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(Acts whose publication is obligatory)

REGULATION (ECSC, EEC, EURATOM) No 2188/73 OF THE COUNCIL

of 9 August 1973

adjusting the remuneration and pensions of officials of the European Communities and the remuneration of other servants of the Communities

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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

Having regard to Regulation (EEC, Euratom, ECSC) No 259/68 (1) of 29 February 1968 fixing the Staff Regulations of the officials and conditions of employment applicable to other servants of the European Communities, instituting special measures temporarily applicable to officials of the Commission, last amended by Council Regulation (ECSC, EEC, Euratom) No 558/73 (2) of 26 February 1973, in particular Articles 2 and 3 and Articles 64, 65 and 82 of the Staff Regulations of the officials of the European Communities and Articles 20 (1) and 64 of the conditions of employment applicable to other servants of the European Communities ;

Having regard to the proposal from the Commission ;

Whereas the Court of Justice of the European Communities, in its Judgment of 5 June 1973, declared void Articles 1 to 4 of Council Regulation (Euratom, ECSC, EEC) No 2647/72 (3) of 12 December 1972 adjusting the remuneration and pensions of officials and the remuneration of other servants of the European Communities ;

Whereas the Council is bound, under the terms of Articles 176 of the Treaty establishing the European Economic Community and 149 of the Treaty establishing the European Atomic Energy Community, to take the necessary measures to comply with the Judgment of the Court of Justice ;

Whereas the Council acting in accordance with Article 65 (3) of the Staff Regulations for Officials on a proposal from the Commission, had adopted Regulation (Euratom, ECSC, EEC) No 2647/72 ;

(1) OJ No L 56, 4. 3. 1968, p. 1.
(2) OJ No L 55, 28. 2. 1973, p. 1.
(3) OJ No L 283, 20. 12. 1972, p. 1.

whereas, following the abovementioned Judgment of the Court, the Commission, restating its initial proposal, proposed to the Council in a letter dated 20 June 1973 that it adopt its new Decisions on the subject, while retaining the distribution of the adjustment of remunerations between a flat-rate amount and linear increase ;

Whereas, in accordance with Article 65 of the Staff Regulations for officials, the Council reviews annually the rates of remuneration of the officials and other servants of the Communities ; and whereas under the terms of the Decision of 21 March 1972 the Council takes its Decisions in the matter on the basis of two indices, the one being related to the developments in salary rates in the civil services of the Member States over the past year and the other related to aggregate per capita earnings in the Government departments of these same Member States ;

Whereas it is appropriate to adjust, in relation to the two indices aforesaid, the remuneration and pensions of the officials of the European Communities and the other servants of the European Communities as fixed by Regulation (Euratom, ECSC, EEC) No 2647/72 ;

Whereas the adjustment in remuneration must, in accordance with the Council Decision of 21 March 1972, take effect at the end of the period of reference ;

Whereas Articles 5 to 8 of Regulation (Euratom, ECSC, EEC) No 2647/72 have not been disputed under the Judgment of the Court of Justice ;

HAS ADOPTED THIS REGULATION :

Article 1

With effect from 1 July 1972 the Staff Regulations for officials of the European Communities and Annex VII there to shall be amended as follows :

1. The following table shall be substituted for the table of basic monthly salaries in Article 66 :

Grade	Step							
	1	2	3	4	5	6	7	8
A1	101 543	107 260	112 977	118 694	124 411	130 128	—	—
A2	89 427	94 882	100 337	105 792	111 247	116 702	—	—
A3 L/A3	73 010	77 783	82 556	87 329	92 102	96 875	101 648	106 421
A4 L/A4	60 370	64 094	67 818	71 542	75 266	78 990	82 714	86 438
A5 L/A5	49 044	52 243	55 442	58 641	61 840	65 039	68 238	71 437
A6 L/A6	41 698	44 216	46 734	49 252	51 770	54 288	56 806	59 324
A7 L/A7	35 247	37 240	39 233	41 226	43 219	45 212	—	—
A8 L/A8	30 631	32 047	—	—	—	—	—	—
B1	41 698	44 216	46 734	49 252	51 770	54 288	56 806	59 324
B2	35 510	37 398	39 286	41 174	43 062	44 950	46 838	48 726
B3	29 008	30 581	32 154	33 727	35 300	36 873	38 446	40 019
B4	24 442	25 806	27 170	28 534	29 898	31 262	32 626	33 990
B5	21 347	22 449	23 551	24 653	—	—	—	—
C1	25 021	26 227	27 433	28 639	29 845	31 051	32 257	33 463
C2	21 137	22 239	23 341	24 443	25 545	26 647	27 749	28 851
C3	19 407	20 351	21 295	22 239	23 183	24 127	25 071	26 015
C4	17 046	17 938	18 830	19 722	20 614	21 506	22 398	23 290
C5	15 316	16 155	16 994	17 833	—	—	—	—
D1	17 990	18 987	19 984	20 981	21 978	22 975	23 972	24 969
D2	15 945	16 837	17 729	18 621	19 513	20 405	21 297	22 189
D3	14 478	15 317	16 156	16 995	17 834	18 673	19 512	20 351
D4	13 428	14 162	14 896	15 630	—	—	—	—

2. (a) The amount of Bfrs 1 196 shall be substituted for the amount of Bfrs 1 127 in Article 67 (1) (a) of the Staff Regulations and in Article 1 (1) of Annex VII thereto ;

(b) The amount of Bfrs 1 859 shall be substituted for the amount of Bfrs 1 752 in Article 67 (1) (b) of the Staff Regulations and in Article 2 (1) of the Annex thereto ;

(c) The amount of Bfrs 3 320 shall be substituted for the amount of Bfrs 3 129 in Article 69 (2), second sentence, of the Staff Regulations and in Article 3 (3) and in Article 4 (1), last paragraph of Annex VII thereto ;

(d) The amount of Bfrs 1 660 shall be substituted for the amount of Bfrs 1 565 in Article 3 (1) of Annex VII.

Article 2

With effect from 1 July 1972 the conditions of employment of other servants of the Communities shall be amended as follows :

The following table shall be substituted for the table of basic monthly salaries in Article 63 :

Category	Group	Class			
		1	2	3	4
A	I	46 208	52 135	58 062	63 989
	II	32 519	36 191	39 863	43 535
	III	26 750	28 114	29 478	30 842
B	IV	25 491	28 376	31 261	34 146
	V	18 778	20 456	22 134	23 812
C	VI	17 361	18 777	20 193	21 609
	VII	14 058	15 054	16 050	17 046
D	VIII	13 480	14 529	15 578	16 627
	IX	12 799	13 061	13 323	13 585

Article 3

1. With effect from 1 July 1972 the flat-rate allowance referred to in Article 4 (a) of Annex VII of the Staff Regulations shall be fixed at :

— Bfrs 865 per month for officials in Grade C 4 or C 5,

— Bfrs 1 328 per month for officials in Grade C 1, C 2 or C 3.

2. The temporary flat-rate allowance referred to in Article 4 (a) of Annex VII of the Staff Regulations shall be payable until 30 June 1974.

Article 4

Pensions payable on 1 July 1972 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 (1) of this Regulation.

Article 5

As from the entry into force of this Regulation Articles 1 to 4 of Regulation (Euratom, ECSC, EEC) No 2647/72 shall cease to be effective.

Article 6

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, 9 August 1973.

For the Council

The President

I. NØRGAARD