

DECISION OF THE EUROPEAN CENTRAL BANK

of 12 January 2016

delegating certain powers to the Chief Services Officer in relation to election rules for elected committees, internal administrative inquiries, rules on secondment of members of staff for external work experience, Additional Salary Advancements and promotions

(ECB/2016/NP4)

THE EXECUTIVE BOARD OF THE EUROPEAN CENTRAL BANK,

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular Articles 11.6 and 36.1 thereof,

Having regard to the Rules of Procedure of the European Central Bank¹ and in particular Article 11.2 thereof,

Whereas:

- (1) The Executive Board is responsible for the current business of the European Central Bank (ECB), including the adoption of rules for the ECB's internal organisation and administration.
- (2) By Decision ECB/2015/NP17 of the European Central Bank² and Decision ECB/2015/NP18 of the European Central Bank³, the European Central Bank (ECB) adapted its organisational set-up by creating the Chief Services Officer position in order to improve coordination across the support functions and facilitate the orientation of support services towards the needs of the institution as a whole. In particular, the Chief Services Officer should be responsible for matters pertaining to administrative services, IT services, human resources, budget and finance. As a result, there is a need to simplify the decision-making process at the level of the Executive Board in those matters and, accordingly, certain tasks should be delegated to the Chief Services Officer.
- (3) The Executive Board may delegate the authority to adopt measures of management or administration of an individual nature in the context of general rules set out in the ECB's statutory employment law framework. Such powers apply in particular as regards the management of ECB staff members.

¹ As laid down in Decision ECB/2004/2 of 19 February 2004 adopting the Rules of Procedure of the European Central Bank (OJ L 80, 18.3.2004, p. 33).

² Decision ECB/2015/NP17 of the European Central Bank of 4 August 2015 amending the Conditions of Employment for Staff of the European Central Bank as regards the selection and appointment of the Chief Services Officer.

³ Decision ECB/2015/NP18 of the European Central Bank of 4 August 2015 amending the European Central Bank Staff Rules as regards the selection and appointment of the Chief Services Officer.

- (4) The delegation of authority to the Chief Services Officer, acting on behalf of the Executive Board, to adopt specific measures of management or administration in the context of the ECB's statutory employment law framework should be limited to individual decisions in application of the relevant provisions of the Administrative Circular 10/2003 of 2 December 2003 on election rules for elected committees, Administrative Circular 01/2006 of 21 March 2006 on internal administrative inquiries, Administrative Circular 01/2008 of 25 March 2008 on rules on secondment of members of staff for external work experience, Administrative Circular 1/2011 of 14 February 2011 on Additional Salary Advancements and Administrative Circular 2/2011 of 19 July 2011 on promotions and should not in any way cover measures of a general nature.
- (5) The Executive Board considers that the publication of the provisions contained in this Decision would undermine the protection of the public interest as regards the internal administration of the ECB and as a result this Decision should not be published,

HAS ADOPTED THIS DECISION:

Article 1

Delegated powers relating to election rules for elected committees

1. The power to appoint members of an election committee on the basis of a recommendation by the relevant committee, as laid down in the second paragraph of point 2 of Administrative Circular 10/2003, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.
2. The power to decide on appeals against the decision of the Director General of the relevant business area, as laid down in the fourth paragraph of point 10 of Administrative Circular 10/2003, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.

Article 2

Delegated powers relating to internal administrative inquiries

1. The power to open an administrative inquiry, as laid down in Article 4(4) of Administrative Circular 01/2006, upon request of the Director General Human Resources, the Director Internal Audit and the Director General Secretariat according to Article 4(2) of Administrative Circular 01/2006, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.
2. The powers of the Executive Board referred to in Articles 5(1) and (6) and Article 6(12) and (15) of Administrative Circular 01/2006, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board unless the Executive Board decides to open an administrative inquiry itself.

*Article 3***Delegated power relating to rules on secondment of members of staff for external work experience**

The power to grant, in exceptional circumstances and if justified by business needs, exceptions allowing deviation from the provisions of Administrative Circular 01/2008, as laid down in point 11 therein, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.

*Article 4***Delegated power relating to Additional Salary Advancements**

1. The right to receive the list of members of staff to be recommended for an Additional Salary Advancement (ASA), as laid down in Article 3(4), and the power to take a decision based on the list of members of staff to be recommended for an ASA, as laid down in Article 3(5) of Administrative Circular 1/2011, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.
2. As regards Article 4(2) of Administrative Circular 1/2011, since the power to take decisions as regards ASAs is being delegated to the Chief Services Officer by means of this decision, ASAs shall become effective on the first day of the month following the ASA decision by the Chief Services Officer acting on behalf of the Executive Board.

*Article 5***Delegated powers relating to promotion**

1. The power to decide on appointments based on promotions to positions assigned to salary band I, promotions based on Article 4(2) subject to the request of the relevant Executive Board member and *ad personam* promotions, as laid down in Article 2(1) of Administrative Circular 2/2011, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.
2. The power to decide on disagreements relating to promotions to positions assigned to salary bands A to H, as laid down in Article 2(2) of Administrative Circular 2/2011, shall be delegated to the Chief Services Officer acting on behalf of the Executive Board.
3. The powers to appoint a member of staff directly to the position of Counsellor to a member of the Executive Board, as laid down in Article 4(2) of Administrative Circular 2/2011, shall be delegated to the Chief Services Officer, acting on behalf of the Executive Board, subject to the request of the relevant Executive Board member.

*Article 6***Recording and reporting on delegated decisions**

The Chief Services Officer shall keep a record of any delegated decisions taken in accordance with this Decision and keep the Executive Board informed on a quarterly basis. The Chief Services Officer shall submit a quarterly report on the exercise of delegated decision-making powers in relation to individual

decisions in the context of the application of the Administrative Circular 10/2003 of 2 December 2003 on election rules for elected committees, Administrative Circular 01/2006 of 21 March 2006 on internal administrative inquiries, Administrative Circular 01/2008 of 25 March 2008 on rules on secondment of members of staff for external work experience, Administrative Circular 1/2011 of 14 February 2011 on Additional Salary Advancements and Administrative Circular 2/2011 of 19 July 2011 on promotions to the Executive Board.

Article 7

Entry into force

This Decision shall enter into force on 12 January 2016.

Done at Frankfurt am Main, 12 January 2016.

A handwritten signature in black ink, appearing to read 'M. Draghi', written in a cursive style.

The President of the ECB

Mario DRAGHI