



DECISION OF THE GOVERNING BOARD

amending Governing Board Decision N°6/2015 on the Staff Regulation and the Conditions of Employment of Other Servants of the European Union (CEOS) implementing rules for the purpose of the application by analogy of rules on outside activities and assignments and on occupational activities after leaving the Service adopted by Commission Decision C(2018)4048 of 29.6.2018

N° 23/2018

THE GOVERNING BOARD OF THE SHIFT2RAIL JOINT UNDERTAKING,

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 259/68¹, and in particular Article 110(2) of the Staff Regulations,

Having regard to Council Regulation (EU) No 642/2014 of 16 June 2014 establishing the Shift2Rail Joint Undertaking², and in particular Article 6 (3),

Having regard to 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 3.1,

After consulting the Staff Committee,

Whereas:

- (1) On 13 February 2015, the European Commission informed the Shift2Rail Joint Undertaking ("S2R JU") of a set of 43 implementing rules for the application of the revised Staff Regulations. One of these rules was the Commission Decision (C(2013)9037) of 16 December 2013 on outside activities and assignments.
- (2) On 16 July 2015, the S2R JU Governing Board adopted Decision N° 6/2015 whereby inter alia the above-mentioned Commission Decision should apply by analogy.
- (3) The Commission informed the "S2R JU" in writing on 6 July 2018 that on 29 June 2018 it adopted Decision C(2018)4048 on the rules on outside activities and

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 177, 17.06.2014, p.9

assignments and on occupational activities after leaving the Service, repealing Commission Decision C(2013)9037.

(4) It is therefore necessary to amend the S2R JU Governing Board Decision N° 6/2015 with a reference to the Commission Decision C(2018)4048 to apply by analogy the rules contained in the latter.

(5) In application of Article 110(2) of the Staff Regulations, the above-mentioned Decision shall apply by analogy to the agencies either nine months after the date of its adoption or by decision of the Governing Board, at an earlier date.

(6) It is deemed appropriate for S2R JU to apply by analogy this decision.

HAS ADOPTED THE FOLLOWING DECISION:

Article 1

Decision N° 6/2015 of 16 July 2015 of the Shift2Rail Joint Undertaking Governing Board is amended as follows:

Point 2 of Annex I is replaced with “Commission Decision C(2018)4048 of 29 June 2018 on the rules on outside activities and assignments and on occupational activities after leaving the Service.

Article 2

Commission Decision C(2018)4048 of 29 June 2018 on the rules on outside activities and assignments and on occupational activities after leaving the Service, as listed in the Annex, shall apply by analogy to the staff of the Shift2Rail Joint Undertaking.

Article 3

The Executive Director shall publish this Decision on the Shift2Rail Joint Undertaking’s website.

Article 4

This Decision shall enter into force on the day following that of its adoption.

Done at Brussels, on 4 December 2018.

For the Governing Board,

A handwritten signature in black ink, consisting of several vertical strokes followed by a circular loop and a long horizontal flourish extending to the right.

Henrik HOLELEI

The Chairperson

ANNEX

Commission Decision C(2018)4048 of 29.6.2018 on outside activities and assignments and on occupational activities after leaving the Service.

14