

Judgment of the General Court of 20 September 2012 — Hungary v Commission

(Case T-89/10) ⁽¹⁾

(Structural funds — Financial assistance — M43 Motorway between Szeged and Makó — VAT — Non-eligible expenditure)

(2012/C 343/20)

Language of the case: Hungarian

Parties

Applicant: Hungary (represented: initially by J. Fazekas, K. Szijjártó and M.Z. Fehér, then by M.Z. Fehér and K. Szijjártó, agents)

Defendant: European Commission (represented by: D. Triantafyllou, V. Bottka and A. Steiblyté, agents)

Re:

Action for annulment brought against the Commission Decision of 14 December 2009 relating to the major project 'M43 Motorway between Szeged and Makó', forming part of the 'Transport' operational programme for European Union structural support from the European Regional Development Fund (ERDF) and the Cohesion Fund under the 'Convergence' objective (CCI 2008HU161PR016)

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Hungary to pay the costs.

⁽¹⁾ OJ C 100, 17.4.2010.

Judgment of the General Court of (Sixth Chamber) of 20 September 2012 — France v Commission

(Case T-154/10) ⁽¹⁾

(State aid — Aid allegedly implemented by France in the form of an implied, unlimited guarantee in favour of La Poste as a result of its status as a publicly-owned establishment — Decision declaring the aid incompatible with the internal market — Action for annulment — Interest in bringing proceedings — Admissibility — Burden of proving the existence of State aid — Advantage)

(2012/C 343/21)

Language of the case: French

Parties

Applicant: French Republic (represented: initially by E. Belliard, G. de Bergues, B. Beaupère-Manokha, J. Gstalter and S. Menez, and subsequently by E. Belliard, G. de Bergues, J. Gstalter and S. Menez, acting as Agents)

Defendant: European Commission (represented by: B. Stromsky and D. Grespan, acting as Agents)

Re:

Application for annulment of Commission Decision 2010/605/EU of 26 January 2010 on State aid C 56/07 (formerly E 15/05) granted by France to La Poste (OJ 2010 L 274, p. 1).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders the French Republic to pay the costs.

⁽¹⁾ OJ C 161, 19.6.2010.

Judgment of the General Court of 26 September 2012 — LIS v Commission

(Case T-269/10) ⁽¹⁾

(Dumping — Importation of compact fluorescent lamps with integrated electronic ballast originating in China — Request for reimbursement of duties collected — Article 11(8) of Regulation (EC) No 384/96 (now Article 11(8) of Regulation (EC) No 1225/2009) — Conditions — Evidence)

(2012/C 343/22)

Language of the case: German

Parties

Applicant: LIS GmbH Licht Impex Service (Mettmann, Germany) (represented by: K.-P. Langenkamp, G. Hebrant and G. Holler, lawyers)

Defendant: European Commission (represented by: H. van Vliet and T. Maxian Rusche, agents)

Re:

Action for annulment of Commission Decision C(2010) 2198 final of 12 April 2010 concerning requests for reimbursement of anti-dumping duties paid in respect of the importation of compact fluorescent lamps with integrated electronic ballast originating in the People's Republic of China.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders LIS GmbH Licht Impex Service to pay the costs.

⁽¹⁾ OJ C 234, 28.8.2010.