

Judgment of the Court (Third Chamber) of 10 March 2016 — HeidelbergCement AG v European Commission

(Case C-247/14 P) ⁽¹⁾

(Appeal — Competition — Market for ‘cement and related products’ — Administrative procedure — Regulation (EC) No 1/2003 — Article 18(1) and (3) — Decision requesting information — Statement of reasons — Clarification of the application)

(2016/C 156/06)

Language of the case: German

Parties

Appellant: HeidelbergCement AG (represented by: U. Denzel, C. von Köckritz and P. Pichler, Rechtsanwälte)

Other party to the proceedings: European Commission (represented by: M. Kellerbauer, L. Malferrari and R. Sauer, acting as Agents)

Operative part of the judgment

The Court:

1. Sets aside the judgment of the General Court of the European Union of 14 March 2014 in *HeidelbergCement v Commission* (T-302/11, EU:T:2014:128);
2. Annuls Commission Decision C(2011) 2361 final of 30 March 2011 relating to a proceeding under Article 18(3) of Council Regulation (EC) No 1/2003 (Case COMP/39520 — Cement and related products);
3. Orders the European Commission to bear its own costs and to pay those incurred by HeidelbergCement AG with respect to both the proceedings at first instance in Case T-302/11 and the appeal.

⁽¹⁾ OJ C 223, 14.7.2014.

Judgment of the Court (Third Chamber) of 10 March 2016 — Schwenk Zement KG v European Commission

(Case C-248/14 P) ⁽¹⁾

(Appeal — Competition — Market for ‘cement and related products’ — Administrative procedure — Regulation (EC) No 1/2003 — Article 18(1) and (3) — Decision requesting information — Statement of reasons — Clarification of the application)

(2016/C 156/07)

Language of the case: German

Parties

Appellant: Schwenk Zement KG (represented by: M. Raible and S. Merz, Rechtsanwälte)

Other party to the proceedings: European Commission (represented by: M. Kellerbauer, L. Malferrari and R. Sauer, acting as Agents)

Operative part of the judgment

The Court:

1. Sets aside the judgment of the General Court of the European Union of 14 March 2014 in *Schwenk Zement v Commission* (T-306/11, EU:T:2014:123);