

Judgment of the General Court of 15 September 2016 — PT Pelita Agung Agrindustri v Council(Case T-121/14) ⁽¹⁾**(Dumping — Imports of biodiesel originating in Indonesia — Definitive anti-dumping duty — Article 2 (5) of Regulation (EC) No 1225/2009 — Normal value — Production costs)**

(2016/C 392/30)

Language of the case: English

Parties

Applicant: PT Pelita Agung Agrindustri (Medan, Indonesia) (represented by: F. Graafsma and J. Cornelis, lawyers)

Defendant: Council of the European Union (represented initially by S. Boelaert, and subsequently by H. Marcos Fraile, acting as Agents, and by R. Bierwagen and C. Hipp, lawyers)

Interveners in support of the defendant: European Commission (represented by: J.-F. Brakeland, M. França and A. Stobiecka-Kuik, acting as Agents), and European Biodiesel Board (EBB) (Brussels, Belgium) (represented by: O. Prost and M.-S. Dibling, lawyers).

Re:

Action pursuant to Article 263 TFUE for annulment of Council Implementing Regulation (EU) No 1194/2013 of 19 November 2013 imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of biodiesel originating in Argentina and Indonesia (OJ 2013 L 315, p. 2) in so far as it imposes an anti-dumping duty on the applicant.

Operative part of the judgment

The Court:

1. Annuls Articles 1 and 2 of Council Implementing Regulation (EU) No 1194/2013 of 19 November 2013 imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of biodiesel originating in Argentina and Indonesia, in so far as they concern PT Pelita Agung Agrindustri;
2. Orders the Council of the European Union to bear its own costs and to pay the costs incurred by PT Pelita Agung Agrindustri;
3. Orders the European Commission and the European Biodiesel Board (EBB) to bear their own costs.

⁽¹⁾ OJ C 112, 14.4.2014.

Judgment of the General Court of 15 September 2016 — Italy v Commission(Cases T-353/14 and T-17/15) ⁽¹⁾**(Language regime — Notice of open competition for the recruitment of administrators — Choice of second language from three languages — Regulation No 1 — Article 1d(1), Article 27 and Article 28(f) of the Staff Regulations — Principle of non-discrimination — Proportionality)**

(2016/C 392/31)

Language of the case: Italian

Parties

Applicant: Italian Republic (represented by: G. Palmieri, acting as Agent, and by P. Gentili, avvocato dello Stato)

Defendant: European Commission (represented by: initially J. Currall and G. Gattinara (Cases T-353/14 and T-17/15) and F. Simonetti (Case T-17/15), then G. Gattinara and F. Simonetti, acting as Agents)