

**Re:**

APPLICATION for suspension of certain provisions of Commission Directive 2006/132/EC of 11 December 2006 amending Council Directive 91/414/EEC to include procymidone as an active substance (OJ 2006 L 349, p. 22), and for certain other interim measures.

**Operative part**

The Court:

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

**Order of the Court of First Instance (Third Chamber) of 27 February 2007 —  
SP Entertainment Development v Commission**

**(Case T-44/05)**

State aid — Actionable measure — Inadmissibility

*Actions for annulment — Actionable measures — Meaning — Measures producing binding legal effects (Arts 88(2) EC and 230 EC) (see paras 19-22, 25)*

**Re:**

APPLICATION for annulment of the decision contained in a letter from the Commission of 20 October 2004 concerning the recovery of State aid granted by the German authorities to Space Park Development GmbH & Co. KG.

## **Operative part**

The Court:

1. Dismisses the action as inadmissible;
2. Orders the applicant, SP Entertainment Development GmbH, to pay all the costs.