

*Intervener in support of the defendant:* European Commission (represented by: P. Oliver and E. Manhaeve, Agents, and by K. Sawyer, Barrister)

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**Re:**

Application for annulment of the decision of the ECHA, published on 18 June 2010, identifying boric acid (EC No 233-139-2) and disodium tetraborate, anhydrous (EC No 215-540-4) as substances meeting the criteria referred to in Article 57 of Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ 2006 L 396, p. 1), and including those substances in the candidate list for eventual inclusion in Annex XIV to Regulation No 1907/2006, in accordance with Article 59 of that regulation.

**Operative part of the order**

1. *The action is dismissed as inadmissible.*
2. *Etimine SA and AB Etiproducts Oy shall bear their own costs and pay those incurred by the European Chemicals Agency (ECHA).*
3. *The European Commission shall bear its own costs.*

(<sup>1</sup>) OJ C 288, 23.10.2010.

**Order of the General Court of 21 September 2011 — Borax Europe v ECHA**

(Case T-346/10) (<sup>1</sup>)

*(Action for annulment — REACH — Identification of boric acid and disodium tetraborate, anhydrous as substances of very high concern — No direct concern — Inadmissibility)*

(2011/C 340/48)

*Language of the case: English*

**Parties**

*Applicant:* Borax Europe Ltd (London, United Kingdom) (represented by: K. Nordlander, lawyer, and H. Pearson, Solicitor)

*Defendant:* European Chemicals Agency (ECHA) (represented by: M. Heikkilä and W. Broere, Agents and by J. Stuyck and A.-M. Vandromme, lawyers)

**Re:**

Application for annulment of the decision of the ECHA, published on 18 June 2010, identifying boric acid (EC No 233-139-2) and disodium tetraborate, anhydrous (EC No 215-540-4) as substances meeting the criteria referred to in Article 57 of Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation (EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ 2006 L 396, p. 1), and including those substances in the candidate list for eventual inclusion in Annex XIV to Regulation No 1907/2006, in accordance with Article 59 of that regulation.

**Operative part of the order**

1. *The action is dismissed as inadmissible.*
2. *Borax Europe Ltd shall bear its own costs and pay those incurred by the European Chemicals Agency (ECHA).*
3. *The European Commission shall bear its own costs.*

(<sup>1</sup>) OJ C 288, 23.10.2010.

**Order of the General Court of 23 September 2011 — Ahoua-N'Guetta and Others v Council**

(Case T-193/11) (<sup>1</sup>)

*(Common foreign and security policy — Restrictive measures taken in the light of the situation in Côte d'Ivoire — Actions for annulment — Inaction by the applicant — No need to adjudicate)*

(2011/C 340/49)

*Language of the case: French*

**Parties**

*Applicants:* Timothée Ahoua-N'Guetta (Abidjan, Côte d'Ivoire), Jacques André Monoko Daligou (Abidjan), Bruno Walé Ekpo (Abidjan), Félix Tano Kouakou (Abidjan), Hortense Sess (Abidjan) and Joséphine Suzanne Ebah (Abidjan) (represented by: J.-C. Tchikaya, lawyer)

*Defendant:* Council of the European Union (represented by: B. Driessen and M. Chavrier, Agents)