

GENERAL COURT

Judgment of the General Court of 12 September 2017 — Laufen Austria v Commission

(Case T-411/10 RENV) ⁽¹⁾

(Competition — Agreements, decisions and concerted practices — Bathroom fittings and fixtures markets of Belgium, Germany, France, Italy, the Netherlands and Austria — Decision establishing an infringement of Article 101 TFEU and of Article 53 of the EEA Agreement — Fines — Fine imposed jointly and severally on a parent company and its subsidiary — Ceiling of 10 % of turnover — Calculation of the ceiling on the basis solely of the turnover of the subsidiary for the period of the infringement prior to its acquisition by the parent company)

(2017/C 357/09)

Language of the case: Spanish

Parties

Applicant: Laufen Austria AG (Wilhelmsburg, Austria) (represented by: E. Navarro Varona, lawyer)

Defendant: European Commission (represented by: F. Castillo de la Torre, F. Jimeno Fernández and F. Castilla Contreras, acting as Agents)

Re:

Application based on Article 263 TFEU and seeking, first, partial annulment of Commission Decision C(2010) 4185 final of 23 June 2010 relating to a proceeding under Article 101 TFEU and Article 53 of the EEA Agreement (Case COMP/39092 — Bathroom Fittings and Fixtures) and, second, a reduction of the amount of the fine imposed on the applicant in that decision.

Operative part of the judgment

The Court:

1. Fixes at EUR 4 788 001 the portion of the fine imposed on Laufen Austria AG for which it is held individually liable in respect of the infringement committed during the period between 12 October 1994 and 28 October 1999;
2. Orders Laufen Austria AG and the European Commission each to bear their own respective costs relating to the proceedings before the General Court and the Court of Justice.

⁽¹⁾ OJ C 301, 6.11.2010.

Judgment of the General Court of 12 September 2017 — Bayerische Motoren Werke v Commission

(Case T-671/14) ⁽¹⁾

(State aid — Regional investment aid — Aid granted by Germany to BMW for a large investment project in Leipzig concerning the production of two models of electric cars (i3 and i8) — Decision declaring the aid partly compatible and partly incompatible with the internal market — Article 107(3)(c) TFEU — Article 108(2) and (3) TFEU — Incentive effect of the aid — Whether the aid is necessary)

(2017/C 357/10)

Language of the case: German

Parties

Applicant: Bayerische Motoren Werke AG (Munich, Germany) (represented by: M. Rosenthal, G. Drauz and M. Schütte, lawyers)