

- annul the jury's decision not to put their names on the list of successful candidates in Internal Competition B/260:
- order the defendant to pay the costs.

*Pleas in law and main arguments*

The applicants state that the Council had organised an Internal Competition B/260 concerning passage from one category to another on the basis of tests, in order to fill three administrative assistants' posts. After the tests had been marked by the jury, by letters of 27 November 1998, the Directorate for Personnel and Administration informed the applicants that they had obtained 109 and 105 marks respectively in the written and oral tests overall, which would have allowed them to be included in fifth and sixth places on the list of suitable candidates. In accordance with the footnote on page 1 and with Chapter V of the notice of competition, the jury did not place them on the list of suitable candidates, since the number of successful candidates cannot exceed the number of posts to be filled, namely three posts.

During the pre-litigation stage, the applicants claimed that, according to the information at their disposal, only one of the three posts to be filled was occupied by one of the successful candidates and that, therefore, the competition at issue was not a competition designed to fill specific posts, but a non-specialised competition concerning passage from one category to another. They requested, consequently, that a full reserve list be drawn up including all the candidates who had passed the tests, including themselves.

In support of their claims before the Court of First Instance, the applicants plead:

- infringement of Article 4 of the Staff Regulations, and of the general principle prohibiting appointment by order;
- infringement of Article 29(1) of the Staff Regulations;
- infringement of:
  - Staff Notice No 16/91 concerning the general arrangements for applying the system of internal competitions, and in particular point 'D' thereof,
  - Staff Notices No 70/97 and 32/98 concerning Internal Competition B/260.

**Removal from the register of Case T-193/98<sup>(1)</sup>**

(2000/C 122/63)

*(Language of the case: Greek)*

By order of 18 February 2000 the President of the Second Chamber of the Court of First Instance of the European Communities has ordered the removal from the register of Case T-193/98: Vassilis Boucouvalas v European Parliament.

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(<sup>1</sup>) OJ C 48 of 20.2.1999.

**Removal from the register of Case T-88/99<sup>(1)</sup>**

(2000/C 122/64)

*(Language of the case: Greek)*

By order of 18 February 2000 the President of the Second Chamber of the Court of First Instance of the European Communities has ordered the removal from the register of Case T-88/99: Vassilis Boucouvalas v European Parliament.

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(<sup>1</sup>) OJ C 160 of 5.6.1999.

**Removal from the register of Case T-207/99 R**

(2000/C 122/65)

*(Language of the case: Spanish)*

By order of 14 February 2000 the President of the Court of First Instance of the European Communities has ordered the removal from the register of Case T-207/99 R: Asociación de Fruticultores del Jalón Medio v Commission of the European Communities.