

Subject-matter and description of the proceedings

The declaration of the illegality of Article 9 of the general implementing provisions (GIPs) of Article 11(2) of Annex VIII to the Staff Regulations and the annulment of the decision relating to transfer of the applicant's pension rights into the European Union pension scheme, a decision which applies the new GIPs relating to Articles 11 and 12 of Annex VIII to the Staff Regulations.

Form of order sought

- Declare that Article 9 of the general implementing provisions of Article 11(2) of Annex VIII to the Staff Regulations is illegal;
- Annul the decision of 16 January 2014 to credit the pension rights acquired by the applicant before his entry into service, in the context of the transfer of those pension rights into the pension scheme of the institutions of the European Union, under 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 30 January 2015 — ZZ and Others v Commission**(Case F-16/15)**

(2015/C 096/35)

*Language of the case: French***Parties**

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

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decisions to change the description of the type of post held by the applicants in the Sysper 2 application and not to include them in the list of officials proposed for promotion to grade AST 10 in the context of the promotion round for 2014.

Form of order sought

The applicants claim, primarily, that the Tribunal should:

- declare Article 45 of the Staff Regulations, Annex I thereto and the corresponding transitional measures to be unlawful;
- annul the decision of the appointing authority of 14 April 2014 to amend the applicants' promotion files in the 'Sysper 2' system in order to block any possibility of their promotion;
- annul the subsequent decision of the appointing authority, notified on 24 June 2014, not to include the applicants in the list of officials proposed for promotion to grade AST 10 in the context of the annual promotion round for 2014 provided for in Article 45 of the Staff Regulations;
- order the Commission to pay the costs.

In the alternative, the applicants claim that the Tribunal should:

- annul the decision of the appointing authority of 14 April 2014 to amend the applicants' promotion files contained in the 'Sysper 2' system in order to block any possibility of their promotion;

- annul the subsequent decision of the appointing authority, notified on 24 June 2014, not to include the applicants in the list of officials proposed for promotion to grade AST 10 in the context of the annual promotion round for 2014 provided for in Article 45 of the Staff Regulations;
- order the Commission to pay the costs.

Action brought on 2 February 2015 — ZZ and Others v Commission

(Case F-18/15)

(2015/C 096/36)

Language of the case: French

Parties

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

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decisions to change the description of the type of post held by the applicants in the Sysper 2 application and/or not to include them in the list of officials proposed for promotion to grades AD 13 and AD 14 in the context of the promotion round for 2014.

Form of order sought

The applicants claim, primarily, that the Tribunal should:

- declare Article 45 of the Staff Regulations, Annex I thereto and the corresponding transitional measures to be unlawful;
- annul the decision of the appointing authority of 14 April 2014 to amend the applicants' promotion files in the 'Sysper 2' system in order to block any possibility of their promotion;
- annul the subsequent decision of the appointing authority, notified on 24 June 2014, not to include the applicants in the list of officials proposed for promotion to grades AD 13 and AD 14 in the context of the annual promotion round for 2014 provided for in Article 45 of the Staff Regulations;
- order the Commission to pay the costs.

In the alternative, the applicants claim that the Tribunal should:

- annul the decision of the appointing authority of 14 April 2014 to amend the applicants' promotion files in the 'Sysper 2' system in order to block any possibility of their promotion;
 - annul the subsequent decision of the appointing authority, notified on 24 June 2014, not to include the applicants in the list of officials proposed for promotion to grades AD 13 and AD 14 in the context of the annual promotion round for 2014 provided for in Article 45 of the Staff Regulations;
 - order the Commission to pay the costs.
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