

Only the clubs that were able to participate in professional competitions in different sports were permitted to consolidate the accounts in respect of football and basketball, the main sports in Europe, with direct effects on the calculation of the corporate tax base. By consolidating the accounts, the significant receipts from football are reduced by the losses from basketball and, thus, the corporate tax base is significantly reduced, together with the tax to be paid.

Action brought on 30 November 2016 — QF v Commission

(Case T-846/16)

(2017/C 053/38)

Language of the case: Spanish

Parties

Applicant: QF (Barcelona, Spain) (represented by: L. Ruiz Ezquerro, R. Oncina Borrego, I. Sobrepera Millet and A. Hernández Pardo, lawyers)

Defendant: European Commission

Form of order sought

The applicant claims that the General Court should;

- declare that the Commission Decision of 4 July 2016 on State aid SA.29769 (2013/C) (ex 2013/NN), granted by Spain to certain football clubs, infringes Articles 107(1) and 108(3) of the TFEU, since the possibility of consolidating accounts brought about by the authorisation of four clubs to participate in different sports under Law 10/1990, as well as the application of the reduced tax rate under the same corporate tax, also constitute State aid incompatible with the internal market and, therefore, should be declared to be such by the European Commission.
- consequently, provide for the withdrawal/annulment of the measure and require the Kingdom of Spain to recover from the beneficiaries the aid that is incompatible with the internal market, and order it to pay the costs in that regard.

Pleas in law and main arguments

The pleas in law and main arguments are those put forward in Case T-845/16 QG v Commission.

Action brought on 30 November 2016 — Access Info Europe v Commission

(Case T-851/16)

(2017/C 053/39)

Language of the case: English

Parties

Applicant: Access Info Europe (Madrid, Spain) (represented by: O. Brouwer, E. Raedts and J. Wolfhagen, lawyers)

Defendant: European Commission

Form of order sought

The applicant claims that the Court should:

- annul decision C(2016) 6029 of the Commission of 19 September 2016 refusing to grant access to documents requested by the applicant pursuant to Regulation (EC) No 1049/2001 ⁽¹⁾;