

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 16 December 1999

in Case T-158/96: Acciaierie di Bolzano SpA v Commission of the European Communities⁽¹⁾

(ECSC Treaty — Action for annulment — State aid — Decision finding aid incompatible and ordering its repayment — Unnotified aid — Steel Aid Code applicable — Rights of the defence — Protection of legitimate expectations — Interest rate applicable — Statement of reasons)

(2000/C 102/37)

(Language of the case: Italian)

In Case T-158/96: Acciaierie di Bolzano SpA, established in Bolzano (Italy), represented initially by Giulio Macrí and Bruno Nascimbene, of the Milan Bar, and Massimo Condinanzi, of the Biella Bar, and subsequently by Mr Nascimbene alone, with an address for service in Luxembourg at the Chambers of Franco Colussi, 36 Rue de Wiltz, supported by Falck SpA, established in Milan (Italy), represented initially by Giulio Macrí and Franco Colussi, of the Milan Bar, and subsequently by Mr Macrí and Massimo Condinanzi, of the Biella Bar, with an address for service in Luxembourg at the Chambers of Franco Colussi, 36 Rue de Wiltz, and by the Italian Republic (Agents: Umberto Colesanti and Aiello Giacomo) against the Commission of the European Communities (Agents: Enrico Traversa, Paul Nemitz, Enrico Altieri and, in the oral proceedings, Tito Ballarino) — application for the annulment of Commission Decision 96/617/ECSC of 17 July 1996 concerning aid granted by the Autonomous Province of Bolzano (Italy) to Acciaierie di Bolzano (OJ 1996 L 274, p. 30) — the Court of First Instance (Fifth Chamber, Extended Composition), composed of J.D. Cooke, President of the Chamber, R. García-Valdecasas, P. Lindh, J. Pirrung and M. Vilaras, Judges; J. Palacio González, Administrator, for the Registrar, has given a judgment on 16 December 1999, in which it:

1. Dismisses the action;
2. Orders the applicant to bear its own costs and to pay the costs of the Commission;
3. Orders each intervener to bear its own costs.

⁽¹⁾ OJ C 54, 22.2.1997.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 17 February 2000

in Case T-183/97: Carla Micheli and Others v Commission of the European Communities⁽¹⁾

(Action for annulment — Community policy for research and technological development — MAST III Programme — Decision adopting the list of project proposals eligible for a Community contribution — Exclusion of a proposal for Community financing — Interest in bringing an action — No need to adjudicate)

(2000/C 102/38)

(Language of the case: Italian)

In Case T-183/97: Carla Micheli, Andrea Peirano, Carlo Nike Bianchi and Marinella Abbate, represented by Wilma Viscardini Donà, Mariano Paolin and Simonetta Donà, of the Padua Bar, with an address for service in Luxembourg at the Chambers of Ernest Arendt, 39 Rue Mathias Hardt, against the Commission of the European Communities (Agents: Eugenio de March and Alberto Dal Farro) — application for the annulment of the Commission's decision establishing the list of project proposals eligible for a Community contribution under the specific programme of research and technological development, including demonstration, in the field of marine science and technology (1994 to 1998), in so far as it excludes the POSSIBLE project coordinated by Carla Micheli, which decision was notified by the Commission's letter of 26 March 1997, received by fax on 17 April 1997 and by post on 20 May 1997 — the Court of First Instance (Fourth Chamber), composed of R.M. Moura Ramos, President of the Chamber, V. Tiili and P. Mengozzi, Judges; J. Palacio González, Administrator, for the Registrar, gave a judgment on 17 February 2000, the operative part of which is as follows:

1. There is no further need to adjudicate on this case;
2. The parties are ordered to bear their own costs.

⁽¹⁾ OJ C 271 of 6.9.1997.