



Council of the
European Union

**Brussels, 18 September 2014
(OR. en)**

13341/14

**JUR 655
ECOFIN 833
UEM 314**

INFORMATION NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council
Subject: Case before the General Court of the European Union
- Case T-405/14, Elena YAVORSKAYA v. Council of the European Union
and Others

1. By application notified to the Council on 4 September 2014, the applicant (depositor of the Laïki Bank, Cyprus) has brought an action against the European Union, in particular the Commission, the Council, the so called "Council of Ministers of the Euro Area" and the European Central Bank, pursuant to Article 268 TFEU and Article 340, paragraphs (2) and (3) TFEU seeking compensation for damage supposedly suffered as a result of the measures allegedly agreed by the defendants concerning the 2013 bail-in programme on the Republic of Cyprus.

2. The applicant invokes that all the conditions for the non contractual liability of the Union to be engendered are met. In particular, the applicant maintains that a number of measures agreed by the defendants concerning the Cypriot bail-in programme are unlawful, as they would have violated their right to property and the principle of non-discrimination. The applicant further invokes that the harm allegedly suffered by them, that it quantifies in the application itself, is the direct result of the unlawful conduct of the defendants.
 3. In accordance with Article 46(1) of the Rules of Procedure of the General Court, the Council has to lodge its statement of defence within two months of receipt of the notification of the application.
 4. The Director-General of the Council Legal Service has appointed Mr Alberto DE GREGORIO MERINO and Ms Evgenia CHATZIIOAKEIMIDOU, legal advisers in the Council Legal Service, as the Council's agents in this case.
-