

The applicant claims that the Court should:

- annul the decision of the appointing authority on 27 March 2002 and notified to the applicant on 16 April 2002, rejecting the complaint lodged by the applicant on 18 October 2001, adopting the decision of the Members of the Commission of 15 June 2001, 'approving' the alleged agreement of 4 April 2001 between Vice President Kinnock and the trade unions and staff associations concerning the resources available to the staff representatives and the rules regarding resources available to the staff representatives from 1 January 2002;
- annul the abovementioned decision of 15 June 2001;
- order the defendant to pay the costs.

*Pleas in law and main arguments*

The applicant is the secretary general of the Syndicat des Fonctionnaires Internationaux et Européens (SFIE). He is contesting the decision laying down the rules regarding resources available to the staff representatives from 1 January 2002 approving an agreement between certain union organisations and the Commission. Not being a signatory to that agreement of 4 April 2001, the SFIE was informed that it would not be able to benefit from the budgetary facilities under those provisions.

In support of his application, the applicant pleads, first, infringement of Articles 11 and 12 of the agreement entered into by the Commission and the unions adopted on 20 September 1974. According to the applicant, the contested decision merely approved the agreement of 4 April 2001, whereas the said agreement had not been agreed to by all the unions and could not therefore be regarded as effective.

Secondly, the applicant pleads infringement of Article 24a of the Staff Regulations, Articles 18, 19 and 20 of the framework agreement of 20 September 1974, manifest error of assessment and breach of the principle of non-discrimination. According to the applicant, the effect of the agreement of 4 April 2001 is that of sharing the financial and human resources necessary to the running of the unions in accordance with the criteria of representativity. The applicant claims that those criteria are erroneous and arbitrary, since they favour unfairly certain unions and no longer allow unions freely to choose their own political action.

**Action brought on 26 July 2002 by Syndicat des Fonctionnaires Internationaux et Européens against Commission of the European Communities**

(Case T-227/02)

(2002/C 247/30)

(Language of the case: French)

An action against the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 26 July 2002 by Syndicat des Fonctionnaires Internationaux et Européens (SFIE), whose main offices are in Brussels, represented by Lucas Vogel and Dominique Amatulli, lawyers.

The applicant claims that the Court should:

- annul the decision of the appointing authority on 27 March 2002 and notified to the applicant on 16 April 2002, rejecting the complaint lodged by the applicant on 18 October 2001, adopting the decision of the Members of the Commission of 15 June 2001, 'approving' the alleged agreement of 4 April 2001 between Vice President Kinnock and the trade unions and staff associations concerning the resources available to the staff representatives and the rules regarding resources available to the staff representatives from 1 January 2002;
- annul the abovementioned decision of 15 June 2001;
- order the defendant to pay the costs.

*Pleas in law and main arguments*

The pleas in law and main arguments put forward in this case are identical with those in Case T-226/02.