

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Koninklijke Philips NV and Philips France to bear their own costs and to pay those of the European Commission.

⁽¹⁾ OJ C 73, 2.3.2015.

Judgment of the General Court of 15 December 2016 — Spain v Commission

(Case T-808/14) ⁽¹⁾

(State aid — Digital television — Aid for the deployment of digital terrestrial television in remote and less-urbanised areas of Castilla-La Mancha — Decision declaring the aid incompatible with the internal market — Concept of ‘undertaking’ — Economic activity — Advantage — Service of general economic interest — Distortion of competition — Article 107(3)(c) TFEU — Duty of diligence — Reasonable period — Legal certainty — Equal treatment — Proportionality — Subsidiarity — Right to information)

(2017/C 038/36)

Language of the case: Spanish

Parties

Applicant: Kingdom of Spain (represented by: A. Rubio González, and subsequently by A. Gavela Llopis, abogados del Estado)

Defendant: European Commission (represented by: É. Gippini Fournier, P. Němečková and B. Stromsky, acting as Agents)

Re:

Application based on Article 263 TFEU and seeking the annulment of Commission Decision C(2014) 6846 final of 1 October 2014 on State aid SA.27408 ((C 24/2010) (ex NN 37/2010, ex CP 19/2009)) implemented by the authorities of Castilla-La Mancha for the deployment of digital terrestrial television in remote and less urbanised areas of Castilla-La Mancha, as amended by Decision C(2015) 7193 final of 20 October 2015 correcting certain errors contained in Decision C(2014) 6846 final.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders the Kingdom of Spain to pay the costs.

⁽¹⁾ OJ C 34, 2.2.2015.