

Defendant: European Commission (represented by: T. Maxian Rusche and K. Herrmann, acting as Agents, and G. Quardt and C. von Donat, lawyers)

Intervener in support of the applicant: Federal Republic of Germany (represented by: J. Möller, R. Kanitz, S. Heimerl and S. Costanzo, acting as Agents)

Re:

Application under Article 263 TFEU seeking annulment of Commission Decision (EU) 2019/56 of 28 May 2018 on aid scheme SA.34045 (2013/c) (ex 2012/NN) implemented by Germany for baseload consumers under Paragraph 19 StromNEV (OJ 2019 L 14, p. 1).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders AZ to bear its own costs and to pay those incurred by the European Commission;
3. Orders the Federal Republic of Germany to bear its own costs.

⁽¹⁾ OJ C 213, 24.6.2019.

Judgment of the General Court of 6 October 2021 — Infineon Technologies Dresden and Infineon Technologies v Commission

(Joined Cases T-233/19 and T-234/19) ⁽¹⁾

(State aid — Aid scheme implemented by Germany for some large electricity consumers — Exemption from network charges in respect of the 2012-2013 period — Decision declaring the aid scheme incompatible with the internal market and unlawful, and ordering the recovery of the aid paid — Action for annulment — Period allowed for commencing proceedings — Admissibility — Concept of aid — State resources)

(2021/C 471/57)

Language of the case: German

Parties

Applicant in Case T-233/19: Infineon Technologies Dresden GmbH & Co. KG (Dresden, Germany) (represented by: L. Assmann and M. Peiffer, lawyers)

Applicant in Case T-234/19: Infineon Technologies AG (Neubiberg, Germany) (represented by: L. Assmann and M. Peiffer, lawyers)

Defendant: European Commission (represented by: T. Maxian Rusche and K. Herrmann, acting as Agents)

Intervener in support of the applicants: Federal Republic of Germany (represented by: D. Klebs, J. Möller, R. Kanitz, S. Heimerl and S. Costanzo, acting as Agents)

Re:

Application under Article 263 TFEU seeking annulment of Commission Decision (EU) 2019/56 of 28 May 2018 on aid scheme SA.34045 (2013/c) (ex 2012/NN) implemented by Germany for baseload consumers under Paragraph 19 StromNEV (OJ 2019 L 14, p. 1).

Operative part of the judgment

The Court:

1. Dismisses the actions;

2. Orders Infineon Technologies Dresden GmbH & Co. KG and Infineon Technologies AG to bear their own costs and to pay those incurred by the European Commission;
3. Orders the Federal Republic of Germany to bear its own costs.

(¹) OJ C 213, 24.6.2019.

Judgment of the General Court of 6 October 2021 — Wepa Hygieneprodukte and Others v Commission

(Case T-238/19) (¹)

(State aid — Aid regime implemented by Germany for certain large electricity consumers — Exemption from network charges for the period 2012-2013 — Decision declaring the aid regime incompatible with the internal market and unlawful and ordering the recovery of the aid granted — Action for annulment — Time limit for bringing an action — Admissibility — Concept of ‘aid’ — State resources — Selectivity)

(2021/C 471/58)

Language of the case: German

Parties

Applicants: Wepa Hygieneprodukte GmbH (Arnsberg, Germany), Wepa Leuna GmbH (Leuna, Germany), Wepa Papierfabrik Sachsen GmbH (Arnsberg) (represented by: H. Janssen, A. Vallone and L. Kienzle, lawyers)

Defendant: European Commission (represented by: K. Herrmann and T. Maxian Rusche, acting as Agents)

Intervener in support of the applicants: Federal Republic of Germany (represented by: D. Klebs, J. Möller, R. Kanitz, S. Heimerl and S. Costanzo, acting as Agents)

Re:

Application under Article 263 TFEU seeking annulment of Commission Decision (EU) 2019/56 of 28 May 2018 on aid scheme SA.34045 (2013/C) (ex 2012/NN) implemented by Germany for baseload consumers under Paragraph 19 StromNEV (OJ 2019 L 14, p. 1).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Wepa Hygieneprodukte GmbH, Wepa Leuna GmbH and Wepa Papierfabrik Sachsen GmbH to each bear their own costs and to pay those incurred by the European Commission;
3. Orders the Federal Republic of Germany to bear its own costs.

(¹) OJ C 213, 24.6.2019.