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Notice No Contents Page

IV Notices

NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

Council

	European Commission	
2011/C 162/02	Council Decision of 27 May 2011 appointing and replacing members of the Governing Board of the European Centre for the Development of Vocational Training	(
2011/C 162/01	Resolution of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on a European Union Work Plan for Sport for 2011-2014	1



Notice No Contents (continued)

V Announcements

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

European Commission

2011/C 162/04	Prior notification of a concentration (Case COMP/M.6167 — RWA/OMV Wärme) (¹)	8
2011/C 162/05	Prior notification of a concentration (Case COMP/M.6252 — Total/SunPower) — Candidate case for simplified procedure (1)	9
2011/C 162/06	Prior notification of a concentration (Case COMP/M.6212 — LVMH/Bulgari) (1)	10

OTHER ACTS

European Commission

2011/C 162/07

EN

⁽¹⁾ Text with EEA relevance

IV

(Notices)

NOTICES FROM EUROPEAN UNION INSTITUTIONS, BODIES, OFFICES AND AGENCIES

COUNCIL

Resolution of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on a European Union Work Plan for Sport for 2011-2014

(2011/C 162/01)

THE COUNCIL OF THE EUROPEAN UNION AND THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES,

1. INTRODUCTION

RECALL the competence assigned to the European Union, in particular by Article 6 and Article 165 of the Treaty on the Functioning of the European Union, according to which sport is an area where action at EU level should support, coordinate and supplement the actions of Member States.

RECOGNISE that after the entry into force of the Lisbon Treaty, there is a need for reinforced cooperation in sport at EU level.

WELCOME the Commission's Communication on *Developing the European Dimension in Sport* (¹) and the main fields of action within its thematic chapters which build on the White Paper on Sport (²). The Communication is an important step toward the identification of areas for cooperation at EU level whilst respecting the autonomy of sport's governing structures and the principle of subsidiarity.

ACKNOWLEDGE that sport can contribute to the achievement of the objectives of the Europe 2020 strategy for smart, sustainable and inclusive growth.

RECALL the Council resolution of 18 November 2010 where the Council agreed to convene, on a regular basis, generally in the margins of the Council meeting, an informal meeting of leading representatives of the EU public authorities and the sports movement with the aim of exchanging views on sporting issues in the EU (3).

AGREE to foster a framework of European cooperation in the field of sport by establishing a three-year EU Work Plan on Sport for Member State and Commission action, recognising and taking into account the achievements of the work in the informal structures established prior to the Lisbon Treaty.

2. DEVELOPING THE EUROPEAN DIMENSION IN SPORT BY ESTABLISHING AN EU WORK PLAN

CONSIDER that the three-year EU Work Plan on Sport should be governed by the following guiding principles:

- to promote a cooperative and concerted approach among Member States and the Commission to delivering added value in the field of sport at EU level over the longer term,
- to align the existing informal structures with the priorities defined in this Work Plan,
- to give impetus and prominence as appropriate to Commission actions in the field.
- to address transnational challenges using a coordinated EU approach,
- to promote the specific nature and contribution of sport in other EU policy domains,
- to work towards evidence-based sport policy.

UNDERLINE that this EU Work Plan should be a flexible framework which is capable of responding when appropriate to developments in the field of sport.

⁽¹⁾ COM(2011) 12.

⁽²⁾ COM(2007) 391.

⁽³⁾ OJ C 322, 27.11.2010, p. 1.

WELCOME the themes identified in the Communication and the White Paper which serve as a general basis for future cooperation and which are the following:

- (a) the societal role of sport:
 - fight against doping,
 - education, training and qualifications in sport,
 - prevention of and fight against violence and intolerance,
 - health-enhancing physical activity,
 - social inclusion in and through sport,
 - voluntary activity in sport,
 - cooperation with third countries and organisations,
 - sustainable development in and through sport;
- (b) the economic dimension of sport:
 - evidence-based policy-making in the field of sport,
 - sustainable financing of sport,
 - application of EU State aid rules to sport,
 - regional development and employability;
- (c) the organisation of sport:
 - good governance in sport,
 - the specific nature of sport,
 - free movement and nationality of sportspeople,
 - transfer rules and activities of sport agents,
 - integrity of sporting competitions, including match fixing, corruption, money-laundering and other forms of financial crime,
 - European social dialogue in the sport sector,
 - protection of minors,
 - licensing system of clubs,
 - media rights and intellectual property rights.

