

# 1. Synopsis of the judgments delivered by the Court of First Instance in 2001

Case	Date	Parties	Subject-matter
AGRICULTURE			
T-533/93	31 January 2001	Edouard Bouma v Council of the European Union, Commission of the European Communities	Action for damages Non-contractual liability Milk Additional levy Reference quantity Producer having entered into a non-marketing undertaking Non-resumption of production on expiry of the undertaking
T-73/94	31 January 2001	Bernard Beusmans v Council of the European Union, Commission of the European Communities	Action for damages Non-contractual liability Milk Additional levy Reference quantity Producer having entered into a non-marketing undertaking Non-resumption of production on expiry of the undertaking Withdrawal of the provisional reference quantity
T-76/94	31 January 2001	Rendert Jansma v Council of the European Union, Commission of the European Communities	Action for damages Non-contractual liability Milk Additional levy Reference quantity Producer having entered into a non-marketing undertaking Sale of the SLOM holding Limitation period
T-143/97	31 January 2001	Gerhardus van den Berg v Council of the European Union, Commission of the European Communities	Action for damages Non-contractual liability Milk Additional levy Reference quantity Producer having entered into a non-marketing undertaking Transfer of the quota to another holding
T-1/99	1 February 2001	T. Port GmbH & Co. KG v Commission of the European Communities	Bananas Common organisation of the markets Regulation (EC) No 478/95 Export licence scheme Action for damages Proof of damage and causal link
T-186/98	7 February 2001	Compañía Internacional de Pesca y Derivados (Inpesca) SA v Commission of the European Communities	Fisheries Community financial aid for the construction of fishing vessels Regulation (EEC) No 4028/86 Request for reconsideration Substantial new facts Action for annulment and damages Inadmissible
Cases T-38/99 to T-50/99	7 February 2001	Sociedade Agrícola dos Arinhos, Lda and Others v Commission of the European Communities	Action for annulment Commission Decision 98/653/EC Emergency measures on the ground of the occurrence of bovine spongiform encephalopathy in Portugal Natural or legal persons Act of direct and individual concern to them Admissibility
T-18/99	20 March 2001	Cordis Obst und Gemüse Großhandel GmbH v Commission of the European Communities	Bananas Imports from ACP States and third countries Calculation of annual quantity allocated Action for damages Admissibility Possibility of relying on WTO rules Misuse of powers General principles of Community law
T-30/99	20 March 2001	Bocchi Food Trade International GmbH v Commission of the European Communities	Bananas Imports from ACP States and third countries Calculation of annual quantity allocated Action for damages Admissibility Possibility of relying on WTO rules Misuse of powers General principles of Community law

Case	Date	Parties	Subject-matter
T-52/99	20 March 2001	T. Port GmbH & Co. KG v Commission of the European Communities	Bananas Imports from ACP States and third countries Calculation of annual quantity allocated Action for damages Admissibility Possibility of relying on WTO rules Misuse of powers General principles of Community law
T-143/99	14 June 2001	Hortiplant SAT v Commission of the European Communities	EAGGF Cancellation of financial assistance Article 24 of Regulation (EEC) No 4253/88
Cases T-198/95, T-171/96, T-230/97, T-174/98 and T-225/99	12 July 2001	Comafica SpA, Dole Fresh Fruit Europe Ltd & Co. v Commission of the European Communities	Comm on organisation of the markets Bananas Action for annulment Admissibility Legality of reduction and adjustment coefficients Action for damages
T-2/99	12 July 2001	T. Port GmbH & Co. KG v Council of the European Union	Bananas Imports from ACP States and third countries Regulation (EEC) No 404/93 Possibility of relying on WTO rules First paragraph of Article 234 of the EC Treaty (now, after amendment, first paragraph of Article 307 EC) Action for damages
T-3/99	12 July 2001	Banatrading GmbH v Council of the European Union	Bananas Imports from ACP States and third countries Regulation (EEC) No 404/93 Possibility of relying on WTO rules First paragraph of Article 234 of the EC Treaty (now, after amendment, first paragraph of Article 307 EC) Action for damages

