



Brussels, 16.12.2013  
C(2013) 9028 final

**COMMISSION DECISION**

**of 16.12.2013**

**amending Commission Decision of 28 April 2004 on the maximum duration for the  
recourse to non-permanent staff in the Commission services**

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### amending Commission Decision of 28 April 2004 on the maximum duration for the recourse to non-permanent staff in the Commission services

THE EUROPEAN COMMISSION,

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

Having regard to the Staff Regulations of Officials of the European Union and the Conditions of Employment of Other Servants of the European Union (CEOS), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68<sup>1</sup>,

Whereas:

- (1) The Commission Decision of 28 April 2004 on the maximum duration for the recourse to non-permanent staff in the Commission services C(2004)1597/6<sup>2</sup> needs to be adapted to the amendments brought about by the revision of the CEOS as of 1 January 2014, in particular in view of the amendments to Articles 2 and 88 CEOS,

HAS DECIDED AS FOLLOWS:

#### *Article 1*

The Commission Decision C(2004)1597/6 is amended as follows:

- (1) Article 2 is amended as follows:
  - (a) the words ‘auxiliary staff’ are deleted;
  - (b) the words ‘the Commission Decision on a new policy for the engagement and use of temporary agents of 28.4.2004’ are replaced by the words ‘the Commission Decision on policies for the engagement and use of temporary agents of [date of adoption of the Commission Decision on policies for the engagement and use of temporary agents]’.
  - (c) footnote 5 is replaced by the following:

‘C(2013)[number of the Commission Decision on policies for the engagement and use of temporary agents].’.
- (2) Article 3 is amended as follows:
  - (a) in paragraph 1, the words ‘six years’ are replaced by the words ‘seven years’;
  - (b) footnote 6 in paragraph 1 is replaced by the following:

‘Commission Decision C(2013)3288 of 4 June 2013 and Decision of the Director-General of DG HR of 13 September 2013 on the exercise of the powers conferred on the appointing authority (AIPN) and the authority empowered to conclude contracts of employment (AHCC).’.

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<sup>1</sup> OJ L 56, 4.3.1968, p. 1

<sup>2</sup> amended by Commission Decision C(2011)7071 of 5 October 2011

- (c) paragraph 2 is deleted;
  - (d) in paragraph 3, the words '6 years' are replaced by the words 'seven years';
  - (e) paragraphs 3 and 4 are renumbered to paragraphs 2 and 3.
- (3) In Article 4, the word 'six' is replaced by the word 'seven'.
- (4) Point II of the Annex is amended as follows:
- (a) in the title and in the first and second paragraphs, the words 'six year period' are replaced by the words 'seven year period';
  - (b) in the first paragraph, after the words 'with the exception of' the following words are inserted: 'the first 660 days served as employment agency staff and';
  - (c) footnote 9 in the first paragraph is renumbered to footnote 8;
  - (d) in the second paragraph, the words '1320 days' are replaced by the words '1540 days'.

*Article 2*

This decision shall take effect on 1 January 2014.

Done at Brussels, 16.12.2013

*For the Commission*  
*Maroš ŠEFČOVIČ*  
*Vice-President*