

2. Orders the Commission to bear its own costs and to pay those incurred by Ferriere Nord;

3. Orders the Italian Republic to bear its own costs.

**Order of the Court of First Instance (Third Chamber) of 25 October 2007 —
Estaser El Mareny v Commission**

(Case T-274/06)

Actions for annulment — Time-limit for instituting proceedings — Starting point —
Summary publication in the Official Journal — Internet site — Non-existent
measure — Inadmissibility

*Actions for annulment — Time-limits — Starting point (Art. 230, fifth para., EC) (see
paras 31, 36)*

Re:

ACTION for annulment of Commission Decision 2006/446/EC of 12 April 2006 relating to a proceeding pursuant to Article 81 EC (Case COMP/B-1/38.348 — Repsol CPP) (summary published in OJ 2006 L 176, p. 104), making binding the commitments offered by Repsol CPP, adopted in accordance with Article 9 of Council Regulation (EC) No 1/2003 of 16 December 2002 on the implementation of the rules on competition laid down in Articles 81 EC and 82 EC (OJ 2003 L 1, p. 1).

Operative part

1. The action is dismissed as inadmissible;
2. There is no need to adjudicate on the applications to intervene from Rani, SA, Estación de servicio Lazarza, SL, Melón, SA, Estación de servicio Ahigal, SL, Els Garrafons, SL, Estación de servicio Azpeitia-Azkoitia, SL, Red Azul, SA, Sucesores de Narciso Chiva, SL, Pablo Rada Combustibles, SL and Promotores Internacional, SA, from the Confederación Española de Empresarios de Estaciones de Servicio and from Repsol Comercial de Productos Petrolíferos, SA;
3. Estaser El Mareny, SL is ordered to bear its own costs and pay those incurred by the Commission;
4. The applicants to intervene are ordered to bear their own costs.