

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 18 November 2004

in Case T-176/01: *Ferriere Nord SpA v Commission of the European Communities* ⁽¹⁾

(State aid — Community guidelines on State aid for environmental protection — Steel undertaking — Products coming under the EC Treaty — Approved aid scheme — New aid — Initiation of the formal procedure — Time-limits — Rights of the defence — Legitimate expectation — Statement of reasons — Applicability ratione temporis of the Community guidelines — Environmental objective of the investment)

(2005/C 19/43)

(Language of the case: Italian)

In Case T-176/01: *Ferriere Nord SpA*, established in Osoppo (Italy), represented by W. Viscardini Donà and G. Donà, lawyers, supported by Italian Republic (Agents: initially U. Leanza, acting as Agent, and subsequently I. Braguglia and M. Fiorilli, avvocati dello Stato, with an address for service in Luxembourg), against Commission of the European Communities (Agents: V. Kreuzschitz and V. Di Bucci, with an address for service in Luxembourg) – application for, first, annulment of Commission Decision 2001/829/EC, ECSC of 28 March 2001 on the State aid which Italy is planning to grant to *Ferriere Nord SpA* (OJ 2001 L 310, p. 22) and, second, compensation for the harm allegedly sustained by the applicant following the adoption of that decision – the Court of First Instance (Fourth Chamber, Extended Composition), composed of H. Legal, President, V. Tiili, A.W.H. Meij, M. Vilaras and N.J. Forwood, Judges; J. Palacio González, Principal Administrator, for the Registrar, has given a judgment on 18 November 2004, in which it:

1. Dismisses the action;
2. Orders the applicant to bear its own costs and to pay those incurred by the Commission;
3. Orders the Italian Republic to bear its own costs.

⁽¹⁾ OJ C 289 of 13.10.2001.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 16 December 2004

in Case T-11/02: *Spyridon de Athanassios Pappas v Commission of the European Communities* ⁽¹⁾

(Officials — Retirement — Monthly allowance under Article 50 of the Staff Regulations — Services taken into account in the calculation of the allowance — Employment prior to entry into the service of the Communities — Transfer of pension rights)

(2005/C 19/44)

(Language of the case: French)

In Case T-11/02: *Spyridon de Athanassios Pappas*, established in Kraainem (Belgium), represented by K. Adamantopoulos and V. Akritidis, lawyers, against Commission of the European Communities – action for annulment of the decision of the Commission fixing the duration of the monthly allowance which the applicant receives following his retirement in the interests of the service under Article 50 of the Staff Regulations of Officials of the European Communities – the Court of First Instance composed of M. Jaeger (single Judge); I. Natsinas, administrator, for the Registrar, has given a judgment on 16 December 2004, in which it:

1. Dismisses the action;
2. Orders the parties to pay their own costs.

⁽¹⁾ OJ C 68 of 16.3.2002.