

**Judgment of the Civil Service Tribunal (Single Judge) of 20 July 2016 — Adriaen and Others v Commission**

(Case F-113/15) <sup>(1)</sup>

*(Civil service — Officials — Article 45 of the Staff Regulations — 2014 promotion exercise — General implementing provisions for Article 45 of the Staff Regulations — Lists of officials proposed for promotion by the Directors-General and heads of service — Omission of the applicants' names — Possibility of challenging before the Joint Promotion Committee the list of officials proposed for promotion — Consideration of the comparative merits of the officials eligible for promotion — Opinions adopted by a joint body — Obligation to state grounds)*

(2016/C 364/41)

Language of the case: English

**Parties**

*Applicant:* Charlotte Adriaen (Brussels, Belgium) and Others (represented by: R. Rata, lawyer)

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

**Re:**

Application for annulment of the decisions of the appointing authority not to include the applicants on the list of officials promoted in the context of the 2014 annual promotion exercise.

**Operative part of the judgment**

*The Tribunal:*

1. Dismisses the action;
2. Declares that Ms Adriaen and the 12 other applicants whose names appear in the annex shall bear their own costs and orders them to pay the costs incurred by the European Commission.

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<sup>(1)</sup> OJ C 320, 28/9/2015, p. 55.

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**Judgment of the Civil Service Tribunal (Third Chamber) of 20 July 2016 — GY v Commission**

(Case F-123/15) <sup>(1)</sup>

*(Civil service — Open Competition — Notice of competition EPSO/AD/293/14 — Insufficient number of points in the 'Talent Screen Test' — Non-admission to the assessment centre — Rejection of the request for review)*

(2016/C 364/42)

Language of the case: French

**Parties**

*Applicant:* GY (represented by: S. Orlandi and T. Martin, lawyers)

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

**Re:**

Annulment of the decision of the selection board in competition EPSO/AD/293/14 not to award the applicant a sufficient number of points for admission to the assessment centre.

**Operative part of the judgment**

*The Tribunal:*

1. *Annuls the decision of 11 June 2015 by which the selection board of Open Competition EPSO/AD/293/14 refused to admit GY to the selection tests organised at the assessment centre;*
2. *Orders the European Commission to bear its own costs and to pay the costs incurred by GY.*

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<sup>(1)</sup> OJ C 398, 30/11/2015, p. 79.

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**Judgment of the Civil Service Tribunal (Second Chamber) of 21 July 2016 — HB v Commission  
(Case F-125/15) <sup>(1)</sup>**

*(Civil service — Officials — 2014 promotion exercise — Article 45(1) of the Staff Regulations — Comparison of the merits — 2011 and 2012 staff reports — Absence of several months due to maternity leave in 2013 — Staff report lacking any substantive assessment for the year in question — Decision not to promote the applicant in 2014 — Duty to provide a statement of reasons — Consideration of the comparative merits — No recommendation from the Joint Promotion Committee — Access to the applicant's individual computerised file — Composition of the Joint Promotion Committee — Discrimination based on gender — Non-material damage)*

(2016/C 364/43)

*Language of the case: French*

**Parties**

*Applicant:* HB (represented by: S. Orlandi and T. Martin, lawyers)

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

**Re:**

Application for annulment of the Commission's decision not to promote the applicant to grade AD 8 in the 2014 promotion exercise and compensation for the non-material damage which the applicant claims to have suffered.

**Operative part of the judgment**

*The Tribunal:*

1. *Dismisses the action;*
2. *Orders HB to bear half of her own costs;*
3. *Orders the European Commission to bear its own costs and to pay half of HB's costs.*

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<sup>(1)</sup> OJ C 398, 30/11/2015, p. 80.