## ASSOCIATION OF THE OVERSEAS COUNTRIES AND TERRITORIES

T-43/98	6 December 2001	Emesa Sugar (Free Zone) NV v Council of the European Union	Association of the overseas countries and territories Decision 97/803/EC Imports of sugar Action for annulment Action for damages Admissibility Irreversibility of experience acquired Principle of proportionality Legal certainty
T-44/98	6 December 2001	Emesa Sugar (Free Zone) NV v Commission of the European Communities	Association of the overseas countries and territories Imports of sugar Refusal to grant import licence Action for annulment Plea of illegality Decision 97/803/EC Irreversibility of experience acquired Principle of proportionality Legal certainty Regulation (EC) No 2553/97

## COAL AND STEEL

T-156/98	31 January 2001	RJB Mining v Commission of the European Communities	ECSC Treaty Concentration between undertakings Admissibility State aid
T-89/98	7 February 2001	National Association of Licensed Opencast Operators (NALOO) v Commission of the European Communities	ECSC UK market for electricity generating coal Rejection of a complaint alleging discriminatory pricing and abusive royalties Powers of the Commission Duty to state reasons

Case	Date	Parties	Subject-matter
T-16/98	5 April 2001	Wirtschaftsvereinigung Stahl, AG der Dillinger Hüttenwerke, EKO Stahl GmbH, Krupp Thyssen Nirosta GmbH, Thyssen Krupp Stahl GmbH, Salzgitter AG (formerly Preussag Stahl AG), Stahlwerke Bremen GmbH, Thyssen Stahl AG v Commission of the European Communities	Competition ECSC Information exchange agreement Notification Commission decision departing from the content of the agreement Statement of reasons
T-6/99	5 June 2001	ESF Elbe-Stahlwerke Fernalpi GmbH v Commission of the European Communities	ECSC Treaty State aid Investment aid Operating aid Scope of ECSC Treaty Principle of protection of legitimate expectations
Cases T-12/99 and T-63/99	12 July 2001	UK Coal plc v Commission of the European Communities	ECSC Treaty Decision No 3632/93/ECSC Operating aid and aid for the reduction of activity Authorisation <i>ex post facto</i> of aid already paid Improvement of the viability of recipient undertakings Degression of aid Bonus paid to underground mineworkers ( <i>Bergmannsprämie</i> ) Amendment of a modernisation, rationalisation and restructuring plan Taking account of a concentration between undertakings Statement of reasons

## COMMERCIAL POLICY

T-82/00	5 April 2001	BIC SA, Flamagas SA, Swedish Match SA v Council of the European Union	Anti-dumping Pocket lighters originating in Japan Regulation repealing anti-dumping duties Obligation to state reasons Action for annulment
T-188/99	20 June 2001	Euroalliances v Commission of the European Communities	Dumping Decision terminating an expiry review Action for annulment
T-58/99	19 September 2001	Mukand Ltd, Isibars Ltd, Ferro Alloys Corporation Ltd, Viraj Impoexpo Ltd v Council of the European Union	Anti-subsidy proceedings Regulation (EC) No 2450/98 Stainless steel bright bars Injury Causal link

## COMPETITION

Cases T-197/97 and T-198/97	31 January 2001	Weyl Beef Products BV, Exportlacherij Chris Hogeslag BV, Groninger Vleeshandel BV v Commission of the European Communities	Article 85(1) of the EC Treaty (now Article 81(1) EC) Action for annulment Rejection of a complaint Community interest Relationship between Article 85 and Article 92 of the EC Treaty (now, after amendment, Article 87 EC)
T-26/99	14 February 2001	Trabisco SA v Commission of the European Communities	Competition Distribution of motor vehicles Rejection of complaint Action for annulment
T-62/99	14 February 2001	Société de distribution de mécaniques et d'automobiles (Sodiman) v Commission of the European Communities	Competition Distribution of motor vehicles Rejection of complaint Action for annulment
T-115/99	14 February 2001	Système européen promotion (SEP) SARL v Commission of the European Communities	Competition Distribution of motor vehicles Rejection of complaint Action for annulment

