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(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC, EURATOM) No 2265/2002
of 16 December 2002**

adjusting with effect from 1 July 2002 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 the European Community,

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 (EC, ECSC, Euratom) No 490/2002 ⁽²⁾, and in particular Articles 63, 64, 65, 65a and 82 of the Staff Regulations, Annex XI ⁽³⁾ 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:

- (1) 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 2002 annual review.
- (2) The annual adjustment in respect of 2003 could entail the establishment before 31 December 2003 of new weightings with retroactive effect from 1 July 2003.
- (3) These new weightings could lead to retroactive adjustments to remuneration and pensions (positive or negative) in respect of the period of 2003 for which payments have already been made on the basis of this Regulation.
- (4) 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 2003.
- (5) 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 2003,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 2002:

- (a) the table of basic monthly salaries in Article 66 of the Staff Regulations shall be replaced by the following:

⁽¹⁾ OJ L 56, 4.3.1968, p. 1.

⁽²⁾ OJ L 77, 20.3.2002, p. 1.

⁽³⁾ Extended until 30.6.2003. Regulation (EC, ECSC, Euratom) No 2805/2000 (OJ L 326, 22.12.2000, p. 7).

'Grade	Step							
	1	2	3	4	5	6	7	8
A 1	12 179,52	12 826,51	13 473,50	14 120,49	14 767,48	15 414,47		
A 2	10 808,33	11 425,71	12 043,09	12 660,47	13 277,85	13 895,23		
A 3/LA 3	8 951,25	9 491,28	10 031,31	10 571,34	11 111,37	11 651,40	12 191,43	12 731,46
A 4/LA 4	7 520,00	7 941,50	8 363,00	8 784,50	9 206,00	9 627,50	10 049,00	10 470,50
A 5/LA 5	6 199,87	6 567,17	6 934,47	7 301,77	7 669,07	8 036,37	8 403,67	8 770,97
A 6/LA 6	5 357,85	5 650,18	5 942,51	6 234,84	6 527,17	6 819,50	7 111,83	7 404,16
A 7/LA 7	4 612,02	4 841,51	5 071,00	5 300,49	5 529,98	5 759,47		
A 8/LA 8	4 078,92	4 243,42						
B 1	5 357,85	5 650,18	5 942,51	6 234,84	6 527,17	6 819,50	7 111,83	7 404,16
B 2	4 642,16	4 859,80	5 077,44	5 295,08	5 512,72	5 730,36	5 948,00	6 165,64
B 3	3 893,81	4 074,78	4 255,75	4 436,72	4 617,69	4 798,66	4 979,63	5 160,60
B 4	3 367,80	3 524,74	3 681,68	3 838,62	3 995,56	4 152,50	4 309,44	4 466,38
B 5	3 010,37	3 137,37	3 264,37	3 391,37				
C 1	3 435,01	3 573,53	3 712,05	3 850,57	3 989,09	4 127,61	4 266,13	4 404,65
C 2	2 987,74	3 114,68	3 241,62	3 368,56	3 495,50	3 622,44	3 749,38	3 876,32
C 3	2 787,00	2 895,75	3 004,50	3 113,25	3 222,00	3 330,75	3 439,50	3 548,25
C 4	2 518,27	2 620,28	2 722,29	2 824,30	2 926,31	3 028,32	3 130,33	3 232,34
C 5	2 322,00	2 417,15	2 512,30	2 607,45				
D 1	2 624,21	2 738,95	2 853,69	2 968,43	3 083,17	3 197,91	3 312,65	3 427,39
D 2	2 392,77	2 494,68	2 596,59	2 698,50	2 800,41	2 902,32	3 004,23	3 106,14
D 3	2 227,04	2 322,36	2 417,68	2 513,00	2 608,32	2 703,64	2 798,96	2 894,28
D 4	2 099,79	2 185,90	2 272,01	2 358,12				

- (b) — EUR 180,72 shall be replaced by EUR 184,33 in Article 1(1) of Annex VII to the Staff Regulations,
— EUR 232,73 shall be replaced by EUR 237,38 in Article 2(1) of Annex VII to the Staff Regulations,
— EUR 415,75 shall be replaced by EUR 424,07 in the second sentence of Article 69 of the Staff Regulations and in the second subparagraph of Article 4(1) of Annex VII thereto,
— EUR 207,98 shall be replaced by EUR 212,14 in the first paragraph of Article 3 of Annex VII to the Staff Regulations.

