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(Acts whose publication is obligatory)

COUNCIL REGULATION (EC, EURATOM) No 101/2003

of 15 January 2003

laying down the weightings applicable from 1 July 2002 to the remuneration of officials of the European Communities serving in third countries

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community,

Having regard to the Staff Regulations of officials of the European Communities 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 (EC, Euratom) No 2265/2002 [2], and in particular the first paragraph of Article 13 of Annex X thereto,

Having regard to the proposal from the Commission,

Whereas:

(1) Account should be taken of changes in the cost of living in countries outside the Community and the weightings applicable to remuneration paid in the currency of the country of employment to officials serving in third countries should be determined accordingly with effect from 1 July 2002.

(2) Under Annex X to the Staff Regulations, the Council sets the weightings every six months and it will accordingly have to set new weightings for the coming half year.

(3) The weightings to apply with effect from 1 July 2002, in respect of which payment has been made on the basis of a previous regulation, could lead to retrospective adjustments to remuneration (upwards or downwards).

(4) Provision should be made for back payments in the event of an increase in remuneration as a result of these weightings.

(5) Provision should be made for the recovery of sums overpaid in the event of a reduction in remuneration as a result of these weightings for the period between 1 July 2002 and the date of the Council decision setting the weightings to apply with effect from 1 July 2002.

(6) However, in order to mirror the weightings applicable within the European Community to remuneration and pensions of officials and other servants of the European Communities, such recovery should be restricted to a period of no more than six months preceding the decision, and for its effects to be spread over a period of no more than 12 months following the date of that decision,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 2002, the weightings applicable to remuneration payable in the currency of the country of employment shall be as shown in the Annex.

The exchange rates for the calculation of such remuneration shall be those used for implementation of the general budget of the European Union for the month preceding the date referred to in the first paragraph.

Article 2

In accordance with the first paragraph of Article 13 of Annex X to the Staff Regulations, the Council shall set weightings every six months. It shall accordingly set new weightings with effect from 1 January 2003.

The institutions shall make back payments in the event of an increase in remuneration as a result of these weightings.

For the period between 1 July 2002 and the date of the Council decision setting the weightings applicable with effect from 1 July 2002, the institutions shall make retrospective downward adjustments to remuneration in the event of a reduction as a result of these weightings.

Retrospective adjustments involving the recovery of sums overpaid shall, however, be restricted to a period of no more than six months preceding the decision, and recovery shall be spread over no more than 12 months from the date of that decision.

[1] OJ L 56, 4.3.1968, p. 1.
[2] OJ L 347, 20.12.2002, p. 1.

Article 3

This Regulation shall enter into force on the day of 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, 15 January 2003.

For the Council

The President

G. PAPANDREOU

ANNEX

Place of employment	Weightings July 2002
Afghanistan (*)	0,0
Albania	85,6
Algeria (*)	0,0
Angola	116,1
Argentina	60,5
Australia	98,9
Bangladesh	72,2
Barbados	133,5
Belize	101,1
Benin	87,4
Bolivia	67,7
Bosnia and Herzegovina	75,5
Botswana	60,6
Brazil	78,3
Bulgaria	72,4
Burkina Faso	81,0
Burundi (*)	0,0
Cambodia	85,3
Cameroon	98,4
Canada	85,4
Cape Verde	75,1
Central African Republic	110,4
Chad	114,0
Chile	85,7
China	101,2
Colombia	78,2
Congo	103,1
Costa Rica	99,1
Côte d'Ivoire	107,9
Croatia	96,8
Cuba (*)	0,0
Cyprus	98,2
Czech Republic	95,4
Democratic Republic of the Congo	151,5
Djibouti	125,4
Dominican Republic	84,7

Place of employment	Weightings July 2002
Ecuador (*)	0,0
Egypt	72,6
Equatorial Guinea	100,1
Eritrea	47,7
Estonia	77,5
Ethiopia	83,4
Fiji	74,9
FYROM	77,3
Gabon	114,0
Georgia	103,2
Ghana	88,5
Guatemala	92,3
Guinea	85,5
Guinea-Bissau	134,5
Guyana	74,2
Haiti	97,4
Hong Kong	114,6
Hungary	73,7
India	58,4
Indonesia	95,0
Israel	102,9
Jamaica	118,4
Japan (Naka)	150,3
Japan (Tokyo)	159,8
Jordan	94,7
Kazakhstan	111,5
Kenya	96,9
Laos (*)	0,0
Latvia	79,5
Lebanon	110,9
Lesotho	53,9
Liberia (*)	0,0
Lithuania	78,9
Madagascar	94,6

Place of employment	Weightings July 2002
Malawi	94,1
Malaysia (*)	0,0
Mali	87,0
Malta	104,0
Mauritania	68,8
Mauritius	85,6
Mexico	91,1
Morocco	89,2
Mozambique	81,5
Namibia	59,4
Nepal	0,0
Netherlands Antilles	113,2
New Caledonia	122,4
Nicaragua	93,6
Niger	89,6
Nigeria	94,4
Norway	142,2
Pakistan	61,1
Papua New Guinea	70,2
Paraguay	79,2
Peru	104,5
Philippines	68,2
Poland	83,9
Romania	54,5
Russia	126,1
Rwanda (*)	0,0
São Tomé and Príncipe	74,5
Saudi Arabia (*)	0,0
Senegal	82,3
Sierra Leone	94,9
Singapore (*)	0,0
Slovakia	76,3
Slovenia	80,5
Solomon Islands	80,3
Somalia (*)	0,0
South Africa	53,7
South Korea	111,5
Sri Lanka	73,5
Sudan	45,5
Suriname	76,3
Swaziland	54,2
Switzerland	126,5
Syria	79,1
Taiwan (*)	0,0
Tanzania	75,8
Thailand	73,3
The Comoros	103,8
Gambia	57,8
Togo	97,5
Tonga	71,8
Trinidad and Tobago	87,1
Tunisia	82,4
Turkey	89,8
Uganda	91,2
Ukraine	116,2
United States of America (New York)	130,2
United States of America (Washington DC)	125,8
Uruguay	89,3
Vanuatu	126,6
Venezuela	100,3
Vietnam	67,5
West Bank and the Gaza Strip	96,2
Yugoslavia	65,1
Zambia	60,7
Zimbabwe	141,6

(*) Not available.