

**Order of the Court of 23 September 2009 — Complejo Agrícola, SA v Commission of the European Communities, Kingdom of Spain**

(Case C-415/08 P) <sup>(1)</sup>

*(Appeal — Protection of habitats — List of sites of Community importance for the Mediterranean biogeographical region — Commission Decision — Action for annulment brought by natural or legal persons — Admissibility — Appeal clearly unfounded)*

(2010/C 11/14)

Language of the case: Spanish

**Parties**

*Appellant:* Complejo Agrícola, SA (represented by: A. Menéndez Menéndez and G. Yanguas Montero, abogados)

*Other parties to the proceedings:* Commission of the European Communities (represented by: D. Recchia and A. Alcover San Pedro, agents), Kingdom of Spain (represented by: F. Díez Moreno, agent)

**Re:**

Appeal brought against the order of the Court of First Instance (First Chamber) of 14 July 2008 in Case T-345/06 *Complejo Agrícola v Commission*, in which the Court of First Instance dismissed as inadmissible the application for partial annulment of Article 1 of Annex 1 of Commission Decision 2006/613/EC of 19 July 2006 adopting, pursuant to Council Directive 92/43/EEC, the list of sites of Community importance for the Mediterranean biogeographical region (OJ 2006 L 259, p. 1), in so far as it declares the site designated as ‘Acebuchales de la Campiña sur de Cádiz’, which includes a farm belonging to the applicant, to be a site of Community importance for the Mediterranean biogeographical region

**Operative part of the order**

1. *The appeal is dismissed.*
2. *Complejo Agrícola S.A. is ordered to bear its own costs.*
3. *The Kingdom of Spain is ordered to bear its own costs.*

<sup>(1)</sup> OJ C 313 of 06.12.2008

**Order of the Court of 23 September 2009 — Calebus, SA v Commission of the European Communities, Kingdom of Spain**

(Case C-421/08 P) <sup>(1)</sup>

*(Appeal — Protection of habitats — List of sites of Community importance for the Mediterranean biogeographical region — Commission Decision — Action for annulment brought by natural or legal persons — Admissibility — Appeal clearly unfounded)*

(2010/C 11/15)

Language of the case: Spanish

**Parties**

*Appellant:* Calebus, SA (represented by: R. Bocanegra Sierra, abogado)

*Other parties to the proceedings:* Commission of the European Communities (represented by: D. Recchia and A. Alcover San Pedro, agents), Kingdom of Spain (represented by: F. Díez Moreno, agent)

**Re:**

Appeal brought against the order of the Court of First Instance (First Chamber) of 14 July 2008 in Case T-366/06 *Calebus v Commission*, in which the Court of First Instance dismissed as inadmissible the application for partial annulment of Article 1 of Annex 1 of Commission Decision 2006/613/EC of 19 July 2006 adopting, pursuant to Council Directive 92/43/EEC, the list of sites of Community importance for the Mediterranean biogeographical region (OJ 2006 L 259, p. 1), in so far as it declares the site designated as ‘Ramblas de Gergal, Tabernas y Sur de Sierra Alhamilla’, which includes land belonging to the applicant, to be a site of Community importance for the Mediterranean biogeographical region

**Operative part of the order**

1. *The appeal is dismissed.*
2. *Calebus SA is ordered to bear its own costs.*
3. *The Kingdom of Spain is ordered to bear its own costs.*

<sup>(1)</sup> OJ C 55 of 07.03.2009