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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

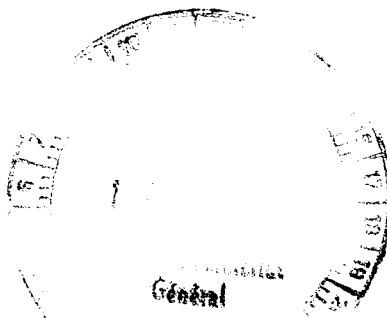
COMMISSION OF THE EUROPEAN COMMUNITIES

COM(84) 776 final

Brussels, 13 february 1985

PROPOSAL FOR A
COUNCIL REGULATION (EURATOM, ECSC, EEC) No 3718/84
of 28 December 1984
introducing an interim protective measure while awaiting a Council Decision
adjusting the remuneration and pensions of officials and other servants of the
European Communities and also the weightings applicable to this remuneration
and these pensions

(submitted to the Council by the Commission)



COM(84) 776 final

PROPOSAL FOR A
COUNCIL REGULATION (EURATOM, ECSC, EEC) No 3718/84
of 28 December 1984

introducing an interim protective measure while awaiting a Council Decision adjusting the remuneration and pensions of officials and other servants of the European Communities and also the weightings applicable to this remuneration and these pensions

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

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 Regulation (EEC, Euratom, ECSC) No 259/68⁽¹⁾, as last amended by Regulation (EEC, Euratom, ECSC) No 3647/83⁽²⁾, and in particular Article 65 of the said Staff Regulations and Article 20 (1) and Article 64 of the said conditions,

Having regard to Council Regulation (EEC, Euratom, ECSC) No 260/68 of 29 February 1968 laying down the conditions and procedures for applying the tax for the benefit of the European Communities⁽³⁾,

Having regard to Council Decision 81/1061/Euratom, ECSC, EEC of 15 December 1981, amending the method of adjusting the remuneration of officials and other servants of the Communities⁽⁴⁾,

Having regard to the proposal from the Commission,

Whereas it has not been possible to complete the examination of the proposals put forward by the Commission on 4 December 1984 and to decide on the adjustments to be made to the remuneration and pensions of officials and other servants before 31 December 1984;

Whereas it is appropriate to adopt an interim protective measure;

Whereas, in these circumstances, the institutions should be authorized to make advance payments

which will be taken into account when the final decision is taken pursuant to Articles 65 and 66a of the Staff Regulations;

Whereas the allocation of this advance does not prejudice the application of Council Decision 81/1061/Euratom, ECSC, EEC of 15 December 1981 and of Article 66a of the Staff Regulations;

Whereas the amount of the advance should be fixed at such a level that it does not depart appreciably from the amount which should result from the decisions to be taken by the Council for adjusting remuneration and pensions, also entailing transition to the next highest rate of the special levy,

HAS ADOPTED THIS REGULATION:

Article 1

1. In anticipation of the Council's final decisions concerning the Commission's proposals of 4 December 1984 on adjustment of the remuneration and pensions of officials and other servants of the Communities, the institutions are hereby authorized to make an advance payment calculated in the way indicated in paragraph 2, with effect from 1 July 1984.

2. The advance payment shall be determined by applying a reference rate of 2,4 % to the amounts involved in the various parts of remuneration and pensions fixed by Council Regulation (EEC, Euratom, ECSC) No 3647/83 of 19 December 1983 adjusting the remuneration and pensions of officials and other servants of the European Communities together with the weightings added to those remunerations and pensions⁽⁵⁾. The payments to be made shall be structured so as to avoid as far as possible any need to recuperate amounts arising from subsequent application of the adjustments to be decided on by the Council and the levy rate which will then apply to remuneration.

⁽¹⁾ OJ No L 56, 4. 3. 1968, p. 1.

⁽²⁾ OJ No L 361, 24. 12. 1983, p. 1.

⁽³⁾ OJ No L 56, 4. 3. 1968, p. 8.

⁽⁴⁾ OJ No L 386, 31. 12. 1981, p. 6.

⁽⁵⁾ OJ No L 361, 24. 12. 1983, p. 1.

Article 2

1. Any subsequent decisions by the Council concerning adjustments to remuneration and pensions will involve full application, with the necessary backdating, of Article 66a of the Staff Regulations and an obligation on the institutions to offset the advance payments.

2. The staff will be informed of the provisions of paragraph 1 when the individual advance payments are made.

Article 3

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

It shall apply with effect from 12 noon on 28 December 1984.

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

Done at Brussels, 28 December 1984.

For the Council

The President

P. BARRY
