

GENERAL COURT

Judgment of the General Court of 13 July 2018 — PS v EIB

(Case T-612/16) ⁽¹⁾

(Civil service — EIB staff — Social security — Accident at work — Total and permanent invalidity — Occupational origin of the disease — System for the insurance of accidents at work and occupational diseases — Contributions to the pension scheme — Duty to have regard for the welfare of staff — Liability — Non-material harm)

(2018/C 341/24)

Language of the case: French

Parties

Applicant: PS (represented by: N. Lhoëst and G. Cludts, lawyers)

Defendant: European Investment Bank (EIB) (represented by: T. Gilliams, E. Raimond and G. Faedo initially, then T. Gilliams and G. Faedo, Agents, and A. Dal Ferro, lawyer)

Re:

Application based on Article 270 TFEU and seeking compensation in respect of the harm allegedly suffered by the applicant since November 2013.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders PS to pay the costs.*

⁽¹⁾ OJ C 371, 10.10.2016 (case initially registered before the European Union Civil Service Tribunal under number F-42/16 and transferred to the General Court of the European Union on 1.9.2016).

Judgment of the General Court of 13 July 2018 — Quadri di Cardano v Commission

(Case T-273/17) ⁽¹⁾

(Civil service — Members of the contract staff — Expatriation allowance — Article 4(1)(b) of Annex VII to the Staff Regulations — Ten-year reference period — Nationality of the State of employment — Residence in the State of employment — Duties in an international organisation — Temporary employment contract)

(2018/C 341/25)

Language of the case: French

Parties

Applicant: Alessandro Quadri di Cardano (Alicante, Spain) (represented by: N. de Montigny and J.-N. Louis, then N. de Montigny, lawyers)

Defendant: European Commission (represented by: T. Bohr and M. Mensi initially, then T. Bohr and L. Radu Bouyon, Agents)

Re:

Application based on Article 270 TFEU and seeking annulment of the decision dated 19 July 2016 of the Commission's Office for the Administration and Payment of Individual Entitlements (PMO), in so far as it refuses to grant the applicant the expatriation allowance on his entry into the service of INEA.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Mr Alessandro Quadri di Cardano to pay the costs.

⁽¹⁾ OJ C 221, 10.7.2017.

Judgment of the General Court of 13 July 2018 — Curto v Parliament

(Case T-275/17) ⁽¹⁾

(Civil service — Accredited parliamentary assistants — Article 24 of the Staff Regulations — Request for assistance — Article 12a of the Staff Regulations — Psychological harassment — Advisory Committee dealing with harassment complaints between Accredited Parliamentary Assistants and Members of the European Parliament and its prevention at the workplace — Decision rejecting the request for assistance — Error of assessment — Scope of the duty to provide assistance — Duration of the administrative procedure — Reasonable period — Refusal to disclose reports drawn up by the Advisory Committee)

(2018/C 341/26)

Language of the case: English

Parties

Applicant: Michela Curto (Genoa, Italy) (represented by: L. Levi and C. Bernard-Glanz, lawyers)

Defendant: European Parliament (represented by: O. Caisou-Rousseau, E. Taneva and M. Rantala, Agents)

Re:

Action under Article 270 TFEU for (i) annulment of the decision of the European Parliament, of 30 June 2016, by which the Authority empowered to conclude contracts of employment of that institution rejected the request for assistance submitted by the applicant on 14 April 2014 and (ii) compensation for the harm allegedly suffered by the applicant as a result of that authority's disregard of the duty to provide assistance laid down in Article 24 of the Staff Regulations of Officials of the European Union, inter alia on account of the excessive duration of the procedure.

Operative part of the judgment

The Court:

1. Annuls the decision of the European Parliament of 30 June 2016 by which the authority empowered to conclude contracts of employment of that institution rejected the request for assistance submitted by Ms Michela Curto on 14 April 2014;
2. Orders the Parliament to pay Ms Curto, in respect of the non-material harm suffered, the sum of EUR 10 000, together with default interest from the date of delivery of the present judgment at the rate fixed by the European Central Bank (ECB) for its main refinancing operations;
3. Orders the Parliament to pay the costs.

⁽¹⁾ OJ C 239, 24.7.2017.