



DECISION OF EUROJUST

ON THE ADOPTION BY ANALOGY OF CERTAIN IMPLEMENTING RULES TO THE STAFF REGULATIONS

The Administrative Director of Eurojust,

Having regard to the Staff Regulations of Officials, laid down by Council Regulation (EEC, EURATOM, ECSC) No 259/68 (hereinafter referred to as "Staff Regulations") and to the Conditions of Employment of Other Servants (hereinafter referred to as "CEOS"), both as latest amended by Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013, and in particular to Article 110 of the Staff Regulations,

Having regard to Council Decision 2002/187/JHA of 28 February 2002 setting up Eurojust with a view to reinforcing the fight against serious crime as last amended by Council Decision 2009/426/JHA of 16 December 2008 on the strengthening of Eurojust, and in particular Article 30 thereof,

Having regard to the Rules of Procedure of Eurojust (2002/C286/01), and in particular, Articles 24 and 25 thereof,

Having regard to Eurojust Decision of 22 March 2005 on the delegation of powers to the Administrative Director for the approval of the necessary implementing rules to the Staff Regulations,

After consultation with the Staff Committee of Eurojust and having informed the European Commission,

Whereas:

1. New Implementing rules adopted by the European Commission for giving effect to the Staff Regulations should apply by analogy to the agencies, if no derogation is formally requested.



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2. Such implementing rules shall enter into force at the agencies nine months after their entry into force at the Commission, or at an earlier date if the agencies may decide so.
3. For the sake of clarity, a Eurojust Decision listing the new Commission implementing rules to be applied by analogy should be adopted.
4. Furthermore, in order to update the current situation at Eurojust, for those Commission implementing rules that are currently being applied by analogy at Eurojust, it is necessary to adopt by analogy the most recent Commission ones. Therefore, the Eurojust Decisions of 12 September 2005 adopting certain Commission implementing rules by analogy should be repealed and replaced by a new Decision.
5. In light of the new Commission implementing rule on classification, it is recommended to repeal the Eurojust Decision on general implementing provisions concerning the criteria applicable to classification in grade and step on appointment or engagement at Eurojust of 15 October 2008 and to replace it by the Commission Decision C (2013) 8970 final laying down general implementing provisions concerning the criteria applicable to classification in grade and step on appointment or engagement.
6. For the sake of transparency and legal certainty, the implementing rules and their further modifications should be posted in the intranet of Eurojust.

HAS DECIDED AS FOLLOWS:

Article 1

- 1.1. The implementing rules adopted by the European Commission to give effect to the Staff Regulations and listed in the Annex, shall apply by analogy to the staff of Eurojust.
- 1.2. The Implementing Rules listed in the Annex to this Decision and any further modification thereof shall be posted at the Eurojust intranet.



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Article 2

- 2.1. The Eurojust Decision on the adoption of internal decisions related to the Staff Regulations of 12 September 2005 and the Eurojust Decision on the adoption of implementing rules to the Staff Regulations of 12 September 2005 are repealed and replaced by this Decision.
- 2.2. The Eurojust Decision on general implementing provisions concerning the criteria applicable to classification in grade and step on appointment or engagement at Eurojust of 15 October 2008 is repealed.

This Decision shall enter into force on the date following that of its adoption.

Done at The Hague, on 29 September 2014

For Eurojust,

The Administrative Director

A handwritten signature in blue ink, appearing to read "K. Rackwitz".

Klaus Rackwitz



ANNEX

1. Commission Decision C (2004) 1318 of 07.04.2004 on implementing Article 1d(4) of the Staff Regulations (definition of disability).
2. Commission Decision C (2004) 1318 of 07.04.2004 on the duties of Commission drivers (repeals and replaces the Commission Decision of 01.02.1984 on remuneration in the form of a flat-rate allowance for overtime and the Commission Decision of 30.11.2000 on rules on the duties of Commission drivers).
3. Commission Decision C (2004) 1364 of 15.04.2004 on general implementing provisions on granting the household allowance by special decision.
4. Commission Decision C (2004) 1364 of 15.04.2004 on general implementing provisions for giving effect to Articles 67 and 68 of the Staff Regulations and Articles 1, 2, 3 of Annex VII thereto.
5. Commission Decision C (2004) 1364 of 15.04.2004 on general implementing provisions concerning persons to be treated as dependent children (Article 2(4) of Annex VII to the Staff Regulations).
6. Commission Decision C (2004) 1364 of 15.04.2004 on general implementing provisions for Article 4 of Annex VIII to the Staff Regulations concerning the taking into account, for purposes of calculating pension rights, of periods of activity previously completed by staff before they resume active employment.
7. Commission Decision C (2011) 1278 of 3.3.2011 on the general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on transferring pension rights.
8. Commission Decision C (2004) 1588 of 28.04.2004 on general implementing provisions for Article 26 of Annex XIII to the Staff Regulations on transferring pension rights.
9. Commission Decision C (2010) 7572 of 05.11.2010 on the general provisions for implementing Article 42a of the Staff Regulations concerning parental leave (repeals and replaces the Commission Decision C (2004) 1364 of 15.04.2004).
10. Commission Decision C (2010) 7494 of 05.11.2010 on Article 42b of the Staff Regulations concerning family leave (replaced the Commission Decision C (2004) 1314 of 14.04.2004).
11. Commission Decision C (2013) 8970 of 16.12.2013 laying down general implementing provisions concerning the criteria applicable to classification in step on appointment or engagement (repeals and replaces the Commission Decision C (2004) 1313 final/1 of 07.04.2004).



12. Commission Decision C (2013) 8971 of 16.12.2013 on general implementing provisions on granting the education allowance (Article 3 of Annex VII to the Staff Regulations) (repeals and replaces the Commission Decision C (2004) 1313 final/210 of 07.04.2004).
13. Commission Decision C (2013) 8979 of 16.12.2013 on types of post and post titles.
14. Commission Decision C (2013) 8982 of 16.12.2013 laying down general implementing provisions to Article 7 (4) of Annex VII to the Staff Regulations on determining the place of origin (repeals and replaces the Commission Decision C (2004) 1364/3).
15. Commission Decision C (2013) 8987 of 16.12.2013 laying down general provisions giving effect to Article 8 of Annex VII to the Staff Regulations (repeals and replaces the Commission Decision C (2004) 1588 final/3 of 28.04.2004).
16. Commission Decision C (2013) 9020 of 16.12.2013 on maternity leave and maternity pay for women whose maternity leave begins before the end of their contract (Article 17 and 91 of CEOS).
17. Commission Decision C (2013) 9037 of 16.12.2013 on outside activities and assignments (repeals and replaces the Commission Decision C (2004) 1597 of 28.04.2004).
18. Commission Decision C (2013) 9040 of 16.12.2013 on general implementing provisions on removal expenses (Article 9 of Annex VII to the Staff Regulations).
19. Commission Decision C (2013) 9046 of 16.12.2013 on Article 55a of the Staff Regulations and Annex IVa thereto concerning part-time work (repeals and replaces the Commission Decision C (2010) 7573 of 05.11.2010).
20. Commission Decision C (2013) 9051 of 16.12.2013 on leave (repeals and replaces the Commission Decision C (2010) 7495 of 05.11.2010).
21. Commission Decision C (2009) 10224 of 18 December 2009 concerning the implementation of teleworking in Commission departments from 2010 to 2015.
22. Commission Decision C (2013) 9045 of 16.12.2013 amending Article 7(5) and (7) of Commission Decision (2009) 10224 of 18 December 2009 concerning the implementation of teleworking in Commission departments from 2010 to 2015.