

# Case T-184/01 R

IMS Health Inc.

v

Commission of the European Communities

(Proceedings for interim relief — Competition law — Article 82 EC — Adoption of a decision providing for interim measures by the Commission — Article 105(2) of the Rules of Procedure — Suspension of operation of the Commission decision until a final order in the proceedings for interim relief has been made)

Order of the President of the Court of First Instance, 10 August 2001 . . . II-2351

## Summary of the Order

*Applications for interim measures — Suspension of operation of a measure — Interim relief — Power conferred on the President by Article 105(2) of the Rules of Procedure of the Court of First Instance — Scope — Protective measures sought in response to a Commission decision adopting provisional measures under Regulation No 17 — Not relevant*

*(Arts 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 105(2); Council Regulation No 17)*

Article 105(2) of the Rules of Procedure of the Court of First Instance permits the judge hearing an application for interim measures, either where it is necessary to enable him to have enough time to be sufficiently informed so as to be in a position to judge a complex factual and/or legal situation raised by the application before him, or where it is desirable in the interests of the proper administration of justice that the status quo be maintained pending a decision on the application, to adopt provisional interim measures. The scope of the power granted by that provision does not necessarily fall to be inter-

preted differently where the decision in respect of which provisional interim relief is sought is one in which interim measures have been adopted by the Commission pending the termination of an investigation under Regulation No 17 concerning an alleged infringement of Community competition law.

(see para. 20)