

P. Mengozzi, President, V. Tiili and R.M. Moura Ramos, Judges; J. Plingers, Administrator, Registrar, has given a judgment on 7 February 2002, in which it:

1. Annuls the Council's decision of 5 June 2000 refusing the applicant access to certain reports drawn up by the Centre for Information, Discussion and Exchange on Asylum, to certain reports of joint missions or reports of missions undertaken by Member States sent to the Centre, and to information contained in the list of persons responsible in the Member States for asylum applications to which access is permitted in certain Member States, with the exception of those persons' telephone and fax numbers;
2. Orders the Council to pay the applicant's costs and to bear its own costs.

(¹) OJ C 316 of 4.11.2000.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 23 January 2002

in Case T-237/00 Patrick Reynolds v European Parliament (¹)

(Officials — Secondment in the interests of the service — Article 38 of the Staff Regulations — Political group — Early termination of secondment — Rights of the defence — Non-contractual liability of the Community)

(2002/C 109/90)

(Language of the case: French)

In Case T-237/00: Patrick Reynolds, an official of the European Parliament, residing in Brussels, represented by P. Legros and S. Rodrigues, lawyers, with an address for service in Luxembourg, against European Parliament (Agents: H. von Herten and D. Moore) — application for, first, annulment of the decision of 18 July 2000 of the Secretary-General of the Parliament terminating the applicant's secondment in the interests of the service to the political group 'Europe of Democracies and Diversities' and reinstating him in the directorate-General for Information and public Relations and, second, damages in respect of the harm sustained by the applicant as a result of the adoption of that decision by the defendant and of the acts of the political group and certain of its members — the Court of First Instance (Third Chamber),

composed of M. Jaeger, President, K. Lenaerts and J. Azizi, Judges; J. Plingers, administrator, for the Registrar, gave a judgment on 23 January 2002, in which it:

1. Annuls the decision of 18 July 2000 of the Secretary-General of the Parliament terminating the applicant's secondment in the interests of the service to the political group EDD and reinstating him in the Directorate-General for Information and Public relations with effect from 15 July 2000;
2. Orders the Parliament to pay the applicant a sum corresponding to the difference between the remuneration which he should have received as an official on secondment in Grade A2, Step 1, and that which he received following his reinstatement in Grade LA5, Step 3, for the period 15 July 2000 to 30 November 2000, plus default interest at the rate of 5,25 % from the date on which the amounts making up the sum referred to in paragraph 149 were payable until the date of actual payment;
3. Declares the action for damages inadmissible in so far as the applicant seeks compensation for the harm caused by the conduct, not involving the taking of decisions, of the EDD group and certain of its members;
4. Orders the Parliament to pay the applicant the sum of 1 euro by way of symbolic damages for the non-pecuniary harm sustained as a result of the adoption of the contested decision;
5. Orders the Parliament to pay all the costs of the main proceedings;
6. Orders the parties to bear their own costs in the interlocutory proceedings.

(¹) OJ C 302, 21.10.2000.

ORDER OF THE COURT OF FIRST INSTANCE

of 11 December 2001

in Case T-99/97: Willem Stols v Council of the European Union (¹)

(Officials — Application for reclassification in grade — Objection of inadmissibility — Material new fact — Admissibility)

(2002/C 109/91)

(Language of the case: French)

In Case T-99/97: Willem Stols, an official of the Council of the European Union, residing at SE Halsteren (Netherlands),

represented by N. Lhoëst, lawyer, with an address for service in Luxembourg, v Council of the European Union (Agents: T. Blanchet and G. Ramos Ruano) — application for annulment of the Council's decision of 13 August 1996 rejecting the applicant's request for a review of his classification in grade — the Court of First Instance (First Chamber), composed of: B. Vesterdorf, President; N.J. Forwood and H. Legal, Judges; H. Jung, Registrar, made an order on 11 December 2001, the operative part of which is as follows:

1. *The application is dismissed as inadmissible;*
2. *The parties are ordered to bear their own costs.*

(¹) OJ C 181 of 14.6.97.

No 01/2000 and that the defendant is not empowered unilaterally to introduce amendments to the terms and conditions of employment or Staff Rules into the contracts between the applicants and itself, nor to enforce such amendments, — the Court of First Instance (Third Chamber), composed of M. Jaeger, President, K. Lenaerts and J. Azizi, Judges; Registrar: H. Jung, made an order on 11 December 2001, the operative part of which is as follows:

1. *The application is dismissed as inadmissible.*
2. *The parties shall bear their own costs.*

(¹) OJ 2001 C 108.

ORDER OF THE COURT OF FIRST INSTANCE

of 11 December 2001

in Case T-20/01 **Maria Concetta Cerafogli and Others v European Central Bank** (¹)

(Amendment of the Staff Rules of the European Central Bank — Action for annulment — Inadmissibility)

(2002/C 109/92)

(Language of the case: German)

In Case T-20/01, Maria Concetta Cerafogli, residing in Frankfurt (Federal Republic of Germany), Monika Esch-Leonhardt, residing in Frankfurt, Marco Luigi Fassetta, residing in Wiesbaden (Federal Republic of Germany), Tillmann Frommhold, residing in Karben (Federal Republic of Germany), Johannes Priesemann, residing in Frankfurt and Marc van de Velde, residing in Usingen (Federal Republic of Germany), represented by N. Pflüger, R. Steiner and S. Mittländer, lawyers, with an address for service in Luxembourg, supported by the Organisation of Employees in European and International Institutions in the Federal Republic of Germany (IPSO), represented by B. Karthaus, M. Roth and C. Roth, lawyers, with an address for service in Luxembourg, against European Central Bank (Agents: C. Ziliolo, M. López Torres and B. Wägenbauer) — application for the annulment and/or a declaration of inapplicability of Articles 7.2.0 and 8.1.0 of the Staff Rules, Administrative Circular 01/2000 concerning Travel Expenses, the gateway clause inserted into the applicants' employment contracts and the decision of the President of the ECB of 27 November 2000 rejecting the applicants' complaint, and for a declaration that the ECB was required to consult the personnel committee before adopting Administrative Circular

Action brought on 18 December 2001 by Huntstown Air Park Limited and Omega Aviation Services Limited against the Commission of the European Communities

(Case T-331/01)

(2002/C 109/93)

(Language of the case: English)

An action against the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 18 December 2001 by Huntstown Air Park Limited and Omega Aviation Services Limited, represented by Mr James O'Reilly, SC and Mr Charles A Kelly, Solicitor of Douglas Kelly & Son, Swinford (Ireland).

The applicant claims that the Court should:

- annul the second indent of Part 6 of the Commission's Decision no C(2001)2967 of 5 October 2001 concerning State Aid NN 86/2001 — AER RIANTA — IRELAND;
- order the Commission to pay the applicant's costs.