



Reports of Cases

Order of the Court (Second Chamber) of 15 February 2023 – Fundacja Instytut na rzecz Kultury Prawnej Ordo Iuris v Parliament

(Case C-546/21 P)

(Appeal – Action for annulment – Article 19 of the Statute of the Court of Justice of the European Union – Representation of parties in direct actions before the Courts of the European Union – Lawyer representing the applicant as a third party – Requirement of independence – Lawyer practicing in the same firm as the applicant’s president)

Judicial proceedings – Application initiating proceedings – Formal requirements – Conditions relating to a signatory – Status of a third party in relation to the parties – Applicant represented by a lawyer providing legal services in the legal department of that party and collaborating with the president of that party in the same law firm – Non-compliance with the requirement of independence – Absence

(Statute of the Court of Justice, Article 19, third para.; Rules of Procedure of the General Court, Article 51(1))

(see paragraphs 29-43)

Operative part

1. The order of the General Court of the European Union of 5 July 2021, *Fundacja Instytut na rzecz Kultury Prawnej Ordo Iuris v Parliament* (T-42/21, not published, EU:T:2021:481) is set aside.
2. Case T-42/21 is referred back to the General Court of the European Union.
3. The costs are reserved.