



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 16 June 2014
(OR. en)**

11042/14

**JUR 367
RELEX 515
PESC 637
COEST 210**

INFORMATION NOTE

From:	Legal Service
To:	Permanent Representatives Committee (Part 2)
Subject:	Cases before the EU General Court: - Case T-339/14 (Serhiy Vitaliyovych Kurchenko against the Council)

1. By an application notified to the Council on 3 June 2014, Mr. Serhiy Vitaliyovych Kurchenko has brought an action pursuant to Article 263 TFEU for the annulment of Council Decision 2014/119/CFSP of 5 March 2014 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Ukraine and Council Regulation (EU) No 208/2014 of 5 March 2014 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Ukraine, insofar as they apply to the Applicant.
2. The applicant submits the following pleas in law in his application:
 - the Decision and the Regulation lack a proper legal base,
 - failure to fulfil the criterion for inclusion in the Annex to the restrictive measures,
 - infringement of rights of defence and right to effective judicial protection,
 - failure to provide adequate reasons,

- unjustified and disproportionate restriction on the Applicant's right to property and reputation,
 - manifest error of assessment.
3. According to Article 46 of the Rules of Procedure of the General Court, the defendant has to lodge its statement of defence within two months of receipt of the notification of the application.
 4. The Director-General of the Legal Service of the Council has appointed Mr. Álvaro DE ELERA-SAN MIGUEL HURTADO and Mr. Jan-Peter HIX, legal advisors in the said service, as the Council's agents in this case.
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