



**Brussels, 8 April 2019
(OR. en)**

8027/19

STAT 9

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
Subject:	Draft COUNCIL DECISION (EU) 2019/... of ... entrusting to the European Commission - the Office for the Administration and Payment of the Individual Entitlements (PMO) - the exercise of certain powers conferred on the appointing authority and the authority authorised to conclude contracts of employment - Adoption

1. The General Secretariat of the Council (GSC) is signing a service level agreement with the European Commission's Office for the Administration and Payment of the Individual Entitlements (PMO) whereby the latter will manage individual pecuniary entitlements of GSC staff. The service level agreement promotes administrative simplification and inter-institutional cooperation, and will ensure a more effective and cost-efficient management of individual pecuniary entitlements of staff. Additionally, it allows for a uniform application of the Staff Regulations and the Conditions of Employment throughout the institutions thus enhancing equal treatment of and legal certainty for staff.
2. In order to allow for a proper and comprehensive implementation of the agreement, the European Commission/PMO should be entrusted the exercise of relevant powers conferred on the appointing authority and on the authority empowered to conclude contracts of employment for the GSC staff.

3. Pursuant to Article 2(2) of the Staff Regulations of Officials of the European Union and Article 6 of the Conditions of Employment of Other Servants institutions may entrust the exercise of the powers conferred on the appointing authority and the authority authorised to conclude contracts of employment to other institutions.
4. The draft Council Decision doc. 8044/19 entrusting such powers to the PMO provides for a control mechanism of the application of rules on individual entitlements by the PMO by allowing the GSC to handle complaints on these matters, introduced by GSC staff.
5. The intention to entrust appointing authority powers to the PMO was announced to delegations at the meeting of the Working Party on Staff Regulations on 25 February, and the corresponding draft Council Decision was communicated on 2 April 2019. The envisaged date of entry into force of the service level agreement, as of when the PMO should have the necessary appointing authority powers to manage individual pecuniary entitlements of GSC staff, is 1 May 2019.
6. The Permanent Representatives Committee could therefore suggest that the Council adopt, as an "A" item at a forthcoming meeting, the Council Decision as set out in doc. 8044/19.
