

GENERAL COURT

Judgment of the General Court of 15 December 2021 — Oltchim v Commission

(Case T-565/19) ⁽¹⁾

(State aid — Measures taken by Romania to support a petrochemical company — Non-enforcement, accumulation and cancellation of public claims — Action for annulment — Period within which proceedings must be brought — Point from which time starts to run — Article 24(1) of Regulation (EU) 2015/1589 — Interest in bringing proceedings — Existence of one or more measures — State resources — Imputability to the State — Applicability of the private creditor test — Application of the private creditor test — Obligation to state reasons)

(2022/C 84/48)

Language of the case: English

Parties

Applicant: Oltchim SA (Râmnicu Vâlcea, Romania) (represented by: C. Arhold, L.-A. Bondoc, S.-E. Petrisor and K. Struckmann, lawyers)

Defendant: European Commission (represented by: V. Bottka and F. Tomat, acting as Agents)

Re:

Application under Article 263 TFEU for partial annulment of Commission Decision (EU) 2019/1144 of 17 December 2018 on State aid SA.36086 (2016/C) (ex 2016/NN) implemented by Romania for Oltchim (OJ 2019 L 181, p. 13).

Operative part of the judgment

The Court:

1. Annuls Article 1(a) and (c) of Commission Decision (EU) 2019/1144 of 17 December 2018 on State aid SA.36086 (2016/C) (ex 2016/NN) implemented by Romania for Oltchim SA;
2. Annuls Articles 3 to 6 and Article 7(2) of Decision 2019/1144 in so far as they concern the measures referred to in Article 1(a) and (c) of that decision;
3. Dismisses the action as to the remainder;
4. Orders Oltchim to bear one quarter of its own costs;
5. Orders the European Commission to pay three quarters of the costs incurred by Oltchim and to bear its own costs.

⁽¹⁾ OJ C 383, 11.11.2019.

Judgment of the General Court of 21 December 2021 — Hamers v Cedefop

(Case T-159/20) ⁽¹⁾

(Civil service — Members of the temporary staff — Investigation conducted by OLAF — Transmission to national judicial authorities of information relating to facts liable to lead to criminal proceedings — National criminal proceedings — Acquittal — Cedefop's conduct in relation to the national criminal proceedings — Rejection of the claim for compensation — Action for annulment and damages — Conflict of interests — Presumption of innocence — Powers of Cedefop's Board of Appeal)

(2022/C 84/49)

Language of the case: Greek

Parties

Applicant: Helene Hamers (Angelochori, Greece) (represented by: V. Christianos, A. Politis, M. Rodopoulos and A. Skoulikis, lawyers)