



C/2024/413

3.1.2024

**Order of the General Court of 23 October 2023 — Ryanair and Airport Marketing Services v
Commission**

(Case T-833/17) ⁽¹⁾

***(State aid — Aid granted by Italy to Sardinian airports for public service obligations — Decision
declaring the aid partially incompatible with the internal market — Withdrawal of the contested
measure — No longer the subject matter of the dispute — No need to adjudicate)***

(C/2024/413)

Language of the case: English

Parties

Applicants: Ryanair DAC, (Swords, Ireland), Airport Marketing Services Ltd (Dublin, Ireland) (represented by: E. Vahida, I.-G. Metaxas-Maranghidis, S. Rating, lawyers and B. Byrne, Solicitor)

Defendant: European Commission (represented by: L. Armati, D. Grespan and S. Noë, acting as Agents)

Intervener in support of the defendant: Council of the European Union (represented by: A. Maceroni and A.-L. Meyer, acting as Agents)

Re:

By their action under Article 263 TFEU, the applicants seek the annulment of Commission Decision (EU) 2017/1861 of 29 July 2016 on State aid SA.33983 (2013/C) (ex 2012/NN) (ex 2011/N) — Italy — Compensation to Sardinian airports for public service obligations (SGEI) (OJ 2017 L 268, p. 1), in so far as it concerns them.

Operative part of the order

1. There is no longer any need to adjudicate on the action.
2. The European Commission is ordered to bear its own costs and to pay the costs incurred by Ryanair DAC and Airport Marketing Services Ltd.
3. The Council of the European Union is ordered to pay its own costs.

⁽¹⁾ OJ C 63, 19.2.2018.