

Case T-601/11 Dansk Automat Brancheforening v European Commission [2014]

Facts: A Commission decision had approved the compatibility of the reform of Danish law on gaming and betting services with the internal market – the consequences of this decision relied on implementing measures. The applicant association sought to annul one provision of that decision. The question was whether the applicant had standing.

Held: The application for annulment was rejected as it did not fulfil Art. 263(4) TFEU. The Commission's decision only had legal consequences by virtue of implementing measures in the form of Danish law and further implementing measures. Given that those measures could be challenged before national courts, the applicant association could access a court without infringing the law.