

## I

*(Acts whose publication is obligatory)*

**COUNCIL REGULATION (EEC, EURATOM, ECSC) No 160/80**

**of 21 January 1980**

**amending the Staff Regulations of officials and the conditions of employment of other servants of the European Communities**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

HAS ADOPTED THIS REGULATION :

Having regard to the Treaty establishing a single Council and a single Commission of the European Communities, and in particular Article 24 thereof,

Having regard to the proposal made by the Commission after consulting the Staff Regulations Committee <sup>(1)</sup>,

Having regard to the opinion of the European Parliament <sup>(2)</sup>,

Having regard to the opinion of the Court of Justice <sup>(3)</sup>,

Whereas Regulation (EEC, Euratom, ECSC) No 259/68 <sup>(4)</sup>, as last amended by Regulation (Euratom, ECSC, EEC) No 3085/78 <sup>(5)</sup>, lays down in Article 2 the Staff Regulations of officials of the European Communities and in Article 3 the conditions of employment of other servants; whereas it is for the Council, acting by a qualified majority on a proposal from the Commission after consulting the other institutions concerned, to amend them;

Whereas it has been found that unintended increases in remuneration resulted from the manner in which the 157.8 % weighting was incorporated in the basic salary scales, as decided in December 1976, with effect from 1 January 1977 in accordance with the method for adjusting amounts due, adopted on 29 June 1976;

Whereas this situation should be rectified by adjusting the basic salary scales and by accompanying this corrective measure by transitional measures aimed at gradually absorbing these increases without the amounts actually paid being reduced,

*Article 1*

The table of basic monthly salaries in Article 66 of the Staff Regulations and Articles 20 and 63 of the conditions of employment, as determined by Articles 1 (a) and 2 of Regulation (Euratom, ECSC, EEC) No 3084/78 <sup>(6)</sup>, are replaced by the tables in Annexes I, II and III.

*Article 2*

1. In the case of officials or other servants as well as persons entitled to a pension or allowance under Article 50 of the Staff Regulations, Article 5 of Regulation (EEC, Euratom, ECSC) No 259/68, Article 3 of Regulation (Euratom, ECSC, EEC) No 2530/72 <sup>(7)</sup> or Article 3 of Regulation (ECSC, EEC, Euratom) No 1543/73 <sup>(8)</sup>, whose entitlements are reduced by reason of Article 1 of this Regulation :

- (a) no part of the amounts paid during the period between 1 July 1979 and the date on which this Regulation enters into force shall be required to be repaid;
- (b) as a transitional measure, the amounts payable to the persons concerned after the date of entry into force of this Regulation shall be calculated each month by reference to the remuneration paid on 30 June 1979 on the basis of their grade and step and their circumstances as to dependants for the month in question; such calculation shall also take into account any new factor justifying new or changed entitlements; where new weightings are fixed after 30 June 1979, the weighting to apply to the sums referred to in this paragraph shall be that part of the weighting corresponding to the increase in the cost of living for the official's place of employment or the place of residence of the

<sup>(1)</sup> OJ No C 191, 30. 7. 1979, p. 5.

<sup>(2)</sup> Opinion delivered on 18 January 1980 (not yet published in the Official Journal).

<sup>(3)</sup> Opinion delivered on 11 July 1979.

<sup>(4)</sup> OJ No L 56, 4. 3. 1968, p. 1.

<sup>(5)</sup> OJ No L 369, 29. 12. 1978, p. 6.

<sup>(6)</sup> OJ No L 369, 29. 12. 1978, p. 1.

<sup>(7)</sup> OJ No L 272, 5. 12. 1972, p. 1.

<sup>(8)</sup> OJ No L 155, 11. 6. 1973, p. 1.

recipient of the pension or allowance less that part of the weighting corresponding to the increase in the cost of living for the Member State where such increase is lowest ;

- (c) allowances calculated by reference to the basic salary tables which are paid as a lump sum and are exempt from Community tax shall continue to be determined by reference to the salary tables in force on 30 June 1979 as long as the allowances calculated on the basis of such tables are higher than the corresponding allowances calculated on the basis of the tables referred to in Article 1.

2. The rules for the calculation of salaries defined at 1 (b) shall cease to apply :

- from the month in which calculation based on the basic salary tables contained in this Regulation produces, for the person concerned, a sum at least equal to that calculated on the basis of the tables in force on 30 June 1979,
- or six years from entry into force of this Regulation, whichever shall be the earlier.

