

Defendant: European Commission (represented by: K. Herrmann, D. Recchia and S. Noë, acting as Agents)

Intervener in support of the applicants: Republic of Poland (represented by: B. Majczyna, M. Rzotkiewicz and S. Żyrek, acting as Agents)

Re:

Action brought under Article 263 TFEU and seeking the annulment of Articles 2 to 5 Commission Decision (EU) 2015/1586 of 26 February 2015 on measure SA.35388 (13/C) (ex 13/NN and ex 12/N) — Poland — Setting up the Gdynia-Kosakowo Airport (OJ 2015 L 250, p. 165).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Gmina Miasto Gdynia and Port Lotniczy Gdynia Kosakowo sp. z o.o. to bear their own costs and to pay those incurred by the European Commission before the Court of Justice in Case C-56/18 P and before the General Court in Cases T-263/15 and T-263 RENV;
3. Orders the Republic of Poland to bear its own costs.

⁽¹⁾ OJ C 254, 3.8.2015.

Judgment of the General Court of 21 December 2021 — EKETA v Commission

(Case T-177/17) ⁽¹⁾

(Arbitration clause — Ask-it contract concluded under the Sixth Framework Programme — Eligible costs — Debit note issued by the Commission for the recovery of amounts advanced — Reliability of the time records — Conflict of interests — Subcontracting)

(2022/C 95/28)

Language of the case: Greek

Parties

Applicant: Ethniko Kentro Erevnas kai Technologikis Anaptyxis (EKETA) (Thessaloniki, Greece) (represented by: V. Christianos, lawyer)

Defendant: European Commission (represented by: A. Katsimerou, T. Adamopoulos and J. Estrada de Solà, acting as Agents)

Re:

Action under Article 272 TFEU seeking a declaration, first, that the request made to the applicant by the Commission in debit note No 3241615292 of 29 November 2016 to reimburse to it the sum of EUR 211 185,95 of the payment received for a study on a research project called Ask-it is, in the amount of EUR 89 126,11, unfounded, and, second, that the sum in dispute corresponds to eligible costs which the applicant is not required to reimburse.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Ethniko Kentro Erevnas kai Technologikis Anaptyxis to pay the costs.

⁽¹⁾ OJ C 151, 15.5.2017.