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(Acts whose publication is obligatory)

**COUNCIL REGULATION (EC, ECSC, EURATOM) No 2762/98
of 17 December 1998**

**adjusting with effect from 1 July 1998 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 a Single Council and a Single Commission of the European Communities,

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 2594/98 ⁽²⁾ and in particular Articles 63, 64, 65, 65a and 82 of the Staff Regulations, Annex XI to the Staff Regulations, and Article 20, first paragraph, and Article 64 of the Conditions of Employment,

Having regard to the proposal from the Commission,

Whereas 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 1998 annual review;

Whereas, in accordance with Annex XI to the Staff Regulations, the annual adjustment in respect of 1999 will entail the establishment before 31 December 1999 of new weightings with retroactive effect from 1 July 1999;

Whereas these new weightings could lead to retroactive adjustments to remuneration and pensions (positive or negative) in respect of the period of 1999 for which payments have already been made on the basis of this Regulation;

Whereas 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 1999;

Whereas 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 1999,

HAS ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 1998:

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

⁽¹⁾ OJ L 56, 4. 3. 1968, p. 1.

⁽²⁾ OJ L 325, 3. 12. 1998, p. 1.

Grade	Step							
	1	2	3	4	5	6	7	8
A 1	442 120	465 606	489 092	512 578	536 064	559 550		
A 2	392 345	414 756	437 167	459 578	481 989	504 400		
A 3 / LA 3	324 933	344 536	364 139	383 742	403 345	422 948	442 551	462 154
A 4 / LA 4	272 978	288 279	303 580	318 881	334 182	349 483	364 784	380 085
A 5 / LA 5	225 057	238 390	251 723	265 056	278 389	291 722	305 055	318 388
A 6 / LA 6	194 491	205 103	215 715	226 327	236 939	247 551	258 163	268 775
A 7 / LA 7	167 418	175 748	184 078	192 408	200 738	209 068		
A 8 / LA 8	148 066	154 037						
B 1	194 491	205 103	215 715	226 327	236 939	247 551	258 163	268 775
B 2	168 512	176 412	184 312	192 212	200 112	208 012	215 912	223 812
B 3	141 346	147 915	154 484	161 053	167 622	174 191	180 760	187 329
B 4	122 252	127 949	133 646	139 343	145 040	150 737	156 434	162 131
B 5	109 277	113 887	118 497	123 107				
C 1	124 692	129 720	134 748	139 776	144 804	149 832	154 860	159 888
C 2	108 456	113 064	117 672	122 280	126 888	131 496	136 104	140 712
C 3	101 169	105 117	109 065	113 013	116 961	120 909	124 857	128 805
C 4	91 414	95 117	98 820	102 523	106 226	109 929	113 632	117 335
C 5	84 289	87 743	91 197	94 651				
D 1	95 259	99 424	103 589	107 754	111 919	116 084	120 249	124 414
D 2	86 858	90 557	94 256	97 955	101 654	105 353	109 052	112 751
D 3	80 842	84 302	87 762	91 222	94 682	98 142	101 602	105 062
D 4	76 223	79 349	82 475	85 601				

- (b) — in Article 1(1) of Annex VII to the Staff Regulations BEF 6 566 shall be replaced by BEF 6 691,
- in Article 2(1) of Annex VII to the Staff Regulations BEF 8 456 shall be replaced by BEF 8 617,
- in the second sentence of Article 69 of the Staff Regulations and in the second subparagraph of Article 4(1) of Annex VII thereto BEF 15 107 shall be replaced by BEF 15 394,
- in the first paragraph of Article 3 of Annex VII to the Staff Regulations BEF 7 557 shall be replaced by BEF 7 701.

Article 2

With effect from 1 July 1998, 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	207 576	233 288	259 000	284 712
	II	150 655	165 335	180 015	194 695
	III	126 602	132 242	137 882	143 522
B	IV	121 618	133 524	145 430	157 336
	V	95 529	101 826	108 123	114 420
C	VI	90 855	96 204	101 553	106 902
	VII	81 318	84 085	86 852	89 619
D	VIII	73 499	77 828	82 157	86 486
	IX	70 782	71 768	72 754	73 740

Article 3

With effect from 1 July 1998 the fixed allowance referred to in Article 4a of Annex VII to the Staff Regulations shall be:

- BEF 4 016 per month for officials in Grade C4 or C5,
- BEF 6 157 per month for officials in Grade C1, C2 or C3.

Article 4

Pensions for which entitlement has accrued by 1 July 1998 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 1998, the date '1 July 1997' in the second paragraph of Article 63 of the Staff Regulations shall be replaced by '1 July 1998'.

Article 6

1. With effect from 16 May 1998, the weightings applicable to the remuneration of officials and other servants employed in the countries and places listed below shall be as follows:

United Kingdom: 153,6.

2. With effect from 1 July 1998, 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		129,3
Germany		108,2
except:	Bonn	102,2
	Karlsruhe	98,8
	Munich	109,0
Greece		84,3
Spain		91,0
France		120,0
Ireland		104,2
Italy		100,8
except:	Varese	94,7
Luxembourg		100,0
Netherlands		111,5
Austria		111,2
Portugal		84,9
Finland		116,6
Sweden		119,7
United Kingdom		157,5
except:	Culham	123,4

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⁽¹⁾ shall remain in force.

⁽¹⁾ OJ L 191, 22. 7. 1988, p. 1.

4. In accordance with Annex XI to the Staff Regulations these weightings could be adjusted by a Council Regulation before 31 December 1999 establishing new weightings with effect from 1 July 1999. 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 1999 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 1999 annual adjustment.

Article 7

With effect from 1 July 1998, 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
	BEF per calendar day			
A1-A3 and LA3	2 610	1 230	1 792	1 030
A4-A8; LA4 – LA8 and category B	2 533	1 147	1 719	897
Other grades	2 298	1 070	1 479	740

Article 8

With effect from 1 July 1998, the allowances for shiftwork laid down in Article 1 of Council Regulation (ECSC, EEC, Euratom) No 300/76 ⁽¹⁾ shall be BEF 11 640, BEF 17 569, BEF 19 210 and BEF 26 189.

Article 9

With effect from 1 July 1998, the amounts in Article 4 of Regulation (EEC, Euratom, ECSC) No 260/68 ⁽²⁾ shall be subject to a weighting of 4,165412.

Article 10

This Regulation shall enter into force on the day following that 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, 17 December 1998.

For the Council

The President

W. MOLTERER

⁽¹⁾ 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⁾ OJ L 56, 4. 3. 1968, p. 8. Regulation as last amended by Regulation (EC, ECSC, Euratom) No 2459/98 (OJ L 307, 17. 11. 1998, p. 3).