



**Brussels, 31 October 2014
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INFORMATION NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee (Part 2)
Subject: Case before the General Court of the EU
-Case T-715/14 (NK Rosneft OAO and Others v. Council of the EU)

1. By an application notified to the Council on 9 October 2014, Applicant has brought an action pursuant to Articles 263, 264 and 275 TFEU for the annulment of certain provisions of Council Decision 2014/512/CFSP of 31 July 2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine and of Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine, as amended, respectively by Council Decision 2014/659/CFSP of 8 September 2014 and Council Regulation (EU) No 960/2014 of 8 September 2014 .
- 2 The applicant submits the following grounds of annulment in his application:
 - failure to provide reasons sufficient to permit review of legality, breach of defence rights/effective judicial protection,
 - absence of legitimate and/or lawful aim,
 - breach of the Union's international obligations under the Partnership and Cooperation Agreement with the Russian Federation and/or under the GATT,

- absence of rational connection between the aim and the means for giving effect to it,
- authorisation provisions do not give proper effect to the Decision,
- reach of the principle of equal treatment and non arbitrariness,
- disproportionate measures, and consequential encroachment of Union legislative competences, and breach of the Applicants' fundamental rights,
- misuse of powers,
- breach of constitutional guarantees of legal certainty.

2. The applicant has made an application for an expedited procedure.

3. In accordance with Article 76a of the General Court's Rules of Procedure, in the case of an expedited procedure, the Council has to lodge a statement of defence within one month of the date on which the application was notified to it.

4. The Director-General of the Legal Service of the Council has appointed Ms. Sonja BOELAERT and Mr. Bart DRIESSEN, legal advisors in the said service, as the Council's agents in this case.
