

SUMMARY

Case C-158/16. Fixed-term employment

Must the term 'employment conditions' in Clause 4 of the framework agreement on fixed-term work be interpreted as including a legal situation in which a fixed-term worker who has been elected to political office as a member of Parliament may, in the same way as a permanent member of staff, apply for and be granted a break in the service relationship with the employer so as to be reinstated in the same post once the relevant parliamentary term of office has expired? Must the principle of non-discrimination referred to in Clause 4 of the framework agreement on fixed-term work be interpreted as precluding regional legislation such as Article 59(2) of the Law [of the Principality of Asturias] 3/1985 [of 26 December 1985] on the organisation of the civil service [of the Government of the Principality of Asturias], which totally and absolutely precludes giving an 'interino' civil servant special service leave in the event of being elected a member of Parliament, when that right is given to career civil servants?

Creator: European Court of Justice (ECJ)

Verdict at: 2016-03-16

Case number: C-158/16