



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 22 March 2013

7800/13

**JUR 155
ELARG 37**

INFORMATION NOTE

from : Legal Service

to : Permanent Representatives Committee (part II)

Subject : **Case before the Court of Justice**

- Case C-81/13

(United Kingdom v Council of the European Union and European Parliament)

1. By application of 15 February 2013, which was notified to the General Secretariat of the Council by the Registrar of the Court of Justice of the European Union on 20 February 2013, United Kingdom of Great Britain and Northern Ireland filed an action for annulment of Council Decision 2012/776/EU of 6 December 2012 on the position to be taken on behalf of the European Union within the Association Council set up by the Agreement establishing an Association between the European Economic Community and Turkey with regard to the adoption of provisions on the coordination of social security systems;
2. The ground on which the United Kingdom is seeking the annulment of the disputed Decision concerns the choice by the Council of Article 48 TFEU, rather than Article 79(2)(b) TFEU, as the substantive legal basis for the adoption of the Decision, with the consequence that rights which it enjoys under Protocol 21 to the Treaties were not recognized.
3. The Director-General of the Legal Service of the Council has appointed Ms Emer FINNEGAN and Mr Matthieu CHAVRIER, Legal Advisers of the Legal Service of the Council, legal advisors in the said service, as the Council's agents in this case.