



### SECTIONS

Title  
Documents in the Case  
Legal analysis of the decision or of the case



Start printing

#### Judgment of the General Court (Eighth Chamber) of 10 December 2015

**Front populaire pour la libération de la sagaia-el-hamra et du rio de oro (Front Polisario) v Council of the European Union**

**External relations — Agreement in the form of an Exchange of Letters between the European Union and Morocco — Reciprocal liberalisation of agricultural products, processed agricultural products, fish and fishery products — Application of the agreement to Western Sahara — Polisario Front — Action for annulment — Capacity to bring legal proceedings — Direct and individual concern — Admissibility — Conformity with international law — Obligation to state reasons — Rights of defence**

Case T-512/12

([Appeal Case before the Court of Justice C-104/16 P](#))

#### Documents in the Case

| Document                                 | Date       | Name of the parties       | Subject-matter                                       | Curia | EUR-Lex | Autres Liens |
|------------------------------------------|------------|---------------------------|------------------------------------------------------|-------|---------|--------------|
| Judgment (OJ)                            | 05/02/2016 | Front Polisario v Council | Agriculture and Fisheries<br>- Association Agreement |       |         |              |
| Judgment<br>ECLI:EU:T:2015:953           | 10/12/2015 | Front Polisario v Council | Agriculture and Fisheries<br>- Association Agreement |       |         |              |
| Judgment (Summary)<br>ECLI:EU:T:2015:953 | 10/12/2015 | Front Polisario v Council | Agriculture and Fisheries<br>- Association Agreement |       |         |              |
| Application (OJ)                         | 08/02/2013 | Front Polisario v Council | Agriculture and Fisheries<br>- Association Agreement |       |         |              |

#### Legal analysis of the decision or of the case

##### Reports of Cases

[published in the electronic Reports of Cases \(Court Reports - general\)](#)

##### Subject-matter

Annulment of Council Decision 2012/497/EU of 8 March 2012 on the conclusion of an Agreement in the form of an Exchange of Letters between the European Union and the Kingdom of Morocco concerning reciprocal liberalisation measures on agricultural products, processed agricultural products, fish and fishery products, the replacement of Protocols 1, 2 and 3 and their Annexes and amendments to the Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part (OJ 2012 L 241, p. 2) and of Commission Implementing Regulation (EU) No 812/2012 of 12 September 2012 amending Council Regulation (EC) No 747/2001 as regards tariff quotas of the Union for certain agricultural and processed agricultural products.

##### Systematic classification scheme

- 1. ☐ 3 Legal proceedings
  - 3.02 Actions for annulment
    - 3.02.03 Applications by natural or legal persons
      - [3.02.03.01](#) Interest in bringing proceedings
  - ☐ 3 Legal proceedings
    - 3.02 Actions for annulment
      - 3.02.03 Applications by natural or legal persons
        - [3.02.03.04](#) Regulatory acts
  - ☐ 6 External policy
    - 6.07 International agreements
      - [6.07.04](#) Effects, scope and limits
  - ☐ 3 Legal proceedings
    - 3.02 Actions for annulment
      - 3.02.03 Applications by natural or legal persons
        - [3.02.03.03](#) Acts which are of direct concern to them
  - ☐ 2 Institutional framework of the European Union
    - 2.05 Legal acts of the European Union
      - [2.05.06](#) Statement of reasons
  - ☐ 1 The legal order of the European Union
    - 1.01 Sources of EU law
      - 1.01.02 General principles of law
        - [1.01.02.05](#) Rights of the defence and procedural guarantees
  - ☐ 1 The legal order of the European Union
    - 1.04 Fundamental rights
      - 1.04.03 The fundamental rights
        - [1.04.03.41](#) Right to good administration
  - ☐ 6 External policy
    - 6.07 International agreements
      - [6.07.02](#) Negotiation and conclusion
  - ☐ 6 External policy
    - [6.07](#) International agreements

- 6.07.11 International agreements on agriculture and fisheries
- 3 Legal proceedings
      - 3.02 Actions for annulment
        - 3.02.04 Pleas in law
          - 3.02.04.01 Infringement of the Treaties
  - 6 External policy
    - 6.07 International agreements
      - 6.07.02 Negotiation and conclusion
- 1 The legal order of the European Union
  - 1.01 Sources of EU law
    - 1.01.02 General principles of law
      - 1.01.02.03 Principle of the protection of legitimate expectations
- 6 External policy
  - 6.07 International agreements
    - 6.07.04 Effects, scope and limits
- 3 Legal proceedings
  - 3.08 Procedural rules
    - 3.08.09 Costs