AGREE on the basis of the general list above, that the following themes should be given priority by Member States and the Commission for the period covered by the present work plan (up to mid-2014). These priority themes can be complemented by each Presidency in the light of any possible new developments:

- integrity of sport, in particular the fight against doping, match-fixing and the promotion of good governance,
- social values of sport, in particular health, social inclusion, education and volunteering,
- economic aspects of sport, in particular sustainable financing of grassroots sports and evidence-based policy making.

AGREE on a list of specific actions in line with these priority themes and a timetable for their implementation, as set out in Annex I.

3. WORKING METHODS AND STRUCTURES

RECOGNISE that:

There is a need to strengthen cooperation between the Member States and the Commission after the entry intro force of the Lisbon Treaty, based on the guiding principles listed in Section 2 of this Work Plan.

There is also a need for the EU to work closely with the sport movement and relevant competent organisations at national, European and international levels such as the Council of Europe, in particular through structured dialogue.

AGREE that:

Activities at EU level in the field of sport should focus on the priority themes, actions and working methods listed in this Work Plan.

The implementation of this Work Plan will be supported by a number of informal expert groups which will build on the work of six existing expert groups (1) established since 2005.

The expert groups will be requested to focus their work on the priority themes outlined in Section 2 and on actions and target dates listed in Annex I. The actions in Annex I may be revised by the Council and the Representatives of Governments of the Member States, meeting within the Council in the light of results achieved and policy developments at EU level.

The principles relating to membership and functioning of the expert groups are set out in the Annex II.

In addition to expert groups, other working methods may include e.g. Presidency conferences, informal meetings of Sports Directors and Ministers, Commission studies and conferences.

In the first half of 2014, the implementation of the present Work Plan will be evaluated by the Council on the basis of a report prepared by the Commission by the end of 2013.

⁽¹⁾ Previously referred to as 'EU Working Groups' on Anti-Doping, Education and Training in Sport, Sport and Health, Social Inclusion and Equal Opportunities in Sport, Sport and Economics, and Non-Profit Sport Organisations.

IN LIGHT OF THE ABOVE:

The Council and the Representatives of Governments of the Member States, meeting within the Council, invite the Member States and the Commission to establish expert groups on the following subjects for the duration of the current Work Plan:

- anti-doping,
- good governance in sport,
- education and training in sport,
- sport, health and participation,
- sport statistics,
- sustainable financing of sport.

4. ACTIONS

INVITE THE MEMBER STATES TO:

- work together with the support of the Commission and using the working methods specified by this Resolution,
- whilst respecting the principle of subsidiarity and the autonomy of sport's governing structures take due account of this Work Plan when developing policy at national level,
- regularly inform sport stakeholders on progress made in implementing the EU Work Plan, in order to ensure the relevance and visibility of the activities.

INVITE THE PRESIDENCIES OF THE COUNCIL TO:

- take into account, in the context of the Team Presidency, the EU Work Plan priority themes when developing their programme, to report on the implementation of the Work Plan and to build upon the results achieved,
- at the end of the three years covered by the present Resolution, and on the basis of a report prepared by the Commission, propose a new Work Plan for the next period.

INVITE THE COMMISSION TO:

 inform the Member States on ongoing or planned initiatives in other EU policy areas impacting on sport and respective developments in the Commission and in other Council formations,

- work with and support the Member States in cooperating within the framework set out in the present Resolution,
- examine means to facilitate the widest possible participation of Member States at the expert group meetings,
- organise on an annual basis an EU Sport Forum, bringing together all the key stakeholders at different levels of sport, paying particular attention to grassroots sport organisations and their representatives,
- undertake an impact assessment based inter alia on the evaluation of preparatory actions in sport to date to determine the added value of a specific funding programme to cover actions in the area of sport,
- adopt, before the end of 2013 and on the basis of voluntary contributions from Member States, a report on the implementation and relevance of the Work Plan. This report will be the basis for the preparation of the next Council Work Plan during the first half of 2014.

