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(Acts whose publication is obligatory)

COUNCIL REGULATION (EC, EURATOM) No 1785/2004

of 5 October 2004

laying down the weightings applicable from 1 January 2004 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 Treaty establishing the European Atomic Energy 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 2004 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 64/2004 laying down the weightings applicable from 1 July 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 2004 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 2004, 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.

[1] OJ L 56, 4.3.1968, p. 1. Regulation as last amended by Regulation (EC, Euratom) No 723/2004 of 22 March 2004 (OJ 124, 27.4.2004, p. 1).

[2] OJ L 10, 16.1.2004, p. 1.

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 2004 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*.

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

Done at Brussels, 5 October 2004.

For the Council
The President
B. R. BOT

ANNEX

Place of employment	Weightings January 2004
Afghanistan (*)	0,0
Albania	80,6
Algeria	86,7
Angola	117,7
Argentina	61,0
Australia	100,1
Bangladesh	56,7
Barbados	104,7
Benin	87,7
Bolivia	49,9
Bosnia and Herzegovina	74,5
Botswana	74,8
Brazil	58,5
Bulgaria	72,9
Burkina Faso	82,6
Burundi (*)	0,0
Cambodia	64,3
Cameroon	99,1
Canada	79,5
Cape Verde	75,1
Central African Republic	112,5
Chad	114,6
Chile	73,4
China	75,9
Colombia	55,7
Congo	129,8
Costa Rica	72,1
Côte d'Ivoire	107,0
Croatia	93,9
Cuba	91,5
Cyprus	99,2
Czech Republic	80,1
Democratic Republic of the Congo	140,9
Djibouti	96,6
Dominican Republic	42,7
Ecuador	69,6
Egypt	45,4
Eritrea	42,6
Estonia	74,1

Place of employment	Weightings January 2004
Ethiopia	69,6
Fiji	72,9
Former Yugoslav Republic of Macedonia	74,8
Gabon	113,7
Georgia	81,7
Ghana	70,5
Guatemala	71,7
Guinea	75,4
Guinea-Bissau	140,8
Guyana	59,0
Haiti	85,7
Hong Kong	86,6
Hungary	69,5
India	48,5
Indonesia	84,5
Israel	91,4
Jamaica	82,5
Japan (Naka)	128,7
Japan (Tokyo)	137,3
Jordan	75,0
Kazakhstan	91,9
Kenya	76,7
Laos	71,2
Latvia	70,3
Lebanon	91,3
Lesotho	71,0
Liberia (*)	0,0
Lithuania	73,2
Madagascar	89,4
Malawi	69,5
Malaysia	72,7
Mali	90,4
Malta	96,3
Mauritania	63,0
Mauritius	73,7
Mexico	73,0
Morocco	84,1
Mozambique	73,7
Namibia	81,6
Nepal	67,3

Place of employment	Weightings January 2004
New Caledonia	120,9
Nicaragua	67,4
Niger	86,2
Nigeria	70,8
Norway	128,5
Pakistan	50,5
Papua New Guinea	74,0
Paraguay	61,5
Peru	79,8
Philippines	48,7
Poland	66,2
Romania	49,5
Russia	101,3
Rwanda	77,1
Saudi Arabia (*)	0,0
Senegal	79,1
Serbia and Montenegro	62,9
Sierra Leone	68,8
Singapore	94,7
Slovakia	80,3
Slovenia	83,4
Solomon Islands	81,4
Somalia (*)	0,0
South Africa	69,0
South Korea	88,1
Sri Lanka	59,1
Sudan	37,9
Suriname	52,8
Swaziland	68,7
Switzerland	116,1
Syria	56,8
Taiwan	87,0
Tanzania	60,0
Thailand	60,7
The Gambia	35,5
Togo	97,5
Trinidad and Tobago	69,7
Tunisia	75,8
Turkey	80,7
Uganda	66,9

Place of employment	Weightings January 2004
Ukraine	91,4
United States (New York)	103,6
United States (Washington DC)	100,1
Uruguay	58,5
Vanuatu	118,9
Venezuela	76,4
Vietnam	51,0
West Bank and Gaza Strip	87,8
Yemen (*)	0
Zambia	47,6
Zimbabwe	128,1

(*) Not available.