

Re:

Application for annulment of Commission Implementing Decision 2011/689/EU of 14 October 2011 on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2011 L 270, p. 33), in so far as that decision concerns the Hellenic Republic.

Operative part of the judgment

The Court:

1. *Annuls Commission Implementing Decision 2011/689/EU of 14 October 2011 on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) in so far as it imposes a flat-rate correction on the Hellenic Republic relating to the grant of entitlements from the national reserve to new farmers;*
2. *Dismisses the action as to the remainder;*
3. *Declares that the European Commission and the Hellenic Republic are to bear their own costs.*

⁽¹⁾ OJ C 39, 11.2.2012.

Judgment of the General Court of 6 November 2014 — FIS'D v Commission

(Case T-283/12) ⁽¹⁾

(Erasmus Mundus action programme — Framework partnership agreement — Specific grant agreement — EACEA decision to rescind the framework agreement and amend the specific agreement — Administrative appeal before the Commission — Commission decision dismissing the administrative appeal as unfounded — Infringement of the agreements and the administrative and financial manual)

(2014/C 448/23)

Language of the case: Italian

Parties

Applicant: FIS'D — *Formazione integrata superiore del design* (Catanzaro, Italy) (represented by: initially, S. Bariatti and A. Sodano, then, F. Sutti and A. Boso Caretta, lawyers)

Defendant: European Commission (represented by: initially, M. Van Hoof, then, C. Cattabriga and D. Roussanov and finally, C. Cattabriga, acting as Agents)

Intervener in support of the defendant: Education, Audiovisual and Culture Executive Agency (EACEA) (represented by: H. Monet, acting as Agent, M. Merola and C. Santacroce, lawyers)

Re:

Application for annulment of the Commission decision of 12 April 2012 (ref. Ares (2012) 446225) dismissing the administrative appeal against the decision of the Education, Audiovisual and Culture Executive Agency (EACEA) of 13 January 2012 by which the latter rescinded early the framework partnership agreement 2011/0181 which it had concluded with the Università degli Studi Mediterranea di Reggio Calabria (Mediterranea University of Reggio Calabria, Italy) and amended the specific grant agreement which it had concluded with that university

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders FIS'D — *Formazione integrata superiore del design* to bear its own costs and those of the European Commission.
3. Orders the Education, Audiovisual and Culture Executive Agency (EACEA) to bear its own costs.

⁽¹⁾ OJ C 243, 11.8.2012.

Judgment of the General Court of 5 November 2014 — Mayaleh v Council

(Joined Cases T-307/12 and T-408/13) ⁽¹⁾

(Common foreign and security policy — Restrictive measures against Syria — Freezing of funds — Functions of the governor of the Central Bank of Syria — Actions for annulment — Communication of an act imposing restrictive measures — Time-limit for bringing proceedings — Admissibility — Rights of the defence — Fair hearing — Obligation to state reasons — Burden of proof — Right to effective judicial protection — Proportionality — Right to property — Right to privacy and family life — Application of restrictions on admission to a national of a Member State — Freedom of movement for European Union nationals)

(2014/C 448/24)

Language of the case: French

Parties

Applicant: Adib Mayaleh (Damascus, Syri) (represented by: G. Karouni and C. Dumont, lawyers)

Defendant: Council of the European Union (represented by: J.-P. Hix and V. Piessevaux, Agents)

Re:

Partial annulment of: (i) Council Implementing Decision 2012/256/CFSP of 14 May 2012 implementing Decision 2011/782/CFSP concerning restrictive measures against Syria (OJ 2012 L 126, p. 9); (ii) Council Implementing Regulation (EU) No 410/2012 of 14 May 2012 implementing Article 32(1) of Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria (OJ 2012 L 126, p. 3); (iii) 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); (iv) Council Implementing Regulation (EU) No 363/2013 of 22 April 2013 implementing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria (OJ 2013 L 111, p. 1; corrigendum OJ 2013 L 127, p. 27); and (v) Council Decision 2013/255/CFSP of 31 May 2013 concerning restrictive measures against Syria (OJ 2013 L 147, p. 14).

Operative part of the judgment

The Court:

1. Dismisses the application in Case T-307/12;
2. Declares that there is no need to adjudicate on the application in Case T-408/13.
3. Orders Mr Adib Mayaleh to pay the costs.

⁽¹⁾ OJ C 273, 8.9.2012.