3. However, where a retirement or invalidity pension becomes payable to an official or other servant to whom the first indent of paragraph 2 has been applied before he leaves the service and to whom application of the tables in force on 30 June 1979 would have given a net pension higher than the net amount obtained from the tables that entered into force on 1 July 1979, the amount to be paid shall be calculated in the manner prescribed by paragraph 1 (b). The same shall apply to survivor's pensions paid to persons entitled under an official or other servant to whom the first indent of paragraph 2 was applied before his death.

4. Paragraph 1 (b) and (c) shall not apply to officials and other servants recruited after the entry into force of this Regulation.

### *Article 3*

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Communities*.

It shall apply from 1 July 1979.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21 January 1980.

*For the Council*

*The President*

G. MARCORA

## ANNEX I

Grades	Step							
	1	2	3	4	5	6	7	8
A 1	190 408	200 549	210 690	220 831	230 972	241 113		
A 2	168 921	178 596	188 271	197 946	207 621	217 296		
A 3/LA 3	139 808	148 273	156 738	165 203	173 668	182 133	190 598	199 063
A 4/LA 4	117 375	123 982	130 589	137 196	143 803	150 410	157 017	163 624
A 5/LA 5	96 656	102 418	108 180	113 942	119 704	125 466	131 228	136 990
A 6/LA 6	83 435	88 024	92 613	97 202	101 791	106 380	110 969	115 558
A 7/LA 7	71 757	75 355	78 953	82 551	86 149	89 747		
A 8/LA 8	63 410	65 986						
B 1	83 435	88 024	92 613	97 202	101 791	106 380	110 969	115 558
B 2	72 234	75 645	79 056	82 467	85 878	89 289	92 700	96 111
B 3	60 504	63 341	66 178	69 015	71 852	74 689	77 526	80 363
B 4	52 265	54 724	57 183	59 642	62 101	64 560	67 019	69 478
B 5	46 672	48 661	50 650	52 639				
C 1	53 318	55 489	57 660	59 831	62 002	64 173	66 344	68 515
C 2	46 315	48 304	50 293	52 282	54 271	56 260	58 249	60 238
C 3	43 174	44 877	46 580	48 283	49 986	51 689	53 392	55 095
C 4	38 960	40 559	42 158	43 757	45 356	46 955	48 554	50 153
C 5	35 893	37 382	38 871	40 360				
D 1	40 619	42 417	44 215	46 013	47 811	49 609	51 407	53 205
D 2	36 995	38 591	40 187	41 783	43 379	44 975	46 571	48 167
D 3	34 380	35 878	37 376	38 874	40 372	41 870	43 368	44 866
D 4	32 486	33 808	35 130	36 452				

## ANNEX II

Grades	Step							
	1	2	3	4	5	6	7	8
A 1	190 408	200 549	210 690	220 831	230 972	241 113		
A 2	168 921	178 596	188 271	197 946	207 621	217 296		
A 3/LA 3	139 808	148 273	156 738	165 203	173 668	182 133	190 598	199 063
A 4/LA 4	117 375	123 982	130 589	137 196	143 803	150 410	157 017	163 624
A 5/LA 5	96 656	102 418	108 180	113 942	119 704	125 466	131 228	136 990
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B 3	60 504	63 341	66 178	69 015	71 852	74 689	77 526	80 363
B 4	52 265	54 724	57 183	59 642	62 101	64 560	67 019	69 478
B 5	46 672	48 661	50 650	52 639				
C 1	50 882	52 949	55 016	57 083	59 150	61 217	63 284	65 351
C 2	44 219	46 112	48 005	49 898	51 791	53 684	55 577	57 470
C 3	41 265	42 883	44 501	46 119	47 737	49 355	50 973	52 591
C 4	37 278	38 795	40 312	41 829	43 346	44 863	46 380	47 897
C 5	34 359	35 783	37 207	38 631				
D 1	38 870	40 570	42 270	43 970	45 670	47 370	49 070	50 770
D 2	35 414	36 929	38 444	39 959	41 474	42 989	44 504	46 019
D 3	32 931	34 353	35 775	37 197	38 619	40 041	41 463	42 885
D 4	31 117	32 372	33 627	34 882				

## ANNEX III

Category	Group	Class			
		1	2	3	4
A	I	91 190	102 396	113 602	124 808
	II	66 238	72 693	79 148	85 603
	III	55 663	58 152	60 641	63 130
B	IV	53 460	58 691	63 992	69 153
	V	41 530	44 395	47 260	50 125
C	VI	39 545	41 898	44 251	46 604
	VII	35 396	36 606	37 816	39 026
D	VIII	31 880	33 809	35 738	37 667
	IX	30 707	31 157	31 607	32 057