

Judgment of the General Court of 28 June 2019 — Changmao Biochemical Engineering v Commission(Case T-741/16) ⁽¹⁾

(Dumping — Imports of aspartame originating in China — Refusal to grant market economy treatment — Imposition of a definitive anti-dumping duty — Article 2(7)(b) and (c), second indent, of Regulation (EU) 2016/1036 — Article 2(7)(a) of Regulation 2016/1036 — Article 2(10) of Regulation 2016/1036 — Article 3(2) and (6) of Regulation 2016/1036 — Article 6(7) of Regulation 2016/1036 — Non-conformity of accounting documents — Non-compliance with international accounting standards — Recourse to EU industry data — Request for adjustment — Burden of proof — Right to a fair hearing — Principle of sound administration — Legitimate expectations)

(2019/C 295/22)

Language of the case: English

Parties

Applicant: Changmao Biochemical Engineering Co. Ltd (Changzhou, China) (represented by: R. Antonini, E. Monard and B. Maniatis, lawyers)

Defendant: European Commission (represented by: J. F. Brakeland, T. Maxian Rusche and N. Kuplewatzky, acting as Agents)

Intervener in support of the defendant: Hyet Sweet (Gravelines, France) (represented by: T. Müller-Ibold, F.-C. Laprèvote and S. Branca, lawyers)

Re:

Application under Article 263 TFEU for the annulment of Commission Implementing Regulation (EU) No 2016/1247 of 28 July 2016 imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of aspartame originating in the People's Republic of China (OJ 2016 L 204, p. 92).

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Changmao Biochemical Engineering Co. Ltd to pay the costs.*

⁽¹⁾ OJ C 462, 12.12.2016.

Judgment of the General Court of 11 July 2019 — BP v FRA(Case T-838/16) ⁽¹⁾

(Non-contractual liability — Access to documents — Partial refusal of access — Sufficiently serious breach of a rule of law conferring rights on individuals — Regulations (EC) No 1049/2001 and No 45/2001 — Protection of personal data — Non-material damage — Material damage — Causal link)

(2019/C 295/23)

Language of the case: English

Parties

Applicant: BP (represented by E. Lazar, lawyer)