



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 6 September 2012

13437/12

**JUR 471
RELEX 771
PESC 1050**

INFORMATION NOTE

from: Council Legal Service
to: Permanent Representatives' Committee (part 2)
Subject: **Case T-329/12 before the General Court**
- Mr. Mazen Al-Tabbaa against Council of the European Union

1. By an application registered with the General Court on 23 July 2012 and notified to the Council on 31 July 2012, Mr Mazen Al-Tabbaa has brought an action before the General Court for the annulment of Council Implementing Decision 2012/256/CFSP of 14 May 2012 and for annulment of Council Implementing Regulation (EU) No 410/2012 of 14 May 2012 concerning restrictive measures in view of the situation in Syria, in so far as these instruments concern the inclusion of the Applicant in the list of persons and entities subject to restrictive measures.
2. The Applicant submits that:
 - a) The Council committed a manifest error of fact and assessment in deciding to apply these restrictive measures to the applicant / considering that any of the criteria for listing were fulfilled.
 - b) The Council has failed to give adequate or sufficient reasons for including the applicant.
 - c) The Council has failed to safeguard the applicant rights of defence and to effective judicial protection.

- d) The Council has infringed, without justification, the applicant's fundamental rights, including his right to protection of its property, to conduct his business, to reputation, and to private and family life.
3. The Director General of the Legal Service of the Council has appointed Ms Sophia KYRIAKOPOULOU and Mr Vincent PIESSEVAUX, legal advisors in the Legal Service of the Council, as the Council's agents in this case.
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