

2. Dismisses the action as to the remainder;
3. Orders Mr Hans-Jürgen Hopf to bear his own costs and to pay half the costs of OHIM, and orders OHIM to bear half of its own costs.

(¹) OJ C 145, 14.5.2011.

Judgment of the General Court of 5 December 2012 — Qualitest v Council

(Case T-421/11) (¹)

(Common foreign and security policy — Restrictive measures adopted against Iran with the aim of preventing nuclear proliferation — Freezing of funds — Action for annulment — Obligation to state reasons — Manifest error of assessment)

(2013/C 26/82)

Language of the case: English

Parties

Applicant: Qualitest FZE (Dubai, United Arab Emirates) (represented by: L. Catrain González, lawyer, E. Wright and H. Zhu, Barristers)

Defendant: Council of the European Union (represented by: G. Marhic and R. Liudvinaviciute-Cordeiro, Agents)

Intervener in support of the defendant: European Commission (represented by: S. Boelaert and T. Scharf, Agents)

Re:

Application for annulment in part of Council Decision 2011/299/CFSP of 23 May 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran (OJ 2011 L 136, p. 65), of Council Implementing Regulation (EU) No 503/2011 of 23 May 2011 implementing Regulation (EU) No 961/2010 on restrictive measures against Iran (OJ 2011 L 136, p. 26) and of Council Regulation (EU) No 267/2012 of 23 March 2012 concerning restrictive measures against Iran and repealing Regulation (EU) No 961/2010 (OJ 2012 L 88, p. 1)

Operative part of the judgment

The Court:

1. Annuls, in so far as they concern Qualitest FZE:
 - Council Decision 2011/299/CFSP of 23 May 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran;
 - Council Implementing Regulation (EU) No 503/2011 of 23 May 2011 implementing Regulation (EU) No 961/2010 on restrictive measures against Iran;
 - Council Regulation (EU) No 267/2012 of 23 March 2012 concerning restrictive measures against Iran and repealing Regulation (EU) No 961/2010;

2. Maintains the effects of Decision 2011/299 as regards Qualitest until the annulment of Implementing Regulation No 503/2011 and Regulation No 267/2012 takes effect;

3. Orders the Council of the European Union to bear its own costs and to pay those incurred by Qualitest;

4. Orders the European Commission to bear its own costs.

(¹) OJ C 282, 24.9.2011.

Judgment of the General Court of 6 December 2012 — Strobl v Commission

(Case T-630/11 P) (¹)

(Appeal — Public service — Officials — Recruitment — Open competition — Candidates whose names are included in a list of suitable candidates prior to the entry into force of the new Staff Regulations — Notice of vacancy — Appointment — Grading under the new, less favourable rules — Article 12 of Annex XIII to the Staff Regulations — Error in law — Obligation to state reasons on the part of the Civil Service Tribunal)

(2013/C 26/83)

Language of the case: German

Parties

Appellant: Peter Strobl (Besozzo, Italy) (represented by: H.-J. Rüber, lawyer)

Other parties to the proceedings: European Commission (represented by: J. Currall, acting as Agent, assisted by B. Wägenbaur, lawyer); and Council of the European Union (represented by: J. Herrmann and A. Jensen, acting as Agents)

Re:

Appeal against the judgment of the European Union Civil Service Tribunal (Second Chamber) of 29 September 2011 in Case F-56/05 *Strobl v Commission* [2011] ECR-SC I-A-1-0000 and II-A-1-0000 seeking to have that judgment set aside.

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders Peter Strobl to bear his own costs and to pay those incurred by the European Commission in the course of the present proceedings;
3. Orders the Council of the European Union to bear its own costs.

(¹) OJ C 49, 18.2.2012.