



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 14 May 2014  
(OR. en)**

**9847/14**

**JUR 295  
RELEX 410  
PESC 508  
COMEM 86  
CONOP 40**

**INFORMATION NOTE**

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From: Legal Service  
To: Permanent Representatives Committee (Part 2)  
Subject: Cases before the General Court:  
- Cases T-14/14 and T-87/14 (Islamic Republic of Iran Shipping Lines and Others v. Council)

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1. By an application notified to the Council on 7 February 2014 in Case T-14/14, Islamic Republic of Iran Shipping Lines (IRISL) and other companies in the IRISL Group have brought an action for the annulment, pursuant to Article 263 TFEU, of Council Decision 2013/497/CFSP and Council Regulation (EU) No 971/2013, of 10 October 2013, amending respectively Council Decision 2010/413/CFSP and Council Regulation (EU) No 267/2012, concerning restrictive measures against Iran.

2. By a further application notified to the Council on 25 March 2014 in Case T-87/14, IRISL and the same other companies have brought an action for the annulment of Council Decision 2013/685/CFSP and Council Implementing Regulation (EU) No 1203/2013, of 26 November 2013, whereby the applicants were included again on the list of designated persons and entities in Annex II to Decision 2010/413/CFSP and Annex IX to Regulation 267/2012, following the judgment of the EU General Court of 16 September 2013 in Case T-489/10, *IRSL and Others v. Council*.

In both Cases T-14/14 and T-87/14, the applicants also seek a declaration of inapplicability, pursuant to Article 277 TFEU, as regards Decision 2013/497/CFSP and Regulation 971/2013, of 10 October 2013.

3. The applicants submit the following grounds for annulment in each of these cases:
- The contested measures have no proper legal basis;
  - Breach of the applicants' legitimate expectations and of the principles of finality, legal certainty, *res judicata*, *non bis in idem* and non-discrimination;
  - Breach of the applicants' rights of defence;
  - Violation of the applicants' fundamental rights, in particular their right to reputation and respect for their property.

In addition, the applicants submit the ground of abuse of powers in Case T-14/14, and in Case T-87/14, a manifest error of assessment by the Council in its decision to re-list them.

4. The Director-General of the Council Legal Service has appointed Mr. Michael BISHOP and Mr. Vincent PIESSEVAUX, members of the Legal Service, as the Council's agents in the above-mentioned cases.

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