

Case T-41/93

B

v

Commission of the European Communities

(Officials — No need to give a decision)

Order of the Court of First Instance (Fourth Chamber), 25 October 1993 ..... II - 1038

Summary of the Order

*Procedure — Costs — Action which has become devoid of purpose — Not withdrawn by the applicant — Application of the rules where there is no need to give a decision (Rules of Procedure of the Court of First Instance, Art. 87(6))*

Where an action was admissible when it was commenced but has become devoid of purpose because the contested decision has been replaced by a new decision giving the applicant full satisfaction, if the applicant does not

withdraw the action costs are to be determined pursuant to Article 87(6) of the Rules of Procedure which provides that, where a case does not proceed to judgment, costs are in the discretion of the Court.