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(Acts whose publication is obligatory)

COUNCIL REGULATION (ECSC, EC, EURATOM) No 2591/97

of 18 December 1997

adjusting with effect from 1 July 1997 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 Council Regulation (EEC, Euratom, ECSC) No 259/68 [1], as last amended by Regulation (ECSC, EC, Euratom) No 2192/97 [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 1997 annual review;

Whereas, in accordance with Annex XI to the Staff Regulations, the annual adjustment in respect of 1998 will entail the establishment before 31 December 1998 of new weightings with retroactive effect from 1 July 1998;

Whereas these new weightings could lead to retroactive adjustments to remuneration and pensions (positive or negative) in respect of the period of 1998 for which payments have 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 effective date and the date of entry into force of the Council's decision on the annual adjustment in respect of 1998;

Whereas provision should be made for the effects of any such recovery to be spread over a period of not more than twelve months following the date of entry into force of the Council's decision on the annual adjustment in respect of 1998,

[1] OJ L 56, 4. 3. 1968, p. 1.
[2] OJ L 301, 5. 11. 1997, p. 5.

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 1997:

(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	433 876	456 924	479 972	503 020	526 068	549 116		
A 2	385 030	407 023	429 016	451 009	473 002	494 995		
A 3/LA 3	318 876	338 113	357 530	376 587	395 824	415 061	434 298	453 535
A 4/LA 4	267 887	282 903	297 919	312 935	327 951	342 967	357 983	372 999
A 5/LA 5	220 863	233 947	247 031	260 115	273 199	286 283	299 367	312 451
A 6/LA 6	190 865	201 279	211 693	222 107	232 521	242 935	253 349	263 763
A 7/LA 7	164 296	172 471	180 646	188 821	196 996	205 171		
A 8/LA 8	145 305	151 165						
B 1	190 865	201 279	211 693	222 107	232 521	242 935	253 349	263 763
B 2	165 369	173 122	180 875	188 628	196 381	204 134	211 887	219 640
B 3	138 709	145 156	151 603	158 050	164 497	170 944	177 391	183 838
B 4	119 972	125 563	131 154	136 745	142 336	147 927	153 518	159 109
B 5	107 240	111 764	116 288	120 812				
C 1	122 368	127 302	132 236	137 170	142 104	147 038	151 972	156 906
C 2	106 434	110 956	115 478	120 000	124 522	129 044	133 566	138 088
C 3	99 284	103 158	107 032	110 906	114 780	118 654	122 528	126 402
C 4	89 710	93 344	96 978	100 612	104 246	107 880	111 514	115 148
C 5	82 717	86 107	89 497	92 887				
D 1	93 484	97 571	101 658	105 745	109 832	113 919	118 006	122 093
D 2	85 238	88 868	92 498	96 128	99 758	103 388	107 018	110 648
D 3	79 333	82 729	86 125	89 521	92 917	96 313	99 709	103 105
D 4	74 802	77 870	80 938	84 006				

(b) — Bfrs 6 425 shall be replaced by Bfrs 6 566 in Article 1 (1) of Annex VII to the Staff Regulations,

— Bfrs 8 274 shall be replaced by Bfrs 8 456 in Article 2 (1) of Annex VII to the Staff Regulations,

— Bfrs 14 782 shall be replaced by Bfrs 15 107 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 7 394 shall be replaced by Bfrs 7 557 in the first paragraph of Article 3 of Annex VII to the Staff Regulations.

Article 2

With effect from 1 July 1997, 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	203 705	228 938	254 171	279 404
	II	147 846	162 252	176 658	191 064
	III	124 241	129 776	135 311	140 846
B	IV	119 350	131 034	142 718	154 402
	V	93 747	99 927	106 107	112 287
C	VI	89 161	94 410	99 659	104 908
	VII	79 802	82 517	85 232	87 947
D	VIII	72 129	76 377	80 625	84 873
	IX	69 462	70 430	71 398	72 366

Article 3

With effect from 1 July 1997, the fixed allowance referred to in Article 4a of Annex VII to the Staff Regulations shall be:

— Bfrs 3 941 per month for officials in Grade C 4 or C 5,

— Bfrs 6 042 per month for officials in Grade C 1, C 2 or C 3.

Article 4

Pensions for which entitlement has accrued by 1 July 1997 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 1997, the date '1 July 1996' in the second paragraph of Article 63 of the Staff Regulations shall be replaced by '1 July 1997'.

Article 6

1. With effect from 16 July 1977, 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	128,7
Germany	109,7
except: Bonn	101,1
Karlsruhe	98,1
Munich	108,8
Greece	87,6
Spain	90,8
France	118,0
Ireland	104,9
Italy	100,3
except: Varese	94,4
Luxembourg	100,0
Netherlands	108,1
Austria	114,5
Portugal	86,5
Finland	117,4
Sweden	116,6
United Kingdom	142,4
except: Culham	115,0

2. 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.

3. In accordance with Annex XI to the Staff Regulations these weightings could be adjusted by a Council regulation before 31 December 1998 establishing new weightings with effect from 1 July 1998. 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 1998 adjustment.

[1] OJ L 191, 22. 7. 1988, p. 1.

If this retroactive adjustment necessitates the recovery of sums overpaid, 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 1998 annual adjustment.

Article 7

With effect from 1 July 1997, 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 — A 3 and LA 3	2 561	1 207	1 759	1 011
A 4 — A 8 and LA 4 — LA 8 and category B	2 486	1 126	1 687	880
Other grades	2 255	1 050	1 451	726

Article 8

With effect from 1 July 1997, the allowances for shiftwork laid down in Article 1 of Regulation (ECSC, EEC, Euratom) No 300/76 [1] shall be Bfrs 11 423, Bfrs 17 241, Bfrs 18 852 and Bfrs 25 701.

Article 9

With effect from 1 July 1997, the amounts in Article 4 of Regulation (EEC, Euratom, ECSC) No 260/68 [2] shall be subject to a weighting of 4,087745.

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 1997.

For the Council

The President

F. BODEN

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[1] OJ L 38, 13. 2. 1976, p. 1. Regulation as supplemented by Regulation (Euratom, ECSC, EEC) No 1307/87 (OJ L 124, 13. 5. 1987, p. 6) and last amended by Regulation (Euratom, ECSC, EC) No 1329/97 (OJ L 183, 11. 7. 1997, p. 1).

[2] OJ L 56, 4. 3. 1968, p. 8. Regulation as last amended by Regulation (Euratom, ECSC, EC) No 2190/97 (OJ L 301, 5. 11. 1997, p. 1).