

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (Second Chamber) of 28 June 2016 — FV v Council

(Case F-40/15) ⁽¹⁾

(Civil service — Assessment — Staff report — Interest in bringing proceedings — Downgrading of analytical assessments — Referral to the Reports Committee — Amendment by the second reporting officer of certain assessments not affecting the overall assessment — Manifest error of assessment — Duty to provide a statement of reasons — Duty to have regard to the welfare of staff)

(2016/C 287/42)

Language of the case: French

Parties

Applicant: FV (represented by: initially by T. Bontinck and A. Guillerme, lawyers, and subsequently by L. Levi, lawyer)

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

Re:

Application for annulment of the applicant's staff report for 2013.

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders FV to bear her own costs and to pay the costs incurred by the Council of the European Union.

⁽¹⁾ OJ C 178, 1.6.2015, p. 27.

Judgment of the Civil Service Tribunal (Single Judge) of 28 June 2016 — Kotula v Commission

(Case F-118/15) ⁽¹⁾

(Civil service — Officials — Article 45 of the Staff Regulations — 2014 promotion exercise — General implementing provisions for Article 45 of the Staff Regulations — List of officials recommended for promotion by the Directors-General and Heads of Department — Omission of the applicant's name — Inter-institutional transfer — Taking into account staff reports drawn up by the previous institution — Possibility of contesting the list of officials recommended for promotion before the Joint Promotions Committee — Consideration of the comparative merits of the officials eligible for promotion)

(2016/C 287/43)

Language of the case: French

Parties

Applicant: Marcin Kotula (Brussels, Belgium) (represented by: N. de Montigny and J.-N. Louis, lawyers)

Defendant: European Commission (represented by: C. Berardis-Kayser and G. Berscheid, acting as Agents)