

Case T-121/95

European Fertilizer Manufacturers Association (EFMA)

v

Council of the European Union

(Anti-dumping duties — Application for derogation from the rules on languages)

Order of the Court of First Instance (Fourth Chamber, Extended Composition),
24 January 1997 II - 89

Summary of the Order

Procedure — Rules on languages — Derogations — Requirements
(*Rules of Procedure of the Court of First Instance, Art. 35(2)*)

Under Article 35(2)(b) of its Rules of Procedure, the Court of First Instance may, at the request of a party, authorize a language other than the language of the case to be used for all or part of the proceedings. However, a request for leave to derogate from the rule requiring exclusive use of the language of the case must be accompanied by a suffi-

ciently detailed and specific statement of reasons, especially where it emanates from the applicant.

A request made by the applicant for leave to plead at the hearing in a language other than

the language of the case on the sole ground that that language is not the mother tongue of its counsel does not satisfy that requirement to provide reasons for the request where it has not been shown that this factor was unforeseeable when the application was lodged and hence when the language of the case was chosen.