Case	Date	Parties	Subject-matter
T-112/98	20 February 2001	Mannesmannröhren-Werke AG v Commission of the European Communities	Action for annulment Competition Decision to request information Periodic penalty payments Right to refuse to provide answers that imply admission of an infringement Convention for the Protection of Human Rights and Fundamental Freedoms
T-206/99	21 March 2001	Métropole télévision SA v Commission of the European Communities	Competition Rejection of a complaint Compliance with a judgment of the Court of First Instance annulling an exemption decision of the Commission Duty to state reasons Obligations in relation to the investigation of complaints
T-144/99	28 March 2001	Institute of Professional Representatives before the European Patent Office v Commission of the European Communities	Competition Article 85 of the EC Treaty (now Article 81 EC) Professional code of conduct Ban on comparative advertising Supply of services
T-25/99	5 July 2001	Colin Arthur Roberts, Valerie Ann Roberts v Commission of the European Communities	Competition Beer supply agreements Complaint Article 85(1) of the EC Treaty (now Article 81(1) EC)
Cases T-202/98, T-204/98 and T-207/98	12 July 2001	Tate & Lyle plc, British Sugar plc, Napier Brown & Co. Ltd v Commission of the European Communities	Competition Sugar market Infringement of Article 85 of the EC Treaty (now Article 81 EC) Fines
T-112/99	18 September 2001	Métropole télévision (M6), Suez-Lyonnaise des eaux, France Télécom, Télévision française 1 SA (TF1) v Commission of the European Communities	Actions for annulment Competition Pay television Joint venture Article 85 of the EC Treaty (now Article 81 EC) Article 85(1) of the Treaty Negative clearance Ancillary restrictions Rule of reason Article 85(3) of the Treaty Exemption decision Duration
T-139/98	22 November 2001	Amministrazione Autonoma dei Monopoli di Stato (AAMS) v Commission of the European Communities	Competition Article 86 of the EC Treaty (now Article 82 EC) Abuse of a dominant position Italian cigarette sector Distribution agreement Abusive contract terms Abusive conduct Reduction of fine
T-9/98	22 November 2001	Mitteldeutsche Erdöl-Raffinerie GmbH v Commission of the European Communities	State aid Extension of the period for completion of investment projects qualifying for a premium General aid scheme Action for annulment Admissibility Act of direct and individual concern to the applicant Interest in bringing proceedings Additional aid Investment aid or operating aid Principle of proportionality

## ECSC

T-171/99	10 October 2001	Corus UK Ltd v Commission of the European Communities	Action for damages Recovery of undue payments Harm suffered by reason of a partially annulled decision
Cases T-45/98 and T-47/98	13 December 2001	Krupp Thyssen Stainless GmbH, Acciai Speciali Terni SpA v Commission of the European Communities	ECSC Treaty Competition Agreements, decisions and concerted practices Alloy surcharge Price fixing Rights of the defence Duration of the infringement Fine Guidelines on the method of setting fines Cooperation during the administrative procedure Principle of equal treatment

Case	Date	Parties	Subject-matter
T-48/98	13 December 2001	Compañía española para la fabricación de aceros inoxidables SA (Acerinox) v Commission of the European Communities	ECSC Treaty Competition Agreements, decisions and concerted practices Alloy surcharge Price fixing Burden of proof Duration of the infringement Fine Guidelines on the method of setting fines Cooperation during the administrative procedure Principle of equal treatment

