



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 27 November 2013  
(OR. en)**

**16932/13**

**JUR 607  
RELEX 1075  
COMAG 120  
PESC 1437**

**INFORMATION NOTE**

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From: Legal Service  
To: Permanent Representatives Committee (Part 2)  
Subject: **Case T-545/13 before the General Court of the European Union**  
- Fahed Mohamed Sakher Al Matri v. Council of the European Union

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1. By an application notified to the Council on 17 October 2013, Fahed Mohamed Sakher AL MATRI has brought an action against the Council of the European Union for the annulment of Council Implementing Decision 2013/409/CFSP of 30 July 2013 implementing Decision 2011/72/CFSP concerning restrictive measures directed against certain persons and entities in view of the situation in Tunisia and Council Regulation (EU) No 101/2011 of 4 February 2011, implemented by Council Implementing Regulation (EU) 735/2013 of 30 July 2013 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Tunisia, insofar as they apply to the applicant.

2. Pursuant to Article 1 of the Decision and Article 2 of the Regulation, the applicant is subject to a freezing of funds and economic resources held by him, on the grounds of being subject to judicial investigations by the Tunisian authorities for exerting wrongful influence over a public office-holder, complicity in the misuse of office by a public office-holder and complicity in the misappropriation of Tunisian public monies.
3. The applicant invokes the following grounds in support of his claim for annulment:
  - a) manifest error of assessment;
  - b) infringement of the applicant's rights of defence and to effective judicial protection;
  - c) failure to give adequate reasons; and
  - d) unjustified and disproportionate restriction on the applicant's right to property and to conduct his business.
4. In accordance with Article 46 (1) of the Rules of Procedure, the Council has to lodge its statement of defence within two months of receipt of the notification of the application. The Director-General of the Council Legal Service has appointed Mr Michael BISHOP and Mr Ivan GUROV, members of the Legal Service, as the Council's agents in this case.

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