

**Request for a preliminary ruling from the Tribunal administratif de Paris (France) lodged on 3 April 2019 —
XS v Recteur de l'académie de Paris**

(Case C-281/19)

(2019/C 187/58)

Language of the case: French

Referring court

Tribunal administratif de Paris

Parties to the main proceedings

Applicant: XS

Defendant: Recteur de l'académie de Paris

Question referred

Does French law, which does not take into account for the purposes of regrading within the school-teaching professional body the previous service of an official with the European Commission, or more broadly, with an EU institution, whereas it does provide for previous professional activities carried out within the authorities of an EU Member State to be taken into account, infringe the obligations and scope of Article 45 of the Treaty on the Function of the European Union?

Action brought on 16 April 2019 — European Commission v Republic of Slovenia

(Case C-316/19)

(2019/C 187/59)

Language of the case: Slovenian

Parties

Applicant: European Commission (represented by: L. Flynn and B. Rous Demiri)

Defendant: Republic of Slovenia

Form of order sought

- Pursuant to Article 258 of the Treaty on the Functioning of the European Union, the Commission asks the Court of Justice to declare that, by unilaterally seizing from the premises of the Bank of Slovenia documents connected to the performance of the ESCB's and the Eurosystem's tasks and by unfairly cooperating with the ECB on that subject, the Republic of Slovenia has failed to fulfil its obligations under Article 343 of the Treaty on the Functioning of the European Union, Article 39 of Protocol No 4 on the Statute of the European System of Central Banks and of the European Central Bank, Articles 2, 18 and 22 of Protocol No 7 on the Privileges and Immunities of the European Union and Article 4(3) of the Treaty on European Union.
- The Commission also asks the Court to order the Republic of Slovenia to pay the costs.

Pleas in law and main arguments

The search and seizure at the premises of the Bank of Slovenia on 6 July 2016 undermined the privileges attaching to the archives of the Union, as provided for in Article 343 of the Treaty on the Functioning of the European Union, Article 39 of Protocol No 4 and Articles 2 and 22 of Protocol No 7, in conjunction with Article 18 of the latter protocol, and as provided for in Article 4(3) of the Treaty on European Union. The search and seizure were carried out unilaterally, without the ECB's consent, and, on the assumption of a disagreement between the ECB and the Slovene bodies, without a decision of the Court of Justice of the European Union. Despite repeated warnings, the Slovene bodies responsible for the seizure did not attempt to separate documents forming part of the archives of the Union and did not constructively discuss the matter with the ECB.
