

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Action brought on 4 October 2013 — ZZ a. o. v EEAS

(Case F-100/13)

(2014/C 45/85)

Language of the case: English

Parties

Applicants: ZZ and others (represented by: T. Bontinck and A. Guillerme, lawyers)

Defendant: European External Action Service

Subject-matter and description of the proceedings

Annulment of the EEAS's decision not to pay, from 1 January 2014, to officials assigned to Argentina, Chile, China (Hong Kong), Japan, Malaysia, Singapore and Taiwan the allowance for living conditions anymore.

Form of order sought

- Annul the decision MDR/C6/(2012) of the EEAS dated 19 December 2012 by which the AIPN has decided to eliminate the living conditions allowance for staff members based in the EU Delegations and Offices to Argentina, China (Hong Kong) Chile, Japan, Malaysia, Singapore and Taiwan;
- as a consequence, order payment of the living conditions allowances at a 15 % rate from 1 January 2014;
- order the defendant to pay the costs.

Action brought on 25 October 2013 — ZZ v FRA

(Case F-106/13)

(2014/C 45/86)

Language of the case: English

Parties

Applicant: ZZ (represented by: L. Levi and M. Vandebussche, lawyers)

Defendant: European Union Agency for Fundamental Rights (FRA)

Subject-matter and description of the proceedings

Annulment of the FRA Director's decision to impose a disciplinary penalty on the applicant in the form of a reprimand.

Form of order sought

The applicant claims that the Tribunal should:

- Annul the decision of the FRA Director dated 20 February 2013 issuing a reprimand and, if necessary, the decision of 22 February 2013 confirming the reprimand in writing;
- if necessary, annul the decision of the FRA Director dated 17 July 2013, received on 18 July 2013, rejecting the complaint;
- grant the applicant adequate compensation for the moral damage caused by the gross illegality and irregularity of the administrative inquiry and of the decision to issue a reprimand. This moral damage is assessed ex aequo et bono at EUR 15 000,00;
- order the defendant to pay all costs.

Action brought on 30 November 2013 — ZZ v Commission

(Case F-116/13)

(2014/C 45/87)

Language of the case: French

Parties

Applicant: ZZ (represented by: S. Orlandi, lawyer)

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decision concerning the transfer of the applicant's pension rights into the European Union pension scheme which applies the new GIPs relating to Articles 11 and 12 of Annex VIII to the Staff Regulations of Officials.

Form of order sought

- Declare Article 9 of the General Implementing Provisions of Article 11(2) of Annex VIII to the Staff Regulations unlawful and, consequently, inapplicable;
- Annul the decision of 18 June 2013 to increase the pension rights acquired by the applicant before his entry into the service, as part of the transfer thereof into the pension scheme of the institutions of the European Union, by application of the General Implementing Provisions of Article 11(2) of Annex VIII to the Staff Regulations of 3 March 2011;
- Order the Commission to pay the costs.

Action brought on 12 December 2013 — ZZ v ERA**(Case F-120/13)**

(2014/C 45/88)

*Language of the case: French***Parties***Applicant:* ZZ (represented by: S. Pappas, lawyer)*Defendant:* European Railway Agency (ERA)**Subject-matter and description of the proceedings**

Annulment of the decision not to renew the temporary staff contract of the applicant.

Form of order sought

- Annul the decision not to renew the temporary staff contract of the applicant within the Agency;
- Order the Agency to pay the costs.

Action brought on 23 December 2013 — ZZ v Commission**(Case F-126/13)**

(2014/C 45/89)

*Language of the case: French***Parties***Applicant:* ZZ (represented by: É. Boigelot, lawyer)*Defendant:* European Commission**Subject-matter and description of the proceedings**

Annulment of the decision of the PMO to pay the family allowances directly to the mother of the applicant's daughter, with retroactive effect to 1 October 2012

Form of order sought

- Annul the decision of 21 May 2013 by which the PMO informs the applicant of its decision to pay the family allowances, including the household allowance, the dependent child allowance and the education allowance, directly to the mother of his daughter, retroactively from 1 October 2012;
- Annul the decision adopted on 23 September 2013 rejecting the applicant's claim;
- Order the Commission to pay the applicant the entirety of the sums due in respect of family allowances unduly withheld since 1 October 2012 until the date of execution of the judgment to be given in this case, together with late-payment interest calculated at the rate of 4 % per annum from 1 October 2012 until payment in full;
- Order the Commission to pay the costs.