

Order of the Civil Service Tribunal (Third Chamber) of 21 July 2016 — Simon v Commission(Case F-70/14 DISS) ⁽¹⁾

(Civil Service — Officials — Pensions — Article 11(2) of Annex VIII to the Staff Regulations — Pension rights acquired before entering the service of the European Union under a national pension scheme — Transfer to the EU pension scheme — Proposal concerning additional pensionable years — Concept of a measure having an adverse effect — Manifest inadmissibility — Article 81 of the Rules of Procedure)

(2016/C 364/65)

Language of the case: French

Parties

Applicant: Anne-Claire Simon (Brussels, Belgium) (represented initially by: D. de Abreu Caldas, M. de Abreu Caldas and J.-N. Louis, lawyers, and subsequently by: J.-N. Louis, lawyer)

Defendant: European Commission (represented initially by: J. Currall and G. Gattinara, acting as Agents, subsequently by: G. Gattinara, acting as Agent, and lastly by: G. Gattinara and F. Simonetti, acting as Agents)

Subject matter of the case

Application for annulment of the decision concerning the transfer of the applicant's pension rights to the European Union pension scheme which applies the new General Implementing Provisions (GIPs) of 3 March 2011 for Article 11(2) of Annex VIII to the Staff Regulations and, in the alternative, an application seeking an order that the Commission compensate the applicant for the harm resulting from the excessively long period taken to deal with her transfer application.

Operative part of the order

- 1) *The action is dismissed as manifestly inadmissible.*
- 2) *Anne-Claire Simon is to bear her own costs and is ordered to pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 388, 3.11.2014, p. 28.

Order of the Civil Service Tribunal (2nd Chamber) of 20 July 2016 — Belis v Commission(Case F-108/14) ⁽¹⁾

(Civil service — Officials — Pensions — Transfer of national pension rights — Proposal concerning additional pensionable years — Act not having an adverse effect — Inadmissibility of the action — Application for a decision not going to the merits of the case — Article 83 of the Rules of Procedure)

(2016/C 364/66)

Language of the case: French

Parties

Applicant: Claudio Belis (Ispra, Italy) (represented by: S. Orlandi, lawyer)

Defendant: European Commission (represented initially by J. Currall and G. Gattinara, and subsequently by G. Gattinara and F. Simonetti, acting as Agents)

Re:

Application for annulment of the decision crediting the applicant's pension rights in relation to the transfer of those rights to the European Union pension scheme, pursuant to the new GIP relating to Articles 11 and 12 of Annex VIII to the Staff Regulations.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *Mr Claudio Belis shall bear his own costs and pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 26, 26/1/2015, p. 46.

Order of the Civil Service Tribunal (First Chamber) of 1 August 2016 –Cat v Commission
(Case F-117/14) ⁽¹⁾

(Civil Service — Officials — Pensions — Article 11(2) of Annex VIII to the Staff Regulations — Transfer to the EU pension scheme of pension rights acquired under other schemes — Decision recognising bonus annuities applying the new GIPs relating to Articles 11 and 12 of Annex VIII to the Staff Regulations — Article 81 of the Rules of Procedure — Action manifestly unfounded)

(2016/C 364/67)

Language of the case: French

Parties

Applicant: Michel Cat (Cotonou, Benin) (represented by: J.-N. Louis, R. Metz and D. Verbeke, lawyers)

Defendant: European Commission (represented initially by: J. Currall and G. Gattinara, acting as Agents, and subsequently by: G. Gattinara, acting as Agent)

Re:

Application for annulment of the decisions to add years of pensionable service acquired by the applicant in the European Union pension scheme on application of the new general implementing provisions relating to Articles 11 and 12 of Annex VIII to the Staff Regulations of Officials.

Operative part of the order

1. *The action is dismissed as manifestly unfounded.*
2. *Each party shall bear its own costs.*

⁽¹⁾ OJ C 7, 12.1.2015, p. 56.