

## Case T-147/94

### Krupp Hoesch Stahl AG

v

### Commission of the European Communities

(ECSC Treaty — Competition — Agreements between undertakings — Price-fixing — Systems for the exchange of information)

Judgment of the Court of First Instance (Second Chamber, Extended Composition), 11 March 1999 . . . . . II- 604

#### Summary of the Judgment

*ECSC — Agreements, decisions and concerted practices — Fines — Amount — Determination thereof — Cases in which the fine is fixed by the Community judicature — Unlimited jurisdiction*  
(ECSC Treaty, Art. 36, second para.)

By its nature, the fixing of a fine by the Court of First Instance in the exercise of its unlimited jurisdiction is not an arithmetically precise operation. Moreover, the

Court is not bound by the Commission's calculations, but must carry out its own assessment, taking all the circumstances of the case into account.