INVITE THE MEMBER STATES AND THE COMMISSION, WITHIN THEIR RESPECTIVE SPHERES OF COMPETENCE, WITH DUE REGARD FOR THE PRINCIPLE OF SUBSIDIARITY, TO:

- 1. continue close cooperation at expert level in accordance with Annexes I and II to this Resolution;
- take sport into account when formulating, implementing and evaluating policies and actions in other policy fields, with particular attention to ensuring early and effective inclusion in the policy development process;
- promote better recognition of the contribution of sport to the overall goals of the Europe 2020 Strategy given the sector's strong potential to contribute to smart, sustainable and inclusive growth and new jobs and considering its positive effects on social inclusion, education and training as well as public health and active ageing;
- 4. foster cooperation with third countries, in particular candidate countries and potential candidates, and the competent international organisations in the field of sport including the Council of Europe.

ANNEX I

Actions based on priority themes

Action	Expert Group	Output and target date	
Integrity of sport, in particular the fight	against doping and match-fixing a	nd the promotion of good governance	
Prepare draft EU comments to the revision of the WADA Code	Expert Group 'Anti-Doping'	Preliminary draft EU comments by early 2012 and related follow-up	
Develop a European dimension of the integrity of sport with the initial focus on the fight against match-fixing	Expert group 'Good Gover- nance in Sport'	Recommendations for future consideration by mid-2012	
Develop principles of transparency concerning good governance	Expert Group 'Good Gover- nance in Sport'	Initial set of recommendations for consideration by end-2012	
Address the issues identified related to access to and to supervision of the profession of sport agents and to transfers in team sports, including, in particular, the issue of transfer rules for young players	Expert Group 'Good Gover- nance in Sport'	Follow-up of Commission conference on sport agents and forthcoming study on transfers in team sports by mid-2013/end-2013, respectively	
Social values of sport, in 1	particular health, social inclusion, ec	ducation and volunteering	
Prepare a proposal for European guidelines on dual careers	Expert Group 'Education and Training in Sport'	Proposal for European guidelines by end-2012	
Follow-up to the inclusion of sport-related qualifications in NQFs with reference to EQF	Expert Group 'Education and Training in Sport'	Summary on follow-up by mid-2013	
Explore ways to promote health enhancing physical activity and participation in grassroot sport	Expert Group 'Sport, Health and Participation'	Identification of measures by mid-2013	
Economic aspects of sport, in particular	sustainable financing of grassroots s	sports and evidence-based policy making	
Recommend ways to promote data collection to measure the economic benefits of the EU sport sector in line with the Vilnius Definition and evaluate the results	Expert Group 'Sport Statistics'	Recommendations for consideration by mid-2012, and evaluation of the results by end-2013	
Recommend ways to strengthen financial solidarity mechanisms within sport	Expert Group 'Sustainable Financing of Sport'	Recommendations for consideration by end-2012	

ANNEX II

Principles relating to the membership and functioning of expert groups established by the Member States and the Commission in the framework of the EU Work Plan for Sport 2011-2014

Membership

- The participation of Member States in the work of the groups is voluntary and Member States can join them at any time.
- Member States interested in participating in the work of the groups will nominate experts as members of the respective groups. Member States will ensure that the nominated experts have relevant experience in the relevant field at national level and will ensure effective communication with competent national authorities. The Commission will coordinate the nomination exercise.
- Each expert group can decide to invite other participants: independent experts, representatives of the sport movement and other stakeholders, as well as representatives of European third countries.

