

Second ground of appeal: disproportionate nature of the measure

The judgment under appeal wrongly confirms that the Commission's proportionality review was sufficient. This applies all the more since, first, it is unclear what exactly the aid measure consists of and, second, the grant equivalent has not been determined.

Third ground of appeal: undue distortions of competition and creation of a dominant market position

The General Court wrongly denies the existence of undue distortions of competition and the creation of a dominant market position. The General Court fails to take into account the fact that through the closure of Paks I nuclear plant energy capacity would become available, which is subject to competition in a liberalised energy market. Moreover, Paks I and II being operated in parallel longer than expected, the independence of both undertakings cannot be guaranteed.

Fourth ground of appeal: inadequate definition of the aid

The General Court was wrong to deny that the aid elements were not defined adequately. The failure to carry out a public procurement procedure, the failure to take into account the costs of debt financing and the failure to calculate a grant equivalent all militate in favour of an inadequate determination of the level of aid.

⁽¹⁾ OJ 2017 L 317, p. 45.

Order of the President of the Court of 30 November 2022 (request for a preliminary ruling from the Tribunal administratif — Luxembourg) — A, B, C, legally represented by his parents v Ministre de l'Immigration et de l'Asile

(Case C-153/21, ⁽¹⁾ Ministre de l'Immigration et de l'Asile)

(2023/C 104/25)

Language of the case: French

The President of the Court has ordered that the case be removed from the register.

⁽¹⁾ OJ C 189, 17.5.2021.

Order of the President of the Court of 12 December 2022 (request for a preliminary ruling from the Corte suprema di cassazione — Italy) — Istituto nazionale della previdenza sociale (INPS) v Ryanair DAC

(Case C-380/21, ⁽¹⁾ INPS)

(2023/C 104/26)

Language of the case: Italian

The President of the Court has ordered that the case be removed from the register.

⁽¹⁾ OJ C 349, 30.8.2021.

Order of the President of the Court of 20 December 2022 — NB v Court of Justice of the European Union

(Case C-774/21 P) ⁽¹⁾

(2023/C 104/27)

Language of the case: French

The President of the Court has ordered that the case be removed from the register.

⁽¹⁾ OJ C 198, 16.5.2022.
