

V

(Announcements)

COURT PROCEEDINGS

COURT OF JUSTICE

Judgment of the Court (Third Chamber) of 16 February 2012 — Council of the European Union (C-191/09 P), European Commission (C-200/09 P) v Interpipe Nikopolsky Seamless Tubes Plant Niko Tube ZAT (Interpipe Niko Tube ZAT), formerly Nikopolsky Seamless Tubes Plant ‘Niko Tube’ ZAT, Interpipe Nizhnedneprovsky Tube Rolling Plant VAT (Interpipe NTRP VAT), formerly Nizhnedneprovsky Tube-Rolling Plant VAT

(Joined Cases C-191/09 P and C-200/09 P) ⁽¹⁾

(Appeals — Anti-dumping duties — Regulation (EC) No 954/2006 — Imports of certain seamless pipes and tubes, of iron or steel originating in Croatia, Romania, Russia and Ukraine — Regulation (EC) No 384/96 — Article 2(10)(i), Article 3(2), (3) and (5) to (7), Article 18(3) and Article 19(3) — Calculation of the normal value and of the injury — ‘Single economic entity’ — Rights of the defence — No statement of reasons)

(2012/C 98/02)

Language of the case: English

Parties

Appellants: Council of the European Union (represented by: J.-P. Hix and B. Driessen, Agents, and G. Berrisch, Rechtsanwalt), European Commission (represented by: H.van Vliet and C. Clyne, Agents)

Other parties to the proceedings: Interpipe Nikopolsky Seamless Tubes Plant Niko Tube ZAT (Interpipe Niko Tube ZAT), formerly Nikopolsky Seamless Tubes Plant ‘Niko Tube’ ZAT, Interpipe Nizhnedneprovsky Tube Rolling Plant VAT (Interpipe NTRP VAT), formerly Nizhnedneprovsky Tube-Rolling Plant VAT, European Commission (represented by: P. Vander Schueren, avocat, N. Mizulin, Solicitor)

Re:

Appeal against the judgment of the Court of First Instance (Second Chamber) of 10 March 2009 in Case T-249/06 *Interpipe Nikopolsky Seamless Tubes Plant Niko Tube ZAT (Interpipe Niko Tube ZAT) and Interpipe Nizhnedneprovsky Tube Rolling Plant VAT (Interpipe NTRP VAT) v Council of the European Union*, annulling Article 1 of Council Regulation (EC) No 954/2006 of 27 June 2006 imposing definitive anti-dumping duty on imports of certain seamless pipes and tubes, of iron or steel

originating in Croatia, Romania, Russia and Ukraine, and repealing Regulations (EC) No 2320/97 and (EC) No 348/2000 (OJ 2006 L 175, p. 4)

Operative part of the judgment*The Court:*

1. Dismisses the main appeal of the Council of the European Union;
2. Dismisses the main appeal of the European Commission;
3. Dismisses the cross-appeal of Interpipe Nikopolsky Seamless Tubes Plant Niko Tube ZAT (Interpipe Niko Tube ZAT) and Interpipe Nizhnedneprovsky Tube Rolling Plant VAT (Interpipe NTRP VAT);
4. Orders the parties to bear their own costs.

⁽¹⁾ OJ C 193, 15.8.2009.

Judgment of the Court (Grand Chamber) of 14 February 2012 (reference for a preliminary ruling from the Bundesverwaltungsgericht — Germany) — Flachglas Torgau GmbH v Federal Republic of Germany

(Case C-204/09) ⁽¹⁾

(Reference for a preliminary ruling — Aarhus Convention — Directive 2003/4/EC — Access to environmental information — Bodies or institutions acting in a legislative capacity — Confidentiality of the proceedings of public authorities — Condition that the confidentiality must be provided for by law)

(2012/C 98/03)

Language of the case: German

Referring court

Bundesverwaltungsgericht

Parties to the main proceedings*Applicant:* Flachglas Torgau GmbH*Defendant:* Federal Republic of Germany