

## COURT OF FIRST INSTANCE

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 7 December 2004

**In Case T-240/02: Koninklijke Coöperatie Cosun UA v Commission of the European Communities <sup>(1)</sup>**

*(Agriculture — Common organisation of the markets — Sugar — Sum due for C Sugar disposed of on the internal market — Customs duty — Application for remission — Relief clause in Article 13 of Regulation (EEC) No 1430/79 — Concept of import or export duties — Principles of equality and legal certainty — Fairness)*

(2005/C 45/47)

*(Language of the case: Dutch)*

In Case T-240/02: Koninklijke Coöperatie Cosun UA, established in Breda (Netherlands), represented by M. Slotboom, N. Helder and J. Coumans, lawyers, against Commission of the European Communities (Agent: X. Lewis, assisted by F. Tuytschaever, lawyer, with an address for service in Luxembourg) — application for annulment of Commission Decision REM 19/01 of 2 May 2002, rejecting as inadmissible an application, submitted by the Kingdom of the Netherlands, for remission of import duties in favour of the applicant — the Court of First Instance (Fifth Chamber), composed of P. Lindh, President, R. García-Valdecasas and K. Jürimaäe, Judges; J. Plingers, Administrator, for the Registrar, has given a judgment on 7 December 2004, in which it:

1. Dismisses the action;
2. Orders the applicant to bear its own costs and to pay the Commission's costs.

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<sup>(1)</sup> OJ C 247 of 12.10.2002.

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 13 December 2004

**In Case T-251/02, E v Commission of the European Communities <sup>(1)</sup>**

*(Officials — Pay — Expatriation allowance — Daily subsistence allowance — Installation allowance — Reimbursement of travel expenses on taking up functions, and removal expenses — Place of recruitment — Articles 4, 5, 7, 9 and 10 of Annex VII to the Staff Regulations — Language of the case: French — In Case T-251/02: E, residing in Brussels (Belgium), represented by G. Vandersanden and L. Levi, lawyers, against Commission of the European Communities (Agent: J. Currall, assisted by D. Waelbroeck, lawyer, with an address for service in Luxembourg))*

(2005/C 45/48)

*(Language of the case: French)*

application, first, for annulment of the Appointing Authority's decision of 29 August 2001 fixing the applicant's place of origin and of recruitment as Brussels and refusing to grant her the expatriation allowance, installation allowance, daily subsistence allowance, and travel and removal expenses relating to her taking up her functions and, secondly, payment of compensation and interest for late payment the Court of First Instance (Second Chamber), composed of J. Pirrung, President, A.W.H. Meij and N.J. Forwood, Judges; I. Natsinas, Administrator, for the Registrar, has given a judgment on 13 December 2004, in which it:

1. Dismisses the action;
2. Orders the parties to bear their own costs.

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<sup>(1)</sup> OJ C 247 of 12.10.2002.