

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Matratzen Concord GmbH to pay the costs.

⁽¹⁾ OJ C 303, 8.9.2014.

Judgment of the General Court of 19 November 2015 — North Drilling v Council

(Case T-539/14) ⁽¹⁾

(Common foreign and security policy — Restrictive measures against Iran with the aim of preventing nuclear proliferation — Freezing of funds — Error of assessment — Temporal adjustment of the effects of an annulment)

(2016/C 016/43)

Language of the case: Spanish

Parties

Applicant: North Drilling Co. (Tehran, Iran) (represented by: J. Viñals Camallonga, L. Barriola Urruticoechea and J. Iriarte Ángel, lawyers)

Defendant: Council of the European Union (represented by: A. de Elera-San Miguel Hurtado and M. Bishop, acting as Agents)

Re:

Application for annulment of Council Decision 2014/222/CFSP of 16 April 2014 amending Decision 2010/413/CFSP concerning restrictive measures against Iran (OJ 2014 L 119, p. 65), and Council Implementing Regulation (EU) No 397/14 of 16 April 2014 implementing Regulation (EU) No 267/2012 concerning restrictive measures against Iran (OJ 2014 L 119, p. 1), in so far as those acts concern the applicant.

Operative part of the judgment

The Court:

1. Annuls Article 1 of Council Decision 2014/222/CFSP of 16 April 2014 amending Decision 2010/413/CFSP concerning restrictive measures against Iran, and Article 1 of Council Implementing Regulation (EU) No 397/14 of 16 April 2014 implementing Regulation (EU) No 267/2012 concerning restrictive measures against Iran (OJ 2014 L 119, p. 1), in so far as they concern North Drilling Co.;

2. Orders the effects of Article 1 of Decision 2014/222 and Article 1 of Implementing Regulation No 397/2014 to be maintained in respect of North Drilling until the date of expiry of the period for bringing an appeal stated in the first paragraph of Article 56 of the Statute of the Court of Justice of the European Union or, if an appeal has been brought within that period, until the dismissal of that appeal;
3. Orders the Council of the European Union to pay the costs.

⁽¹⁾ OJ C 303, 8.9.2014.

**Judgment of the General Court of 25 November 2015 — Jaguar Land Rover v OHIM (Shape of a car)
(Case T-629/14) ⁽¹⁾**

(Community trade mark — Application for a three-dimensional Community trade mark — Shape of a car — Absolute ground for refusal — No distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009)

(2016/C 016/44)

Language of the case: English

Parties

Applicant: Jaguar Land Rover Ltd (Coventry, United Kingdom) (represented by: F. Delord and R. Grewal, Solicitors)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: I. Harrington, acting as Agent)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 24 April 2014 (Case R 1622/2013-2) concerning an application for registration of a three-dimensional sign consisting of the shape of a car as a Community trade mark.

Operative part of the judgment

The Court:

1. Annuls the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 24 April 2014 (Case R 1622/2013-2) in so far as it refused registration of the mark applied for as regards 'vehicles for locomotion by air and water' in Class 12;
2. Dismisses the action as to the remainder;
3. Orders Jaguar Land Rover Ltd to bear its own costs and to pay nine-tenths of those incurred by the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM);
4. Orders OHIM to bear one-tenth of its own costs.

⁽¹⁾ OJ C 361, 13.10.2014.