



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 24 March 2014
(OR. en)**

8126/14

**JUR 185
RELEX 271
PESC 325
COMEM 56
CONOP 30**

INFORMATION NOTE

From: Legal Service
To: Permanent Representatives Committee (Part 2)
Subject: Case before the General Court:
- Case T-64/14 (Good Luck Shipping LLC v. Council)

1. By an application notified to the Council on 5 March 2014, Good Luck Shipping LLC has brought an action for annulment, pursuant to Article 263 TFEU, of Council Decision 2013/661/CFSP of 15 November 2013 amending Council Decision 2010/413/CFSP concerning restrictive measures against Iran and of Council Implementing Regulation (EU) No 1154/2013 of 15 November 2013 implementing Regulation (EU) No 267/2012 concerning restrictive measures against Iran insofar as Good Luck Shipping LLC is concerned. Good Luck Shipping LLC also seeks a declaration of inapplicability, pursuant to Article 277 TFEU as regards Council Decision 2013/497/CFSP of 10 October 2013 and Council Regulation (EU) No 971/2013 of 10 October 2013.
2. The applicant submits seven grounds for annulment in its application:
 - Council Decision 2013/497/CFSP and Council Regulation (EU) No 971/2013 have no proper legal basis and should be declared to be inapplicable;
 - Breach of the Applicant's legitimate expectations, and the principles of finality, legal certainty, non bis in idem, res judicata, and non-discrimination;

- Breach of the duty to give reasons;
 - Violation of the Applicant's rights of defence;
 - Manifest error of assessment / failure to fulfil any of the listing criteria / failure to provide evidence;
 - Breach of the Applicant's fundamental rights / principle of proportionality;
 - Abuse of power.
3. The Director-General of the Council Legal Service has appointed Mr Vincent PIESSEVAUX and Mr. Bart DRIESSEN, members of the Legal Service, as the Council's agents in the case.
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