

GENERAL COURT

Judgment of the General Court of 13 September 2013 — Berliner Institut für Vergleichende Sozialforschung v Commission

(Case T-73/08) ⁽¹⁾

(Financial assistance paid in the context of the Daphne II programme — Determination of the amount of the final grant — Debit note — Measure open to challenge — Obligation to state reasons — Fair trial — Errors of assessment)

(2013/C 313/25)

Language of the case: German

Parties

Applicant: Berliner Institut für Vergleichende Sozialforschung eV (Berlin, Germany) (represented: initially by B. Henning, then U. Claus and M. Uhmann, and finally by C. Otto, S. Reichmann and L.-J. Schmidt, lawyers)

Defendant: European Commission (represented: initially by S. Grünheid and B. Simon, then S. Grünheid and F. Dintilhac, acting as Agents)

Re:

Application for annulment of the decision of the Commission contained in the debit note of 26 November 2007, in which it requested the applicant to repay the sum of EUR 23 228,07 which the Commission paid to the applicant pursuant to the Daphne Grant Agreement (JLS/DAP/2004-1/080/YC).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Berliner Institut für Vergleichende Sozialforschung eV to pay the costs.

⁽¹⁾ OJ C 107, 26.4.2008.

Judgment of the General Court of 12 September 2013 — Italy v Commission

(Case T-142/08) ⁽¹⁾

(Languages — Notices of open competition for the recruitment of administrators and assistants — Full publication in three official languages — Information concerning the notices of open competitions — Publication in all official languages — Language of the tests — Choice of second language from three official languages)

(2013/C 313/26)

Language of the case: Italian

Parties

Applicant: Italian Republic (represented by: G. Palmieri, acting as Agent, and P. Gentili, avvocato dello Stato)

Defendant: European Commission (represented by: J. Currall and G. Gattinara, acting as Agents)

Intervener in support of the applicant: Kingdom of Spain (represented initially by: F. Díez Moreno, and subsequently by: N. Díaz Abad and J. García-Valdecasas Dorrego, abogados del Estado)

Re:

Application for annulment of Notice of open competitions EPSO/AD/116/08 and EPSO/AD/117/08 to constitute a reserve list of Administrators (AD8) and Principal Administrators (AD11) in the field of fraud prevention and Notice of open competition EPSO/AST/45/08 to constitute a reserve list of Assistants (AST4) in the field of fraud prevention (OJ 2008 C16A, pp. 1 and 16 respectively) on the ground that they were published in French, English and German only.

Operative part of the judgment

The Court:

1. Annuls the notices of open competitions EPSO/AD/116/08 and EPSO/AD/117/08 to constitute a reserve list of Administrators (AD8) and Principal Administrators (AD11) in the field of fraud prevention and EPSO/AST/45/08 to constitute a reserve list of Assistants (AST4) in the same field, published in the English, French and German versions of the Official Journal of the European Union on 23 January 2008;
2. Orders the Kingdom of Spain, the Italian Republic and the European Commission to bear their own costs.

⁽¹⁾ OJ C 142, 7.6.2008.

Judgment of the General Court of 12 September 2013 — Italy v Commission

(Case T-164/08) ⁽¹⁾

(Languages — Notices of open competition for the recruitment of doctors — Full publication in three official languages — Information concerning the notices of open competitions — Publication in all official languages — Language of the tests — Choice of second language from three official languages)

(2013/C 313/27)

Language of the case: Italian

Parties

Applicant: Italian Republic (represented by: G. Palmieri, acting as Agent, and P. Gentili, avvocato dello Stato)