

4. Orders the Commission of the European Communities to bear its own costs and to pay half of Mr Traore's costs.

(<sup>1</sup>) OJ C 269 of 10.11.2007, p. 72.

**Judgment of the Civil Service Tribunal (Third Chamber) of 11 December 2008 — Evraets v Commission**

(Case F-92/07) (<sup>1</sup>)

*(Staff case — Officials — Promotion — 2006 promotion procedure — Ability to work in a third language)*

(2009/C 44/125)

*Language of the case: French*

**Parties**

*Applicant:* Pascal Evraets (Lambusart, Belgium) (represented by: N. Lhoëst, initially, and N. Lhoëst and S. Fernández Menéndez, subsequently, lawyers)

*Defendant:* Commission of the European Communities (represented by: C. Berardis-Kayser and G. Berscheid, Agents)

*Intervener:* Council of the European Union (represented by: I. Šulce and M. Simm, Agents)

**Re:**

Annulment of the decision not to promote the applicants to grade AST 4, for failure to demonstrate the ability to work in a third language, for the 2006 promotion procedure.

**Operative part of the judgment**

*The Tribunal:*

1. Annuls the decisions not to promote Mr Evraets for the 2006 promotion procedure;
2. Orders the Commission of the European Communities to bear its own costs and to pay the costs of the applicant;
3. Orders the Council of the European Union to bear its own costs.

(<sup>1</sup>) OJ C 283, 24.11.2007, p. 44.

**Judgment of the Civil Service Tribunal (Third Chamber) of 11 December 2008 — Beatriz Acosta Iborra and Others v Commission**

(Case F-93/07) (<sup>1</sup>)

*(Staff case — Officials — Promotion — 2006 promotion procedure — Ability to work in a third language)*

(2009/C 44/126)

*Language of the case: French*

**Parties**

*Applicant:* Beatriz Acosta Iborra (Alkmaar, Netherlands) and nine other officials of the Commission (represented by: N. Lhoëst, initially, and N. Lhoëst and S. Fernández Menéndez, subsequently, lawyers)

*Defendant:* Commission of the European Communities (represented by: C. Berardis-Kayser and G. Berscheid, Agents)

*Intervener:* Council of the European Union (represented by: I. Šulce and M. Simm, Agents)

**Re:**

Annulment of the decision not to promote the applicants for failure to demonstrate that they were able to work in a third language for the 2006 promotion procedure.

**Operative part of the judgment**

*The Tribunal:*

1. Annuls the decisions not to promote for the 2006 promotion procedure Ms Acosta Iborra and the nine other officials of the Commission of the European Communities whose names appear annexed to this judgment;
2. Orders the Commission of the European Communities to bear its own costs and to pay the costs of the applicants;
3. Orders the Council of the European Union to bear its own costs.

(<sup>1</sup>) OJ C 283, 24.11.2007, p. 44.