

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (Second Chamber) of 29 April 2015 — Todorova Androva v Council

(Case F-78/12) ⁽¹⁾

(Civil Service — Promotion — 2011 promotion year — Not included in the list of officials eligible for promotion — Article 45 of the Staff Regulations — Two years' seniority in the grade — Failure to take account of the period of work carried out as a member of the temporary staff — Difference in treatment due to the legal nature of the employment of the workers concerned — Directive 1999/70/EC — Framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP — Clause 4 — Reliance — Exclusion)

(2015/C 198/65)

Language of the case: French

Parties

Applicant: Viara Todorova Androva (Rhode-Saint-Genese, Belgium) (represented by: M. Velardo, lawyer)

Defendant: Council of the European Union (represented by: J. Herrmann and M. Bauer, acting as Agents)

Intervener in support of the defendant: European Commission (represented by: J. Currall and G. Gattinara, acting as Agents)

Re:

Annulment of the Council's decision not to include the applicant in the list of officials eligible for promotion in respect of 2011.

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders Ms Todorova Androva to bear her own costs and to pay the costs incurred by the Council of the European Union;
3. Orders the European Commission and the European Court of Auditors to bear their own costs.

⁽¹⁾ OJ C 295, 29.9.2012, p. 34.

Judgment of the Civil Service Tribunal (Second Chamber) of 29 April 2015 — CJ v ECDC

(Joined Cases F-159/12 and F-161/12) ⁽¹⁾

(Civil service — Contract staff — Fixed term contract — Termination — Breakdown in the relationship of trust — Right to be heard — Infringement)

(2015/C 198/66)

Language of the case: English

Parties

Applicant: CJ (represented by: V. Koliass, lawyer)