

4. *orders the Council, the Federal Republic of Germany and the Italian Republic to bear their own costs.*

(¹) OJ C 202, 23. 7. 1994.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 24 October 1997

in Case T-243/94: *British Steel plc v. Commission of the European Communities* (¹)

(ECSC — Action for annulment — State aid — Individual decisions authorizing the grant of State aid to steel undertakings — Lack of competence — Protection of legitimate expectations — Incompatibility with Treaty provisions — Discrimination — Inadequate statement of reasons — Breach of the rights of the defence — Articles 4 (b) and (c) and 15 and the first and second paragraphs of Article 95 of the Treaty)

(97/C 387/26)

(Language of the case: English)

In Case T-243/94: British Steel plc, established in London, represented by Richard Plender QC, of the Bar of England and Wales, and by William Sibree, Solicitor, with an address for service in Luxembourg at the Chambers of Elvinger, Hoss and Prussen, 15 Côte d'Eich, supported by SSAB Svenskt Stål AB, established in Stockholm, represented by John Boyce and Philip Raven, Solicitors, with an address for service in Luxembourg at the Chambers of Elvinger, Hoss and Prussen, 15 Côte d'Eich, Det Danske Stålvalseværk A/S, established in Frederiksværk (Denmark), represented by Jonathan Alex Lawrence, Solicitor, with an address for service in Luxembourg at the Chambers of Ernst Arendt, 8—10 Rue Mathias Hardt, v. Commission of the European Communities (Agents: Nicholas Khan and Ben Smulders), supported by Council of the European Union (Agents: Rüdiger Bandilla and John Carbery), Italian Republic (Agents: Umberto Leanza and Pier Giorgio Ferri), Kingdom of Spain (Agents: initially Alberto Navarro González and Gloria Calvo Díaz, and then Luis Perez de Ayala Becceril) and Ilva Laminati Piani SpA, established in Rome, represented by Aurelio Pappalardo, of the Trapani Bar, and Massimo Merola, of the Rome Bar, with an address for service in Luxembourg at the Chambers of Alain Lorang, 51 Rue Albert I — application for the annulment of Commission Decision 94/258/ECSC of 12 April 1994 concerning aid to be granted by Spain to the public integrated steel company Corporación de la Siderurgia Integral (CSI) and Commission Decision 94/259/ECSC of 12 April 1994 concerning aid to be granted by Italy to the public steel sector (Ilva group) (OJ L 112, 3. 5. 1994, pp. 58 and 64 respectively) — the Court of First Instance (First Chamber, Extended Composition), composed of: A. Saggio, President, A. Kalogeropoulos, V.

Tiili, A. Potocki and R. M. Moura Ramos, Judges; H. Jung, Registrar, has given a judgment on 24 October 1997, in which it:

1. *dismisses the application;*
2. *orders the applicant to pay the costs of the defendant and of the intervener Ilva Laminati Piani SpA;*
3. *orders the Council, the Kingdom of Spain, the Italian Republic, SSAB Svenskt Stål AB and Det Danske Stålvalseværk A/S to bear their own costs.*

(¹) OJ C 254, 10. 9. 1994.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 24 October 1997

in Case T-244/94: *Wirtschaftsvereinigung Stahl and Others v. Commission of the European Communities* (¹)

(ECSC — Action for annulment — State aid — Individual decisions authorizing the grant of State aid to steel undertakings — Misuse of power — Protection of legitimate expectations — Incompatibility with Treaty provisions — Discrimination — Inadequate statement of reasons — Breach of rights of the defence — Articles 4 (b) and (c) and 15 and the first and second paragraphs of Article 95 of the Treaty)

(97/C 387/27)

(Language of the case: German)

In Case T-244/94: Wirtschaftsvereinigung Stahl, established in Düsseldorf (Germany), Thyssen Stahl AG, established in Duisburg (Germany), Preussag Stahl AG, established in Salzgitter (Germany), Hoogovens Groep BV, established in Ijmuiden (Netherlands), represented by Jochim Sedemund and Frank Montag, Rechtsanwälte, Cologne, and, as regards Hoogovens Groep BV, by Eric Pijnacker Hordijk, of the Brussels Bar, with an address for service in Luxembourg at the Chambers of Aloyse May, 31 Grand-Rue, v. Commission of the European Communities (Agents: Bernd Langeheine and Ben Smulders), supported by Council of the European Union (Agents: Rüdiger Bandilla and Stephan Marquardt), Italian Republic (Agents: Umberto Leanza and Pier Giorgio Ferri), and Ilva Laminati Piani SpA, established in Rome, represented by Aurelio Pappalardo, of the Trapani Bar, and Massimo Merola, of the Rome Bar, with an address for service in Luxembourg at the Chambers of Alain Lorang, 51 Rue Albert I — application for the annulment of Commission Decision 94/259/ECSC of 12 April 1994 concerning aid to be granted by Italy to the public steel