

COURT OF FIRST INSTANCE

JUDGMENT OF THE COURT OF FIRST INSTANCE
of 15 October 1997

in Case T-331/94: IPK-München GmbH v. Commission of
the European Communities ⁽¹⁾

*(Financial assistance for an ecological tourism project —
Reduction — Application for annulment — Admissibility
— Confirmatory act — Legal certainty — Legitimate
expectations — Statement of reasons)*

(97/C 387/22)

(Language of the case: German)

In Case T-331/94: IPK-München GmbH, established in
Munich (Germany), represented by Hans-Joachim Priess,
of the Brussels Bar, 13 Place des Barricades, Brussels v.
Commission of the European Communities, (Agent:
Jürgen Grunwald) — application for annulment of the
Commission's decision of 3 August 1994 not to pay the
balance of financial assistance granted to the applicant in
connection with a project to create a databank on
ecological tourism in Europe — the Court of First Instance
(First Chamber), composed of A. Saggio, President, V. Tiili
and R. M. Moura Ramos, Judges; A. Mair, Administrator
for the Registrar, has given a judgment on 15 October
1997, in which it:

1. *dismisses the application;*
2. *orders the applicant to pay the costs.*

⁽¹⁾ OJ C 370, 24. 12. 1994.

JUDGMENT OF THE COURT OF FIRST INSTANCE
of 21 October 1997

in Case T-229/94: Deutsche Bahn AG v. Commission of
the European Communities ⁽¹⁾

*(Competition — Carriage by rail of maritime containers
— Regulation (EEC) No 1017/68 — Agreements,
decisions and concerted practices — Dominant position —
Abuse — Fine — Criteria of assessment — Principle of
proportionality — Rights of the defence — Access to the
file — Principle of legal certainty)*

(97/C 387/23)

(Language of the case: German)

In Case T-229/94: Deutsche Bahn AG, established in
Frankfurt (Germany), represented by Jochim Sedemund,

Rechtsanwalt, Cologne, with an address for service in
Luxembourg at the Chambers of Aloyse May, 31 Grand-
Rue v. Commission of the European Communities,
(Agents: initially Norbert Lorenz and Gérard de Bergues,
then Klaus Wiedner and Heinz-Joachim Freund) —
application for the annulment of Commission Decision
94/210/EC of 29 March 1994 relating to a proceeding
pursuant to Articles 85 and 86 of the EC Treaty (IV/
33.941 — HOV-SVZ/MCN, OJ L 104, 23. 4. 1994, p. 34)
or, in the alternative, the annulment or reduction of the
fine imposed by that decision on the applicant — the
Court of First Instance (First Chamber, Extended
Composition), composed of: A. Saggio, President, A.
Kalogeropoulos, V. Tiili, R. M. Moura Ramos and M.
Jaeger, Judges; A. Mair, Administrator for the Registrar;
has given a judgment on 15 October 1997, in which it:

1. *dismisses the application;*
2. *orders the applicant to pay the costs.*

⁽¹⁾ OJ C 218, 6. 8. 1994.

JUDGMENT OF THE COURT OF FIRST INSTANCE
of 22 October 1997

in Joined Cases T-213/95 and T-18/96: Stichting
Certificatie Kraanverhuurbedrijf (SCK) and Federatie van
Nederlandse Kraanverhuurbedrijven (FNK) v. Commission
of the European Communities ⁽¹⁾

*(Competition — Mobile cranes — Article 6 of the
European Convention on Human Rights — Acting within
a reasonable time — Certification system — Prohibition
on hiring — Recommended rates — Internal rates —
Fines)*

(97/C 387/24)

(Language of the case: Dutch)

In Joined Cases T-213/95 and T-18/96: Stichting
Certificatie Kraanverhuurbedrijf (SCK) and Federatie
van Nederlandse Kraanverhuurbedrijven (FNK), whose
registered office is in Culembourg, Netherlands,
represented by Martijn van Empel, of the Amsterdam Bar,
and Thomas Janssens, of the Brussels Bar, with an address