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(Acts whose publication is obligatory)

COUNCIL REGULATION (EC, EURATOM, ECSC) No 2963/95

of 18 December 1995

adjusting 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 (ECSC, EC, Euratom) No 3161/94 [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 1995 annual review;

Whereas, in accordance with Annex XI to the Staff Regulations, the annual adjustment in respect of 1996 will entail the establishment before 31 December 1996 of new weightings with retroactive effect from 1 July 1996;

Whereas these new weightings could lead to retroactive adjustments to remuneration and pensions (positive or negative) in respect of the period of 1996 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 overpaid in the event of a downward adjustment for the period between the date of application and the date of entry into force of the Council Decision on the annual adjustment in respect of 1996;

Whereas provision should be made for the effects of any such recovery to be spread over a period of not more than twelve months from the date of entry into force of the Council Decision on the annual adjustment in respect of 1996,

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[1] OJ No L 56, 4. 3. 1968, p. 1.
[2] OJ No L 335, 23. 12. 1994, p. 1.

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 1995:

(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	418 674	440 915	463 156	485 397	507 638	529 879		
A 2	371 539	392 762	413 985	435 208	456 431	477 654		
A 3/LA 3	307 704	326 267	344 830	363 393	381 956	400 519	419 082	437 645
A 4/LA 4	258 501	272 991	287 481	301 971	316 461	330 951	345 441	359 931
A 5/LA 5	213 126	225 751	238 376	251 001	263 626	276 251	288 876	301 501
A 6/LA 6	184 177	194 226	204 275	214 324	224 373	234 422	244 471	254 520
A 7/LA 7	158 538	166 427	174 316	182 205	190 094	197 983		
A 8/LA 8	140 215	145 870						
B 1	184 177	194 226	204 275	214 324	224 373	234 422	244 471	254 520
B 2	159 576	167 057	174 538	182 019	189 500	196 981	204 462	211 943
B 3	133 850	140 071	146 292	152 513	158 734	164 955	171 176	177 397
B 4	115 768	121 163	126 558	131 953	137 348	142 743	148 138	153 533
B 5	103 482	107 848	112 214	116 580				
C 1	118 081	122 842	127 603	132 364	137 125	141 886	146 647	151 408
C 2	102 704	107 068	111 432	115 796	120 160	124 524	128 888	133 252
C 3	95 803	99 542	103 281	107 020	110 759	114 498	118 237	121 976
C 4	86 566	90 073	93 580	97 087	100 594	104 101	107 608	111 115
C 5	79 820	83 091	86 362	89 633				
D 1	90 208	94 152	98 096	102 040	105 984	109 928	113 872	117 816
D 2	82 251	85 754	89 257	92 760	96 263	99 766	103 269	106 772
D 3	76 553	79 830	83 107	86 384	89 661	92 938	96 215	99 492
D 4	72 181	75 142	78 103	81 064				

(b) — Bfrs 6 267 shall be replaced by Bfrs 6 336 in Article 1 (1) of Annex VII to the Staff Regulations,

— Bfrs 8 071 shall be replaced by Bfrs 8 160 in Article 2 (1) of Annex VII to the Staff Regulations,

— Bfrs 14 419 shall be replaced by Bfrs 14 578 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 7 213 shall be replaced by Bfrs 7 292 in the first paragraph of Article 3 of Annex VII to the Staff Regulations.

Article 2

With effect from 1 July 1995:

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	196 568	220 917	245 266	269 615
	II	142 666	156 567	170 468	184 369
	III	119 889	125 230	130 571	135 912
B	IV	115 170	126 444	137 718	148 992
	V	90 462	96 426	102 390	108 354
C	VI	86 036	91 102	96 168	101 234
	VII	77 006	79 626	82 246	84 866
D	VIII	69 602	73 701	77 800	81 899
	IX	67 029	67 963	68 897	69 831

Article 3

With effect from 1 July 1995 the fixed allowance referred to in Article 4a of Annex VII to the Staff Regulations shall be :

— Bfrs 3 803 per month for officials in Grade C4 or C5,

— Bfrs 5 830 per month for officials in Grade C1, C2 or C3.

Article 4

Pensions for which entitlement has accrued by 1 July 1995 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 1995, the date '1 July 1994' in the second paragraph of Article 63 of the Staff Regulations shall be replaced by '1 July 1995'.

Article 6

1. With effect from 1 July 1995, 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	123,0,
Germany	110,9,
(except : Bonn	100,8,
Karlsruhe	100,0,
Munich)	110,2,
Greece	79,7,
Spain	85,1,
France	110,8,
Ireland	88,7,
Italy	81,7,
(except Varese)	78,5,
Luxembourg	100,0,
Netherlands	103,2,
Austria	113,6,
Portugal	81,4,
Finland	119,0,
Sweden	96,5,
United Kingdom	100,7,
(except Culham)	84,0.

2. In accordance with Annex XI to the Staff Regulations these weightings could be adjusted by a Council Regulation by 31 December 1996 at the latest establishing new weightings with effect from 1 July 1996. 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 date of application and the date of entry into force of the decision on the 1996 adjustment.

If this retroactive adjustment necessitates the recovery of sums overpaid, such recovery may be spread over a period of not more than twelve months from the date of entry into force of the decision on the 1996 annual adjustment.

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

Article 7

With effect from 1 July 1995, 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	2 471	1 165	1 697	974
A 4 to A 8 and LA 4 to LA 8 and category B	2 398	1 087	1 628	849
Other grades	2 176	1 013	1 400	700

Article 8

With effect from 1 July 1995, the allowances for shiftwork laid down in Article 1 of Council Regulation (ECSC, EEC, Euratom) No 300/76 [2] shall be Bfrs 11 023, Bfrs 16 637, Bfrs 18 191 and Bfrs 24 801.

Article 9

With effect from 1 July 1995, the amounts in Article 4 of Council Regulation (EEC, Euratom, ECSC) No 260/68 [3] shall be subject to a weighting of 3,944527.

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, 18 December 1995.

For the Council

The President

J. BORRELL FONTELLES

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[1] OJ No L 191, 22. 7. 1988, p. 1.
[2] 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 (ECSC, EC, Euratom) No 3161/94 (OJ No L 335, 23. 12. 1994, p. 1).
[3] OJ No L 56, 4. 3. 1968, p. 8. Regulation as last amended by Regulation (ECSC, EC, Euratom) No 3161/94 (OJ No L 335, 23. 12. 1994, p. 1).