

Solange II - Wünsche Handelsgesellschaft decision of 22 October 1986, BVerfGE 73, 339, case number: 2 BvR 197/83, Europäische Grundrechte-Zeitschrift, 1987, 1, [1987] 3 CMLR 225, noted by Frowein (1988) 25 CMLRev 201.

In the Wünsche Handelsgesellschaft case, the German Constitutional Court abandoned its reservations about the standard of European fundamental rights protection subsequent to its decision in the Internationale Handelsgesellschaft. In Wünsche Handelsgesellschaft the German court decided that it would no longer examine the compatibility of Community legislation with German fundamental rights as long as (thus "solange") the European Court continues to protect fundamental rights adequately. In other words, the German Constitutional Court is willing to trust the European Court to strike down Community legislation that is contrary to fundamental rights.