

## GENERAL COURT

## Judgment of the General Court of 25 January 2018 — BSCA v Commission

(Case T-818/14) <sup>(1)</sup>

*(State aid — Aid granted by Belgium in favour of BSCA — Decision declaring the aid in part compatible and in part incompatible with the internal market — Legally binding act — Limitation period — Economic nature of the ILS — Proportion of economic use of the installations — Incorrect numerical data — Request for adjustment — Determination of the updated values — Obligation to state reasons — Distortions of competition — Legitimate expectations)*

(2018/C 094/19)

Language of the case: French

**Parties**

*Applicant:* Brussels South Charleroi Airport (BSCA) (Charleroi, Belgium) (represented by: P. Frühling, S. Golinvaux, H. Tacheny and J. Delarue, lawyers)

*Defendant:* European Commission (represented by: S. Noë, R. Sauer and B. Stromsky, acting as Agents)

*Intervener in support of the applicant:* Société wallonne des aéroports SA (Sowaer) (represented by: A. Lepièce and H. Baeyens, lawyers)

*Interveners in support of the defendant:* Brussels Airport Company SA (represented by: T. Janssens, F. Hoseinian and T. Oeyen, lawyers) and Brussels Airlines SA/NV (represented initially by: J. Derenne, J. Blockx, D. Vallindas and D. Dauchez, and subsequently by: J. Derenne and D. Vallindas, lawyers)

**Re:**

Application on the basis of Article 263 TFEU, seeking the annulment of Articles 3 to 6 of Commission Decision C(2014) 6849 final of 1 October 2014 concerning measures SA. 14093 (C76/2002) implemented by Belgium in favour of BSCA and Ryanair.

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders the European Commission to bear its own costs and to pay half of the costs incurred by Brussels South Charleroi Airport (BSCA);
3. Orders the Société wallonne des aéroports SA (Sowaer), Brussels Airport Company SA and Brussels Airlines SA/NV to bear their own costs.

<sup>(1)</sup> OJ C 65, 23.2.2015.