## EXTERNAL RELATIONS

T-26/00	19 September 2001	Lecureur SA v Commission of the European Communities	Commission Regulation No 2519/97 Food aid Arbitration clause Contractual nature of the dispute Non-conformity of the goods delivered Thefts from warehouses Transfer of the burden of risk Deductions from payments
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## FISHERIES POLICY

T-155/99	23 October 2001	Dieckmann & Hansen GmbH v Commission of the European Communities	Common agricultural policy Decision 1999/244/EC amending Decision 97/296/EC drawing up the list of third countries from which the import of fishery products is authorised for human consumption Non-contractual liability of the Community
T-196/99	6 December 2001	Area Cova, SA, Armadora José Pereira, SA, Armadores Pesqueros de Aldán, SA, Centropesca, SA, Chymar, SA, Eloymar, SA, Exfaumar, SA, Farpespan, SL, Freiremar, SA, Hermanos Gandón, SA, Heroya, SA, Hiopesca, SA, José Pereira e Hijos, SA, Juana Oya Pérez, Manuel Nores González, Moradña, SA, Navales Cerdeiras, SL, Nugago Pesca, SA, Pesquera Austral, SA, Pescaberbés, SA, Pesquerías Bígaro Narval, SA, Pesquera Cies, SA, Pesca Hercúlina, SA, Pesquera Inter, SA, Pesquerías Marinenses, SA, Pesquerías Tara, SA, Pesquera Vaqueiro, SA, Sotelo Dios, SA v Council of the European Union, Commission of the European Communities	Action for damages Non-contractual liability Fisheries Conservation of marine resources Convention on Future Multilateral Cooperation in the North-west Atlantic Fisheries Greenland halibut Catch quota allocated to the Community fleet
T-46/00	11 December 2001	Kvitsjøen AS v Commission of the European Communities	Fisheries Measures for the conservation and management of fishery resources applicable to vessels flying the flag of Norway Withdrawal of a licence and special fishing permit <i>Audi alteram partem</i> principle Principle of proportionality

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## FREE MOVEMENT OF GOODS

Cases T-133/98 and T-134/98	13 February 2001	Hewlett Packard France, Hewlett Packard Europe BV v Commission of the European Communities	Action for annulment Common Customs Tariff Tariff headings Tariff classification of certain hardware for use in local area computer networks Classification in the Combined Nomenclature
Cases T-186/97, T-187/97, T-190/97, T-191/97, T-192/97, T-210/97, T-211/97, T-216/97, T-217/97, T-218/97, T-279/97, T-280/97, T-293/97, and T-147/99	10 May 2001	Kaufring AG, Crown Europe GmbH, Profex Electronic Verwaltungsgesellschaft mbH, Horten AG, Dr. Seufert GmbH, Grundig AG, Hertie Waren- und Kaufhaus GmbH, Lema SA, Masco SA, DFDS Transport BV, Wilson Holland BV, Elta GmbH, Miller NV v Commission of the European Communities	Action for annulment Importation of television sets from Turkey EEC-Turkey Association Agreement Article 3(1) of the Additional Protocol Compensatory levy Article 13(1) of Regulation (EEC) No 1430/79 Remission of import duty not justified Rights of the defence
T-330/99	7 June 2001	Spedition Wilhelm Rotermund GmbH v Commission of the European Communities	Community Customs Code Remission of import duties Special situation Fraud in connection with an external Community transit operation

