

**Order of the President of the Court of First Instance of 26 October 2006 —
European Association of Importers and Exporters of Birds and live Animals
and Others v Commission**

(Case T-209/06 R)

Applications for interim measures — Application for interim measures and
suspension of enforcement — Admissibility — Urgency — None

*Applications for interim measures — Suspension of operation — Interim relief —
Conditions for granting — Serious and irreparable damage — Meaning (Arts 242 EC
and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see paras
32, 34, 35)*

Re:

APPLICATION for, first, suspension of enforcement of Commission Decision
2006/522/EC of 25 July 2006 amending Decisions 2005/759/EC and 2005/760/EC as
regards certain protection measures in relation to highly pathogenic avian influenza
and movements of certain live birds into the Community (OJ 2006 L 205, p. 28), and,
second, the grant of any other necessary interim measures.

Operative part

The Court:

1. Dismisses the application for interim measures;
2. Reserves the costs.