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Council of the European Union
General Secretariat
Legal Service

Brussels, 13 January 2025
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e-CURIA

The Registrar
General Court of the European Union
Rue du Fort Niedergrünwald
L - 2925 Luxembourg

Subject: Online publication of the Council's procedural documents in Case T-138/23 – *Semmelweis Egyetem v Council*

Dear Mr Registrar,

It has recently come to the attention of the Council of the European Union that *Semmelweis Egyetem*, the applicant in Case T-138/23, has published on its website several procedural documents relating to the above case, including the Council's plea of inadmissibility and its defence lodged with the Court on 30 May 2023 and 21 May 2024, respectively.¹

Considering that the disclosure of the Council's procedural documents seriously jeopardises respect for the principles of equality of arms and the sound administration of justice, the Council sent on 6 January 2025 a letter to the applicant's lawyers requesting the immediate removal of the Council's documents from their client's website (Annex I).

The following day, the applicant's lawyers responded with a letter in which they essentially asserted that the Council's request was unfounded and stated that they were advising their client to keep the procedural documents online because, in their opinion, "the public interest in disclosure clearly outweighed the unfounded concerns raised [by the Council]" (Annex II). By updating the relevant website shortly thereafter, the Applicant also made available online the letter sent by the Council on 6 January 2025.

¹ <https://semmelweis.hu/english/2023/03/application-for-partial-annulment-in-respect-of-council-implementing-decision-eu-2022-2506/>.

In these circumstances, the Council respectfully requests the Court to take whatever formal and practical measures it deems necessary to put an end to this flagrant violation of the principles of equality of arms and the sound administration of justice, as reflected in Articles 38(2) and 65(1) of the Rules of Procedure of the General Court and in the relevant case-law.

We would like to take this opportunity to express our warmest greetings.

Sincerely yours,

Giacomo RUGGE Emanuele REBASTI

Lucie VETILLARD

Agents of the Council

Annexes:

- Annex I: Copy of the letter sent by the Council to the applicant's lawyers
- Annex II: Copy of the reply sent by the applicant's lawyers to the Council