

Case T-287/02

Asian Institute of Technology (AIT)

v

Commission of the European Communities

(Action for annulment — Decision to conclude a research contract —  
Time-limit — Inadmissibility)

Order of the Court of First Instance (Fifth Chamber), 25 June 2003 . . . II-2181

Summary of the Order

*Actions for annulment — Time-limits — Commencement — Notification — Decision to conclude a research contract — Existence of a dispute between the managing bodies of the organisation to which the decision was addressed and one of its employees — Not relevant*

*(Art. 230, fifth para., EC)*

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The mere fact that there is a dispute between the managing bodies of an organisation to which a Commission decision was addressed and one of its employees as to the extent of the latter's powers, and in particular as to his authority to commit the organisation vis-a-vis third parties, cannot allow that organisation to distance itself from a contract by arguing that, since the employee did not have the capacity to

represent the organisation, notification of the contract to that employee could not activate the time-limit for bringing an action for annulment.

(see paras 27-28)