



## FUSION FOR ENERGY

The European Joint Undertaking for ITER and the Development of Fusion Energy

THE GOVERNING BOARD

### DECISION OF THE GOVERNING BOARD OF THE EUROPEAN JOINT UNDERTAKING FOR ITER AND THE DEVELOPMENT OF FUSION ENERGY ON THE ADOPTION OF IMPLEMENTING RULES TO THE STAFF REGULATIONS FOR FAMILY LEAVE, PARENTAL LEAVE AND THE TRANSFER OF PENSION RIGHTS

THE GOVERNING BOARD,

HAVING REGARD to the Council Decision (EURATOM) no 198/2007 of 27 March 2007 establishing the European Joint Undertaking for ITER and the Development of Fusion Energy (hereinafter "Fusion for Energy") and conferring advantages upon it<sup>1</sup> (hereinafter "the Constituent instrument"), and in particular Article 10 thereof,

HAVING REGARD to the Staff Regulations of Officials of the European Communities and the Conditions of Employment of Other Servants of the European Communities laid down by Council Regulation (EEC, EURATOM, ECSC) No 259/68<sup>2</sup>, and in particular Article 110 of the Staff Regulations,

HAVING REGARD to the Governing Board decision of 9<sup>th</sup> July 2009 on the adoption of implementing rules to the Staff Regulations (hereinafter 'the Governing Board decision F4E(09)-GB 10-13,

HAVING REGARD to the decisions of the Commission setting up implementing rules for the application of the amended Staff Regulations of officials of the European Communities and the Conditions of Employment of other servants of the European Communities.

IN AGREEMENT with the Commission pursuant to Article 110 of the Staff Regulations,

WHEREAS:

(1) It is necessary, following Article 110 of the Staff Regulations for Community bodies to adopt the appropriate implementing rules for giving effect to these Staff Regulations after consultation of the relevant Staff Committee and in agreement with the Commission.

(2) Following the modifications introduced by the European Commission to the rules concerning family leave, parental leave and pension rights, it is necessary to update Fusion for Energy own provisions.

HAS DECIDED

#### Article 1

The Annex to the Governing Board decision F4E(09)-GB10-13 is modified as follows:

- The Commission Decision on Article 42b of the Staff Regulations concerning family leave, referenced C(2010) 7494 of 05.11.2010 substitutes the Decision referenced C(2004) 1314 of 14.04.2004. The latter is repealed.
- The Commission Decision on the general provisions for implementing Article 42a of the Staff Regulations concerning parental leave, referenced C(2010) 7572 of 05.11.2010 substitutes the Decision referenced C(2004) 1364 of 15.04.2004. The latter is repealed.
- The Commission Decision on general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on transferring pension rights, referenced C(2011) 1278 of 03.03.2011 substitutes the Decision referenced C(2004) 1588 of 28.04.2004. The latter is repealed.

#### Article 2

Other provisions of the Governing Board decision F4E(09)-GB10-13 remain unchanged.

<sup>1</sup> OJ L 90, 30.3.2007, p.58.

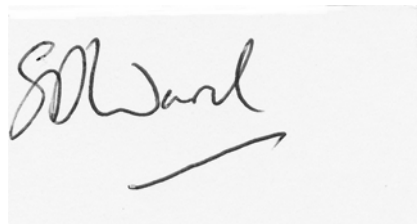
<sup>2</sup> OJ L 56 of 4.3.1968, p.1. Regulation as last amended by Regulation (EC, Euratom EC) No 1558/2007 of 17 December 2007 (OJ L 340 of 22.12.2007, p. 1-7).

**Article 3**

This decision shall take effect on the day following that of its adoption by the Governing Board.

Done at Barcelona, 11 December 2012

For the Governing Board

A handwritten signature in black ink on a light-colored background. The signature is written in a cursive style and appears to read "Stuart Ward". There is a long, sweeping horizontal stroke underneath the name.

**Stuart Ward**  
Chair of the Governing Board

For the Secretariat

**Raymond Monk**  
Secretary of the Governing Board