

Preliminary rulings — Jurisdiction of the Court (Art. 234 EC) (see paras 15-22)

Re:

Reference for a preliminary ruling — Krajský súd v Prešove — Interpretation of Article 6 EU and Article 1 of the Protocol to the Convention on the Protection of Human Rights and Fundamental Freedoms, signed in Paris on 20 March 1952 — Property law — National legislation under which electrical installations may be placed on private land without the owners being entitled to compensation.

Operative part

The Court of Justice of the European Communities clearly has no jurisdiction to answer the questions referred by the Krajský súd v Prešove V by decisions of 2 May and 21 July 2006.

**Order of the Court (Seventh Chamber) of 26 January 2007 —
Righini v Commission**

(Case C-57/06 P)

Appeal — Officials — Temporary staff — Classification by grade and step —
Classification in a higher career bracket — Distortion of the facts — Defective
statement of reasons — Appeal in part manifestly inadmissible and in part
manifestly unfounded

1. *Appeals — Grounds — Incorrect assessment of the facts — Inadmissible — Review by the Court of the assessment of the evidence — Possible only where the clear sense of the evidence has been distorted (Art. 225 EC; Statute of the Court of Justice, Art. 58, first para.) (see paras 32, 33)*
2. *Officials — Actions — Grounds — Burden of proof proving a fact alleged by the applicant resting with the applicant (see para. 41)*
3. *Appeals — Grounds — Insufficient statement of reasons — Mere drafting error (see para. 56)*
4. *Appeals — Grounds — Plea directed against a ground of the judgment not necessary to support its operative part — Plea inoperative (see paras 61, 62)*

Re:

Appeal against the judgment of the Court of First Instance (Fifth Chamber) of 15 November 2005 in Case T-145/04 *Righini v Commission* dismissing the action for annulment of the Commission's decisions to classify the applicant on her entry into service in Grade A7/3 and, in so far as may be necessary, annulment of the decision of 21 January 2004 rejecting the applicant's complaint.

Operative part

The Court:

1. Dismisses the appeal;
2. Orders Ms Righini to pay the costs.