



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 25 March 2013**

**7884/13**

**JUR 160  
COMER 68**

**INFORMATION NOTE**

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from : Council Legal Service

to : COREPER (2nd part)

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Subject : **Case before the General Court of the European Union**  
- **Case T-142/13 (Jinko Solar Co. Ltd and Others v. European Parliament, Council of the European Union and European Commission)**

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1. By an application notified to the Council on 18 March 2013, the above-mentioned companies have brought an action for the partial annulment of Regulation (EU) N°1168/2012 of the European Parliament and of the Council of 12 December 2012 amending Council Regulation (EC) N°1225/2009 on protection against dumped imports from countries not members of the European Community (OJ 2012 L 344/1), insofar as it was applied to the applicants. This application also seeks the annulment of the Commission's decision of 3 January 2013. Furthermore, the applicants request that the case be adjudicated under an expedited procedure pursuant to Article 76a of the Rules of Procedure of the General Court.
2. The applicants invoke the following three grounds in support of their claim for annulment:
  - violation of the principle of non-retroactivity
  - violation of the principle of the protection of legitimate expectations
  - violation of the principle of good faith

3. The Director-General of the Council Legal Service has appointed Ms. Sonja BOELAERT and Mr. Jan-Peter HIX, members of the Legal Service, as the Council's agents in the case.

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