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Judgment of the Court (Eighth Chamber) of 14 June 2018 — Makhlouf v Council

(Case C-458/17 P) (1)

(Appeal — Common foreign and security policy — Restrictive measures taken against the Syrian Arab Republic — Measures directed against influential businessmen and women engaged in activities in Syria and against influential members of the Assad and Makhlouf families — Rights of defence — Proof that inclusion on the lists is well founded)

1. *Appeal — Grounds — Mistaken assessment of the facts — Inadmissibility — Review by the Court of the findings of fact — Possible only where the clear sense of the evidence has been distorted*

(Art. 256(1) TFEU; Statute of the Court of Justice, Art. 58, first para.)

(see para. 57)

2. *Appeal — Grounds — Plea submitted for the first time in the context of the appeal — Inadmissibility*

(Rules of Procedure of the Court of Justice, Art. 170(1))

(see para. 74)

3. *Appeal — Grounds — Error of law relied on not identified — Inadmissibility*

(Art. 256(1) TFEU; Statute of the Court of Justice, Art. 58, first para.; Rules of Procedure of the Court of Justice, Arts 168(1)(d) and 169)

(see para. 75)

4. *Appeal — Grounds — Plea against a ground of the judgment not necessary to support the operative part — Invalid plea in law*

(Art. 256(1) TFEU)

(see para. 96)

Operative part

The Court:

1. Dismisses the appeal;
2. Orders Mr Rami Makhoulf to bear his own costs and to pay those incurred by the Council of the European Union and the European Commission.
2. Orders Mr Rami Makhoulf to bear his own costs and to pay those incurred by the Council of the European Union and the European Commission.

¹ OJ C 309, 18.9.2017.