

Action brought on 12 May 2003 by Stefanos Alexiou and Others against the European Parliament

(Case T-166/03)

(2003/C 184/87)

(Language of the case: French)

An action against the European Parliament was brought before the Court of First Instance of the European Communities on 12 May 2003 by Stefanos Alexiou, residing in Luxembourg, and 7 other officials, represented by G. Bounéou, lawyer, with an address for service in Luxembourg.

The applicants claim that the Court should:

- annul the decision of the competent hierarchical authority changing, with effect from a year not further specified (1993, 1996, 1997, or another year, and for the period during which the applicants were officials of the European Parliament), the procedure for calculating the annual expense of travelling to Greece in respect of the journey via Brindisi, as taken into consideration for the Greek islands, when travel must be through Athens or Piraeus;

or, in the alternative,

- annul the decision of the competent hierarchical authority to reimburse, with effect from a year not further specified (1993, 1996, 1997, or another year, and for the period during which the applicants were officials of the European Parliament), the cost of the sea passage from Brindisi to various Greek frontier points (Corfu, Igoumenitsa, Patras) on the basis of an 'aircraft type seat' ticket;
- annul all the applicants' pay slips implementing the decisions annulment of which is sought;
- reimburse to the applicants all the amounts not paid following implementation of the decisions annulment of which is sought, together with legal interest;
- make the appropriate ruling as to costs and order the Parliament to pay those costs.

Pleas in law and main arguments

The applicants in this case seek the annulment of the Parliament's decision changing the method of calculating annual travel expenses to Greece.

The pleas in law and main arguments put forward by the applicants in support of their application are similar to those of the applicants in Cases T-221/02 ⁽¹⁾ and T-44/03 ⁽²⁾.

⁽¹⁾ OJ C 247 12.10.02, p. 17.

⁽²⁾ OJ C 101 26.04.03, p. 40.

Action brought on 13 May 2003 by Angeliki Beazoglou-Varvagiannis and Others against European Parliament

(Case T-167/03)

(2003/C 184/88)

(Language of the case: French)

An action against the European Parliament was brought before the Court of First Instance of the European Communities on 13 May 2003 by Angeliki Beazoglou-Varvagiannis, residing in Uebersyren (Luxembourg) and three other officials, represented by Gilles Bounéou, lawyer, with an address for service in Luxembourg.

The applicant claims that the Court should:

- annul the decision of the competent hierarchical authority changing, from an unspecified year (1993, 1996, 1997 or another year but, in any event, the period during which the applicants were officials of the European Parliament), the procedure used for the calculation of annual expense of travelling to Greece in respect of the route via Brindisi taken into consideration for destinations to the Greater Athens area;

alternatively:

- annul the decision of the competent hierarchical authority to reimburse, from an unspecified year (1993, 1996, 1997 or the period during which the applicants were officials of the European Parliament), the cost of sea passage from Brindisi to various Greek frontier posts (Corfu, Igoumenitsa, Patras) on the basis of an 'aircraft type seat' ticket;
- annul all the applicants' reimbursement statements implementing the decisions whose annulment is sought;
- pay the applicants the entire amount not received as a result of the implementation of the decisions whose annulment is sought, together with interest at the legal rate;
- order the Parliament to pay the costs, expenses and fees incurred.

Pleas in law and main arguments

The applicants in the present case, seek the annulment of the Parliament's decision amending the method used for the calculation of annual travel costs to Greece.

The pleas in law and arguments submitted by the applicants in support of their action are similar to those put forward by the applicants in Cases T-221/02 ⁽¹⁾ and T-44/03 ⁽²⁾.

⁽¹⁾ OJ 2002 C 247, p. 17.

⁽²⁾ OJ 2003 C 101, p. 40.

- make the appropriate ruling as to costs and order the Parliament to pay those costs.

Pleas in law and main arguments

The applicants in this case seek the annulment of the Parliament's decision changing the method of calculating annual travel expenses to Greece.

The pleas in law and main arguments put forward by the applicants in support of their application are similar to those of the applicants in Cases T-221/02 ⁽¹⁾ and T-44/03 ⁽²⁾.

⁽¹⁾ OJ C 247 12.10.02, p. 17.

⁽²⁾ OJ C 101 26.04.03, p. 40.

Action brought on 13 May 2003 by Grigorios Giannoutsos and Others against the European Parliament

(Case T-168/03)

(2003/C 184/89)

(Language of the case: French)

An action against the European Parliament was brought before the Court of First Instance of the European Communities on 13 May 2003 by Grigorios Giannoutsos, residing in Luxembourg, and 4 other officials, represented by G. Bounéou, lawyer, with an address for service in Luxembourg.

The applicants claim that the Court should:

- annul the decision of the competent hierarchical authority changing, with effect from a year not further specified (1993, 1996, 1997, or another year, and for the period during which the applicants were officials of the European Parliament), the procedure for calculating the annual expense of travelling to Greece in respect of the journey via Brindisi, as taken into consideration for destinations in the Peloponnese;

or, in the alternative,

- annul the decision of the competent hierarchical authority to reimburse, with effect from a year not further specified (1993, 1996, 1997, or another year, and for the period during which the applicants were officials of the European Parliament), the cost of the sea passage from Brindisi to various Greek frontier points (Corfu, Igoumenitsa, Patras) on the basis of an 'aircraft type seat' ticket;
- annul all the applicants' pay slips implementing the decisions annulment of which is sought;
- reimburse to the applicants all the amounts not paid following implementation of the decisions annulment of which is sought, together with legal interest;

Action brought on 12 May 2003 by Nicole Heurtaux against Commission of the European Communities

(Case T-172/03)

(2003/C 184/90)

(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 12 May 2003 by Nicole Heurtaux, residing in Brussels, represented by Sébastien Orlandi, Albert Coolen, Jean-Noël Louis and Étienne Marchal, lawyers, with an address for service in Luxembourg.

The applicant claims that the Court should:

- annul the Commission decision not to include the applicant's name on the list of officials promoted to grade 2 for the 2002 promotion exercise, its decision being apparent from the publication of administrative notice No 9-2002 of 14 August 2002
- order the defendant to pay the costs.

Pleas in law and main arguments

In support of her application, the applicant argues breach of the obligation to provide a statement of reasons and infringement of Article 5 of the Staff Regulations, breach of the principle of equal treatment, the principle that officials should have reasonable career prospects and the principle of good administration and sound management.