

Judgment of the Court (Sixth Chamber) of 22 October 2014 — Kingdom of Spain v European Commission

(Case C-429/13 P) ⁽¹⁾

(Appeal — Cohesion fund — Reduction of financial assistance — Irregularities in the application of the public procurement legislation — Adoption of the decision by the European Commission — Failure to comply with the time-limit — Consequences)

(2014/C 439/13)

Language of the case: Spanish

Parties

Appellant: Kingdom of Spain (represented by: A. Rubio González, acting as Agent)

Other party to the proceedings: European Commission (represented by: B. Conte and A. Tokár, acting as Agents, assisted by J. Rivas Andrés, abogado)

Operative part of the judgment

The Court:

1. Sets aside the judgment of the General Court of the European Union in *Spain v Commission* (T-384/10, EU:T:2013:277);
2. Annuls Commission Decision C(2010) 4147 of 30 June 2010, reducing the assistance granted from the Cohesion Fund to the following (groups of) projects: 'Water supply to settlements in the Guadiana basin: Andévalo area' (2000.ES.16.C.PE.133), 'Drainage and water treatment in the Guadalquivir basin: Guadaira, Aljarafe and the areas of natural protection of the Guadalquivir' (2000.ES.16.C.PE.066) and 'Water supply to multi-municipal systems in the provinces of Granada and Malaga' (2002.ES.16.C.PE.061);
3. Orders the European Commission to pay the costs of the Kingdom of Spain and to bear its own costs of both the proceedings at first instance and of the present appeal proceedings.

⁽¹⁾ OJ C 260, 7.9.2013.

Judgment of the Court (Sixth Chamber) of 23 October 2014 (request for a preliminary ruling from the Hoge Raad der Nederlanden — Netherlands) — Unitrading Ltd v Staatssecretaris van Financiën

(Case C-437/13) ⁽¹⁾

(Reference for a preliminary ruling — Community Customs Code — Recovery of import duties — Origin of goods — Means of proof — Charter of Fundamental Rights of the European Union — Article 47 — Rights of the defence — Right to effective judicial protection — Procedural autonomy of the Member States)

(2014/C 439/14)

Language of the case: Dutch

Referring court

Hoge Raad der Nederlanden

Parties to the main proceedings

Applicant: Unitrading Ltd

Defendant: Staatssecretaris van Financiën