## INTELLECTUAL PROPERTY

T-135/99	31 January 2001	Taurus-Film GmbH & Co. v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Term CINE ACTION Absolute grounds for refusal Article 7(1)(c) of Regulation (EC) No 40/94
T-136/99	31 January 2001	Taurus-Film GmbH & Co. v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Term CINE COMEDY Absolute grounds for refusal Article 7(1)(c) of Regulation (EC) No 40/94
T-193/99	31 January 2001	Wm. Wrigley Jr. Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Term DOUBLEMINT Absolute ground for refusal Article 7(1)(c) of Regulation (EC) No 40/94
T-24/00	31 January 2001	The Sunrider Corporation v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Term VITALITE Absolute ground for refusal Article 7(1)(c) of Regulation (EC) No 40/94
T-331/99	31 January 2001	Mitsubishi HiTec Paper Bielefeld GmbH, formerly Stora Carbonless Paper GmbH v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Word mark Giroform Absolute grounds for refusal Article 7(1)(b) and (c) of Regulation (EC) No 40/94 Descriptive character
T-87/00	5 April 2001	Bank für Arbeit und Wirtschaft AG v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Term EASYBANK Absolute grounds for refusal Article 7(1)(b) and (c) of Regulation (EC) No 40/94

Case	Date	Parties	Subject-matter
T-359/99	7 June 2001	Deutsche Krankenversicherung AG (DKV) v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Word mark EuroHealth Absolute grounds for refusal Descriptive character Distinctive character Article (7)(1)(b) and (c) of Regulation (EC) No 40/94
Cases T-357/99 and T-358/99	14 June 2001	Telefon & Buch VerlagsgmbH v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Word marks UNIVERSALTELEFONBUCH and UNIVERSALKOMMUNIKATIONS VERZEICHNIS Absolute grounds for refusal Descriptive character Article 7(1)(c) of Regulation (EC) No 40/94
T-146/00	20 June 2001	Stefan Ruf, Martin Stier v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Payment of the application fee after expiry of the time-limit of one month from filing of the application for registration Lapse of the right to be accorded as a filing date the date when the application was lodged Conditions for <i>restitutio in integrum</i>
T-120/99	12 July 2001	Christina Kik v Office for the Harmonisation of the Internal Market (Trade Marks and Designs) (OHIM)	Article 115 of Regulation (EC) No 40/94 Rules governing languages at the Office for Harmonisation in the Internal Market (Trade Marks and Designs) Plea of illegality Principle of non-discrimination
T-335/99	19 September 2001	Henkel KGaA v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-336/99	19 September 2001	Henkel KGaA v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-337/99	19 September 2001	Henkel KGaA v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-30/00	19 September 2001	Henkel KGaA v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Tablet for washing machines or dishwashers Figurative mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-117/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-118/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-119/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-120/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94

Case	Date	Parties	Subject-matter
T-121/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Markets (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-128/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Markets (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-129/00	19 September 2001	Procter & Gamble Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Shape of a product for washing machines or dishwashers Three-dimensional mark Absolute ground for refusal Article 7(1)(b) of Regulation (EC) No 40/94
T-140/00	3 October 2001	Zapf Creation AG v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark New Born Baby Absolute grounds for refusal Article 7(1)(b) and (c) of Regulation (EC) No 40/94
T-128/99	15 November 2001	Signal Communications Ltd v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark Word mark TELEYE Application accompanied by a claim of priority on the basis of the earlier mark TELEEYE Request for correction Substantial alteration of the mark
T-138/00	11 December 2001	Erpo Möbelwerk GmbH v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)	Community trade mark DAS PRINZIP DER BEQUEMLICHKEIT Absolute grounds for refusal Article 7(1)(b) and (c) of Regulation (EC) No 40/94

