Order of the President of the Court of First Instance of 13 December 2006 — Huta Częstochowa v Commission

(Case T-288/06 R)

Application for interim measures — Application for suspension of operation — State aid — Admissibility

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 para. 11)*

2. *Applications for interim measures — Conditions of admissibility — Application — Formal requirements (Art. 242 EC; Rules of Procedure of the Court of First Instance, Art. 104(2) and (3)) (see para. 12)*

3. *Applications for interim measures — Suspension of operation of a measure — Conditions for granting — Urgency — Serious and irreparable damage (Art. 242 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see para. 13)*

Re:

APPLICATION for suspension of operation of Article 3 of the Commission decision of 5 July 2005 concerning State aid granted to the steel producer Huta Częstochowa SA in Case No C 20/04, and for the joinder of that application with the application for suspension of operation brought by ISD Polska sp. Z o.o.

Operative part

The Court:

1. Dismisses the application for interim measures;

2. Reserves the costs.