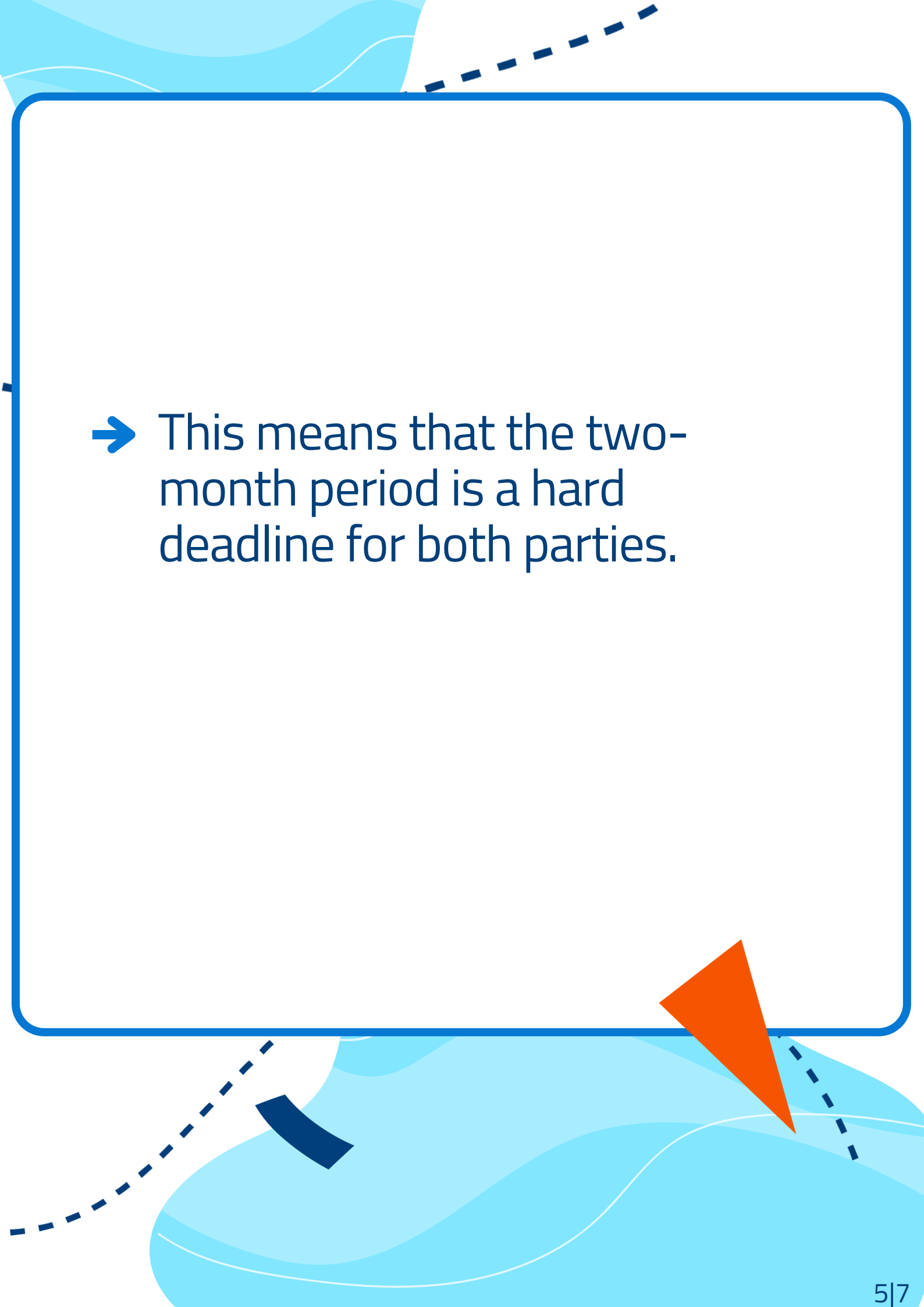


→ Decisions of BOIP can be appealed to the Second Chamber of the Benelux Court of Justice within two months calculated from notification of the decision


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- Under national procedural laws the possibility exists to file a cross appeal in response to the appeal normally filed after the two-month appeal period has expired



→ The Benelux Court of Justice however ruled that no such possibility exists under Benelux law



→ This means that the two-month period is a hard deadline for both parties.



→ Appeal and cross appeal against decisions of BOIP are only admissible within the two-month period.

See for more information the conclusion of the Advocate General of 17 January 2023 in case C 2021/18 (Nielson)



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