

Re:

ACTION for annulment, firstly, of the annex to Commission Regulation (EC) No 1434/1999 of 30 June 1999 establishing the sugar forecast supply balance for the 1999/2000 marketing year for the Azores, Madeira and the Canary Islands provided for in Council Regulations (EEC) No 1600/92 and (EEC) No 1601/92 (OJ 1999 L 166, p. 58); secondly, of Commission Regulation (EC) No 1481/2000 of 6 July 2000 establishing the sugar forecast supply balance for 2000/2001 for the Azores, Madeira and the Canary Islands provided for in Council Regulations No 1600/92 and No 1601/92 (OJ 2000 L 167, p. 6) and also of the annex thereto and, thirdly, of the annex to Commission Regulation (EC) No 1281/2001 of 28 June 2001 establishing the forecast supply balance for sugar for the Azores, Madeira and the Canary Islands provided for in Council Regulations No 1600/92 and No 1601/92 for the period 1 July 2001 to 31 December 2001 (OJ 2001 L 176, p. 12), inasmuch as they set the quantities of sugar considered necessary for supplying the Azores.

Operative part

The Court:

1. Dismisses the action;
2. Orders the applicant to pay the costs.

**Order of the Court of First Instance (Fourth Chamber) of 18 September 2006 —
Wirtschaftskammer Kärnten and best connect
Ampere Strompool v Commission
(Case T-350/03)**

Action for annulment — Competition — Decision declaring a concentration to be compatible with the common market — Legal persons — Acts of individual concern to them — Inadmissibility

Actions for annulment — Natural or legal persons — Measures of direct and individual concern to them — Decision finding a concentration compatible with the common market (Art. 230, fourth para., EC; Council Regulation No 4064/89, Arts 4(3) and 11(1)) (see paras 24-33, 43-63)

Re:

APPLICATION for annulment of Commission Decision 2004/271/EC of 11 June 2003 declaring a concentration to be compatible with the common market and the EEA Agreement (Case COMP/M.2947 — Verbund/EnergieAllianz) (OJ 2004 L 92, p. 91).

Operative part

The Court:

1. Dismisses the action as inadmissible;
2. Orders the applicants to bear their own costs and jointly and severally the costs incurred by the Commission and by the interveners Österreichische Elektrizitätswirtschafts-AG, EVN AG, Wien Energie GmbH, Energie AG Oberösterreich, Burgenländische Elektrizitätswirtschafts-AG and Linz AG für Energie, Telekommunikation, Verkehr und Kommunale Dienste;
3. Orders the intervener Ampere AG to bear its own costs.