
Changes to legislation: There are currently no known outstanding effects for the Commission Decision of 25 September 2007 on the measures C 47/2003 (ex NN 49/2003) implemented by Spain for Izar (notified under document number C(2007) 4298) (Only the Spanish text is authentic) (Text with EEA relevance) (2008/141/EC). (See end of Document for details)

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Article 1 The formal investigation procedure under Article 88 (2) of the...
Article 2 This Decision is addressed to Spain.
Signature

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- (1) [OJ C 209, 4.7.2003, p. 24.](#)
- (2) Cases C 38/2003 and C 40/2000.
- (3) This Article allows a Member State to ‘take such measures as it considers necessary for the protection of the essential interests of its security which are connected with the production of or trade in arms, munitions and war materials’.
- (4) In addition to the two 2004 decisions, an older decision from 1999 (Case C 3/99) also requested from Izar recovery of a further EUR 111 million.
- (5) On 20 July 2000, AESA sold to Izar the two shipyards responsible for the construction of the LNG tankers. By letter dated 13 February 2003, the Spanish authorities confirmed that Izar had taken over responsibility for AESA’s commitments in relation to the shipbuilding contracts.
- (6) Under the terms of the guarantee, SEPI would indemnify Repsol at first request for all the direct and indirect costs and consequent losses Repsol would incur if the ships were not delivered according to the contract terms for reasons for which Izar could be held liable.
- (7) Pursuant to the shipbuilding contracts, the vessels had to be delivered on 15 September 2003, 15 December 2003 and 15 March 2004, respectively.

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