



## Reports of Cases

### Order of the General Court (First Chamber) of 10 February 2017 — Acerga v Council

(Case T-153/16)

(Action for annulment — Fisheries — Conservation of fisheries resources — Fishing opportunities for certain fish stocks and groups of fish stocks in Union waters and, for Union fishing vessels, in certain non-Union waters — Association — No individual concern — Act entailing implementing measures — Inadmissibility)

1. *Actions for annulment — Natural or legal persons — Measures of direct and individual concern to them — Regulation establishing fishing opportunities for certain fish stocks and groups of fish stocks in Union waters and, for Union fishing vessels, in certain non-Union waters — Action by an association of fishing vessel owners — Admissibility — Conditions*

*(Council Regulation No 2016/72)*

*(see para. 15)*

2. *Actions for annulment — Natural or legal persons — Measures of direct and individual concern to them — Individual concern — Criteria — Regulation establishing fishing opportunities for certain fish stocks and groups of fish stocks in Union waters and, for Union fishing vessels, in certain non-Union waters — Action by an association of fishing vessel owners — Undertakings represented not individually affected — Inadmissibility*

*(Art. 263, fourth para., TFEU; Council Regulation No 2016/72)*

*(see paras 21-30)*

3. *Actions for annulment — Natural or legal persons — Meaning of ‘regulatory act’ in Article 263, fourth paragraph, TFEU — Any act of general scope other than legislative acts — Regulation establishing fishing opportunities for certain fish stocks and groups of fish stocks in Union waters and, for Union fishing vessels, in certain non-Union waters — Inclusion — Act comprising implementing measures within the meaning of that treaty provision*

*(Art. 263, fourth para., TFEU; Council Regulation No 2016/72)*

*(see paras 31-46)*

**Re:**

ACTION pursuant to Article 263 TFEU seeking annulment in part of Council Regulation (EU) 2016/72 of 22 January 2016 fixing for 2016 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in Union waters and, for Union fishing vessels, in certain non-Union waters, and amending Regulation (EU) 2015/104 (OJ 2016 L 22, p. 1).

**Operative part**

1. The action is dismissed as inadmissible.
2. There is no need to adjudicate on the application for leave to intervene by the European Commission.
3. Asociación de armadores de cerco de Galicia (Acerga) is ordered to pay the costs.