



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 6 March 2013

7203/13

**JUR 124
RELEX 196
PESC 265
COMEM 52
CONOP 33**

INFORMATION NOTE

from: Council Legal Service
to: COREPER (2nd part)
Subject: Case before the EU General Court
- T-569/12 (Soulieman Marouf v. Council of the European Union)

1. By application notified to the Council on 22 January 2013, Mr. Soulieman Marouf has brought an action pursuant to Articles 263 and 275 TFEU for the annulment of:
 - Council Decision 20121739/CFSP concerning restrictive measures against Syria and *repealing Decision 201117821CFSP* in so far as it relates to the Applicant; and
 - Council Regulation (EU) No 36/2012 of 18 January 2012 concerning restrictive measures in view of the situation in Syria and repealing Regulation (EU) No 442/12011, Council Implementing Regulation (EU) No 944/2012 of 15 October 2012 implementing Article 32(1) of Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria and Council Implementing Regulation (EU) No 1117/2012 of 29 November 2012 implementing Article 32(1) of Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria, in so far as they relate to the Applicant; and

- The decision of the Council contained in its letter of 30 November 2012 "that [Mr Marouf] should continue to be included in the list of persons and entities that appear in Annexes I and II to Council Decision 2012/739/CFSP and in Annexes II and IIa to Council Regulation (EU) No 36/2012 ..."
2. The applicant relies upon the following grounds in support of his claim:
 - Absence of legal basis for restrictive measures against the applicant and/or manifest error of assessment
 - Absence of legal basis for Article 24 of Decision 2012/739/CFSP
 - Breach of the applicant's fundamental right
 3. The applicant also claims compensation under Article 41(3) of the Charter of fundamental rights and article 340 TFEU in an amount to be assessed.
 4. The Director-General of the Council Legal Service has appointed Mr. Vincent PIESSEVAUX and Mr Guillaume ETIENNE, members of the Legal Service, as the Council's agents in the case
