

3. Orders the Council of the European Union, the EFTA Surveillance Authority and the Kingdom of Spain to bear their own costs.

(¹) OJ C 238, 13.8.2011.

Judgment of the General Court of 6 September 2013 — Europäisch-Iranische Handelsbank v Council

(Case T-434/11) (¹)

(Common foreign and security policy — Restrictive measures against Iran with the aim of preventing nuclear proliferation — Freezing of funds — Obligation to state reasons — Rights of the defence — Right to effective judicial protection — Manifest error of assessment — Right to property — Proportionality)

(2013/C 304/26)

Language of the case: English

Parties

Applicant: Europäisch-Iranische Handelsbank AG (Hamburg, Germany) (represented initially by S. Ashley and S. Gadhia, Solicitors, H. Hohmann, lawyer, D. Wyatt QC and R. Blakeley, Barrister, and subsequently by S. Ashley, H. Hohmann, D. Wyatt, R. Blakeley, and by S. Jeffrey and A. Irvine, Solicitors)

Defendant: Council of the European Union (represented by: F. Naert and R. Liudvinaviciute-Cordeiro, acting as Agents)

Interveners in support of the defendant: European Commission (represented initially by E. Paasivirta and S. Boelaert, and subsequently by E. Paasivirta and M. Konstantinidis, acting as Agents), and United Kingdom of Great Britain and Northern Ireland (represented by S. Behzadi-Spencer, A. Robinson and C. Murrell, acting as Agents, and by J. Swift QC and R. Palmer, Barrister)

Re:

Application for annulment, first, 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); secondly, 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); thirdly, of Council Decision 2011/783/CFSP of 1 December 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran (OJ 2011 L 319, p. 71); fourthly, of Council Implementing Regulation (EU) No 1245/2011 of 1 December 2011 implementing Regulation (EU) No 961/2010 on restrictive measures against Iran (OJ 2011 L 319, p. 11); and, fifthly, 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), in so far as those acts concern the applicant

Operative part of the judgment

The Court:

1. Annuls Council Implementing Regulation (EU) No 503/2011 of 23 May 2011 implementing Regulation (EU) No 961/2010 on restrictive measures against Iran, and Council Decision 2011/299/CFSP of 23 May 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran, in so far as those acts concern Europäisch-Iranische Handelsbank AG;
2. Dismisses the action as to the remainder;
3. Orders Europäisch-Iranische Handelsbank to bear three fifths of its own costs and to pay three fifths of the costs incurred by the Council of the European Union;
4. Orders the Council to bear two fifths of its own costs and to pay two fifths of the costs incurred by Europäisch-Iranische Handelsbank;
5. Orders the United Kingdom of Great Britain and Northern Ireland and the European Commission to bear their own costs.

(¹) OJ C 282, 24.9.2011.

Judgment of the General Court of 6 September 2013 — Globula v Commission

(Case T-465/11) (¹)

(Internal market in natural gas — Directive 2003/55/EC — Obligation on natural gas undertakings to organise a system of negotiated third party access to gas storage facilities — Decision of the Czech authorities granting the applicant a temporary exemption for its future underground gas storage facilities in Dambořice — Commission decision ordering the Czech Republic to withdraw the exemption decision — Time at which Directive 2003/55 takes effect)

(2013/C 304/27)

Language of the case: English

Parties

Applicant: Globula a.s. (Hodonín, Czech Republic) (represented by: M. Petite, D. Paemen, A. Tomtsis, D. Koláček and P. Zákoucký, lawyers)

Defendant: European Commission (represented by: O. Beynet and T. Scharf, Agents)

Intervener in support of the applicants: Czech Republic (represented by: M. Smolek, J. Očková and T. Müller, Agents)

Re:

Application for the annulment of Commission Decision C(2011) 4509 of 27 June 2011 on the exemption of an Underground Gas Storage Facility in Dambořice from the internal market rules on third party access.