

**Order of the President of the Court of First Instance of 2 May 2007 — IPK International — World Tourism Marketing Consultants v Commission**

**(Case T-297/05 R)**

(Interim measures — Article 256 EC — Subject-matter of the application — Admissibility — Lack of urgency)

1. *Applications for interim measures — Suspension of operation of a measure — Application for suspension of the enforcement of a decision including a pecuniary obligation — Application seeking, in reality, suspension of the operation of another decision having effects on the applicant's financial position (Arts 242 EC and 256 EC) (see paras 18, 21-24)*
2. *Applications for interim measures — Conditions for admissibility — Application — Formal requirements (Rules of Procedure of the Court of First Instance, Arts 44(1)(c) and 104(2)) (see paras 33-39)*
3. *Applications for interim measures — Suspension of operation of a measure — Interim measures — Conditions for granting — Prima facie case — Urgency — Cumulative nature — Weighing-up of all the interests at stake (Arts 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see paras 42, 43)*
4. *Applications for interim measures — Suspension of operation of a measure — Interim measures — Conditions for granting — Urgency — Particular seriousness of the prima facie case (Arts 225(1) EC, 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see paras 51-61)*

**Re:**

APPLICATION for a stay of execution of Commission Decision C (2006) 6452 of 4 December 2006 relating to recovery of the sum of EUR 318 000 received by the applicant as an advance in respect of the Ecodata project.

## Operative part

The Court:

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

### Order of the President of the Court of First Instance of 3 May 2007 — Polimeri Europa v Commission

(Case T-12/07 R)

Application for interim measures — Competition — Application for further interim measures — Order addressed to third parties — Inadmissibility

1. *Applications for interim measures — Suspension of operation of a measure — Interim measures — Conditions for granting — Prima facie case — Urgency — Cumulative nature — Weighing-up of all the interests at stake (Arts 225(1) EC, 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see paras 33-35)*
2. *Applications for interim measures — Interim measures — Application that the Commission be ordered to adopt in relation to a third party, not party to the proceedings, measures outside its competence — Inadmissibility (Art. 243 EC; Council Regulation No 1/2003, Arts 8, 9 and 23(2)(b) and (c); Commission Regulation No 773/2004, Art. 8) (see paras 50-54)*
3. *Applications for interim measures — Conditions of admissibility — Application — Formal requirements (Rules of Procedure of the Court of First Instance, Arts 44(1)(d) and 104(3)) (see paras 56-58)*
4. *Applications for interim measures — Interim measures — Conditions for granting — Interest of the applicant in obtaining the measure sought (Art. 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see para. 59)*