

2. Refers Joined Cases T-50/06 RENV, T-56/06 RENV, T-60/06 RENV, T-62/06 RENV and T-69/06 RENV back to the General Court of the European Union;

3. Reserves the costs.

(¹) OJ C 235, 4.8.2012.

Judgment of the Court (Fifth Chamber) of 28 November 2013 — Council of the European Union v Fulmen, Fereydoun Mahmoudian, European Commission

(Case C-280/12 P) (¹)

(Appeal — Restrictive measures against the Islamic Republic of Iran with the aim of preventing nuclear proliferation — Freezing of funds — Obligation to substantiate the measure)

(2014/C 45/17)

Language of the case: French

Parties

Appellant: Council of the European Union (represented by: M. Bishop and R. Liudvinavičiute-Cordeiro, Agents)

Other parties to the proceedings: Fulmen, Fereydoun Mahmoudian (represented by: A. Kronshagen and C. Hirtzberger, avocats), European Commission (represented by: M. Konstantinidis, Agent)

Interveners in support of the appellant: United Kingdom of Great Britain and Northern Ireland (represented by: J. Beeko and A. Robinson, Agents, and by S. Lee, Barrister), French Republic (represented by: E. Ranaivoson and D. Colas, Agents)

Re:

Appeal against the judgment of the General Court (Fourth Chamber) of 21 March 2012 in Joined Cases T-439/10 and T-440/10 *Fulmen and Mahmoudian v Council*, by which that Court dismissed an application for annulment of Council Decision 2010/413/CFSP of 26 July 2010 concerning restrictive measures against Iran and repealing Common Position 2007/140/CFSP (OJ 2010 L 195, p. 39), of Council Implementing Regulation (EU) No 668/2010 of 26 July 2010 implementing Article 7(2) of Regulation (EC) No 423/2007 concerning restrictive measures against Iran (OJ 2010 L 195, p. 25), of Council Decision 2010/644/CFSP of 25 October 2010 amending Decision 2010/413 (OJ 2010 L 281, p. 81), and of Council Regulation (EU) No 961/2010 of 25 October 2010 on restrictive measures against Iran and repealing Regulation (EC) No 423/2007 (OJ 2010 L 281, p. 1) — Specific

restrictive measures against the Islamic Republic of Iran with the aim of preventing nuclear proliferation — Freezing of funds — Error of law — Error of assessment — Burden of proof

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders the Council of the European Union to pay the costs;
3. Orders the French Republic, the United Kingdom of Great Britain and Northern Ireland and the European Commission to bear their own costs.

(¹) OJ C 235, 4.8.2012.

Judgment of the Court (Fifth Chamber) of 28 November 2013 (request for a preliminary ruling from the Tribunal Central Administrativo Norte — Portugal) — Maria Albertina Gomes Viana Novo and Others v Fundo de Garantia Salarial IP

(Case C-309/12) (¹)

(Request for a preliminary ruling — Directive 80/987/EEC — Directive 2002/74/EC — Protection of employees in the event of employer's insolvency — Guarantee institutions — Limitation on the payment obligation of the guarantee institution — Wage claims falling due more than six months before the commencement of legal proceedings seeking a declaration of the employer's insolvency)

(2014/C 45/18)

Language of the case: Portuguese

Referring court

Tribunal Central Administrativo Norte

Parties to the main proceedings

Applicants: Maria Albertina Gomes Viana Novo, Ezequiel Martins Dias, Gabriel Inácio da Silva Fontes, Marcelino Jorge dos Santos Simões, Manuel Dourado Eusébio, Alberto Martins Mineiro, Armindo Gomes de Faria, José Fontes Cambas, Alberto Martins do Alto, José Manuel Silva Correia, Marilde Marisa Moreira Marques Moita, José Rodrigues Salgado Almeida, Carlos Manuel Sousa Oliveira, Manuel da Costa Moreira, Paulo da Costa Moreira, José Manuel Serra da Fonseca, Ademar Daniel Lourenço Dias, Ana Mafalda Azevedo Martins Ferreira

Defendant: Fundo de Garantia Salarial IP