Council Regulation (EU, Euratom) No 1190/2010 of 13 December 2010 amending Regulation (EU, Euratom) No 1296/2009 adjusting with effect from 1 July 2009 the remuneration and pensions of officials and other servants of the European Union and the correction coefficients applied thereto

COUNCIL REGULATION (EU, EURATOM) No 1190/2010

of 13 December 2010

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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 and the Conditions of Employment of Other Servants of the European Communities laid down by Regulation (EEC, Euratom, ECSC) No 259/68[(1)], and in particular Articles 63, 64, 65 and 82 of the Staff Regulations and Annexes VII, XI and XIII thereto, and Articles 20(1), 64, 92 and 132 of the Conditions of Employment of Other Servants,

Having regard to the proposal from the European Commission,

Whereas:

(1) By judgment of 24 November 2010 in Case C-40/10, the Court of Justice annulled Article 2 and Articles 4 to 18 of Regulation (EU, Euratom) No 1296/2009 of 23 December 2009[(2)]. Pursuant to Article 266 of the Treaty, the Council is required to take the necessary measures to comply with this judgment.

(2) In order to guarantee that the purchasing power of Union officials and other servants develops in parallel with that of national civil servants in the Member States, the remuneration and pensions of officials and other servants of the European Union should be adjusted under the 2009 annual review as proposed by the Commission.

(3) Regulation (EU, Euratom) No 1296/2009 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EU, Euratom) No 1296/2009 is hereby amended as follows:

(1) Article 2 is replaced by the following:

Article 2

With effect from 1 July 2009, the table of basic monthly salaries in Article 66 of the Staff Regulations applicable for the purposes of calculating remuneration and pensions is replaced by the following:

1.7.2009	**STEP**				
GRADE	**1**	**2**	**3**	**4**	**5**
16	16 902,14	17 612,39	18 352,49		
15	14 938,67	15 566,42	16 220,54	16 671,82	16 902,14
14	13 203,29	13 758,11	14 336,24	14 735,1	14 938,67
13	11 669,5	12 159,87	12 670,85	13 023,37	13 203,29
12	10 313,89	10 747,3	11 198,91	11 510,48	11 669,5
11	9 115,76	9 498,82	9 897,97	10 173,34	10 313,89
10	8 056,81	8 395,37	8 748,15	8 991,54	9 115,76
9	7 120,87	7 420,1	7 731,9	7 947,02	8 056,81
8	6 293,66	6 558,13	6 833,71	7 023,84	7 120,87
7	5 562,55	5 796,29	6 039,86	6 207,9	6 293,66
6	4 916,36	5 122,95	5 338,23	5 486,75	5 562,55
5	4 345,24	4 527,84	4 718,1	4 849,37	4 916,36
4	3 840,47	4 001,85	4 170,01	4 286,03	4 345,24
3	3 394,33	3 536,97	3 685,6	3 788,13	3 840,47
2	3 000,02	3 126,09	3 257,45	3 348,08	3 394,33
1	2 651,52	2 762,94	2 879,04	2 959,14	3 000,02.

(2) Articles 4 to 17 are replaced by the following:

Article 4

With effect from 1 July 2009, 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 910,82, and shall be EUR 1 214,42 for single parents.

Article 5

With effect from 1 July 2009, the basic amount of the household allowance referred to in Article 1(1) of Annex VII to the Staff Regulations shall be EUR 170,35.

With effect from 1 July 2009, the amount of the dependent child allowance referred to in Article 2(1) of Annex VII to the Staff Regulations shall be EUR 372,24.

With effect from 1 July 2009, the amount of the education allowance referred to in Article 3(1) of Annex VII to the Staff Regulations shall be EUR 252,56.

With effect from 1 July 2009, the amount of the education allowance referred to in Article 3(2) of Annex VII to the Staff Regulations shall be EUR 90,93.

With effect from 1 July 2009, 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 504,89.

With effect from 14 July 2009, the expatriation allowance referred to in Article 134 of the Conditions of Employment of Other Servants shall be EUR 362,95.

