3. *Procedure — Application initiating proceedings — Formal requirements (Statute of the Court of Justice, Art. 21, first para.; Rules of Procedure of the Court of First Instance, Art. 44(1)(c) and (d)) (see para. 29)*

Re:

ACTION brought against the decision of the Secretariat-General of the Commission of 27 May 2005, rejecting the request for access by the applicant to a letter sent by the Directorate, General for Competition to the Federal German Government concerning State aid proceedings.

Operative part

The Court:

1. Dismisses the action as manifestly inadmissible;

2. Orders the applicant to bear its own costs and those incurred by the Commission.

Order of the Court of First Instance (Second Chamber) of 11 December 2006 — MMT v Commission

(Case T-392/05)

Action for annulment — Time-limit for bringing proceedings — Objection of inadmissibility

1. *Actions for annulment — Time-limits — Starting point (Art. 230, fifth para., EC; Council Regulation No 659/1999, Arts 7 and 26(3)) (see paras 24-27)*

2. *Community law — Interpretation — Texts in several languages (see para. 30)*

3. *Procedure — Time-limit for instituting proceedings — Matter of public policy — Time-barred — Excusable error — Definition (see paras 36, 37)*

Re:

APPLICATION for annulment of Commission Decision 2003/595/EC of 5 March 2003 on the aid scheme implemented by the Federal Republic of Germany in connection with the sale and export of products from the Land of Mecklenburg-Western Pomerania (OJ 2003 L 202, p. 15) to the extent that the decision classifies as unlawful State aid for the purposes of Article 87(1) EC the financial assistance envisaged by the guidelines of the Land of Mecklenburg-Western Pomerania for shared offices on the territory of countries which are official candidates for accession to the European Union.

Operative part

The Court:

1. Dismisses the application as inadmissible;

2. Orders the applicant to bear its own costs and pay those incurred by the Commission.

Judgment of the Court of First Instance (Second Chamber) of 12 December 2006 — Asociación de Estaciones de Servicio de Madrid and Federación Catalana de Estaciones de Servicio v Commission

(Case T-146/03)

State aid — Spanish law providing for measures in favour of the agricultural sector following an increase in fuel prices — Formal examination procedure under Article 88(2) EC — Decision finding that certain measures did not constitute aid — Action for annulment — Admissibility — Standing to bring proceedings — Duty to state reasons