

Re:

Annulment of the decision of 21 November 2006 to recover the amounts paid to the applicant in respect of the correction coefficient on part of his emoluments transferred to France from April 2004 to June 2005 because of the alleged failure to comply with the conditions required for that transfer — Application for damages

Operative part of the judgment

The Tribunal:

1. Annuls the decision of the Committee of the Regions of the European Union of 21 November 2006 ordering the recovery of sums resulting from the application of the correction coefficient to part of the emoluments of Mr Giaprakis transferred to France from April 2004 to June 2005, amounting to EUR 1 246,06;
2. Orders the Committee of the Regions of the European Union to reimburse Mr Giaprakis EUR 1 246,06, together with default interest from the date of the recovery until the date of the actual payment, at the rate fixed by the European Central Bank for its main refinancing operations and applicable during the period concerned, increased by 2 points;
3. Dismisses the action as to the remainder;
4. Orders the Committee of the Regions of the European Union to pay all the costs.

⁽¹⁾ OJ C 297, 8.12.2007, p. 49.

Judgment of the Civil Service Tribunal (Second Chamber) of 12 March 2009 — Hambura v Parliament

(Case F-4/08) ⁽¹⁾

(Staff case — Temporary staff — Recruitment — Selection procedure — Non-admission — Recruitment notice PE/95/S — Failure to use the application form in the Official Journal of the European Union — Admissibility — Prior administrative procedure)

(2009/C 102/57)

Language of the case: German

Parties

Applicant: Johannes Hambura (Soultzbach, France) (represented by: S. Hambura, lawyer)

Defendant: European Parliament (represented by: S. Seyr and K. Zejdová, Agents)

Re:

Application for annulment of the decision of the Personnel Directorate of 5 December 2007 not to accept the applicant's application, annulment of competition PE/95/S, sector: doctor, and to recommence the competition process allowing the use of a downloaded application form.

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders Mr Hambura to pay all the costs.

⁽¹⁾ OJ C 92, 12.4.2008, p. 50.

Judgment of the Civil Service Tribunal (Third Chamber) of 11 February 2009 — Schönberger v Parliament

(Case F-7/08) ⁽¹⁾

(Staff case — Officials — Promotion — Consideration of comparative merits — Award of merit points — Principle of equal treatment)

(2009/C 102/58)

Language of the case: German

Parties

Applicant: Peter Schönberger (Luxembourg, Luxembourg) (represented by: O. Mader, lawyer)

Defendant: European Parliament (represented by: S. Seyr and A. Zejdová, Agents)

Re:

Annulment of the Parliament's decision of 15 January 2007 to award the applicant a lower number of priority points than he wished.