## LAW GOVERNING THE INSTITUTIONS

T-68/99	16 May 2001	Toditec NV v Commission of the European Communities	Arbitration clause Non-performance of contract Counterclaim
T-204/99	12 July 2001	Olli Mattila v Council of the European Union, Commission of the European Communities	Access to documents Decisions 93/731/EC and 94/90/ECSC, EC, Euratom Exception relating to the protection of the public interest in the field of international relations Partial access
Cases T-222/99, T-327/99 and T-329/99	2 October 2001	Jean-Claude Martinez, Charles de Gaulle, Front National, Emma Bonino, Marco Pannella, Marco Cappato, Gianfranco Dell'Alba, Benedetto Della Vedova, Olivier Dupuis, Maurizio Turco, Lista Emma Bonino v European Parliament	Actions for annulment Act of the European Parliament concerning a provision of its Rules of Procedure - Statement of formation of a group under Rule 29 of the Rules of Procedure of the European Parliament Admissibility Objection of illegality Equal treatment Observance of fundamental rights Principles of democracy and proportionality Freedom of association Protection of legitimate expectations Parliamentary traditions of the Member States Breach of essential procedural requirements Misuse of procedure
T-111/00	10 October 2001	British American Tobacco International (Investments) v Commission of the European Communities	Decision 94/90/ECSC, EC, Euratom Public access to Commission documents Minutes of the Committee on Excise Duties Partial access Exception Identities of national delegations Protection of an institution's interest in the confidentiality of its proceedings



Case	Date	Parties	Subject-matter
T-191/99	11 December 2001	David Petrie, Victoria Jane Primhak, David Verzoni, Associazione lettori di lingua straniera in Italia incorporating Committee for the Defence of Foreign Lecturers (ALSI/CDFL) v Commission of the European Communities	Transparency Public access to documents Commission Decision 94/90/ECSC, EC, Euratom Proceedings for failure to fulfil obligations Formal notice Reasoned opinion Exception relating to protection of the public interest Inspections and investigations Court proceedings Authorship rule Direct effect of Article 255 EC

## SOCIAL POLICY

T-331/94	6 March 2001	IPK-München GmbH v Commission of the European Communities	Financial assistance for an ecological tourism project Interference by the Commission Delay in carrying out the project Reduction of assistance
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## STAFF REGULATIONS OF OFFICIALS

Cases T-97/99 and T-99/99	16 January 2001	Michael Chamier, Eoghan O'Hannrachain v European Parliament	Officials Grade A 1 post Article 29(2) of the Staff Regulations Vacancy notice Manifest error of assessment Misuse of powers
T-14/99	17 January 2001	Marie-Jeanne Kraus v Commission of the European Communities	Officials Household allowance Refund of sums paid but not due Patent irregularity of payment
T-189/99	17 January 2001	Ioannis Gerochristos v Commission of the European Communities	Competition COM/A/12/98 Action for annulment Preselection tests Retroactive annulment of certain multiple choice questions Principle of equal treatment of candidates Duty to state reasons
T-65/00	18 January 2001	Angeliki Ioannou v Council of the European Union	Officials Refusal to recruit Physical unfitness Opinion of the medical committee Judicial review Comprehensible link between the medical findings and the conclusion of unfitness
T-118/99	7 February 2001	Beatrice Bonaiti Brighina v Commission of the European Communities	Officials Competition Rules on the use of languages Admissibility Non-admission to oral tests Access to documents
T-183/98	8 February 2001	Jean-François Ferrandi v Commission of the European Communities	Officials Transfer of pension rights Weighting of old-age pension Cover against risk of illness Invalidity pension Res judicata
T-2/00	13 February 2001	N v Commission of the European Communities	Officials Social security Accident insurance Article 73 of the Staff Regulations Concept of accident Infection by HIV
T-166/00	13 February 2001	Peter Hirschfeldt v European Environment Agency	Officials Internal competition Annulment Transfer Promotion Article 8 of the Staff Regulations
T-144/00	22 February 2001	Daniela Tirelli v European Parliament	Officials Passage to higher category Secretarial allowance Article 46 of the Staff Regulations Interinstitutional transfer Inadmissibility

