

## Case T-33/90

**Charlotte von Bonkewitz-Lindner**

**v**

**European Parliament**

(Officials — Staff report — Description of duties —  
Mark considered inadequate — Withdrawal of duties and  
assignment of new duties)

Judgment of the Court of First Instance (Third Chamber), 6 November 1991 ..... II - 1253

### Summary of the Judgment

1. *Officials — Reports procedure — Staff report — Review by the Court — Limits (Staff Regulations, Art. 43)*
2. *Officials — Organization of departments — Assignment of staff to posts — Administration's power of assessment — Limits — Interest of the service — Compliance with principle of equivalence of posts — Reassignment — Measure of internal organization — Duty to state grounds and to consult the person concerned beforehand — None (Staff Regulations, Art. 7(1))*

1. The marks awarded to an official by his hierarchical superiors in a staff report constitute an assessment made by the assessors as a matter of their personal judgment alone and it is not for the Court to substitute its own assessment.
2. The institutions have a wide discretion to organize their departments to suit the tasks entrusted to them and to assign the staff available to them in the light of such tasks on condition, however, that the staff are assigned in the interest of the

service and in conformity with the principle of the equivalence of posts.

A decision to assign an official to new duties which satisfies those two conditions and does not adversely affect his position under the Staff Regulations is merely a measure of internal organization. The administration is, therefore, neither under a duty to state the grounds on which such a decision is based nor to give the official concerned a prior hearing.