

Sender

From: ana.gorey@coe.int
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Complaint about maladministration

Part 1 - Contact information

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On behalf of (if applicable): INTERPARENTS (Alicante, Bergen, Culham, Frankfurt, Karlsruhe, Luxembourg I & II, Mol, Munich, Varese)
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Part 2 - Against which European Union (EU) institution or body do you wish to complain?

European Commission

Part 3 - What is the decision or matter about which you complain? When did you become aware of it? Add annexes if necessary.

INTERPARENTS became aware of this on receipt of a letter by the Secretary General of the European Schools to Mr. Morica, Directeur, DG Ressources humaines et sécurité, Commission européenne, dated 30 September 2010 with copy to all members of the Board of Governors of the European Schools. [2010-L-569-Moricca]

Part 4 - What do you consider that the EU institution or body has done wrong?

The Board of Governors gave a discharge to the Administrative Boards and to the Secretary-General in respect of implementation of the 2008 budget, with the exception of the Commission, which voted against. The Commission explained at length its arguments however, it was agreed that there was an obligation to continue the course until the end of the cycle. Despite this decision, the Commission unilaterally began procedures for reimbursement by individual European Schools for mother-tongue courses for SWALS, totaling 465,289.68€.

We consider that they have by-passed the authority of the ruling body of the European Schools, acted unilaterally and arbitrarily vis-à-vis the individual schools. This could seriously affect the interests of the pupils of the European Schools and, at large, of their family. Whereas the European Schools were created in order to facilitate the functioning of the European institutions, the unilateral acts of the Commission bring legal uncertainty and reduce the level of education of categories of pupils. This is a clear case of misadministration.

Part 5 - What, in your view, should the institution or body do to put things right?

It is our view that the Commission should abide by the decisions of the Board of Governors of the European Schools which is the ultimate decision making body in the European Schools system.

Part 6 - Have you already contacted the EU institution or body concerned in order to obtain redress?

Yes (please specify)

INTERPARENTS wrote to President Barroso on 20 October 2010.

Part 7 - If the complaint concerns work relationships with the EU institutions and bodies: have you used all the possibilities for internal administrative requests and complaints provided for in the Staff Regulations? If so, have the time limits for replies by the institutions already expired?

No

Part 8 - Has the object of your complaint already been settled by a court or is it pending before a court?

No

Part 9 - Please select one of the following two options after having read the information in the box below:

Please treat my complaint publicly

Part 10 - Do you agree that your complaint may be passed on to another institution or body (European or national), if the European Ombudsman decides that he is not entitled to deal with it?

Yes