Case	Date	Parties	Subject-matter
Cases T-7/98, T-208/98 and T-109/99	23 February 2001	Carlo De Nicola v European Investment Bank	European Investment Bank Staff Action for annulment Admissibility Time-limit for bringing proceedings Merits Annual assessment report Promotion Comparative examination of merits Principle of equal treatment Misuse of powers Moral harassment Resignation Conditions of validity Form Capacity Refusal of administration to accept withdrawal of the resignation Request for removal of documents from file Action for damages
T-77/99	6 March 2001	Girish Ojha v Commission of the European Communities	Officials Import of personal belongings free of duty Action for compensation Service-related fault Material and non-material damage
T-192/99	6 March 2001	Roderick Dunnett, Thomas Hackett, Mateo Turró Calvet v European Investment Bank	General principle of labour law common to the Member States Bona fide consultation of staff representatives Abolition of a financial advantage
T-100/00	6 March 2001	Franco Campoli v Commission of the European Communities	Officials Transfer/Reassignment Reasons Misuse of powers Interests of the service
T-116/00	13 March 2001	Benthe Hørbye-Möller v Commission of the European Communities	Officials Promotion Examination of comparative merits Action for annulment
T-159/98	24 April 2001	Ivan Torre, Donatella Ineichen, Alessandro Cavallaro, v Commission of the European Communities	Officials Competition Irregularity in the conduct of the tests such as to distort the results Locus standi
T-37/99	24 April 2001	Ugo Miranda v Commission of the European Communities	Officials Resettlement allowance Meaning of residence
Cases T-167/99 and T-174/99	2 May 2001	Carla Giuliotti, Ana Caprile, Fabrizio Dell'Olio, Konrad Fuhrmann, Olivier Radelet v Commission of the European Communities	Officials Competitions Actions for annulment Preselection procedure Conduct of tests Principle of equal treatment Obligation to state reasons Principle of legitimate expectations Principle of good management Consequences for the subsequent conduct of the competition
T-104/00	2 May 2001	Giovanni Cubeta v Commission of the European Communities	Officials Posting to a new place of work Installation allowance Daily subsistence Conditions for granting
T-60/00	3 May 2001	Paraskevi Liaskou v Council of the European Union	Officials Remuneration Expatriation allowance Article 4(1)(a) of Annex VII to the Staff Regulations
T-99/00	3 May 2001	Ignacio Samper v European Parliament	Officials Drawing-up of career record Examination of the comparative merits Criteria Principle of equal treatment
T-182/99	8 May 2001	Georges Caravelis v European Parliament	Officials Refusal of promotion Consideration of comparative merits Action for annulment and compensation
T-348/00	30 May 2001	Artin Barth v Commission of the European Communities	Officials Household allowance Recovery of sum not due
T-230/99	14 June 2001	Hans McAuley v Council of the European Union	Officials Appointment by way of promotion Annulment Comparative examination of merits Manifest error of assessment

