

Judgment of the General Court of (Fifth Chamber) of 12 September 2013 — Palirria Souliotis v Commission

(Case T-380/11) ⁽¹⁾

(Application for annulment — Common Customs Tariff — Classification in the Combined Nomenclature — Tariff heading — Regulatory act entailing implementing measures — Inadmissibility)

(2013/C 313/43)

Language of the case: English

Parties

Applicant: Anonymi Viotechniki kai Emporiki Etairia Kataskevis Konservon — Palirria Souliotis AE (Politika, Greece) (represented by: S. Pappas, lawyer)

Defendant: European Commission (represented by: R. Lyal and L. Keppenne, Agents)

Re:

Application for annulment of Commission Implementing Regulation (EU) No 447/2011 of 6 May 2011 concerning the classification of certain goods in the Combined Nomenclature (OJ 2011 L 122, p. 63).

Operative part of the judgment

The Court:

1. Dismisses the application as inadmissible;
2. Orders Anonymi Viotechniki kai Emporiki Etairia Kataskevis Konservon — Palirria Souliotis AE to bear its own costs and to pay those of the European Commission.

⁽¹⁾ OJ C 282, 24.9.2011.

Judgment of the General Court of 13 September 2013 — Makhoul v Council

(Case T-383/11) ⁽¹⁾

(Common foreign and security policy — Restrictive measures against Syria — Freezing of funds and economic resources — Restrictions on entry into, or transit through, the territory of the European Union — Rights of defence — Obligation to state reasons — Manifest error of assessment — Fundamental rights)

(2013/C 313/44)

Language of the case: French

Parties

Applicant: Eyad Makhoul (Damascus, Syria) (represented: initially by P. Grollet and G. Karouni, and subsequently by G. Karouni and C. Rygaert, lawyers)

Defendant: Council of the European Union (represented by: G. Étienne and R. Liudvinavičiute-Cordeiro, acting as Agents)

Intervener in support of the defendant: European Commission (represented by: F. Castillo de la Torre and S. Pardo Quintillán, acting as Agents)

Re:

Application for annulment of Council Implementing Decision 2011/302/CFSP of 23 May 2011 implementing Decision 2011/273/CFSP concerning restrictive measures against Syria (OJ 2011 L 136, p. 91), of Council Decision 2011/782/CFSP of 1 December 2011 concerning restrictive measures against Syria and repealing Decision 2011/273/CFSP (OJ 2011 L 319, p. 56), and of Council Decision 2012/739/CFSP of 29 November 2012 concerning restrictive measures against Syria and repealing Decision 2011/782/CFSP (OJ 2012 L 330, p. 21), in so far as those acts concern the applicant.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Mr Eyad Makhoul to bear his own costs and to pay those incurred by the Council of the European Union;
3. Orders the European Commission to bear its own costs.

⁽¹⁾ OJ C 282, 24.9.2011.

Judgment of the General Court of 16 September 2013 — De Nicola v EIB

(Case T-418/11 P) ⁽¹⁾

(Appeal — Civil service — EIB staff — Sickness insurance — Refusal to reimburse medical expenses — Request to designate an independent doctor — Reasonable period — Rejection of a request to institute arbitration proceedings — Claim for setting aside — Claim for reimbursement of medical expenses — Lis pendens)

(2013/C 313/45)

Language of the case: Italian

Parties

Appellant: Carlo De Nicola (Strassen, Luxembourg) (represented by: L. Isola, lawyer)

Other party to the proceedings: European Investment Bank (EIB) (represented by: initially by T. Gilliams and F. Martin, and subsequently by Gilliams and G. Nuvoli, acting as Agents, and by A. Dal Ferro, lawyer)

Re:

Appeal against the judgment of the Civil Service Tribunal of the European Union (First Chamber) in Case F-49/10 *De Nicola v EIB*, not yet published in the ECR, seeking the setting aside of that judgment.