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(Acts whose publication is obligatory)

COUNCIL REGULATION (EURATOM, ECSC, EC) No 2485/96

of 20 December 1996

adjusting, with effect from 1 July 1996, the remuneration and pensions of officials and other servants of the European Communities and the weightings applied thereto

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing a Single Council and a Single Commission of the European Communities,

Having regard to the Protocol on the Privileges and Immunities of the European Communities, and in particular Article 13 thereof,

Having regard to the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Communities laid down by Regulation (EEC, Euratom, ECSC) No 259/68 ⁽¹⁾, as last amended by Regulation (Euratom, ECSC, EC) No 1354/96 ⁽²⁾, and in particular Articles 63, 64, 65, 65a and 82 of the Staff Regulations, Annex XI to the Staff Regulations, and the first paragraph of Article 20 and Article 64 of the Conditions of Employment,

Having regard to the proposal from the Commission,

Whereas a review of the remuneration of officials and other servants carried out on the basis of a report by the Commission has shown that the remuneration and pensions of officials and other servants of the Communities should be adjusted under the 1996 annual review;

Whereas, in accordance with Annex XI to the Staff Regulations, the annual adjustment in respect of 1997 will entail the establishment, not later than 31 December 1997, of new weightings with retroactive effect from 1 July 1997;

Whereas these new weightings could lead to retroactive adjustments to remuneration and pensions (positive or negative) in respect of the 1997 period for which payment has already been made on the basis of this Regulation;

Whereas provision should therefore be made for the payment of arrears in the event of an upward adjustment as a result of these weightings or for the recovery of sums paid in excess in the event of a downward adjustment for the period between the effective date and the date of entry into force of the Council's decision on the annual adjustment in respect of 1997;

Whereas provision should be made for the effects of any such recovery to be spread over a period of not more than 12 months following the date of entry into force of the Council's decision on the annual adjustment in respect of 1997,

⁽¹⁾ OJ No L 56, 4. 3. 1968, p. 1.

⁽²⁾ OJ No L 175, 13. 7. 1996, p. 1.

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 1996:

(a) the table of basic monthly salaries in Article 66 of the Staff Regulations shall be replaced by the following:

Grade	Step							
	1	2	3	4	5	6	7	8
A 1	424 536	447 088	469 640	492 192	514 744	537 296		
A 2	376 741	398 261	419 781	441 301	462 821	484 341		
A 3/LA 3	312 011	330 834	349 657	368 480	387 303	406 126	424 949	443 772
A 4/LA 4	262 119	276 812	291 505	306 198	320 891	335 584	350 277	364 970
A 5/LA 5	216 110	228 912	241 714	254 516	267 318	280 120	292 922	305 724
A 6/LA 6	186 755	196 945	207 135	217 325	227 515	237 705	247 895	258 085
A 7/LA 7	160 759	168 758	176 757	184 756	192 755	200 754		
A 8/LA 8	142 178	147 912						
B 1	186 755	196 945	207 135	217 325	227 515	237 705	247 895	258 085
B 2	161 810	169 396	176 982	184 568	192 154	199 740	207 326	214 912
B 3	135 724	142 032	148 340	154 648	160 956	167 264	173 572	179 880
B 4	117 388	122 859	128 330	133 801	139 272	144 743	150 214	155 685
B 5	104 931	109 358	113 785	118 212				
C 1	119 734	124 562	129 390	134 218	139 046	143 874	148 702	153 530
C 2	104 142	108 567	112 992	117 417	121 842	126 267	130 692	135 117
C 3	97 145	100 936	104 727	108 518	112 309	116 100	119 891	123 682
C 4	87 778	91 334	94 890	98 446	102 002	105 558	109 114	112 670
C 5	80 936	84 253	87 570	90 887				
D 1	91 471	95 470	99 469	103 468	107 467	111 466	115 465	119 464
D 2	83 403	86 955	90 507	94 059	97 611	101 163	104 715	108 267
D 3	77 625	80 948	84 271	87 594	90 917	94 240	97 563	100 886
D 4	73 192	76 194	79 196	82 198				

(b) — Bfrs 6 336 shall be replaced by Bfrs 6 425 in Article 1 (1) of Annex VII to the Staff Regulations,

— Bfrs 8 160 shall be replaced by Bfrs 8 274 in Article 2 (1) of Annex VII to the Staff Regulations,

— Bfrs 14 578 shall be replaced by Bfrs 14 782 in the second sentence of Article 69 of the Staff Regulations and in the second subparagraph of Article 4 (1) of Annex VII thereto,

— Bfrs 7 292 shall be replaced by Bfrs 7 394 in the first paragraph of Article 3 of Annex VII to the Staff Regulations.