## Citations of case-law or legislation

### References in grounds of judgment

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 TFEU, Article 218 -P6L2LA : paragraph 71  
 TFEU, Article 220 : paragraph 173  
 TFEU, Article 220 -P1 : paragraph 129  
 TFEU, Article 263 -L4 : paragraphs 34, 46 - 48, 49, 52, 60, 67, 68  
 TFEU, Article 267 -L1LB : paragraph 89  
 TFEU, Article 289 -P2 : paragraphs 70, 71  
 TFEU, Article 289 -P3 : paragraph 70  
 TFEU, Article 294 : paragraph 70  
 TFEU, Article 296 : paragraph 121  
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 TEU, Article 3 -P5 : paragraphs 159, 161, 180  
 TEU, Article 6 : paragraph 145  
 TEU, Article 7 : paragraphs 153, 155  
 TEU, Article 21 : paragraphs 159, 162  
 Agreement with Third Countries or International Bodies - 22000A0318(01) : paragraphs 17, 19, 123  
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 Agreement with Third Countries or International Bodies - 22000A0318(01) -A07 : paragraph 21  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A10 : paragraphs 18, 21  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A11 : paragraph 18  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A12 : paragraph 18  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A15 : paragraph 21  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A16 : paragraph 123  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A17 : paragraph 21  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -A18 : paragraph 21  
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 Agreement with Third Countries or International Bodies - 22000A0318(01) -PRO1A02P1 : paragraph 108  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -PRO1A02P2 : paragraph 108  
 Agreement with Third Countries or International Bodies - 22000A0318(01) -PRO1A02P3 : paragraph 108  
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 Decision 98/392 : paragraph 190  
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 Decision 2012/497 : paragraphs 20, 71, 102 - 104, 106, 108, 111, 114  
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 Decision 2012/497 -C2 : paragraph 123  
 Court of Justice - Judgment C -25/62 : paragraph 112  
 Court of Justice - Order C -15/63 : paragraphs 51, 53  
 Court of Justice - Judgment C -175/73 -N10 : paragraphs 49, 53  
 Court of Justice - Judgment C -175/73 -N11 : paragraphs 49, 53  
 Court of Justice - Judgment C -175/73 -N12 : paragraphs 49, 53  
 Court of Justice - Judgment C -175/73 -N13 : paragraphs 49, 53

Court of Justice - Judgment C -175/73 -N14 : paragraphs 49, 53  
Court of Justice - Judgment C -175/73 -N15 : paragraphs 49, 53  
Court of Justice - Judgment C -175/73 -N16 : paragraphs 49, 53  
Court of Justice - Judgment C -175/73 -N17 : paragraphs 49, 53  
Court of Justice - Judgment C -175/73 -N9 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N10 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N11 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N12 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N13 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N5 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N6 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N7 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N8 : paragraphs 49, 53  
Court of Justice - Judgment C -18/74 -N9 : paragraphs 49, 53  
Court of Justice - Judgment C -135/81 : paragraph 55  
Court of Justice - Judgment C -135/81 -N10 : paragraphs 48, 52  
Court of Justice - Judgment C -135/81 -N11 : paragraphs 48, 52  
Court of Justice - Judgment C -135/81 -N12 : paragraphs 48, 52  
Court of Justice - Judgment C -135/81 -N9 : paragraphs 48, 52  
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General Court - Judgment T -572/93 : paragraphs 217, 221  
General Court - Judgment T -572/93 -N1 : paragraph 218  
General Court - Judgment T -572/93 -N10 : paragraph 218  
General Court - Judgment T -572/93 -N11 : paragraph 218  
General Court - Judgment T -572/93 -N12 : paragraph 218  
General Court - Judgment T -572/93 -N13 : paragraph 218  
General Court - Judgment T -572/93 -N2 : paragraph 218  
General Court - Judgment T -572/93 -N25 : paragraph 218  
General Court - Judgment T -572/93 -N3 : paragraph 218  
General Court - Judgment T -572/93 -N38 : paragraphs 164, 219  
General Court - Judgment T -572/93 -N4 : paragraph 218  
General Court - Judgment T -572/93 -N5 : paragraph 218  
General Court - Judgment T -572/93 -N6 : paragraph 218  
General Court - Judgment T -572/93 -N7 : paragraph 218  
General Court - Judgment T -572/93 -N8 : paragraph 218  
General Court - Judgment T -572/93 -N9 : paragraph 218  
Court of Justice - Judgment C -162/96 -N52 : paragraph 224  
Court of Justice - Judgment C -301/97 -N189 : paragraph 122  
General Court - Judgment T -70/99 -N388 : paragraphs 133, 134  
General Court - Judgment T -228/02 -N100 : paragraph 135  
General Court - Judgment T -228/02 -N101 : paragraph 135  
General Court - Judgment T -228/02 -N102 : paragraph 135  
General Court - Judgment T -228/02 -N103 : paragraph 135  
General Court - Judgment T -228/02 -N104 : paragraph 135  
General Court - Judgment T -228/02 -N105 : paragraph 135  
General Court - Judgment T -228/02 -N106 : paragraph 135  
General Court - Judgment T -228/02 -N107 : paragraph 135  
General Court - Judgment T -228/02 -N108 : paragraph 135  
General Court - Judgment T -228/02 -N91 : paragraph 135  
General Court - Judgment T -228/02 -N92 : paragraph 135  
General Court - Judgment T -228/02 -N93 : paragraph 135  
General Court - Judgment T -228/02 -N94 : paragraph 135  
General Court - Judgment T -228/02 -N95 : paragraph 135  
General Court - Judgment T -228/02 -N96 : paragraph 135  
General Court - Judgment T -228/02 -N97 : paragraph 135  
General Court - Judgment T -228/02 -N98 : paragraphs 135, 136  
General Court - Judgment T -228/02 -N99 : paragraph 135  
General Court - Judgment T -47/03 -N139 : paragraph 135  
General Court - Judgment T -47/03 -N140 : paragraph 135  
General Court - Judgment T -47/03 -N141 : paragraph 135  
General Court - Judgment T -47/03 -N142 : paragraph 135  
General Court - Judgment T -47/03 -N143 : paragraph 135  
General Court - Judgment T -47/03 -N144 : paragraphs 133, 135  
General Court - Judgment T -47/03 -N145 : paragraph 135  
General Court - Judgment T -47/03 -N146 : paragraphs 135, 136  
General Court - Judgment T -47/03 -N147 : paragraph 135  
General Court - Judgment T -47/03 -N148 : paragraph 135  
General Court - Judgment T -47/03 -N149 : paragraph 135  
General Court - Judgment T -47/03 -N150 : paragraph 135  
General Court - Judgment T -47/03 -N151 : paragraph 135  
General Court - Judgment T -47/03 -N152 : paragraph 135  
General Court - Judgment T -47/03 -N153 : paragraph 135  
General Court - Judgment T -47/03 -N154 : paragraph 135  
General Court - Judgment T -47/03 -N155 : paragraph 135  
General Court - Judgment T -81/03 -N116 : paragraph 250  
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Court of Justice - Judgment C -310/04 -N59 : paragraph 122  
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Court of Justice - Judgment C -229/05 -N110 : paragraphs 50, 52  
Court of Justice - Judgment C -229/05 -N111 : paragraphs 50, 52  
Court of Justice - Judgment C -229/05 -N112 : paragraphs 50, 52  
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Court of Justice - Judgment C -386/08 -N42 : paragraph 93  
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Court of Justice - Judgment C -386/08 -N45 : paragraph 95

