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(Acts whose publication is obligatory)

COUNCIL REGULATION (EC, EURATOM) No 1338/2003

of 23 July 2003

laying down the weightings applicable from 1 January 2003 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 Communities laid down by Regulation (EEC, Euratom, ECSC) No 259/68 [1], 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 from 1 January 2003 to remuneration paid in the currency of the country of employment to officials serving in third countries should be determined accordingly.

(2) The weightings, in respect of which payment has been made on the basis of Regulation (EC, Euratom) No 101/2003 [2], may lead to retrospective upward or downward adjustments to remuneration.

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

(4) Provision should be made for the recovery of sums overpaid in the event of a reduction in remuneration as a result of the new weightings for the period between 1 January 2003 and the date of entry into force of this Regulation.

(5) Provision should be made for any such recovery to be restricted to a period of no more than six months preceding the Decision laying down the weightings and for its effects to be spread over a period of no more than 12 months following the date of that Decision, as is the case with the weightings applicable within the European Community to remuneration and pensions of officials and other servants of the European Communities,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 January 2003, the weightings applicable to the remuneration of officials of the European Communities serving in third countries 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

1. The institutions shall make back-payments in the event of an increase in remuneration as a result of the weightings shown in the Annex.

2. The institutions shall make retrospective downward adjustments to remuneration in the event of a reduction as a result of the weightings shown in the Annex for the period between 1 January 2003 and the date of entry into force of this Regulation.

Retrospective adjustments involving the recovery of sums overpaid shall be restricted to a period of no more than six months preceding the date of entry into force of this Regulation. Recovery shall be spread over no more than 12 months from that date.

Article 3

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

[1] OJ L 56, 4.3.1968, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 2265/2002 (OJ L 347, 20.12.2002, p. 1).
[2] OJ L 16, 22.1.2003, p. 1.

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

Done at Brussels, 23 July 2003.

For the Council
The President
F. FRATTINI

ANNEX

Place of employment	Weightings January 2003
Afghanistan (*)	0,0
Albania	82,2
Algeria (*)	0,0
Angola	130,5
Argentina	59,9
Australia	93,2
Bangladesh	67,8
Barbados	126,1
Belize	94,4
Benin	86,9
Bolivia	62,1
Bosnia and Herzegovina	74,2
Botswana	63,3
Brazil	61,2
Bulgaria	76,2
Burkina Faso	81,1
Burundi (*)	0,0
Cambodia	81,4
Cameroon	99,2
Canada	78,6
Cape Verde	76,7
Central African Republic	111,0
Chad	115,5
Chile	76,5
China	92,1
Colombia	67,7
Comoros	107,4
Congo	109,4
Costa Rica	91,0
Côte d'Ivoire	104,0
Croatia	95,7
Cuba (*)	0,0
Cyprus	100,3

Place of employment	Weightings January 2003
Czech Republic	91,6
Democratic Republic of the Congo	145,8
Djibouti	116,5
Dominican Republic	70,3
Ecuador (*)	0,0
Egypt	68,5
Equatorial Guinea	105,2
Eritrea	44,2
Estonia	76,2
Ethiopia	77,3
Fiji	71,7
Former Yugoslav Republic of Macedonia	78,2
Gabon	114,2
Georgia	96,1
Ghana	80,3
Guatemala	91,3
Guinea	81,0
Guinea-Bissau	137,6
Guyana	75,6
Haiti	68,4
Hong Kong	106,1
Hungary	75,1
India	55,1
Indonesia	93,3
Israel	104,1
Jamaica	110,2
Japan (Naka)	141,1
Japan (Tokyo)	150,6
Jordan	89,3
Kazakhstan	105,4
Kenya	87,7
Laos (*)	0,0
Latvia	76,2

Place of employment	Weightings January 2003
Lebanon	110,9
Lesotho	55,7
Liberia (*)	0,0
Lithuania	77,4
Madagascar	86,5
Malawi	96,3
Malaysia (*)	0,0
Mali	92,1
Malta	102,7
Mauritania	67,4
Mauritius	81,2
Mexico	96,7
Morocco	88,0
Mozambique	77,4
Namibia	67,4
Nepal (*)	0,0
Netherlands Antilles	106,8
New Caledonia	122,4
Nicaragua	82,7
Niger	88,4
Nigeria	87,7
Norway	145,3
Pakistan	57,6
Papua New Guinea	61,9
Paraguay	62,9
Peru	94,7
Philippines	58,0
Poland	78,6
Romania	54,7
Russia	118,2
Rwanda	97,4
São Tomé and Príncipe	65,4
Saudi Arabia (*)	0,0
Senegal	82,4
Serbia and Montenegro	64,6
Sierra Leone	85,5
Singapore (*)	0,0
Slovakia	79,7
Slovenia	86,3
Solomon Islands	80,3
Somalia (*)	0,0
South Africa	56,2
South Korea	105,6
Sri Lanka	69,0
Sudan	43,4
Suriname	63,7
Swaziland	56,3
Switzerland	124,2
Syria	67,2
Taiwan (*)	0,0
Tanzania	71,9
Thailand	66,7
The Gambia	47,9
Togo	98,7
Tonga	64,4
Trinidad and Tobago	81,7
Tunisia	80,1
Turkey	84,5
Uganda	83,1
Ukraine	108,6
United States (New York)	123,1
United States (Washington DC)	119,4
Uruguay	67,6
Vanuatu	119,5
Venezuela	77,9
Vietnam	61,2
West Bank and Gaza Strip	97,5
Zambia	51,0
Zimbabwe	187,0

(*) Not available.