

**Order of the General Court of 11 December 2018 — QC v European Council**(Case T-834/16) <sup>(1)</sup>

**(Action for annulment — EU-Turkey Statement of 18 March 2016 — Press release — Notion of ‘international agreement’ — Identification of the author of the act — Scope of the act — Meeting of the European Council — Meeting of the Heads of State or Government of the Member States of the European Union held on the premises of the Council of the European Union — Capacity of the representatives of the Member States of the European Union during a meeting with the representative of a third country — First paragraph of Article 263 TFEU — Lack of jurisdiction)**

(2019/C 65/42)

Language of the case: Greek

**Parties**

*Applicant:* QC (represented by: C. Ladis, lawyer)

*Defendant:* European Council (represented by: S. Boelaert, M.-M. Joséphidès and J.-P. Hix, acting as Agents)

**Re:**

First, application based on Article 263 TFEU seeking annulment of an alleged agreement concluded between the European Council and the Republic of Turkey dated 18 March 2016 and entitled ‘EU-Turkey Statement, 18 March 2016’ and, secondly, application based on Article 265 TFEU seeking a declaration that the European Council unlawfully failed to take measures.

**Operative part of the order**

1. *The action is dismissed.*
2. *QC and the European Council shall bear their own respective costs.*

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<sup>(1)</sup> OJ C 38, 6.2.2017.

**Order of the General Court of 13 December 2018 — Scandlines Danmark and Scandlines Deutschland v Commission**(Case T-890/16) <sup>(1)</sup>

**(Action for annulment — State aid — Public financing of the Fehmarn Belt fixed rail-road link — Individual aid — Act not open to challenge — Purely confirmatory measure — Preparatory act — Inadmissibility)**

(2019/C 65/43)

Language of the case: English

**Parties**

*Applicants:* Scandlines Danmark ApS (Copenhagen, Denmark) and Scandlines Deutschland GmbH (Hamburg, Germany) (represented by: L. Sandberg-Mørch, lawyer)

*Defendant:* European Commission (represented by: L. Armati and by S. Noë, acting as Agents)

*Intervener in support of the defendant:* Kingdom of Denmark (represented initially by: C. Thorning, and subsequently by J. Nymann-Lindegren, acting as Agents, and by R. Holdgaard, lawyer)

**Re:**

Application pursuant to Article 263 TFEU for annulment of the Commission's letter of 30 September 2016 concerning State aid implemented by Denmark for the financing of the Fehmarn Belt fixed rail-road link.

**Operative part of the order**

1. *The action is dismissed as inadmissible;*
2. *Scandlines Danmark ApS and Scandlines Deutschland GmbH are to bear their own costs and to pay the costs incurred by the European Commission;*
3. *The Kingdom of Denmark is to bear its own costs.*

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<sup>(1)</sup> OJ C 63, 27.2.2017.

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**Order of the General Court of 13 December 2018 — Scandlines Danmark and Scandlines Deutschland v Commission**

**(Case T-891/16) <sup>(1)</sup>**

**(Action for failure to act — State aid — Public financing of the Fehmarn Belt fixed rail-road link — Individual aid — Adoption of a position by the Commission — Inadmissibility)**

(2019/C 65/44)

Language of the case: English

**Parties**

**Applicants:** Scandlines Danmark ApS (Copenhagen, Denmark) and Scandlines Deutschland GmbH (Hamburg, Germany) (represented by: L. Sandberg-Mørch, lawyer)

**Defendant:** European Commission (represented by: L. Armati and by S. Noë, acting as Agents)

**Intervener in support of the defendant:** Kingdom of Denmark (represented initially by: C. Thorning, and subsequently by J. Nymann-Lindegren, acting as Agents, and by R. Holdgaard, lawyer)

**Re:**

Application pursuant to Article 265 TFEU for a declaration that the Commission acted unlawfully by failing to define its position on aid measures concerning the financing, planning, construction and operation of the Fehmarn Belt fixed rail-road link.

**Operative part of the order**

1. *The action is dismissed as inadmissible;*
2. *Scandlines Danmark ApS and Scandlines Deutschland GmbH are to bear their own costs and to pay the costs incurred by the European Commission;*