Article 6

With effect from 1 January 2010, 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 0,3786 for every km from	201 to 1 000 km
EUR 0,6310 for every km from	1 001 to 2 000 km
EUR 0,3786 for every km from	2 001 to 3 000 km
EUR 0,1261 for every km from	3 001 to 4 000 km
EUR 0,0608 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 189,29 if the distance by train between the place of employment and the place of origin is between 725 km and 1 450 km,

— EUR 378,55 if the distance by train between the place of employment and the place of origin is greater than 1 450 km.

Article 7

With effect from 1 July 2009, the daily subsistence allowance referred to in Article 10(1) of Annex VII to the Staff Regulations shall be:

— EUR 39,13 for an official who is entitled to the household allowance,

— EUR 31,55 for an official who is not entitled to the household allowance.

Article 8

With effect from 1 July 2009, the lower limit for the installation allowance referred to in Article 24(3) of the Conditions of Employment of Other Servants shall be:

— EUR 1 113,88 for a servant who is entitled to the household allowance,

— EUR 662,31 for a servant who is not entitled to the household allowance.

Article 9

With effect from 1 July 2009, for the unemployment allowance referred to in the second subparagraph of Article 28a(3) of the Conditions of Employment of Other Servants, the lower limit shall be EUR 1 335,85, the upper limit shall be EUR 2 671,72 and the standard allowance shall be EUR 1 214,42.

Article 10

With effect from 1 July 2009, the table of basic monthly salaries in Article 93 of the Conditions of Employment of Other Servants shall be replaced by the following:

FUNCTION 2009 STEP							
GROUP	**GRADE**	**1**	**2**	**3**	**4**	**5**	**6**	**7**

IV	18	5 826,6	5 947,77	6 071,45	6 197,71	6 326,6	6 458,17	6 592,47
	17	5 149,7	5 256,79	5 366,11	5 477,7	5 591,61	5 707,9	5 826,6
	16	4 551,44	4 646,09	4 742,71	4 841,34	4 942,01	5 044,79	5 149,7
	15	4 022,68	4 106,33	4 191,73	4 278,9	4 367,88	4 458,72	4 551,44
	14	3 555,35	3 629,29	3 704,76	3 781,8	3 860,45	3 940,73	4 022,68
	13	3 142,31	3 207,66	3 274,36	3 342,46	3 411,96	3 482,92	3 555,35
III	12	4 022,61	4 106,26	4 191,65	4 278,81	4 367,79	4 458,61	4 551,33
	11	3 555,31	3 629,24	3 704,71	3 781,75	3 860,39	3 940,66	4 022,61
	10	3 142,29	3 207,64	3 274,34	3 342,43	3 411,93	3 482,88	3 555,31
	9	2 777,26	2 835,01	2 893,97	2 954,14	3 015,57	3 078,28	3 142,29
	8	2 454,63	2 505,67	2 557,78	2 610,97	2 665,26	2 720,68	2 777,26
II	7	2 777,2	2 834,96	2 893,93	2 954,12	3 015,56	3 078,28	3 142,31
	6	2 454,51	2 505,56	2 557,68	2 610,87	2 665,18	2 720,61	2 777,2
	5	2 169,32	2 214,44	2 260,5	2 307,51	2 355,51	2 404,5	2 454,51
	4	1 917,26	1 957,14	1 997,84	2 039,4	2 081,82	2 125,12	2 169,32
I	3	2 361,91	2 410,93	2 460,97	2 512,05	2 564,18	2 617,4	2 671,72
	2	2 088,03	2 131,37	2 175,6	2 220,76	2 266,85	2 313,89	2 361,91
	1	1 845,91	1 884,22	1 923,33	1 963,24	2 003,99	2 045,58	2 088,03

Article 11

With effect from 1 July 2009, the lower limit for the installation allowance referred to in Article 94 of the Conditions of Employment of Other Servants shall be:

— EUR 837,82 for a servant who is entitled to the household allowance,

— EUR 496,72 for a servant who is not entitled to the household allowance.