

Making the railway system
work better for society.

DECISION n° 203

of the Management Board of the European Union Agency on types of post and post titles in ERA

THE MANAGEMENT BOARD OF THE EUROPEAN UNION AGENCY FOR RAILWAYS,

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

Having regard to the Staff Regulations of Officials ('Staff Regulations') and the Conditions of Employment of Other Servants of the European Union ('CEOS') laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68¹, and in particular Article 5 of the Staff Regulations and Annexes I and XIII thereto, and Article 10 of the CEOS,

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 881/2004² (hereinafter referred to as "the Agency Regulation"),

Having regard to the agreement of the European Commission pursuant to Article 110 § 2 of the Staff Regulations C(2018) 8800 of 11.12.2018,

After consulting the Staff Committee

Whereas:

- 1) On 17 December 2013, the Commission informed ERA that it adopted Decision C(2013)8979 of 16 December 2013 on types of post and post titles.
- 2) The 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 ,
- 3) Pursuant to Article 110(2) of the Staff Regulations, implementing rules such as those referred to in Recital 1 shall apply by analogy to ERA. By way of derogation, an agency may request the Commission's agreement to the non-application of certain implementing rules. The Commission may, instead of accepting or rejecting the request, require the agency to submit

1. 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.

² OJ L 138, 26.5.2016, p. 1-43

for its agreement implementing rules which are different from those adopted by the Commission.

- 4) Commission Decision C(2013)8979 is suitable to apply to ERA provided that certain adjustments are made to take into account the peculiarities of the ERA. Those adjustments concern in particular the terminology established in ERA to describe functions exercised, the range of grades of Head of Department post title of which the lower grade should respect the limitation referred to in Article 53 of the CEOS and the range of grades within other types of post.
- 5) For each of the three function groups (AD, AST and AST/SC), the types of post with the corresponding grade ranges are laid down in Annex I to the Staff Regulations. In addition, transitional rules on types of post are set out in Annex XIII for officials and temporary staff in service on 31 December 2013.
- 6) It is necessary to establish the equivalence between these types of post and the post titles which are used for ERA temporary staff,
- 7) In the interests of clarity and legal certainty, Commission Decision C(2013) 8979 of 16.12.2013 on types of posts and post titles is deleted from the Annex to ERA's ED Decision ERA-ED-DEC-730-2013 on the adoption of implementing rules to the staff regulations. Commission Decision C(2013) 8979 of 16.12.2013 on types of posts and post titles should no longer apply to ERA.

HAS DECIDED AS FOLLOWS:

Article 1

In accordance with Article 5(4) of the Staff Regulations, the tables establishing the equivalence between the types of post and the post titles used for ERA temporary staff, which are contained in the Annex to this Decision, are hereby approved.

Article 2

Commission Decision C(2013) 8979 of 16 December 2013 shall no longer apply by analogy to ERA.

Article 3

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

Done at Valenciennes, on 25/06/2019

For the Management Board

The Chairwoman
Clio LIÉGEOIS

ANNEX**A. Types of post**

Type of post	Function group / Grade	Post title
Director	AD 14 – AD 15	Executive Director
Adviser or equivalent	AD 13 – AD 14	Adviser
Head of Unit or equivalent	AD 9 – AD 14	Head of Department ³ Head of Unit Head of Task Force
Administrator	AD 5 – AD 12	Chief Engineer ⁴ Team Leader ⁵ Coordinator ⁶ Senior Administrator ⁷ Administrator ⁸
Senior Assistant	AST 10 – AST 11	Senior Assistant
Assistant	AST 1 – AST 9	Assistant
Secretary/Clerk	SC 1 – SC 6	Secretary/Clerk

³ Posts of Head of Department are filled from grades AD 12 to AD 14.

⁴ Posts of Chief Engineer are filled from grades AD 10 to AD 12.

⁵ Posts of Team Leader are filled from grades AD 8 to AD 12.

⁶ Posts of Coordinator are filled from grades AD 8 to AD 12.

⁷ Posts of Senior Administrator are filled as from grades AD 7 to AD 12.

⁸ Posts of Administrator are filled from grades AD 5 to AD 10.