

Operative part of the judgment

The Court:

1. Annuls Commission Decision 2003/245/EC of 4 April 2003 on the requests received by the Commission to increase MAGP IV objectives to take into account improvements on safety, navigation at sea, hygiene, product quality and working conditions for vessels of more than 12 m in length overall in so far as it applies to the applicant's vessel *Atlantean*;
2. Orders the Commission to bear its own costs and to pay those incurred by the applicant;
3. Orders Ireland to bear its own costs.

(¹) OJ C 184, 2.8.2003.

Judgment of the Court of First Instance of 13 June 2006 — Boyle and Others v Commission

(Joined Cases T-218/03 to T-240/03) (¹)

(Fishing — Multiannual guidance programmes — Requests to increase the objectives on safety grounds — Decision 97/413/EC — Refusal of the Commission — Actions for annulment — Admissibility — Competence of the Commission)

(2006/C 190/32)

Language of the case: English

Parties

Applicants: Cathal Boyle (Killybegs, Ireland) and the other 22 applicants whose names are set out in the annex to the judgment (represented by: P. Gallagher SC, A. Collins SC and D. Barry, Solicitor)

Defendant: Commission of the European Communities (represented by: G. Braun and B. Doherty, Agents)

Intervener in support of the applicant: Ireland [represented by: D. O'Hagan and C. O'Toole, Agents, and by D. Conlan Smyth, Barrister]

Re:

Annulment of Commission Decision 2003/245/EC of 4 April 2003 on the requests received by the Commission to increase MAGP IV objectives to take into account improvements on safety, navigation at sea, hygiene, product quality and working conditions for vessels of more than 12 m in length overall (OJ 2003 L 90, p. 48), in so far as it rejects the applicants' request to increase the capacity of their vessels

Operative part of the judgment

The Court:

1. Dismisses the applications lodged by Thomas Faherty (T-224/03), Ocean Trawlers Ltd (T-226/03), Larry Murphy (T-236/03) and O'Neill Fishing Co. Ltd (T-239/03);
2. Annuls Commission Decision 2003/245/EC of 4 April 2003 on the requests received by the Commission to increase MAGP IV objectives to take into account improvements on safety, navigation at sea, hygiene, product quality and working conditions for vessels of more than 12 m in length overall in so far as it applies to the vessels of the other applicants;
3. Orders the Commission to bear its own costs and to pay those incurred by the applicants referred to in paragraph 2;
4. Order the applicants referred to in paragraph 1 to bear their own costs;
5. Orders Ireland to bear its own costs.

(¹) OJ C 239, 4.10.2003.

Judgment of the Court of First Instance of 8 June 2006 — Bachotet v Commission

(Case T-400/03) (¹)

(Officials — Annulment of the refusal to enter a candidate on a reserve list of temporary staff — Candidate's submission to a new oral test held in order to comply with the judgment annulling the refusal — Second refusal of entry — Action for annulment)

(2006/C 190/33)

Language of the case: French

Parties

Applicant: Sophie Bachotet (Brussels, Belgium) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and E. Marchal, agents)

Defendant: Commission of the European Communities (represented by: H. serépa-Lacombe and L. Lozano Palacios, agents)

Re:

Action for annulment of the refusal by the committee responsible for selection procedure COM/R/A/01/1999 to enter the applicant's name on the reserve list of temporary staff, following a new oral test held in order to comply with the judgment of the Court of First Instance of 24 September 2002 in Case T-182/01 *Bachotet v Commission* (not published in the European Court Reports)