## Costs

31 Under Article 69 (2) of the Rules of Procedure the unsuccessful party shall be ordered to bear the costs.

32 Since the defendant has failed in its submission it must be ordered to bear the costs.

On those grounds,

THE COURT (First Chamber)

hereby:

1. **Annuls the decisions whereby sums paid in Belgium as family holiday allowance and special family allowance were deducted from the salary of the applicant for June, July and August 1976;**

2. **Orders the defendant to bear the costs.**

Bosco Donner O'Keeffe

Delivered in open court in Luxembourg on 13 October 1977.

A. Van Houtte
Registrar

G. Bosco
President of the First Chamber

## OPINION OF MR ADVOCATE-GENERAL MAYRAS
(see case 106/76, p. 1637)