Article 2

With effect from 1 July 2002, the table of basic monthly salaries in Article 63 of the Conditions of Employment of Other Servants shall be replaced by the following:

'Category	Group	Step			
		1	2	3	4
A	I	5 718,30	6 426,62	7 134,94	7 843,26
	II	4 150,26	4 554,68	4 959,10	5 363,52
	III	3 487,64	3 643,00	3 798,36	3 953,72
B	IV	3 350,33	3 678,31	4 006,29	4 334,27
	V	2 631,64	2 805,11	2 978,58	3 152,05
C	VI	2 502,88	2 650,23	2 797,58	2 944,93
	VII	2 240,15	2 316,37	2 392,59	2 468,81
D	VIII	2 024,75	2 144,00	2 263,25	2 382,50
	IX	1 949,91	1 977,07	2 004,23	2 031,39

Article 3

With effect from 1 July 2002 the fixed allowance referred to in Article 4a of Annex VII to the Staff Regulations shall be:

- EUR 110,63 per month for officials in Grade C4 or C5,
- EUR 169,62 per month for officials in Grade C1, C2 or C3.

Article 4

Pensions for which entitlement has accrued by 1 July 2002 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 2002, the date '1 July 2001' in the second paragraph of Article 63 of the Staff Regulations shall be replaced by '1 July 2002'.

Article 6

1. With effect from 16 May 2002, the weightings applicable to the remuneration of officials and other servants employed in the countries and places listed below shall be as follows:

— none.

2. With effect from 1 July 2002, 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		134,9
Germany		104,0
except:	Bonn	97,5
	Karlsruhe	95,7
	Munich	109,1
Greece		90,1
Spain		97,4
France		118,7
Ireland		124,8
Italy		105,4
except:	Varese	97,2
Luxembourg		100,0
Netherlands		116,9
Austria		108,1
Portugal		90,1
Finland		122,0
Sweden		118,8
United Kingdom		149,4
except:	Culham	121,1.

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 of 18 July 1988 laying down the weightings applicable in third countries ⁽¹⁾ shall remain in force.

⁽¹⁾ OJ L 191, 22.7.1988, p. 1.

4. These weightings could be adjusted by a Council Regulation before 31 December 2003 establishing new weightings with effect from 1 July 2003. 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 2003 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 2003 annual adjustment.

Article 7

With effect from 1 July 2002, 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
	EUR per calendar day			
A1—A3 and LA3	71,91	33,88	49,37	28,37
A 4 —A 8 and LA 4 LA 8 and category B	69,78	31,60	47,36	24,71
Other grades	63,31	29,48	40,75	20,38'

Article 8

With effect from 1 July 2002, the allowances for shiftwork laid down in Article 1 of Council Regulation (ECSC, EEC, Euratom) No 300/76 ⁽¹⁾ shall be EUR 320,67, EUR 483,99, EUR 529,20 and EUR 721,47.

Article 9

With effect from 1 July 2002, the amounts in Article 4 of Regulation (EEC, Euratom, ECSC) No 260/68 ⁽²⁾ shall be subject to a weighting of 4,628955.

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, 16 December 2002.

For the Council

The President

M. FISCHER BOEL

⁽¹⁾ Council Regulation (ECSC, EEC, Euratom) No 300/76 of 9 February 1976 determining the categories of officials entitled to allowances for shiftwork, and the rates and conditions thereof (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 (EC, ECSC, Euratom,) No 2461/98 (OJ L 307, 17.11.1998, p. 5).

⁽²⁾ Regulation (EEC, Euratom, ECSC) No 260/68 of the Council of 29 February 1968 laying down the conditions and procedure for applying the tax for the benefit of the European Communities (OJ L 56, 4.3.1968, p. 8). Regulation as last amended by Regulation (EC, ECSC, Euratom) No 2581/2001 (OJ L 345, 29.12.2001, p. 1).