

JUDGMENT OF THE COURT (SECOND CHAMBER)

14 JULY 1965¹

Götz Schoffer
v Commission of the EEC

Case 46/64

S u m m a r y

Procedure — Judgment granting annulment — Legal effects — Limited to the parties and to the persons directly concerned by the measure annulled — Judgment constituting a new fact — Concept

Cf. paragraph 4, summary in Case 43/64.

In Case 46/64

GÖTZ SCHOFFER, an official of the European Economic Community, residing at 147, avenue Madoux, Brussels 15, assisted by J. Mechelinck, advocate at the Cour d'Appel, Brussels, with an address for service at the Chambers of Ernest Arendt, advocate at the Cour d'Appel, Luxembourg, 27, avenue Guillaume,

applicant,

v

COMMISSION OF THE EUROPEAN ECONOMIC COMMUNITY, Brussels, represented by its Legal Adviser, Louis de la Fontaine, acting as Agent, with an address for service in Luxembourg at the offices of Henry Manzanarès, Secretary of the Legal Department of the European Executives, 2, place de Metz,

defendant,

Application for the annulment of the decision rejecting the applicant's request dated 19 June 1964 concerning his grading, being a decision implied from the fact that no reply was given within two months of that date;

THE COURT (Second Chamber)

composed of: A. M. Donner, President of Chamber, W. Strauß (Rapporteur) and R. Monaco, Judges,

¹ — Language of the Case: French.