Article 2

With effect from 1 July 1996, the table of basic monthly salaries in Article 63 of the Conditions of Employment of Other Servants is replaced by the following:

Category	Group	Step			
		1	2	3	4
A	I	199 320	224 010	248 700	273 390
	II	144 663	158 759	172 855	186 951
	III	121 567	126 983	132 399	137 815
B	IV	116 782	128 214	139 646	151 078
	V	91 729	97 776	103 823	109 870
C	VI	87 242	92 378	97 514	102 650
	VII	78 084	80 741	83 398	86 055
D	VIII	70 576	74 733	78 890	83 047
	IX	67 967	68 914	69 861	70 808

Article 3

With effect from 1 July 1996, the fixed allowance referred to in Article 4a of Annex VII to the Staff Regulations shall be:

- Bfrs 3 856 per month for officials in Grade C4 or C5,
- Bfrs 5 912 per month for officials in Grade C1, C2 or C3.

Article 4

Pensions for which entitlement has accrued by 1 July 1996 shall be calculated from that date by reference to the table of basic monthly salaries laid down in Article 66 of the Staff Regulations, as amended by Article 1 (a) of this Regulation.

Article 5

With effect from 1 July 1996, the date '1 July 1995' in the second paragraph of Article 63 of the Staff Regulations shall be replaced by '1 July 1996'.

Article 6

1. With effect from 16 May 1996, the weightings applicable to the remuneration of officials and other servants employed in the undermentioned country shall be as follows:

United Kingdom (except Culham) 109,5.

2. With effect from 16 July 1996, the weightings applicable to the remuneration of officials and other servants employed in the countries and places listed below shall be as follows:

Belgium	100,0
Denmark	125,4
Germany	111,5
except: Bonn	100,8
Karlsruhe	99,0
Munich	110,4
Greece	86,5
Spain	91,3
France	116,4
Ireland	92,1
Italy	97,0
except: Varese	92,7
Luxembourg	100,0
Netherlands	104,9
Austria	114,7
Portugal	84,0
Finland	117,0
Sweden	117,6
United Kingdom	115,3
except: Culham	91,5

3. The weightings applicable to pensions shall be determined in accordance with Article 82 (1) of the Staff Regulations. Articles 3 to 10 of Regulation (ECSC, EEC, Euratom) No 2175/88 (1) shall remain in force.

4. In accordance with Annex XI to the Staff Regulations these weightings could be adjusted before 31 December 1997 by a Council regulation establishing new weightings with effect from 1 July 1997. In this event, the institutions shall make the corresponding positive or negative adjustment to the remuneration and pensions of the officials, former officials and other persons concerned with retroactive effect for the period between the effective date and the date of entry into force of the decision on the 1997 adjustment.

(1) OJ No L 191, 22. 7. 1988, p. 1.

If this retroactive adjustment necessitates the recovery of sums paid aid in excess, such recovery may be spread over a period of not more than 12 months from the date of entry into force of the decision on the 1997 annual adjustment.

Article 7

With effect from 1 July 1996, the table in Article 10 (1) of Annex VII to the Staff Regulations shall be replaced by the following:

	Entitled to household allowance		Not entitled to household allowance	
	1st to 15th day	from 16th day	1st to 15th day	from 16th day
	Bfrs per calendar day			
A 1 to A 3 and LA 3	2 506	1 181	1 721	989
A 4 to A 8 and LA 4 to LA 8 and category B	2 432	1 102	1 651	861
Other grades	2 206	1 027	1 420	710

Article 8

With effect from 1 July 1996, the allowances for shiftwork laid down in Article 1 of Regulation (ECSC, EEC, Euratom) No 300/76⁽¹⁾ shall be Bfrs 11 177, Bfrs 16 870, Bfrs 18 446 and Bfrs 25 148.

Article 9

With effect from 1 July 1995, the amounts in Article 4 of Regulation (EEC, Euratom, ECSC) No 260/68⁽²⁾ shall be subject to a weighting of 3,999750.

Article 10

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

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

Done at Brussels, 20 December 1996.

For the Council

The President

S. BARRETT

⁽¹⁾ OJ No L 38, 13. 2. 1976, p. 1. Regulation as supplemented by Regulation (Euratom, ECSC, EEC) No 1307/87 (OJ No L 124, 13. 5. 1987, p. 6) and last amended by Regulation (EC, Euratom, ECSC) No 2963/95 (OJ No L 310, 22. 12. 1995, p. 1).

⁽²⁾ OJ No L 56, 4. 3. 1968, p. 8. Regulation as last amended by Regulation (EC, Euratom, ECSC) No 2963/95 (OJ No L 310, 22. 12. 1995, p. 1).