Working procedures

- Expert groups will concentrate on delivering concrete and useable results on the subject requested.
- To implement this Work Plan, each expert group will be responsible for appointing its chair or co-chairs at the first expert group meeting after the adoption of the Work Plan. Each expert group will prepare a work schedule according to this Work Plan.
- The Member States will be given an opportunity to give guidance to the expert groups in order to guarantee the desired outcome and timeline, as well as the coordination of the groups' work.
- The Council and the Representatives of the Governments of the Member States, meeting within the Council, will decide whether it is appropriate to propose new actions for the expert groups.
- The Commission will provide expertise, as well as logistical and secretarial support to the work of the groups. As far as possible, it will support the groups by other suitable means (including studies relevant to their field of work).
- Expert groups will meet in Brussels as a main rule, but can organise meetings outside Brussels when invited by a Member State.
- Expert groups will meet as a main rule twice a year, but can adopt a different timetable if needed.

Reporting and information

- The chairs of the expert groups will report to the Working Party on Sport on the progress of work in the respective expert groups and present recommendations on possible future actions to the Working Party on Sport.
- The meeting agendas and meeting reports of all groups will be available to all Member States, irrespective of their degree of participation in a given area. The reports of the groups will be published.
- The reports from the expert groups will feed into the report by the Commission on the implementation of the Work Plan.

COUNCIL DECISION

of 27 May 2011

appointing and replacing members of the Governing Board of the European Centre for the Development of Vocational Training

(2011/C 162/02)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Regulation (EEC) No 337/75 of 10 February 1975 establishing the European Centre for the Development of Vocational Training, and in particular Article 4 thereof (1),

Having regard to the nominations submitted by the Portuguese Government,

Whereas:

- (1) By its Decision of 14 September 2009 (2), the Council appointed the members of the Governing Board of the European Centre for the Development of Vocational Training for the period from 18 September 2009 to 17 September 2012.
- (2) A member's seat on the Governing Board of the Centre in the category of Government representatives has become vacant as a result of the resignation of Mrs Maria da Conceição AFONSO.
- (3) The member of the Governing Board of the aforementioned Centre should be appointed for the remainder of

the current term of office, which expires on 17 September 2012,

HAS DECIDED AS FOLLOWS:

Sole Article

The following person is hereby appointed as a member of the Governing Board of the European Centre for the Development of Vocational Training for the remainder of the term of office, which runs until 17 September 2012:

GOVERNMENT REPRESENTATIVE:

PORTUGAL Dr Nuno PESTANA

Done at Brussels, 27 May 2011.

For the Council The President NYITRAI Zs.

⁽¹⁾ OJ L 39, 13.2.1975, p. 1.

⁽²⁾ OJ C 226, 19.9.2009, p. 2.

EUROPEAN COMMISSION

Euro exchange rates (1)

31 May 2011

(2011/C 162/03)

1 euro =

	Currency	Exchange rate		Currency	Exchange rate
USD	US dollar	1,4385	AUD	Australian dollar	1,3504
JPY	Japanese yen	117,22	CAD	Canadian dollar	1,3985
DKK	Danish krone	7,4561	HKD	Hong Kong dollar	11,1876
GBP	Pound sterling	0,87205	NZD	New Zealand dollar	1,7489
SEK	Swedish krona	8,8932	SGD	Singapore dollar	1,7754
CHF	Swiss franc	1,2275	KRW	South Korean won	1 552,34
ISK	Iceland króna	,	ZAR	South African rand	9,8710
NOK	Norwegian krone	7,7590	CNY	Chinese yuan renminbi	9,3199
BGN	Ü		HRK	Croatian kuna	7,4460
	Bulgarian lev	1,9558	IDR	Indonesian rupiah	12 288,98
CZK	Czech koruna	24,547	MYR	Malaysian ringgit	4,3335
HUF	Hungarian forint	266,85	PHP	Philippine peso	62,333
LTL	Lithuanian litas	3,4528	RUB	Russian rouble	40,2750
LVL	Latvian lats	0,7095	THB	Thai baht	43,601
PLN	Polish zloty	3,9558	BRL	Brazilian real	2,2758
RON	Romanian leu	4,1280	MXN	Mexican peso	16,6521
TRY	Turkish lira	2,2955	INR	Indian rupee	64,8150

⁽¹⁾ Source: reference exchange rate published by the ECB.

