

**Comité de développement et de promotion  
du textile et de l'habillement (DEFI)**

v

**Commission of the European Communities**

(Application for a declaration that a measure  
is void — Natural or legal persons — Admissibility —  
Interest in bringing proceedings and capacity to bring proceedings)

Summary

*Application for a declaration that a measure is void — Natural or legal persons — Measures which concern them directly and individually — Commission decision to the effect that aid planned is incompatible with the common market — Application to the Court by a State-controlled body charged with allocating the planned aid — Not admissible (EEC Treaty, Art. 173, second paragraph)*

A body created by decision of the State authorities, subject to their control and charged with allocating aid, is not directly and individually concerned, within the meaning of the second paragraph of Article 173 of the Treaty, by a Commission decision to the effect that a plan to provide aid, notified to it by a Member State, is incompatible with the common market.

Such a body cannot rely on its own interest, separate from that of the State, in the aid planned in order to have the decision declared void; nor can it bring an action in its capacity as collective representative of the traders concerned if the aid plan notified does not identify the future beneficiaries of the aid.