



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 9 June 2009

10806/09

JUR 277
RELEX 549
PESC 772
COTER 64

INFORMATION NOTE

from: Council Legal Service

to: COREPER (2nd part)

Subject : Case T-127/09 before the Court of First Instance

- Abdulbasit Abdulrahim v. Council of the European Union and Commission of the European Communities

1. By an application notified to the Council on 29 May 2009, Abdulbasit Abdulrahim has brought an action before the Court of First Instance in the above-mentioned case for the annulment of Council Regulation (EC) n° 881/2002 imposing certain specific measures directed against certain persons and entities associated with Usama Bin Laden, the Al-Qaida network and the Taliban as amended by Commission Regulation (EC) n° 1330/2008 of 22 December 2008¹ and / or Commission Regulation (EC) n° 1330/2008.

2. The applicant invokes the following grounds in support of his claim for annulment of the contested Regulation:
 - a) Breach of the right to a fair hearing and to effective judicial protection,
 - b) Breach of the right to property,
 - c) Breach of the right to respect for private and family life.

¹ OJ L 139 of 29.05.2002, p. 9, and OJ L 345 of 23.12.2008, p. 60 respectively.

3. The applicant also claims damages for loss of earnings, loss of profits, loss of business opportunities and other non-material damage.
 4. The applicant has applied for legal aid in order to cover the costs of the proceedings.
 5. The Director-General of the Council Legal Service has appointed Ms Emer FINNEGAN and Mr Richard SZOSTAK, legal advisors in the Council Legal Service, as the Council's agents in this case.
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