

**DECISION OF THE GOVERNING BOARD
OF THE BIO-BASED INDUSTRIES JOINT UNDERTAKING**

OF 16 MARCH 2015

**on the adoption by analogy of implementing rules of the Staff
Regulations**

THE GOVERNING BOARD OF THE BIO-BASED INDUSTRIES JOINT UNDERTAKING (BBI),

Having regard to the Staff Regulations of Officials and Conditions of Employment of Other Servants of the European Union, laid down by Council Regulation (EEC, EURATOM, ECSC) No 259/68, and in particular to Article 110 of the Staff Regulations,

Having regard to the amendment to the Staff Regulations published as Regulation (EU, EURATOM) No. 1023/2013 in the Official Journal No. L 287, 29.10.2013 entering into force on 01 January 2014,

Having regard to the Council Regulation (EC) No 560/2014 of 6 May 2014 setting up the Bio-Based Industries Joint Undertaking (BBI) and in particular Article 7(3)(m) of the Statutes in Annex,

Having regard to the decisions of the European Commission setting up implementing rules for the application of the Staff Regulations of officials of the European Union and the Conditions of Employment of other servants of the European Union,

Having regard to the fact that the Staff Committee of the the BBI JU, which is to be consulted pursuant to Article 110(2) of the Staff Regulations, has not yet been constituted and it is therefore impossible at present to comply with the requirements of that provision. The Staff Committee will be invited to give its opinion on the relevant implementing rules when it has been constituted and due consideration will be given to its opinion. The Governing Board is entitled in such circumstances to approve the rules forthwith,

In the agreement with the European Commission pursuant to Article 110(2) of the Staff Regulations,

WHEREAS:

(1) Article 110 of the revised Staff Regulations states that implementing rules adopted by the Commission to give effect to these Staff Regulations shall apply by analogy to the Agencies and Joint Undertakings. Such implementing rules shall enter into force nine months after their entry into force at the Commission or nine months after the date on which the Commission informed the Joint Undertaking of the adoption of the respective implementing rule, whichever is later. Notwithstanding the foregoing, a Joint Undertaking may also decide that such implementing rules are to enter into force at an earlier date;

(2) Article 110 of the revised Staff Regulations also states that by way of derogation, a Joint Undertaking may, before the expiry of the nine-month period and after consulting its Staff

Committee, submit to the Commission for its agreement implementing rules which are different from those adopted by the Commission. Under the same conditions, an Agency or a Joint Undertaking may request the agreement of the Commission on the non-application of certain of those implementing rules (opt-out).

(3) On 13 February 2015, the European Commission informed the new Agencies and Joint Undertakings set up in 2015 of a set of 43 Implementing rules for the application of the revised Staff Regulations;

(4) Out of those 43 texts, BBI has identified 25 implementing rules to be adopted by analogy as soon as possible so they are in place when the first members of the staff take over their positions.

(5) For the rest of the Staff Implementing Rules BBI JU will follow the procedures put in place by the European Commission Directorate –General Human Resources and Security, to either adapt or opt out of these rules that are not suitable for the Joint Undertaking;

HAS ADOPTED THE FOLLOWING DECISION:

Article 1

The general implementing rules of the Staff Regulations, as proposed by the Commission, and listed hereafter, shall apply by analogy to the staff of the BBI JU as of 1 April 2015.

1. Commission decision of 16.12.2013 on types of post and post titles – C(2013)8979.
2. Commission decision of 16.12.2013 on outside activities and assignments - C(2013) 9037.
3. Commission decision of 16.12.2013 laying down general implementing provisions concerning the criteria applicable to classification in step on appointment or engagement – C(2013) 8970.
4. Commission decision of 14.04.2014 on Working time – C(2014) 2502.
5. Commission decision of 16.12.2013 on Article 55a of the Staff Regulations and Annex IVa thereto concerning part-time work - C(2013) 9046.
6. Commission decision of 16.12.2013 on leave - C(2013) 9051.
7. Commission decision of 16.12.2013 on general implementing provisions on granting the education allowance (Article 3 of Annex VII to the Staff Regulations) - C(2013) 8971.
8. Commission decision of 16.12.2013 laying down general implementing provisions to Article 7 (4) of Annex VII to the Staff Regulations on determining the place of origin - C(2013) 8982.
9. Commission decision of 16.12.2013 laying down general provisions giving effect to Article 8 of Annex VII to the Staff Regulations (Expatriation allowance) - C(2013) 8987.
10. Commission decision of 16.12.2013 General Implementing Provisions on removal expenses (Article 9 of Annex VII to the Staff Regulations) - C(2013) 9040.
11. Commission decision of 16.12.2013 on maternity leave and maternity pay for women whose maternity leave begins before the end of their contract (Articles 17 and 91 of CEOS) - C(2013) 9020.
12. Commission decision of 2.03.2011 on the general provisions for implementing Article 79(2) of the Conditions of Employment of Other Servants of the European Union, governing the

conditions of employment of contract staff employed by the Commission under the terms of Articles 3a and 3b of the said Conditions – C(2011)1264 as amended by Commission decision of 16.12.2013 – C(2013)8967.

13. Commission decision of 16.12.2013 amending Article 7(5) and (7) of Commission Decision C(2009)10224 of 18 December 2009 concerning the implementation of teleworking in Commission departments from 2010 to 2015.

14. Commission decision of 07.04.2004 implementing article 1d (4) of the staff regulations – C(2004)1318.

15. Commission decision of 07.08.2013 on Assistance with home care or sick child - C(2013) 4876.

16. Commission decision of 05.11.2010 on the general provisions for implementing Article 42a of the Staff Regulations concerning parental leave – C(2010)7572.

17. Commission decision of 05.11.2010 on the general provisions for implementing Article 42a of the Staff Regulations concerning family leave – C(2010)7494.

18. Commission decision of 14.04.2004 on Article 55b of the Staff regulations concerning job-sharing- C(2004) 1314.

19. Commission decision of 15.04.2004 on General implementing provisions concerning persons to be treated as dependent children (Article 2(4) of Annex VII to the Staff Regulations)- C(2004) 1364/2.

20. Commission decision of 15.04.2004 on General implementing provisions on granting the household allowance by special decision - C(2004) 1364/4.

21. Commission decision of 15.04.2004 on General implementing provisions for giving effect to articles 67 and 68 of the Staff Regulations and articles 1, 2 and 3 of Annex VII thereto.

22. Commission decision of 18.11.2008 on General implementing provisions adopting the Guide to missions for officials and other servants of the European Commission - C(2008) 6215.

23. Commission decision of 15.04.2004 on General implementing provisions for Article 4 of Annex VIII to the Staff Regulations concerning the taking into account, for purposes of calculating pension rights, of periods of activity previously completed by staff before they resume active employment - C(2004) 1364.

24. Commission decision of 03.03.2011 on the general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on the transfer of pension rights - C(2011) 1278.

25. Commission decision of 28.04.2004 on introducing implementing provisions on absences as a result of sickness or accident- C(2004) 1597/11.

Article 2

This decision shall take effect on the day following that of its adoption.

Done at Brussels, on 16 March 2015

For the Governing Board

A handwritten signature in black ink, appearing to read 'R. Strohmeier', with a long horizontal line extending to the right.

Dr Rudolf Strohmeier
Chairperson of the Governing Board