



**DECISION OF THE GOVERNING BOARD OF SMART NETWORKS AND SERVICES
JOINT UNDERTAKING 02/2023**

on 13 March 2023

On the adoption by analogy of implementing rules of the Staff Regulations

THE GOVERNING BOARD,

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

Having regard to the Staff Regulations of Officials (hereinafter “Staff Regulations”) and the Conditions of Employment of Other Servants of the European Union (hereinafter “CEOS”), laid down by Council Regulation (EEC, EURATOM, ECSC) No 259/68, and in particular to Article 110(2) of the Staff Regulations,

Having regard to Council Regulation (EU) 2021/2085 of 19 November 2021 establishing the Joint Undertakings under Horizon Europe¹, and notably the Smart Networks and Services Joint Undertaking (hereinafter “the SNS JU”), and in particular Articles 37(1) and 17(2)(v) thereof,

Having regard to the Governing Board Rules of Procedure of the SNS JU, and in particular Article 10,

Having regard to the fact that the Staff Committee of the SNS JU, which is to be consulted pursuant to Article 110(2) of the Staff Regulations, has not yet been constituted, it is impossible at the present to comply with the requirements of that provision. The Staff Committee will be invited to give its opinion on these implementing rules when it has been constituted and due consideration will be given to its opinion. The Governing Board is entitled in such circumstances to approve the rules forthwith,

WHEREAS

- (1) Article 110 of the Staff Regulations states that implementing rules adopted by the Commission to give effect to these Staff Regulations shall apply by analogy to the Joint Undertakings. Such implementing rules shall enter into force nine months after their entry into force at the Commission or nine months after the date on which the Commission informed the Joint Undertaking of the adoption of the respective implementing rule, whichever is later.

¹ This Regulation is also equally named “Single Basic Act (SBA)” or “Founding Regulation” in SNS JU documents; OJ L 427, 30.11.2021, p. 17.

- (2) The general provisions implementing the Staff Regulations and CEOS shall be adopted by the appointing authority of the SNS JU, which is the Governing Board,
- (3) Implementing rules adopted by the Commission to give effect to these Staff Regulations shall apply by analogy to the JUs. To that end, the Commission notified to the SNS JU the list of staff implementing rules in question on 10 January 2022,
- (4) Commission's decisions listed in Annex of this decision entered into force in SNS JU nine months after their notification by the Commission. The SNS JU considers convenient, for the sake of clarity and transparency on the applicable rules, to state which those rules are and to publish them.

HAS ADOPTED THE FOLLOWING DECISION:

Article 1

The implementing rules adopted by the Commission and listed in the Annex to the present Decision automatically entered into force nine months after their notification by the European Commission, namely on 10 October 2022.

Article 2

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

Done at Brussels, on 13 March 2023.

For the Governing Board

Colin Willcock

The Chair

**ANNEX I TO DECISION 02/2023 OF THE GOVERNING BOARD OF SMART
NETWORKS AND SERVICES JOINT UNDERTAKING**



**LIST OF STAFF IMPLEMENTING RULES
ENTERED INTO FORCE ON
10/10/2022**

1. [Commission Decision C\(2019\) 6855 on procedures for dealing with professional incompetence](#) (04/10/2019)
2. [Commission Decision C\(2013\) 9027 on management of rest leaves pursuant to Article 8 of Annex X to the Staff Regulations](#) (16/12/2013)
3. [Commission Decision C\(2013\) 9035 on home leave for officials, temporary agents and contract agents posted in third countries \(second paragraph of Article 7 Annex V to the Staff Regulations\)](#) (16/12/2013)
4. [Commission Decision C\(2004\)1314 on Article 55b of the Staff regulations concerning job-sharing](#) (21/06/2004)
5. [Commission Decision C\(2013\) 9032 on the living conditions allowance and the additional allowance referred to in Article 10 of Annex X to the Staff Regulations](#) (16/12/2013)