Ministero dell'Istruzione

Ufficio Scolastico Regionale per la Lombardia
Ufficio IV - Ambito Territoriale di Brescia
Via S. Antonio, 14 - 25133 Brescia

IL DIRIGENTE

VISTO il decreto legislativo 297 del 16 aprile 1994, e successive modificazioni, recante Approvazione del testo unico delle disposizioni legislative vigenti in materia di istruzione, relative alle scuole di ogni ordine e grado;

VISTA la legge 124 del 3 maggio 1999, recante Disposizioni urgenti in materia di personale scolastico, ed in particolare gli artt. 1, 2, 6 e 11, comma 9;

VISTO il DM 123 del 27 marzo 2000, Regolamento recante norme sulle modalità di integrazione e aggiornamento delle graduatorie permanenti previste dagli artt. 1, 2, 6 e 11, comma 9, della legge 124 del 3 maggio 1999;

VISTA la legge 296 del 27 dicembre 2006 ed in particolare l’art. 1, comma 605, lettera c), che ha trasformato le graduatorie permanenti di cui all’art. 1 del decreto legge 97 del 7 aprile 2004 convertito, con modificazioni, dalla legge 143 del 4 giugno 2004, in Graduatorie ad Esaurimento;

VISTO il DM 374 del 24 aprile 2019, con il quale è stato disposto l’aggiornamento delle Graduatorie ad Esaurimento per il personale docente ed educativo per il triennio 2019/2022;

VISTO la pubblicazione in data 8 agosto 2019 delle Graduatorie Provinciali ad Esaurimento definitive del personale docente ed educativo di ogni ordine e grado per il triennio 2019/2022, valide per l’a.s. 2019/2020;


VISTO il decreto AOUUSP10603 BS del 18 agosto 2014, con il quale sono state pubblicate le Graduatorie ad Esaurimento definitive del personale docente ed educativo di ogni ordine e grado per il triennio 2014/2017;

VISTO il DM 325 del 3 giugno 2015, con il quale sono state disciplinate le consuete operazioni annuali relative alle Graduatorie ad Esaurimento;

VISTO il decreto AOUUSP10252 BS del 20 luglio 2015, con il quale sono state pubblicate le Graduatorie ad Esaurimento definitive del personale docente ed educativo di ogni ordine e grado per il triennio 2014/2017, valide per l’a.s. 2015/2016;
Ministero dell’Istruzione
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VISTA
la legge 21 del 25 febbraio 2016 di conversione, con modificazioni, del decreto legge 210 del 30 dicembre 2015, con la quale è stato disposto che "Il termine per l’aggiornamento delle graduatorie ad esaurimento di cui all’art. 1, comma 605, lettera e), della legge 296 del 27 dicembre 2006, già aggiornate per il triennio 2014/2017, è prorogato all’a.s. 2018/2019 per il triennio successivo";

VISTO
il DM 495 del 22 giugno 2016, con il quale sono state disciplinate le consuete operazioni annuali relative alle Graduatorie ad Esaurimento;

VISTO
il decreto AOUUSP12935 BS del 30 agosto 2016, con il quale sono state pubblicate le Graduatorie ad Esaurimento definitive del personale docente ed educativo di ogni ordine e grado per il triennio 2014/2017, valide per l’a.s. 2016/2017;

VISTO
il DM 400 del 12 giugno 2017, con il quale sono state disciplinate le consuete operazioni annuali relative alle Graduatorie ad Esaurimento, prorogate all’a.s. 2018/2019 ai sensi della legge 21 del 25 febbraio 2016;

VISTO

VISTO
il DM 506 del 19 giugno 2018, con il quale sono state disciplinate le consuete operazioni annuali relative alle Graduatorie ad Esaurimento, prorogate all’a.s. 2018/2019 ai sensi della legge 21 del 25 febbraio 2016;

VISTO

VISTO
i decreti con i quali, in esecuzione di provvedimenti cautelari i ricorrenti diplomati magistrali entro l’a.s. 2001/2002 sono stati inseriti con riserva nelle Graduatorie ad Esaurimento di scuola dell’infanzia e di scuola primaria, fermo restando l’effetto risolutivo connesso all’eventuale soccombenza risultante all’esito del giudizio di merito;

VISTO
il decreto legge 87 del 12 luglio 2018, convertito con modificazioni dalla legge 96 del 9 agosto 2018, recante Disposizioni urgenti per la dignità dei lavoratori e delle imprese, e, in particolare, l’art. 4, commi 1 e 1-bis;

VISTE
le note MIUR prot. AOODGPER 45988 del 17 ottobre 2018 e prot. AOODGPER 47743 del 29 ottobre 2018, con le quali sono state fornite indicazioni agli Uffici Scolastici Regionali in merito agli adempimenti ex art. 4, commi 1 e 1-bis, del decreto legge 87 del 12 luglio 2018, convertito con modificazioni dalla legge 96 del 9 agosto 2018;

Pec uspb@postacert.istruzione.it – email uspb.istruzione.it
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Codice Univoco per la Fatturazione Elettronica: HKPE39 Codice Ipa: m_pi
Sito internet: http://brescia.istruzione.lombardia.gov.it/
Ministero dell'Istruzione
Ufficio Scolastico Regionale per la Lombardia
Ufficio IV - Ambito Territoriale di Brescia
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CONSIDERATO di dover dare esecuzione alla predetta Sentenza del TAR Lazio n.10969, anche ai sensi della sopra richiamata legge 96/2018, disponendo il depennamento dalle Graduatorie ad Esaurimento di tutti i docenti ricorrenti indicati in Sentenza;

ACCERTATA la propria competenza secondo quanto previsto dal DM 916 del 18 dicembre 2014, recante Organizzazione e compiti degli uffici di livello dirigenziale non generale istituiti presso l’Ufficio scolastico regionale per la Lombardia;

DECRETA

Art. 1


Art. 2

I dirigenti delle Istituzioni scolastiche, ove i docenti interessati risultino attualmente inseriti con riserva nelle Graduatorie d’Istituto di I fascia, provvederanno al depennamento degli stessi dalle medesime graduatorie.

Art. 3

Avverso il presente provvedimento potranno essere esperiti i rimedi giurisdizionali ed amministrativi previsti dall’ordinamento.

Il dirigente
Giuseppe Bonelli
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Venerdì 17 gennaio 2020