

Defendant: European Commission (represented by: F. Castilla Contreras, C. Giolito, B. Mongin and N. von Lingen, acting as Agents)

Intervener in support of the defendant: Labco (Paris, France) (represented by: N. Korogiannakis, M. Coppet and B. Dederichs, lawyers)

Re:

Application for annulment of Commission Decision C(2010) 8952 final of 8 December 2010 relating to a proceeding under Article 101 of the [TFEU] (Case 39510 — Labco v ONP), and, in the alternative, for a reduction in the amount of the fine

Operative part of the judgment

The Court:

1. Sets the amount of the fine imposed jointly and severally on the *Ordre national des pharmaciens* (ONP), the *Conseil national de l'Ordre des pharmaciens* (CNOP) and the *Conseil central de la section G de l'Ordre national des pharmaciens* (CCG) in Article 3 of Commission Decision C(2010) 8952 final of 8 December 2010 relating to a proceeding under Article 101 of the [TFEU] (Case 39510 — Labco v ONP) at EUR 4,75 million;
2. Dismisses the application for the remainder;
3. Orders the European Commission to bear its own costs and one-tenth of those incurred by the ONP, the CNOP and the CCG;
4. Orders the ONP, the CNOP and the CCG to bear nine-tenths of their own costs;
5. Orders Labco to bear its own costs.

⁽¹⁾ OJ C 173, 11.6.2011.

Judgment of the General Court of 9 December 2014 — BelTechExport v Council

(Case T-438/11) ⁽¹⁾

(Common foreign and security policy — Restrictive measures adopted against Belarus — Freezing of funds — Obligation to state reasons — Rights of the defence — Right to be heard)

(2015/C 034/31)

Language of the case: English

Parties

Applicant: BelTechExport ZAO (Minsk, Belarus) (represented by: V. Vaitkutė Pavan, A. Smaliukas, E. Matulionyte, T. Milašauskas, lawyers, and M. Shenk, Solicitor)

Defendant: Council of the European Union (represented by: M. Bishop and F. Naert, acting as Agents)

Intervener in support of the defendant: European Commission (represented by: T. Scharf and E. Paasivirta, acting as Agents)

Re:

Application for annulment of Council Decision 2011/357/CFSP of 20 June 2011 amending Decision 2010/639/CFSP concerning restrictive measures against certain officials of Belarus (OJ 2011 L 161, p. 25), Council Regulation (EU) No 588/2011 of 20 June 2011 amending Regulation (EC) No 765/2006 concerning restrictive measures against President Lukashenko and certain officials of Belarus (OJ 2011 L 161, p. 1), Council Decision 2011/666/CFSP of 10 October 2011 amending Decision 2010/639/CFSP concerning restrictive measures against Belarus (OJ 2011 L 265, p. 17), Council Implementing Regulation (EU) No 1000/2011 of 10 October 2011 implementing Article 8a(1) of Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus (OJ 2011 L 265, p. 8), Council Decision 2012/642/CFSP of 15 October 2012 concerning restrictive measures against Belarus (OJ 2012 L 285, p. 1), Council Implementing Regulation (EU) No 1017/2012 of 6 November 2012 implementing Article 8a(1) of Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus (OJ 2012 L 307, p. 7), Council Decision 2013/534/CFSP of 29 October 2013 amending Decision 2012/642 (OJ 2013 L 288, p. 69), and Council Implementing Regulation (EU) No 1054/2013 of 29 October 2013 implementing Article 8a(1) of Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus (OJ 2013 L 288, p. 1), in so far as those acts concern the applicant.

Operative part of the judgment

The Court:

- 1) *Annuls Council Decision 2011/357/CFSP of 20 June 2011, amending Decision 2010/639/CFSP concerning restrictive measures against certain officials of Belarus, Council Regulation (EU) No 588/2011 of 20 June 2011 amending Regulation (EC) No 765/2006 concerning restrictive measures against President Lukashenko and certain officials of Belarus, Council Decision 2011/666/CFSP of 10 October 2011 amending Decision 2010/639/CFSP concerning restrictive measures against Belarus, Council Implementing Regulation (EU) No 1000/2011 of 10 October 2011 implementing Article 8a(1) of Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus, Council Decision 2012/642/CFSP of 15 October 2012 concerning restrictive measures against Belarus, and Council Implementing Regulation (EU) No 1017/2012 of 6 November 2012 implementing Article 8a(1) of Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus, in so far as those acts concern BelTechExport ZAO;*
- 2) *Dismisses the action as being inadmissible in so far as it concerns Council Decision 2013/534/CFSP of 29 October 2013 amending Decision 2012/642 and Council Implementing Regulation (EU) No 1054/2013 of 29 October 2013 implementing Article 8a(1) of Regulation (EC) No 765/2006 concerning restrictive measures in respect of Belarus;*
- 3) *Orders the Council of the European Union to bear its own costs and to pay those incurred by BelTechExport;*
- 4) *Orders the European Commission to bear its own costs.*

⁽¹⁾ OJ C 290, 1.10.2011.

Judgment of the General Court of 9 December 2014 — Sport-pari v Council

(Case T-439/11) ⁽¹⁾

(Common foreign and security policy — Restrictive measures adopted against Belarus — Freezing of funds — Obligation to state reasons — Rights of the defence — Right to be heard — Error of assessment)

(2015/C 034/32)

Language of the case: English

Parties

Applicant: Sport-pari ZAO (Minsk, Belarus) (represented by: V. Vaitkutė Pavan, A. Smaliukas, E. Matulionyte and T. Milašauskas, lawyers)