Regulation (EU) No 422/2014 of the European Parliament and of the Council of 16 April 2014 adjusting with effect from 1 July 2011 the remuneration and pensions of officials and other servants of the European Union and the correction coefficients applied thereto

REGULATION (EU) No 422/2014 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

of 16 April 2014

adjusting with effect from 1 July 2011 the remuneration and pensions of officials and other servants of the European Union and the correction coefficients applied thereto

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to the Protocol on the Privileges and Immunities of the European Union, and in particular Article 12 thereof,

Having regard to the Staff Regulations of Officials of the European Union ('the Staff Regulations')and the Conditions of Employment of Other Servants of the European Union ('the Conditions of Employment of Other Servants'), laid down in Council Regulation (EEC, Euratom, ECSC) No 259/68[(1)], and in particular Article 10 of Annex XI to the Staff Regulations,

Having regard to the proposal from the European Commission,

Having regard to the opinion of the Court of Justice[(2)],

Having regard to the opinion of the Court of Auditors[(3)],

Acting in accordance with the ordinary legislative procedure[(4)],

Whereas:

(1) In its judgment in Case C-63/12, *Commission* v *Council*, the Court of Justice of the European Union ('the Court of Justice') clarified that the institutions are obliged to decide each year on the adjustment of remuneration, either by undertaking a 'mathematical' adjustment according to the method laid down in Article 3 of Annex XI to the Staff Regulations, or by setting aside that 'mathematical' calculation in accordance with Article 10 thereof.

(2) The purpose of Article 19 of Annex XIII to the Staff Regulations, as last amended by Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council[(5)], is to enable the institutions to take the necessary measures to settle their disputes concerning the 2011 and 2012 adjustments of remuneration and pensions in compliance with a judgment of the Court of Justice, taking due account of the legitimate expectation of staff that the institutions are to decide each year on the adjustment of their remuneration and pensions.

Changes to legislation: *There are currently no known outstanding effects for the Regulation (EU) No 422/2014 of the European Parliament and of the Council. (See end of Document for details)*

(3) In order to comply with the judgment of the Court of Justice in Case C-63/12, where the Council establishes that there is a serious and sudden deterioration in the economic and social situation within the Union, the Commission is to submit a proposal under the procedure laid down in Article 336 of the Treaty on the Functioning of the European Union (TFEU) in order to involve the European Parliament in the legislative process. On 4 November 2011, the Council stated that the financial and economic crisis taking place within the Union, and resulting in substantial fiscal adjustments in most Member States, constituted a serious and sudden deterioration of the economic and social situation within the Union. The Council thus requested the Commission, in accordance with Article 241 TFEU, to implement Article 10 of Annex XI to the Staff Regulations and to submit an appropriate remuneration adjustment proposal.

(4) The Court of Justice has confirmed that, under the exception clause, the European Parliament and the Council have a wide margin of discretion as regards the adjustment of remuneration and pensions. Economic and social data for the period from 1 July 2010 to 31 December 2011, such as the financial and economic crisis affecting a number of Member States in autumn 2011 which caused an immediate deterioration in the economic and social situation in the Union and resulted in substantial macroeconomic adjustments, the high level of unemployment and the high level of public deficit and debt in the Union, make it appropriate to set the adjustment of remuneration and pensions in Belgium and Luxembourg to 0 % for 2011. That adjustment is part of a global approach to settle the disputes regarding the 2011 and 2012 adjustments of remuneration and pensions, which also involves an adjustment of 0,8 % for 2012.

(5) Consequently, during a period of five years (2010-2014) the adjustment of remuneration and pensions of officials and other servants of the European Union is as follows: in 2010, the application of the method laid down in Article 3 of Annex XI to the Staff Regulations resulted in an adjustment of 0,1 %. For 2011 and 2012 the result of the global approach to settle the disputes regarding the 2011 and 2012 adjustments of remuneration and pensions leads to an adjustment of 0 % and 0,8 %, respectively. Furthermore, as part of the political compromise on the reform of the Staff Regulations and of the Conditions of Employment of Other Servants, it was decided to freeze remuneration and pensions for the years 2013 and 2014,

HAVE ADOPTED THIS REGULATION:

Article 1

With effect from 1 July 2011, the date ‘1 July 2010’ in the second paragraph of Article 63 of the Staff Regulations shall be replaced by ‘1 July 2011’.

Article 2

With effect from 1 July 2011, the table of basic monthly salaries in Article 66 of the Staff Regulations applicable for the purposes of calculating remuneration and pensions shall be replaced by the following:

1/7/2011	**STEP**				
GRADE	**1**	**2**	**3**	**4**	**5**

16	16 919,04	17 630,0	18 370,84		
15	14 953,61	15 581,98	16 236,76	16 688,49	16 919,04
14	13 216,49	13 771,87	14 350,58	14 749,83	14 953,61
13	11 681,17	12 172,03	12 683,51	13 036,39	13 216,49
12	10 324,2	10 758,04	11 210,11	11 521,99	11 681,17
11	9 124,87	9 508,31	9 907,86	10 183,52	10 324,2
10	8 064,86	8 403,76	8 756,9	9 000,53	9 124,87
9	7 127,99	7 427,52	7 739,63	7 954,96	8 064,86
8	6 299,95	6 564,69	6 840,54	7 030,86	7 127,99
7	5 568,11	5 802,09	6 045,9	6 214,1	6 299,95
6	4 921,28	5 128,07	5 343,56	5 492,23	5 568,11
5	4 349,59	4 532,36	4 722,82	4 854,21	4 921,28
4	3 844,31	4 005,85	4 174,18	4 290,31	4 349,59
3	3 397,73	3 540,5	3 689,28	3 791,92	3 844,31
2	3 003,02	3 129,21	3 260,71	3 351,42	3 397,73
1	2 654,17	2 765,7	2 881,92	2 962,1	3 003,02

Article 3

With effect from 1 July 2011, the correction coefficients applicable to the remuneration of officials and other servants under Article 64 of the Staff Regulations shall be as indicated in column 2 of the following table.

