

DECISION OF THE ADMINISTRATIVE BOARD GIVING A MANDATE TO THE EXECUTIVE DIRECTOR TO REQUEST THE COMMISSION'S AGREEMENT TO THE NON-APPLICATION OF GENERAL IMPLEMENTING RULES OF THE STAFF REGULATIONS

THE ADMINISTRATIVE BOARD OF THE EUROPEAN MARITIME SAFETY AGENCY,

Having regard to Council Regulation (EC) N° 1406/2002 of 27 June 2002, as amended, establishing the European Maritime Safety Agency, and in particular Article 6 thereof;

Having regard to the Staff Regulations of Officials (Staff Regulations) and Conditions of Employment of Other Servants of the European Union (CEOS), laid down by Council Regulation (EEC, EURATOM, ECSC) N° 259/68, as last amended¹, and in particular to Article 110(2) of the Staff Regulations and Articles 3(a), 3(b) 79(2) of the CEOS;

Having regard to the decisions of the Commission setting up implementing rules for the application of the revised Staff Regulations of Officials of the European Union and the Conditions of Employment of other servants of the European Union which shall apply by analogy to the agencies and enter into force nine months after their entry into force at the Commission, pursuant to Article 110(2) of the Staff Regulations;

Whereas an Agency may request the agreement of the Commission to the non-application of certain of those implementing rules. after consultation of the Staff Committee, pursuant to Article 110(2) of the Staff Regulations;

Whereas in such as case, the Administrative Board needs to give a mandate to the Executive Director to request the Commission's agreement to the non-application of the implementing rules concerned.

After consultation of the Staff Committee,

HAS DECIDED AS FOLLOWS:

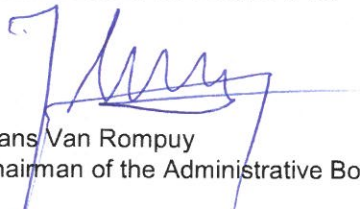
Article 1

The Administrative Board hereby gives a mandate to the Executive Director to request the Commission's agreement to the non-application of the general implementing rule to the Staff Regulations, as adopted by the Commission and specified in Annex.

Article 2

This decision shall take effect on the day following that of its adoption.

Done at Lisbon on 1 June 2015,



Frans Van Rompuy
Chairman of the Administrative Board

Annex

Commission Decision C(2013) 8967 of 16/12/13

¹ OJ L 56, 4.3.1968, p. 1, as last amended by Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013, OJ L 287, 29.10.2013, p.15.



Brussels, 16.12.2013
C(2013) 8967 final

COMMISSION DECISION

of 16.12.2013

amending Commission Decision of 2 March 2011 on the general provisions for implementing Article 79(2) of the Conditions of Employment of Other Servants of the European Union, governing the conditions of employment of contract staff employed by the Commission under the terms of Articles 3a and 3b of the said Conditions

COMMISSION DECISION

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amending Commission Decision of 2 March 2011 on the general provisions for implementing Article 79(2) of the Conditions of Employment of Other Servants of the European Union, governing the conditions of employment of contract staff employed by the Commission under the terms of Articles 3a and 3b of the said Conditions

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to the Staff Regulations of Officials of the European Union and the Conditions of Employment of Other Servants of the European Union (CEOS), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68¹, and in particular Title IV of the CEOS,

After consulting the Staff Regulations Committee,

After consulting the Staff Committee,

Whereas:

- (1) The Commission Decision of 2 March 2011 on the general provisions for implementing Article 79(2) of the Conditions of Employment of Other Servants of the European Union, governing the conditions of employment of contract staff employed by the Commission under the terms of Articles 3a and 3b of the said Conditions C(2011)1264 needs to be adapted to the amendments brought about by the revision of the CEOS as of 1 January 2014,

HAS DECIDED AS FOLLOWS:

Article 1

The Commission Decision C(2011)1264 is amended as follows:

- (1) In Article 5, the following sentence is added in paragraph 5:
"However, the authority authorised to conclude contracts of employment shall allow 24 months' additional seniority of step to contract staff recruited in function group I, grade 1, for professional experience equal to or more than 3 years.'.
- (2) Article 7 is amended as follows:
 - (a) in paragraph 1, the words 'three years' are replaced by the words 'six years';
 - (b) in paragraph 2, the words 'the duration of the contract' are replaced by the words 'the duration of the first renewal'.
- (3) In Article 8(3), the words 'under Article 84(4)' are replaced by the words 'under Article 84(2)'.
- (4) Article 9(4) is replaced by the following:

¹ OJ L 56, 4.3.1968, p. 1

‘(4) Where a staff member formerly under contract to the departments and offices referred to in Article 1 is engaged by the Commission in the same function group with an interruption of six months or less, the rules on the renewal of contracts shall apply by analogy.’

(5) Annex V is amended as follows:

(a) in point 1.d., the words ‘with Article 84(3)’ are replaced by the words ‘with Article 84(1)’;

(b) in point 1.g., the first two sub-paragraphs are replaced by the following text:

‘Where the probation report recommends dismissal or, in exceptional circumstances, extension of the probationary period in accordance with Article 84(1) CEOS, the report and the comments shall be transmitted immediately by the immediate superior of the staff member to the authority authorised to conclude contracts of employment.’

Article 2

This decision shall take effect on 1 January 2014.

Done at Brussels, 16.12.2013

For the Commission
Maroš ŠEFČOVIČ
Vice-President