

MANAGEMENT BOARD

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**DECISION OF THE MANAGEMENT BOARD OF EUROPOL
on the early entry into force at Europol of Commission Decision C(2022)
1788 of 24 March 2022 on working time and hybrid working**

THE MANAGEMENT BOARD OF EUROPOL,

Having regard to Regulation (EU) 2016/794 of the European Parliament and of the Council of 11 May 2016 on the European Union Agency for Law Enforcement Cooperation (Europol) and replacing and repealing Council Decisions 2009/371/JHA, 2009/934/JHA, 2009/935/JHA, 2009/936/JHA and 2009/968/JHA ('Europol Regulation')¹ and in particular Article 11(1)(h) thereof,

Having regard to the Staff Regulations of Officials ('Staff Regulations') and the Conditions of Employment of Other Servants of the European Union ('CEOS') laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68², and in particular Article 110(2) thereof,

Having regard to Commission Decision C(2022) 1788 of 24 March 2022 on working time and hybrid working³,

After consulting the Staff Committee,

WHEREAS:

- (1) Pursuant to Article 110(2) of the Staff Regulations, implementing rules adopted by the Commission to give effect to the Staff Regulations, including the general implementing provisions referred to in paragraph 1 of the same article, shall apply by analogy to the agencies.
- (2) Such implementing rules shall enter into force at the agencies nine months after their entry into force at the Commission or nine months after the date on which the Commission informed the agencies of the adoption of the respective implementing rule, whichever is later. Notwithstanding the foregoing, an agency may also decide that such implementing rules are to enter into force at an earlier date.
- (3) On 24 March 2022, the Commission adopted Decision C(2022) 1788 on working time and hybrid working. It entered into force at the Commission on 1 April 2022.
- (4) These implementing provisions are suitable for the needs of Europol as they provide the legal framework for a working time regime that ensures business continuity whilst bearing in mind the lessons learnt of the COVID-19 pandemic.

¹ OJ L 135, 24.5.2016, p. 53.

² OJ L 56, 4.3.1968, p. 1.

³ EDOC #1224531, #1224532 (Annex).

- (5) Such implementing provisions shall apply by analogy, that is to say with the necessary adaptations required by the structural difference between the Commission and Europol, and shall enter into force at Europol before the end of the nine-month period foreseen by Article 110(2) of the Staff Regulations, that is on 1 August 2022, in order to align their entry into force with the end of the *force majeure* arrangements adopted by Europol to tackle the pandemic.
- (6) For reasons of clarity and legal certainty, the Decision of the Europol Management Board of 2 October 2014 on the entry into force at Europol of implementing rules adopted by the Commission on working time⁴ and the Decision of the Management Board of Europol of 3 May 2018 on the implementation of telework⁵ shall be repealed,

HAS DECIDED AS FOLLOWS:

Article 1
Application by analogy

The Commission Decision C(2022) 1788 of 24 March 2022 on working time and hybrid working shall apply by analogy to Europol.

Article 2
Repeal

The Decision of the Europol Management Board of 2 October 2014 on the entry into force at Europol of implementing rules adopted by the Commission on working time and the Decision of the Management Board of Europol of 3 May 2018 on the implementation of telework are hereby repealed.

Article 3
Entry into force

This Decision shall enter into force on 1 August 2022. It shall be published in the Europol *Vademecum*.

Done at Lille on 28 June 2022,

For the Management Board,




Jérôme Bonet
Chairperson of the Management Board

⁴ EDOC #737025v5.

⁵ EDOC #958610v3.