

**Judgment of the Civil Service Tribunal (Second Chamber) of 22 September 2015 — Barnett v EESC**(Case F-20/14) <sup>(1)</sup>

***(Civil service — Pension — Retirement pension — Early retirement without reduction of pension rights — General implementing provisions for Article 9(2) of Annex VIII to the Staff Regulations — Objection of illegality concerning the general implementing provisions — Interests of the service — Definition — None — Duration of the applicant's professional activity — Taking account of all of the professional career both inside and outside the EU institutions — Discretion of the institution — Legality)***

(2015/C 363/55)

Language of the case: French

**Parties**

*Applicant:* Inge Barnett (Roskilde, Denmark) (represented by: initially N. Nikolajsen, lawyer, then S. Orlandi and T. Martin, lawyers)

*Defendant:* European Economic and Social Committee (represented by: M. Pascua Mateo, L. Camarena Januzec and K. Gambino, acting as Agents, M. Troncoso Ferrer and F.-M. Hilaire, lawyers)

**Re:**

Application for annulment of the decision of the EESC rejecting the applicant's request to be entitled to early retirement without a reduction of her pension rights, pursuant to Article 9(2) of Annex VIII to the Staff Regulations.

**Operative part of the judgment**

*The Tribunal:*

- 1) *annuls the decision of the European Economic and Social Committee of 11 July 2013, issuing the list of beneficiaries, in respect of 2013, of the measure laid down in Article 9(2) of Annex VIII to the Staff Regulations of Officials of the European Union, in so far as it refuses to allow Mrs Barnett to benefit from that measure;*
- 2) *orders the European Economic and Social Committee to bear its own costs and to pay the costs incurred by Ms Barnett.*

<sup>(1)</sup> OJ C 175, 10/6/2014, p. 55.

**Judgment of the Civil Service Tribunal (First Chamber) of 22 September 2015 — Gioria v Commission**(Case F-82/14) <sup>(1)</sup>

***(Civil Service — Open competitions — Competition EPSO/AST/126/12 — Family relationship between a member of the selection board and a candidate — Conflict of interests — Article 27 of the Staff Regulations — Recruitment of officials with the highest integrity — Decision to exclude the candidate from the competition)***

(2015/C 363/56)

Language of the case: Italian

**Parties**

*Applicant:* Roberto Gioria (Veruno, Italy) (represented by: M. Cornacchia, lawyer)

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