



## Reports of Cases

### Judgment of the General Court (Eighth Chamber) of 8 September 2021 – IZ v Parliament

(Case T-155/20)

(Civil service – Members of the temporary staff – Political group – Dismissal – Manifest error of assessment – Misuse of powers – Right to be heard – Equal treatment – Duty to have regard for the welfare of officials – Principle of sound administration – Liability)

1. *Officials – Members of the temporary staff – Members of the temporary staff falling under Article 2(c) of the Conditions of Employment of Other Servants – Member of the temporary staff assigned to a political group in the Parliament – Dissolution of the political group – Consequence – Termination of the contract – No obligation for the Parliament to reassign the person concerned to a new group*

*(Conditions of Employment of Other Servants, Art. 2(c); Rules of Procedure of the European Parliament, Arts 33 and 34(3))*

*(see paras 17-24, 116, 117)*

2. *Judicial proceedings – Measures of organisation of procedure – Request for production of documents – Discretion of the EU judicature – Duties of the person making the request*

*(Rules of Procedure of the General Court, Arts 88(2) and 89(3)(d))*

*(see paras 47-49, 127)*

3. *Officials – Members of the temporary staff – Members of the temporary staff falling under Article 2(c) of the Conditions of Employment of Other Servants – Employment by a political group within the Parliament – Discretionary power of that group – Rejection of application – No obligation of the Secretary-General of the Parliament to hear the person concerned*

*(Conditions of Employment of Other Servants, Art. 2(c))*

*(see paras 100-103, 117)*

4. *Officials – Members of the temporary staff – Members of the temporary staff falling under Article 2(c) of the Conditions of Employment of Other Servants – Member of the temporary*

*staff assigned to a political group in the Parliament – Breakdown in the relationship of trust – Possibility of dismissal*

*(Conditions of Employment of Other Servants, Art. 2(c))*

*(see para. 122)*

5. *Actions brought by officials – Plea alleging infringement of the principle of equal treatment – Reversal of the burden of proof – Conditions*

*(Staff Regulations of Officials, Art. 1d(1); Conditions of Employment of Other Servants, Art. 10(1) and (5))*

*(see paras 123, 124)*

**Re:**

Application under Article 270 TFEU for, first, annulment of the Parliament's decision of 4 July 2019 to terminate the applicant's contract as a member of the temporary staff and, second, compensation for the non-material harm which the applicant allegedly suffered as a result of that decision.

**Operative part**

The Court:

1. Dismisses the action;
2. Orders IZ to pay the costs.