

Case T-291/04 R

Enviro Tech Europe Ltd and Enviro Tech International, Inc.

v

Commission of the European Communities

(Interim measures — Directives 67/548/EEC and 2004/73/EC)

Order of the President of the Court of First Instance, 10 February 2005 . . . II - 476

Summary of the Order

1. *Applications for interim measures — Conditions of admissibility — Admissibility of main application — Irrelevance — Limits*
(Arts 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(1))
2. *Applications for interim measures — Suspension of operation of a measure — Interim measures — Conditions for granting — Urgency — Serious and irreparable damage — Burden of proof*
(Arts 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2))
3. *Applications for interim measures — Suspension of operation of a measure — Interim measures — Conditions for granting — Serious and irreparable damage — Financial loss — Situation which could jeopardise the existence of the applicant company or irremediably alter its position in the market*
(Arts 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2))