

Operative part of the judgment

The Court:

1. Dismisses the actions;
2. Orders Arch Chemicals, Inc., Arch Timber Protection Ltd, Rhodia UK Ltd, Sumitomo Chemical (UK) plc and Troy Chemical Co. BV to bear their own costs and to pay the costs incurred by the European Commission.

(¹) OJ C 19, 22.1.2005.

Judgment of the General Court of 21 September 2011 — Berliner Institut für Vergleichende Sozialforschung v Commission

(Case T-34/08) (¹)

(Financial assistance paid in the context of the Daphné II program — Determination of the amount to be paid to the beneficiary — Erroneous assessment)

(2011/C 319/21)

Language of the case: German

Parties

Applicant: Berliner Institut für Vergleichende Sozialforschung eV (Berlin, Germany) (represented by: initially, B. Hening, then U. Claus and, finally, S. Reichmann and L.-J. Schmidt, lawyers)

Defendant: European Commission (represented by: initially, S. Grünheid and B. Simon, then S. Grünheid and F. Dintilhac, Agents)

Re:

Application for the annulment of the Commission's decision of 16 November 2007 concerning the Commission's partial non-recognition of the costs incurred by the applicant in the context of Daphné Grant Agreement JAI/DAP/2004-2/052/W.

Operative part of the judgment

The Court:

1. Annuls the Commission's decision of 16 November 2007 concerning its partial non-recognition of the costs incurred by Berliner Institut für Vergleichende Sozialforschung eV in the context of Daphné Grant Agreement JAI/DAP/2004-2/052/W in so far as concerns the expenses relating to items A6, A39, A40, A41, A43 and E41;
2. Orders Berliner Institut für Vergleichende Sozialforschung to bear two thirds of its own costs and two thirds of the costs incurred by the European Commission. The Commission shall bear a third of its own costs and a third of the costs incurred by Berliner Institut für Vergleichende Sozialforschung.

(¹) OJ C 79, 29.3.2008.

Judgment of the General Court of (Second Chamber) of 20 September 2011 — Arch Chemicals and Others v Commission

(Case T-120/08) (¹)

(Action for annulment — Health policy — Marketing of biocidal products — Regulation (EC) No 1451/2007 — Not individually concerned — Inadmissibility — Default procedure)

(2011/C 319/22)

Language of the case: English

Parties

Applicants: Arch Chemicals, Inc. (Norwalk, Connecticut, United States); Arch Timber Protection Ltd (Castleford, West Yorkshire, United Kingdom); Rhodia UK Ltd (Watford, Hertfordshire, United Kingdom); Sumitomo Chemical (UK) plc (London, United Kingdom); Troy Chemical Co. BV (Vlaardingen, Netherlands) (represented by: K. Van Maldegem and C. Mereu, lawyers)

Defendant: European Commission (represented by: P. Oliver and E. Kružíková, acting as Agents)

Intervener in support of the applicants: European Chemical Industry Council (CEFIC), (Brussels, Belgium) (represented: initially by Y. van Gerven and V. Terrien, and subsequently by Y. van Gerven, lawyers)

Re:

Application for annulment of Article 3(2), Article 4, Article 7(3), the second subparagraph of Article 14(2), Article 15(3), Article 17 of and Annex II to Commission Regulation (EC) No 1451/2007 of 4 December 2007 on the second phase of the 10-year work programme referred to in Article 16(2) of Directive 98/8/EC of the European Parliament and of the Council concerning the placing of biocidal products on the market (OJ 2007, L 325, p. 3)

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Declares that there is no need to adjudicate on the applications for leave to intervene made by the European Parliament and the Council of the European Union;
3. Orders Arch Chemicals, Inc., Arch Timber Protection Ltd, Rhodia UK Ltd, Sumitomo Chemical (UK) plc and Troy Chemical Co. BV to bear their own costs;
4. Orders the European Chemical Industry Council (CEFIC) to bear its own costs.

(¹) OJ C 128, 24.5.2008.