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**COUNCIL REGULATION (EC, EURATOM) No 860/2004**  
**of 29 April 2004**

amending Regulation (ECSC, EEC, Euratom) No 300/76 determining the categories of officials entitled to allowances for shiftwork, and the rates and conditions thereof

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN UNION,

Having regard to the Staff Regulations of Officials and the Conditions of Employment of other servants of the European Communities laid down in Regulation (EEC, Euratom, ECSC) No 259/68 <sup>1</sup>, as last amended by Regulation (EC, Euratom) No 723/2004 <sup>2</sup>, and in particular the second paragraph of Article 56a of the Staff Regulations,

Having regard to the proposal from the Commission submitted after consulting the Staff Regulations Committee,

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<sup>1</sup> OJ L 56, 4.3.1968, p. 1.

<sup>2</sup> OJ L 124, 27.4.2004, p. 1 .

Whereas:

Council Regulation (ECSC, EEC, Euratom) No 300/76<sup>1</sup> should be amended in order to bring it into line with the new Staff Regulations,

HAS ADOPTED THIS REGULATION:

*Article 1*

Regulation (ECSC, EEC, Euratom) No 300/76 is hereby amended as follows:

1. Article 2 shall be replaced by the following:

*"Article 2*

An official who is entitled to payment of the allowance provided for in Article 1 may receive the allowances for particularly arduous work provided for in Article 56c of the Staff Regulations only up to a maximum of 600 points, to be determined in accordance with Regulation (EC, Euratom) No /2004\*.

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\* OJ L .....";

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<sup>1</sup> OJ L 38, 13.2.1976, p. 1. Regulation as last amended by Regulation (EC, ECSC, Euratom) No 2461/98 (OJ L 307, 17.11.1998, p. 5).

2. Article 3 shall be replaced by the following:

"Article 3

This Regulation shall apply by analogy to temporary, auxiliary and contract staff."

*Article 2*

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

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

Done at Luxembourg, 29 April 2004.

*For the Council*

*The President*

M. McDOWELL

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