

# Case T-45/90 R

## Alicia Speybrouck v European Parliament

Order of the President of the Court of First Instance, 23 November 1990 ..... 706

### Summary of the Order

*Application for interim measures — Suspension of operation — Provisional measures — Conditions for grant — Serious and irreparable damage — Pecuniary damage — Balancing of all the interests involved*

*(EEC Treaty, Arts 185 and 186; Rules of Procedure, Art. 83(2))*

In an application for interim measures, purely pecuniary damage cannot, in principle, be regarded as irreparable or even as difficult to repair since *ex hypothesi* it may be the subject of subsequent financial compensation.

However, it is for the court hearing the application for interim measures to assess the factors which, in the particular circumstances of each case, are such as to establish whether immediate implementation of the

decisions whose suspension is sought is likely to expose the applicant to the risk of damage which cannot be repaired even if the decisions are subsequently annulled in the main proceedings.

The court hearing the application for interim measures must balance the respective interests of the parties and determine whether the grant of interim measures is necessary to avoid causing the applicant serious and irreparable damage.