

Order of the General Court of 8 May 2019 — Carvalho and Others v Parliament and Council(Case T-330/18) ⁽¹⁾

(Action for annulment and damages — Environment — Greenhouse gas emissions — 2030 climate and energy package — Directive (EU) 2018/410 — Regulation (EU) 2018/842 — Regulation (EU) 2018/841 — Lack of individual concern — Inadmissibility)

(2019/C 230/61)

Language of the case: English

Parties

Applicants: Armando Carvalho (Santa Comba Dão, Portugal) and the other applicants whose names are set out in the annex to the order (represented by: G. Winter, Professor, R. Verheyen, lawyer, and H. Leith, Barrister)

Defendants: European Parliament (represented by: L. Darie and A. Tamás, acting as Agents), and Council of the European Union (represented by: M. Moore and M. Simm, acting as Agents)

Re:

Application under Article 263 TFEU seeking, first, annulment in part of Directive (EU) 2018/410 of the European Parliament and of the Council of 14 March 2018 amending Directive 2003/87/EC to enhance cost-effective emission reductions and low-carbon investments, and Decision (EU) 2015/1814 (OJ 2018 L 76, p. 3), in particular Article 1 thereof, Regulation (EU) 2018/842 of the European Parliament and of the Council of 30 May 2018 on binding annual greenhouse gas emission reductions by Member States from 2021 to 2030 contributing to climate action to meet commitments under the Paris Agreement and amending Regulation (EU) No 525/2013 (OJ 2018 L 156, p. 26), in particular Article 4(2) thereof and Annex I thereto, and Regulation (EU) 2018/841 of the European Parliament and of the Council of 30 May 2018 on the inclusion of greenhouse gas emissions and removals from land use, land use change and forestry in the 2030 climate and energy framework, and amending Regulation (EU) No 525/2013 and Decision No 529/2013/EU (OJ 2018 L 156, p. 1), in particular Article 4 thereof, and, second, compensation under Articles 268 and 340 TFEU in the form of an injunction for the damage that the applicants claim to have suffered.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *There is no longer any need to adjudicate on the applications for leave to intervene submitted by Climate Action Network Europe, WeMove Europe SCE mbH, Arbeitsgemeinschaft Bäuerliche Landwirtschaft and the European Commission.*
3. *Mr Armando Carvalho and the other applicants whose names are set out in the annex are to bear their own costs and to pay those incurred by the European Parliament and the Council of the European Union.*
4. *Climate Action Network Europe, WeMove Europe, Arbeitsgemeinschaft Bäuerliche Landwirtschaft and the Commission are to bear their own costs in relation to their applications for leave to intervene.*

⁽¹⁾ OJ C 285, 13.8.2018.
