

EEAS DEC(2014) 032

EUROPEAN EXTERNAL ACTION SERVICE



GREFFE – Secretariat of EEAS Corporate Board

Decision of the Chief Operating Officer of the European External Action Service

of 26/06/2014

**Amending the Annex to the Decision of the Chief Operating Officer
PROC HR(2011) 002 of 29 November 2011, "To extend the application
of certain Commission Rules developing the provisions of the Staff
Regulations and the Conditions of Employment of Other Servants, to
the EEAS" as amended by the Decision of the Chief Operating Officer
EEAS DEC(2014) 009 of 13 February 2014**

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DECISION OF THE CHIEF OPERATING OFFICER OF THE EUROPEAN EXTERNAL ACTION SERVICE

Amending the Annex to the Decision of the Chief Operating Officer PROC HR(2011) 002 of 29 November 2011, "To extend the application of certain Commission Rules developing the provisions of the Staff Regulations and the Conditions of Employment of Other Servants, to the EEAS" as amended by the Decision of the Chief Operating Officer EEAS DEC(2014) 009 of 13 February 2014

THE CHIEF OPERATING OFFICER OF THE
EUROPEAN EXTERNAL ACTION SERVICE,

Having regard to the Staff Regulations of Officials of the European Union,

Having regard to the Conditions of Employment of Other Servants of the European Union,

Having regard to Council Decision 2010/427/EU establishing the organisation and functioning of the European External Action Service (EEAS), and in particular Article 1(3), Article 6 and Article 13(1) thereof,

Further to the conclusion of the social dialogue discussions with EEAS and Commission Trade Unions' representatives,

Whereas:

- (1) On 29 November 2011, by means of the Decision of the Chief Operating Officer PROC HR(2011) 002 "To extend the application of certain Commission Rules developing the provisions of the Staff Regulations and the Conditions of Employment of Other Servants, to the EEAS", the EEAS adopted by analogy twenty-two Commission Decisions giving effect to the Staff Regulations;
- (2) Following the adoption of Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013 amending the Staff Regulations of Officials of the European Union and the Conditions of Employment of Other Servants of the European Union¹, certain implementing provisions of the Staff Regulations and of the Conditions of Employment of Other Servants were repealed or amended by the European Commission, and others newly developed,
- (3) Accordingly, the Annex to the Decision of the Chief Operating Officer PROC HR(2011) 002 was amended by the Decision of the Chief Operating Officer EEAS DEC(2014) 009 of 13 February 2014,
- (4) On 15 April 2014, the European Commission adopted a new decision on working time (C(2014)2502 final),

¹ OJ L 287, 29.10.2013, p. 15–62.

EEAS DEC(2014) 032

- (5) Accordingly, the Annex to the Decision of the Chief Operating Officer PROC HR(2011) 002 of 29 November 2011 must be amended.

HAS DECIDED AS FOLLOWS:

Article 1

The Annex to the Decision of the Chief Operating Officer PROC HR(2011) 002 "To extend the application of certain Commission Rules developing the provisions of the Staff Regulations and the Conditions of Employment of Other Servants, to the EEAS" as amended by the Decision of the Chief Operating Officer EEAS DEC(2014) 009 of 13 February 2014 is hereby modified as follows:

- a) the following paragraph is repealed:
- (paragraph 4b) Commission Decision C(2013) 8995 final of 16.12.2013 on working time
- b) the following paragraph is inserted:
- (paragraph 4b) Commission Decision C(2014) 2502 final of 15.04.2014 on working time

Article 2

(1) By derogation from Article 1b) above, Article 2(3) of the Commission Decision C(2014) 2502 final on working time shall not apply.

(2) Article 3(3), Article 4(1), Article 4(3), Article 5, Article 7, Article 8(2), Article 8(5) and Article 8(6) of the Commission Decision C(2014) 2502 final on working time shall be applicable only to staff who choose to work under the flexitime regime, in accordance with Article 55(4) of the Staff Regulations. The same applies to the reference to Article 5(2) and Article 7 contained in Article 6(3).

(3) Working hours for staff not applying flexitime shall be specified, as appropriate, by the hierarchical superior in the interest of the service. The default working time for staff not applying flexitime is from 8:30 to 12:30 and from 13:30 to 17:30.

(4) References in the Commission Decision C(2014) 2502 final on working time to entities which exist at the Commission shall be deemed to refer to the equivalent entities existing at the EEAS, as set out in the Decision of the High Representative of the Union for Foreign Affairs and Security Policy PROC HR(2011)013 of 22 November 2011.

The reference to the EEAS Staff Committee in the latter Decision should be understood as including consultation of the Commission Staff Committee when Commission staff in EU delegations is concerned.

EEAS DEC(2014) 032

Article 3

Commission Decision C(2014) 2502 final of 15.04.2014, as modified by Article 2 of the present Decision, shall apply by analogy to Commission officials, temporary agents, contract agents and SNEs ("Commission staff") working at EU Delegations.

Working time arrangements for Commission staff in Delegations are determined by the European External Action Service in close cooperation with the Commission, as foreseen in Commission Decision of 4 June 2013 on the exercise of powers conferred by the Staff Regulations on the appointing authority (AIPN) and by the Conditions of Employment of Other Servants on the authority empowered to conclude contracts of employment (AHCC), [C(2013)3288], as amended².

Article 4

(1) The present Decision shall be communicated to EEAS and Commission staff, to the extent concerned, immediately after signature.

(2) This Decision shall enter into force on the 1st of July 2014.

Done at Brussels, [...]



D. O'SULLIVAN
*Chief Operating Officer of the
European External Action Service*

² Decision C(2013)9056 of 16 December 2013 amending Decision C(2013) 3288 of 4 June 2013 on the exercise of powers conferred by the Staff Regulations on the appointing authority (AIPN) and by the Conditions of Employment of Other Servants on the authority empowered to conclude contracts of employment (AHCC).