Court of Justice - Judgment C-386/08 -N46 : paragraph 95  
 Court of Justice - Judgment C-386/08 -N46 : paragraphs 95, 96  
 Court of Justice - Judgment C-386/08 -N47 : paragraphs 95, 96  
 Court of Justice - Judgment C-386/08 -N48 : paragraph 95  
 Court of Justice - Judgment C-386/08 -N49 : paragraph 95  
 Court of Justice - Judgment C-386/08 -N50 : paragraph 95  
 Court of Justice - Judgment C-386/08 -N51 : paragraph 95  
 Court of Justice - Judgment C-386/08 -N52 : paragraph 95  
 Court of Justice - Judgment C-386/08 -N53 : paragraph 95  
 Court of Justice - Judgment C-77/09 -N57 : paragraph 225  
 Court of Justice - Judgment C-240/09 -N44 : paragraph 107  
 Court of Justice - Judgment C-366/10 -N101 : paragraph 180  
 Court of Justice - Judgment C-366/10 -N49 : paragraph 181  
 Court of Justice - Judgment C-366/10 -N50 : paragraph 182  
 Court of Justice - Judgment C-366/10 -N51 : paragraph 182  
 Court of Justice - Judgment C-366/10 -N52 : paragraph 183  
 Court of Justice - Judgment C-366/10 -N53 : paragraph 184  
 Court of Justice - Judgment C-366/10 -N54 : paragraph 185  
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 Court of Justice - Judgment C-274/12 -N19 : paragraph 67

## Operative part

Modifies : [Decision 2012/497](#)

## Opinion

*Information not available*

## Dates

### Date of the lodging of the application initiating proceedings

19/11/2012

### Date of the Opinion

*Information not available*

### Date of the hearing

*Information not available*

### Date of delivery

10/12/2015

## References

### Publication in the Official Journal

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Application: OJ C 55 from 23.02.2013, p.14

### Name of the parties

Front Polisario v Council

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17. Simon, Denys: Applicabilité des accords entre l'Union européenne et le Royaume du Maroc au territoire du Sahara occidental: Acte II, Europe 2018 avril n° 4 p.6-10 (FR)
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## Procedural Analysis Information

### Source of the question referred for a preliminary ruling

*Information not available*

### Subject-matter

Agriculture and Fisheries  
External relations  
- Association Agreement

### Provisions of national law referred to

*Information not available*

### Provisions of international law referred to

*Information not available*

### Procedure and result

Actions for annulment : dismissal on substantive grounds  
Actions for annulment : application granted

### Formation of the Court

huitième chambre (Tribunal)

### Judge-Rapporteur

Gratsias

### Advocate General

*Information not available*

### Language(s) of the Case

French

### Language(s) of the Opinion

*Information not available*