

Judgment of the General Court of 4 September 2015 — United Kingdom v Commission(Case T-245/13) ⁽¹⁾**(EAGGF — Guarantee Section — EAGF and EAFRD — Expenditure excluded from financing — Single payment scheme — Key controls — Ancillary controls — Articles 51, 53, 73 and 73a of Regulation (EC) No 796/2004)**

(2015/C 346/24)

Language of the case: English

Parties

Applicant: United Kingdom of Great Britain and Northern Ireland (represented initially by C. Murrell, M. Holt and E. Jenkinson, and subsequently by M. Holt, acting as Agents, and by D. Wyatt QC, and V. Wakefield, Barrister)

Defendant: European Commission (represented by: P. Rossi and K. Skelly, acting as Agents)

Re:

Action for partial annulment of Commission Implementing Decision 2013/123/EU of 26 February 2013 on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2013 L 67, p. 20), as regards one entry in Annex I to the decision relating to a 5,19 % extrapolated correction applied to expenditure incurred in Northern Ireland (United Kingdom) in the financial year 2010, amounting to EUR 16 513 582,57.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders the United Kingdom of Great Britain and Northern Ireland to bear its own costs and to pay those incurred by the European Commission.

⁽¹⁾ OJ C 189, 29.6.2013.

Judgment of the General Court of 10 September 2015 — Greece v Commission(Case T-346/13) ⁽¹⁾**(EAGGF — ‘Guarantee’ Section — EAGGF and EAFRD — Expenditure excluded from financing — Rural development measures — Agri-environment — Adequate checks — Lump-sum financial corrections)**

(2015/C 346/25)

Language of the case: Greek

Parties

Applicant: Hellenic Republic (represented initially by: I.-K. Chalkias, X. Basakou and A.-E. Vasilopoulou, and subsequently by: A.-E. Vasilopoulou, G. Kanellopoulos and O. Tsirkinidou, acting as Agents)

Defendant: European Commission (represented by: A. Marcoulli and D. Triantafyllou, acting as Agents)

Re:

Application for annulment of Commission Implementing Decision 2013/214/EU of 2 May 2013 on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2013 L 123, p. 11).

Operative part of the judgment

The Court:

1. *Annuls Commission Implementing Decision 2013/214/EU of 2 May 2013 on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD, in so far as it imposes a financial correction of 2 % on the Hellenic Republic) in respect of the ‘Organic farming’ and ‘Organic livestock’ agri-environment sub-measures;*
2. *Dismisses the remainder of the action;*
3. *Orders the Hellenic Republic and the European Commission to bear their own costs.*

⁽¹⁾ OJ C 245, 24.8.2013.

Judgment of the General Court of 10 September 2015 — H&M Hennes & Mauritz v OHIM — Yves Saint Laurent (Handbags)

(Case T-525/13) ⁽¹⁾

(Community design — Invalidity proceedings — Registered Community design representing handbags — Earlier design — Ground for invalidity — Individual character — Article 6 of Regulation (EC) No 6/2002 — Obligation to state reasons)

(2015/C 346/26)

Language of the case: English

Parties

Applicant: H&M Hennes & Mauritz BV & Co. KG (Hamburg, Germany) (represented by: H. Hartwig and A. von Mühlendahl, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Folliard-Monguiral, acting as Agent)

Other party to the proceedings before the Board of Appeal of OHIM intervener before the General Court: Yves Saint Laurent SAS (Paris, France) (represented by: N. Decker, lawyer)

Re:

Action brought against the decision of the Third Board of Appeal of OHIM of 8 July 2013 (Case R 207/2012-3) relating to invalidity proceedings between H&M Hennes & Mauritz BV & Co. KG and Yves Saint Laurent SAS.