V

(Announcements)

PROCEDURES RELATING TO THE IMPLEMENTATION OF COMPETITION POLICY

EUROPEAN COMMISSION

Prior notification of a concentration (Case COMP/M.6167 — RWA/OMV Wärme)

(Text with EEA relevance)

(2011/C 162/04)

- 1. On 23 May 2011, the Commission received a notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 (¹) by which RWA Raiffeisen Ware Austria AG ('RWA', Austria) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of OMV Wärme VertriebsgmbH ('OMV Wärme', Austria) by way of purchase of shares. Currently, OMV Wärme is 100 % owned by OMV Refining & Marketing GmbH ('OMV R&M', Austria), a wholly-owned subsidiary of OMV AG. After the transaction, RWA will hold 51 %, 'Unser Lagerhaus' Warenhandelsgesellschaft m.b.H. 27 % and BayWa Vorarlberg HandelsGmbH 11 % of the shares in OMV Wärme. OMV R & M will retain an 11 % minority stake as financial stakeholder.
- 2. The business activities of the undertakings concerned are:
- for RWA: purchase and sale of agricultural products, technical equipment, energy, building materials, gardening products and services,
- for OMV Wärme: distribution of mineral oil products in Austria.
- 3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope the EC Merger Regulation. However, the final decision on this point is reserved.
- 4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by e-mail to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6167 - RWA/OMV Wärme, to the following address:

European Commission Directorate-General for Competition Merger Registry J-70 1049 Bruxelles/Brussel BELGIQUE/BELGIË

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').

Prior notification of a concentration (Case COMP/M.6252 — Total/SunPower) Candidate case for simplified procedure

(Text with EEA relevance)

(2011/C 162/05)

- 1. On 24 May 2011, the Commission received a notification of a proposed concentration pursuant to Article 4 (¹) by which the undertaking Total S.A. ('Total', France) acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertaking SunPower Corporation ('SunPower', USA) by way of cash tender offer announced on 28 April 2011.
- 2. The business activities of the undertakings concerned are:
- for undertaking Total: mainly active in the fields of natural gas and oil production, refining and marketing of oil products, petrochemicals and speciality chemicals,
- for undertaking SunPower: active in the design, manufacturing and supply of solar cells, modules and systems, on a worldwide basis.
- 3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope of the EC Merger Regulation. However, the final decision on this point is reserved. Pursuant to the Commission Notice on a simplified procedure for treatment of certain concentrations under the EC Merger Regulation (²) it should be noted that this case is a candidate for treatment under the procedure set out in the Notice.
- 4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by email to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6252 — Total/SunPower, to the following address:

European Commission Directorate-General for Competition Merger Registry J-70 1049 Bruxelles/Brussel BELGIQUE/BELGIË

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').

⁽²⁾ OJ C 56, 5.3.2005, p. 32 ('Notice on a simplified procedure').

Prior notification of a concentration (Case COMP/M.6212 — LVMH/Bulgari)

(Text with EEA relevance)

(2011/C 162/06)

- 1. On 24 May 2011, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No 139/2004 (¹) by which LVMH Moët Hennessy Louis Vuitton Group ('LVMH', France), controlled by Groupe Arnault SAS (France), acquires within the meaning of Article 3(1)(b) of the Merger Regulation control of the whole of the undertaking Bulgari SpA ('Bulgari', Italy) by way of purchase of shares.
- 2. The business activities of the undertakings concerned are:
- LVMH: production and sales of luxury goods (wines and spirits; fashion and leather goods, including accessories; perfumes and cosmetics; watches and jewellery; selective retailing as well as the luxury yachts industry). LVMH is controlled by Groupe Arnault, which also controls Christian Dior Couture,
- Bulgari: design and distribution of jewellery and watches, perfumes and cosmetics, leather goods and accessories, as well as in the luxury hotels area.
- 3. On preliminary examination, the Commission finds that the notified transaction could fall within the scope the EC Merger Regulation. However, the final decision on this point is reserved.
- 4. The Commission invites interested third parties to submit their possible observations on the proposed operation to the Commission.