Case	Date	Parties	Subject-matter
T-243/99	20 June 2001	Marie-Laurence Buisson v Commission of the European Communities	Officials Open competition Refusal to admit to the written tests Admissibility Act adversely affecting a candidate Time-limit Legitimate expectation Compensation
Cases T-164/99, T-37/00 and T-38/00	27 June 2001	Alain Leroy, Yannick Chevalier-Delanoue, Virginia Joaquim Matos v Council of the European Union	Decision 1999/307/EC Integration of the Schengen Secretariat into the General Secretariat of the Council Action for annulment
T-166/99	27 June 2001	Luis Fernando Andres de Dios, Maria Soledad Garcia Retortillo, Suzanne Kitlas, Jacques Verraes v Council of the European Union	Decision 1999/307/EC Integration of the Schengen Secretariat into the General Secretariat of the Council Action for annulment Admissibility
T-214/00	27 June 2001	X v Commission of the European Communities	Officials Official ordered to pay the costs of a previous case Creditor institution withholding remuneration by way of set-off
Cases T-24/98 and T-241/99	3 July 2001	E v Commission of the European Communities	Officials Temporary agent Disciplinary rules Suspension Disciplinary measure Termination of contract without notice Period set by the third paragraph of Article 7 of Annex IX to the Staff Regulations Disregarded Consequences Action for annulment and compensation No need to adjudicate
T-131/00	12 July 2001	Robert Charles Schochaert v Council of the European Union	Officials Promotion denied Statement of reasons Examination of comparative merits Action for annulment
T-351/99	20 July 2001	Christian Brumter v Commission of the European Communities	Officials Notice of vacancy Appointment Duty to provide reasons Examination of the candidates' comparative merits Discretion enjoyed by the appointing authority Staff report Request for transfer
T-160/99	13 September 2001	Gunnar Svantesson, Lena Hellsten, Monica Hägg v Council	Officials Internal competition Composition of the selection board
T-152/00	19 September 2001	E v Commission of the European Communities	Officials Rejection of candidature Infringement of the terms of a vacancy notice Manifest errors of assessment Discrimination Misuse of powers
T-171/00	20 September 2001	Peter Spruyt v Commission of the European Communities	Officials Cover for risk of accident and occupational disease Eligibility for the benefits provided for by Article 73 of the Staff Regulations Hang-gliding accident
T-95/01	20 September 2001	Gérald Coget, Pierre Hugé, Emmanuel Gabolde v Court of Auditors of the European Communities	Officials Post of Secretary General Invitation to submit candidatures High-level experience Institution's broad discretion Calling for interview
T-344/99	20 September 2001	Lucia Recalde Langarica v Commission of the European Communities	Officials Expatriation allowance Article 4(1)(a) of the Staff Regulations Article 26 of the Staff Regulations The principle <i>audi alteram partem</i>
T-333/99	18 October 2001	X v European Central Bank	Officials Servants of the European Central Bank Jurisdiction of the Court of First Instance Legality of conditions of employment Rights of the defence Dismissal Harassment Misuse of the internet

Case	Date	Parties	Subject-matter
T-142/00	15 November 2001	Michel Van Huffel v Commission of the European Communities	Officials Access to internal competitions Contracts with undertakings Notice of competition Condition for admission requiring applicants to be members of the regular staff
T-349/00	15 November 2001	Giorgio Lebedef v Commission of the European Communities	Officials Framework agreement concluded between the Commission and the trade union and staff associations in 1974 Revision or amendment Consultation procedure Introduction of new rules Admissibility
T-194/99	15 November 2001	Cristiano Sebastiani v Commission of the European Communities	Officials Promotion Staff report None Consideration of comparative merits
T-125/00	4 December 2001	Joaquín López Madruga v Commission of the European Communities	Officials Transfer of part of remuneration in currency of a Member State other than the country of the seat of the institution Article 17(2)(a) and (b) of Annex VIII to the Staff Regulations Combined application

## STATE AID

T-73/98	15 March 2001	Société chimique Prayon-Rupel SA v Commission of the European Communities	State aid Failure to open the procedure under Article 93(2) of the EC Treaty (now Article 88(2) EC) Serious difficulty
T-69/96	21 March 2001	Hamburger Hafen- und Lagerhaus Aktiengesellschaft, Zentralverband der Deutschen Seehafenbetriebe eV, Unternehmensverband Hafen Hamburg v Commission of the European Communities	State aid Aid for investment in equipment in the combined transport sector Article 93 of the EC Treaty (now Article 88 EC) Action for annulment Admissibility
T-288/97	4 April 2001	Regione autonoma Friuli-Venezia Giulia v Commission of the European Communities	Carriage of goods by road State aid Action for annulment Effect on trade between Member States and distortion of competition Conditions for derogation from the prohibition laid down by Article 92(1) of the EC Treaty (now, after amendment, Article 87(1) EC) New aid or existing aid Principle of protection of legitimate expectations Principle of proportionality Statement of reasons
T-187/99	7 June 2001	Agrana Zucker und Stärke AG v Commission of the European Communities	Action for annulment State aid Aid incompatible with the common market Time-limit for investigation Act of Accession Declaration No 31 Statement of reasons

