

Making the railway system
work better for society.

DECISION n° 153

of the Management Board of the European Union Agency for Railways on the adoption by analogy of Commission Decision C(2016) 7270 of 17.11.2016 amending Decision C(2013) 8985 of 16.12.2013 laying down general provisions for implementing Article 43 of the Staff Regulations and implementing the first paragraph of Article 44 of the Staff Regulations

THE MANAGEMENT BOARD OF THE EUROPEAN UNION AGENCY FOR RAILWAYS,

Having regard to the Regulation (EU) 2016/796 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Railways and repealing Regulation (EC) No 881/2004¹ (hereinafter called “the Regulation”),

Having regard to the Staff Regulations of Officials of the European Union and the Conditions of Employment of Other Servants of the European Union, laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68², and in particular Articles 43 and 110 of the Staff Regulations and Article 15(2) of the Conditions of Employment of Other Servants,

Having regard to Communication C(2014)6543 final of 26 September 2014 from Vice-President Šefčovič to the Commission on the guidelines on the implementation of Article 110(2) of the Staff Regulations with regard to the implementing rules applicable in the agencies, and in particular point 2.B thereof,

After consulting the Agency Staff Committee,

WHEREAS

- 1) Commission Decision C(2013) 8985³ applies to all officials and members of the temporary staff, with the exception of senior managers. It covers thus both non- managers and middle managers (heads of unit);
- 2) Commission Decision C(2016) 3288⁴ modernises the middle management policy and clarifies managerial expectations towards the Commission's middle management staff;

¹. OJ L 138 26.5.2016, p. 1-43.

². OJ L 56, 4.3.1968, p. 1.

³. Commission Decision C(2013) 8985 of 16 December 2013 laying down general provisions for implementing Article 43 of the Staff Regulations and implementing the first paragraph of Article 44 of the Staff Regulations, Administrative Notice No 54-2013.

⁴. Commission Decision C(2016) 3288 of 15 June 2016 on middle management staff.

- 3) In view of the specific duties carried out by heads of unit, the report to be established for them under Article 43 of the Staff Regulations should include an appraisal of the managerial performance;
- 4) Therefore, Decision C(2013) 8985 should be amended to include this requirement;

HAS DECIDED AS FOLLOWS:***Article 1***

In Article 2 of Decision C(2013) 8985, the following paragraph is inserted:

“(3a) For a jobholder occupying a function of head of unit, the report shall, in addition, include a conclusion on whether the jobholder's managerial performance has been satisfactory. The conclusion that the jobholder's managerial performance has been unsatisfactory shall be based on factual elements.”

Article 2

This Decision shall take effect on the day following its adoption.

Done at Valenciennes, on 21-06-2017

For the Management Board

The Chairperson
Mats ANDERSSON