Observations must reach the Commission not later than 10 days following the date of this publication. Observations can be sent to the Commission by fax (+32 22964301), by e-mail to COMP-MERGER-REGISTRY@ec.europa.eu or by post, under reference number COMP/M.6212 — LVMH/Bulgari, to the following address:

European Commission Directorate-General for Competition Merger Registry J-70 1049 Bruxelles/Brussel BELGIQUE/BELGIË

⁽¹⁾ OJ L 24, 29.1.2004, p. 1 (the 'EC Merger Regulation').

OTHER ACTS

EUROPEAN COMMISSION

Notice for the attention of the persons and entities added to the list provided for in Article 11 of Council Regulation (EC) No 194/2008 renewing and strengthening the restrictive measures in respect of Burma/Myanmar, by virtue of Commission Regulation (EU) No 383/2011

(2011/C 162/07)

In Council Decision 2010/232/CFSP (¹), as amended by Council Decision 2011/239/CFSP (²), the Council of the European Union set out, as Annex II to the Decision, those persons, entities and bodies against whom the measures set out in Articles 9 and 10 of that Decision are to apply, having determined that they are:

- (a) senior members of the former State Peace and Development Council (SPDC), Burmese authorities in the tourism sector, senior members of the military, the Government or the security forces who formulate, implement or benefit from policies that impede Burma/Myanmar's transition to democracy, and members of their families:
- (b) senior serving members of the Burmese military and members of their families: or
- (c) natural or legal persons, entities or bodies associated with the persons referred to in (a) and (b):

as referred to in Articles 9(1) and 10(1) of Council Decision 2010/232/CFSP.

Consequently the Commission has, pursuant to Article 18(1)(b) of Council Regulation (EC) No 194/2008 (3), adopted Commission Implementing Regulation (EU) No 383/2011 (4) which amends, inter alia, Annex VI to Regulation (EC) No 194/2008.

Regulation (EC) No 194/2008 provides, inter alia, for the freezing of all funds, other financial assets and economic resources belonging to the persons, groups and entities listed in Annex VI and that no funds, other financial assets and economic resources may be made available to them, whether directly or indirectly.

The attention of the persons, entities and bodies listed in Annex VI is hereby drawn to the possibility of making an application to the competent authorities of the relevant Member State(s) as indicated on the websites listed in Annex IV to Regulation (EC) No 194/2008 in order to obtain an authorisation to use frozen funds for essential needs or specific payments in accordance with Article 13 of that Regulation.

The persons, entities and bodies on the lists in Council Regulation (EC) No 194/2008 as amended by Commission Implementing Regulation (EU) No 383/2011 may submit at any time a request to the Council of the European Union, together with any supporting documentation, for the decision to include and/or maintain them on the lists referred to above to be reconsidered. Such requests should be made to the following address:

⁽¹⁾ OJ L 105, 26.4.2010, p. 22. The Decision extends the measures previously imposed by Common Position 2006/318/CFSP.

⁽²⁾ OJ L 101, 12.4.2011, p. 24.

⁽³⁾ OJ L 66, 10.3.2008, p. 1.

⁽⁴⁾ OJ L 103, 18.4.2011, p. 8.

Council of the European Union General Secretariat TEFS Coordination Rue de la Loi/Wetstraat 175 1048 Bruxelles/Brussel BELGIQUE/BELGIË

The persons, entities and bodies added to Annex VI to Council Regulation (EC) No 194/2008 by means of Commission Implementing Regulation (EU) No 383/2011, may make their views on their listing known to the Commission. Such communications should be sent to:

European Commission 'Restrictive measures' 1049 Bruxelles/Brussel BELGIQUE/BELGIË

Such requests and information will be considered when they are received. In this respect, the attention of the persons and entities concerned is drawn to the constant review by the Council of the lists according to Article 14 of Council Decision 2010/232/CFSP.

The attention of the persons and entities concerned is also drawn to the possibility of challenging the Commission Implementing Regulation (EU) No 383/2011 before the General Court of the European Union, in accordance with the conditions laid down in Article 263 of the Treaty on the Functioning of the European Union.

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