With effect from 1 January 2012, the correction coefficients applicable under Article 17(3) of Annex VII to the Staff Regulations to transfers by officials and other servants shall be as indicated in column 3 of the following table.

With effect from 1 July 2011, the correction coefficients applicable to pensions under Article 20(1) of Annex XIII to the Staff Regulations shall be as indicated in column 4 of the following table.

With effect from 16 May 2011, the correction coefficients applicable to the remuneration of officials and other servants shall be as indicated in column 5 of the following table. The effective date for the annual adjustment for those Member States shall be 16 May 2011.

With effect from 16 May 2011, the correction coefficients applicable to pensions under Article 20(1) of Annex XIII to the Staff Regulations shall be as indicated in column 6 of the following table. The effective date for the annual adjustment shall be 16 May 2011.

1	**2**	**3**	**4**	**5**	**6**
Country/ Place	**Remuneration 1.7.2011**	**Transfer 1.1.2012**	**Pension 1.7.2011**	**Remuneration 16.5.2011**	**Pension 16.5.2011**
Bulgaria	60,6	58,1	100,0		

Czech Rep.	85,2	79,3	100,0		
Denmark	134,2	130,5	130,5		
Germany	93,7	95,4	100,0		
Bonn	93,0				
Karlsruhe	92,2				
Munich	103,2				
Estonia	75,4	77,4	100,0		
Greece	92,2	91,0	100,0		
Spain	97,4	91,5	100,0		
France	116,4	108,5	108,5		
Ireland	109,6	104,6	104,6		
Italy	104,8	100,0	100,0		
Varese	91,9				
Cyprus	83,0	85,4	100,0		
Latvia	74,4	70,2	100,0		
Lithuania	72,7	70,7	100,0		
Hungary	83,5	73,1	100,0		
Malta	82,7	84,6	100,0		
Netherlands	102,8	97,3	100,0		
Austria	105,0	104,1	104,1		
Poland	80,5	71,4	100,0		
Portugal	84,0	83,9	100,0		
Romania	72,7	62,1	100,0		
Slovenia	86,2	83,6	100,0		
Slovakia	78,8	73,5	100,0		
Finland	120,5	113,0	113,0		
Sweden	124,1	117,2	117,2		
United Kingdom		103,5		[X1128,0]	103,5
Culham				98,2	

Editorial Information

X1 Substituted by Corrigendum to Regulation (EU) No 422/2014 of the European Parliament and of the Council of 16 April 2014 adjusting with effect from 1 July 2011 the remuneration and pensions

of officials and other servants of the European Union and the correction coefficients applied thereto (Official Journal of the European Union L 129 of 30 April 2014).

Article 4

With effect from 1 July 2011, the amount of the parental leave allowance referred to in the second and third paragraphs of Article 42a of the Staff Regulations shall be EUR 911,73, and shall be EUR 1 215,63 for single parents.

Article 5

With effect from 1 July 2011, the basic amount of the household allowance referred to in Article 1(1) of Annex VII to the Staff Regulations shall be EUR 170,52.

With effect from 1 July 2011, the amount of the dependent child allowance referred to in Article 2(1) of Annex VII to the Staff Regulations shall be EUR 372,61.

With effect from 1 July 2011, the amount of the education allowance referred to in Article 3(1) of Annex VII to the Staff Regulations shall be EUR 252,81.

With effect from 1 July 2011, the amount of the education allowance referred to in Article 3(2) of Annex VII to the Staff Regulations shall be EUR 91,02.

With effect from 1 July 2011, the minimum amount of the expatriation allowance referred to in Article 69 of the Staff Regulations and in the second subparagraph of Article 4(1) of Annex VII thereto shall be EUR 505,39.

With effect from 1 July 2011, the expatriation allowance referred to in Article 134 of the Conditions of Employment of Other Servants shall be EUR 363,31.

Article 6

With effect from 1 January 2012, the kilometric allowance referred to in Article 8(2) of Annex VII to the Staff Regulations shall be adjusted as follows:

EUR 0 for every km from	0 to 200 km
EUR 0,3790 for every km from	201 to 1 000 km
EUR 0,6316 for every km from	1 001 to 2 000 km
EUR 0,3790 for every km from	2 001 to 3 000 km
EUR 0,1262 for every km from	3 001 to 4 000 km
EUR 0,0609 for every km from	4 001 to 10 000 km
EUR 0 for every km over	10 000 km.

To the above kilometric allowance a flat-rate supplement shall be added, amounting to:

— EUR 189,48 if the distance by train between the place of employment and the place of origin is between 725 km and 1 450 km;

— EUR 378,93 if the distance by train between the place of employment and the place of origin is greater than 1 450 km.