

**Order of the Court of First Instance of 27 October 2008 —
Buzzi Unichem v Commission**

(Case T-241/07) ⁽¹⁾

(Action for annulment — Directive 2003/87/EC — System of exchange of greenhouse gas emissions allowances — National plan for the allocation of emission allowances for Italy for the period from 2008 to 2012 — Commission Decision not to raise objections on certain conditions — Not individually concerned — Inadmissibility)

(2009/C 6/61)

Language of the case: Italian

Parties

Applicant: Buzzi Unichem SpA (Casale Monferrato, Italy) (represented by: C. Vivani, M. Vellano and G. Osch, lawyers)

Defendant: Commission of the European Communities (represented by: U. Wölker and D. Recchia, acting as Agents)

Re:

Annulment of the Commission Decision of 15 May 2007 concerning the national plan for the allocation of greenhouse gas emission allowances notified by Italy for the period from 2008 to 2012, in accordance with Directive 2003/87/EC of the European Parliament and of the Council establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ 2003 L 275, p. 32), inasmuch as the Commission makes its decision not to raise objections with regard to that national allocation plan conditional on withdrawal of the authorisation for installation operators to retain part of the allowances allocated in the event of 'closure due to a production rationalisation process'.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *Buzzi Unichem SpA shall bear its own costs and shall pay those incurred by the Commission.*

⁽¹⁾ OJ C 211, 8.9.2007.

**Order of the Court of First Instance of 3 November 2008 —
Union nationale de l'apiculture française and Others v
Commission**

(Case T-403/07) ⁽¹⁾

(Action for annulment — Directive 91/414/EEC — Plant protection products — Directive 2007/52/EC — Not individually concerned — Inadmissibility)

(2009/C 6/62)

Language of the case: French

Parties

Applicants: Union nationale de l'apiculture française (Paris, France); Deutscher Berufs- und Erwerbsimkerbund eV (Utting am Ammersee, Germany); Unione nazionale associazioni apicoltori italiani (Unaapi) (Castel Sanpietro Terme, Italy); and Asociación Galega de Apicultura (AGA) (Santiago de Compostela, Spain) (represented by: B. Fau, lawyer)

Defendant: Commission of the European Communities (represented by: M. Nolin and B. Doherty, Agents)

Re:

Application for annulment of Commission Directive 2007/52/EC of 16 August 2007 amending Council Directive 91/414/EEC to include ethoprophos, pirimiphos-methyl and fipronil as active substances (OJ 2007 L 214, p. 3)

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *There is no need to rule on the applications to intervene.*
3. *Union nationale de l'apiculture française, Deutscher Berufs- und Erwerbsimkerbund eV, Unione nazionale associazioni apicoltori italiani and Asociación Galega de Apicultura shall bear their own costs and pay the costs incurred by the Commission.*

⁽¹⁾ OJ C 8, 12.1.2008.