

Brussels, 4.4.2016  
C(2016) 1881 final

## **COMMISSION DECISION**

**of 4.4.2016**

**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)**

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**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)**

THE EUROPEAN COMMISSION,

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

Having regard to the Staff Regulations of Officials of the European Union ('Staff Regulations') and the Conditions of Employment of Other Servants of the European Union ('CEOS'), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68<sup>1</sup>, and in particular, Article 2(1) of the Staff Regulations and Article 6 of CEOS,

Whereas:

- (1) On 4 June 2013<sup>2</sup>, the Commission adopted a Decision on the exercise of powers conferred by the Staff Regulations on the appointing authority ('AIPN') and by the CEOS on the authority empowered to conclude contracts of employment ('AHCC').<sup>3</sup>
- (2) By Decision C(2015) 3263 of 19 May 2015 of the President, the 'Regulatory Scrutiny Board' was established within the Secretariat-General. According to Article 3(2) of that Decision, the Chair of the Board is to be ranked as Director-General.
- (3) By Commission Decision of 17 June 2015<sup>4</sup>, the 'Structural Reform Support Service' was created within the Secretariat-General with effect from 1 July 2015. According to that Decision, the function of Head of the Structural Reform Support Service is to be at Director-General level.
- (4) By Commission Decision of 24 June 2015<sup>5</sup>, the 'Task Force for Strategic Issues related to the UK Referendum' was created within the Secretariat-General with effect from 1 September 2015. According to that Decision, the function of Head of the Task Force is to be at Director-General level.
- (5) The Chair of the 'Regulatory Scrutiny Board', the Head of the 'Structural Reform Support Service' and the Head of the 'Task Force for Strategic Issues related to the UK Referendum' are to be treated as '*Director-General in charge of the official/agent/post concerned*' for AIPN/AHCC purposes.

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<sup>1</sup> OJ L 56, 4.3.1968, p. 1, as last amended by Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013, OJ L 287, 29.10.2013, p.15.

<sup>2</sup> See Administrative Notice No 26-2013.

<sup>3</sup> That Decision was amended by Decision C(2013) 9056 of 16 December 2013 (Administrative Notice No 61-2013), by Decision C(2014) 2534 of 16 April 2014 (Administrative Notice No 18-2014) and by Decision C(2014) 9864 of 16 December 2014 (Administrative Notice No 47-2014).

<sup>4</sup> PV(2015) 2131, point 6.3.

<sup>5</sup> PV(2015) 2132, point 6.4.

- (6) Under Article 15(8) of Regulation (EU, Euratom) No 883/2013<sup>6</sup>, OLAF provides the secretariat of the Supervisory Committee in close consultation with the latter. Pursuant to Recital No 40 of that Regulation, OLAF should guarantee the independent functioning of the secretariat, so as to ensure that the Supervisory Committee can carry out its mission efficiently.
- (7) With a view to implementing these conditions, the Director-General of OLAF should consult the Chairman of the Supervisory Committee before exercising the AIPN/AHCC powers in respect of resources allocated to the secretariat of the Supervisory Committee. The Director-General of OLAF should give reasons when departing from the opinion given by the Chairman of the Supervisory Committee,
- (8) For reasons of consistency, all powers concerning the dependent child allowance are to be exercised by the Office for the administration and payment of individual entitlements ('PMO'). Therefore, the power to double the dependent child allowance pursuant to Article 67(3) of the Staff Regulations and the power to extend the period during which the dependent child allowance is paid pursuant to Article 2(5) of Annex VII to the Staff Regulations are conferred to the Director of PMO who should decide after obtaining the opinion of the Medical Service of the Commission.

HAS DECIDED AS FOLLOWS:

*Article 1*

The annexes to Decision C(2013) 3288 shall be replaced by the annexes to this Decision.

*Article 2*

This Decision shall take effect on the following day of its publication in the electronic version of the *Administrative Notices*.

Done at Brussels, 4.4.2016

*For the Commission*  
*Kristalina GEORGIEVA*  
*Vice-President*

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<sup>6</sup> Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999 (OJ L 248, 18.9.2013, p. 1).