

# GENERAL COURT

## Judgment of the General Court of 18 September 2017 — Uganda Commercial Impex v Council

(Cases T-107/15 and T-347/15) <sup>(1)</sup>

**(Common foreign and security policy — Restrictive measures taken against the Democratic Republic of the Congo — Freezing of funds — List of the persons, entities and bodies acting in breach of the embargo with regard to the Democratic Republic of the Congo — Maintenance of the applicant's name on the list)**

(2017/C 369/08)

Language of the case: English

### Parties

**Applicant:** Uganda Commercial Impex Ltd (Kampala, Uganda) (represented, in Case T-107/15, by S. Zaiwalla, P. Reddy, Z. Burbeza, A. Meskarian, K. Mittal, Solicitors, and R. Blakeley, Barrister, and, in Case T-347/15, by S. Zaiwalla, P. Reddy, A. Meskarian, K. Mittal and R. Blakeley)

**Defendant:** Council of the European Union (represented, in Case T-107/15, initially by B. Driessen and E. Dumitriu-Segnana, and subsequently by B. Driessen and M. Veiga, Agents, and, in Case T-347/15, by B. Driessen, E. Dumitriu-Segnana and M. Veiga)

### Re:

Application, in Case T-107/15, on the basis of Article 263 TFEU, for annulment of Council Implementing Decision 2014/862/CFSP of 1 December 2014 implementing Decision 2010/788/CFSP concerning restrictive measures against the Democratic Republic of the Congo (OJ 2014 L 346, p. 36) and of Council Implementing Regulation (EU) No 1275/2014 of 1 December 2014 implementing Article 9(1) and (4) of Regulation (EC) No 1183/2005 imposing certain specific restrictive measures directed against persons acting in violation of the arms embargo with regard to the Democratic Republic of the Congo (OJ 2014 L 346, p. 3), and, in so far as necessary, for a declaration that Article 9(1) of Council Regulation (EC) No 1183/2005 of 18 July 2005 imposing certain specific restrictive measures directed against persons acting in violation of the arms embargo with regard to the Democratic Republic of the Congo (OJ 2005 L 193, p. 1) is not applicable to the applicant and, in Case T-347/15, an application on the basis of Article 263 TFEU for annulment of Council Decision (CFSP) 2015/620 of 20 April 2015 amending Decision 2010/788/CFSP concerning restrictive measures against the Democratic Republic of the Congo (OJ 2015 L 102, p. 43) and of Council Implementing Regulation (EU) 2015/614 of 20 April 2015, implementing Article 9(4) of Regulation No 1183/2005 (OJ 2015 L 102, p. 10), and, in so far as necessary, for a declaration that Article 9(1) of Regulation No 1183/2005 is not applicable to the applicant.

### Operative part of the judgment

*The Court:*

1. Joins Cases T-107/15 and T-347/15 for the purposes of the judgment;
2. Dismisses the actions;
3. Orders Uganda Commercial Impex Ltd to pay the costs.

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<sup>(1)</sup> OJ C 171, 26.5.2015.