

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (First Chamber) of 20 September 2011 — Fouwels and Others v Commission

(Case F-8/05 REV)

(Staff case — Procedure — Application for revision — Article 119 of the Rules of Procedure of the Civil Service Tribunal — Decision of the Tribunal — Application for revision of an order removing a case from the register following discontinuance — No binding effect — Inadmissibility raised by the Tribunal of its own motion)

(2011/C 340/64)

Language of the case: French

Parties

Applicant: Martine Fouwels and Others (Brussels, Belgium) (represented by: S. Rodrigues, C. Bernard-Glanz and A. Blot, lawyers)

Defendant: European Commission (represented by: J. Currall and G. Berscheid, acting as Agents)

Intervener in support of the Defendant: Council of the European Union (represented by: M. Bauer and J. Herrmann, acting as Agents)

Re:

Application for revision by the applicant against the Order of the First Chamber of the Civil Service Tribunal of 16 September 2010, in Joined Cases F-8/05 and F-10/05.

Operative part of the judgment

1. *The application for revision is dismissed as inadmissible.*
2. *The applicants for revision are ordered to pay the costs of the European Commission.*
3. *The Council of the European Union, which has intervened in the action for revision, is ordered to bear its own costs.*

Judgment of the Civil Service Tribunal (First Chamber) of 26 September 2011 — Abad-Villanueva and Others v Commission(Case F-23/06) ⁽¹⁾

(Staff case — Officials — Appointment — Article 5(2) of Annex XIII to the Staff Regulations — Internal competitions for transfer from one category to another published before 1 May 2004 — Candidates appearing on reserve lists before 1 May 2006 — Grading — Maintenance of the multiplication factor — Loss of promotion points)

(2011/C 340/65)

Language of the case: French

Parties

Applicant: Roberto Abad-Villanueva and Others (Brussels, Belgium) (represented, initially, by T. Bontinck and J. Feld, lawyers, and subsequently by T. Bontinck and S. Woog, lawyers)

Defendant: European Commission (represented by: J. Currall and H. Krämer, acting as Agents)

Intervener in support of the Defendant: Council of the European Union (represented, initially, by M. Arpio Santacruz and M. Simm, and subsequently by M. Bauer, J. Monteiro and K. Zieleškiewicz, acting as Agents)

Re:

Annulment of decisions notifying the applicants of their transfer of category, in so far as they allocate a grade lower than that which would result from the application of the provisions of the Staff Regulations, maintain the multiplication factor and withdraw the promotion points of the applicants.

Operative part of the judgment

1. *The action is dismissed.*
2. *Each party is ordered to bear its own costs.*
3. *The Council of the European Union, which has intervened, is ordered to bear its own costs.*

⁽¹⁾ OJ C 108 of 06.05.06, p. 32.