

DECISION OF THE ADMINISTRATIVE BOARD of 13 November 2025 on the exercise of the appointing authority powers concerning the occupational activities after leaving the service of the Executive Director of the European Maritime Safety Agency

THE ADMINISTRATIVE BOARD OF THE EUROPEAN MARITIME SAFETY AGENCY,

Having regard to the European Parliament and Council Regulation 1406/2002, of 27 June 2002, as amended, establishing a European Maritime Safety Agency (hereafter EMSA or the Agency), in particular Article 10.2.(a) thereof;

Having regard to the Staff Regulations of Officials (Staff Regulations) and Conditions of Employment of Other Servants of the European Union (CEOS), laid down by Council Regulation (EEC, EURATOM, ECSC) N°259/68, as last amended, and in particular to Article 16, of the Staff Regulations and Article 11 of the CEOS;

Having regard to the Commission Decision C(2018)4048 of 29/06/18 on outside activities and assignments and on occupational activities after leaving the Service, applicable by analogy at EMSA as of 05/04/19 and in particular to Articles 20 and 21 thereof;

Whereas:

Under Article 16, second paragraph, of the Staff Regulations, all staff members, including former staff members, must inform the Commission beforehand of their intention to engage in an occupational activity, whether gainful or not, by using a specific form. Article 16, second paragraph applies by analogy to temporary agents by way of Article 11 of the CEOS. This obligation applies for two years after leaving the service. If that activity is related to the work carried out by the staff member during the last three years of service and could lead to a conflict of interest with the legitimate interests of the institution, the Appointing Authority may, having regard to the interests of the service, either forbid him or her to undertake it or give its approval subject to any conditions it thinks fit;

Under Article 16, third paragraph, of the Staff Regulations, in the case of former senior officials, the Appointing Authority shall, in principle, prohibit them, during the 12 months after leaving the service, from engaging in lobbying or advocacy vis-à-vis staff of their former institution for their business, clients or employers on matters for which they were responsible during the last three years in the service.

As Appointing Authority for the Executive Director, the Administrative Board is responsible for the approval of occupational activities of the Executive Director after leaving the service;

For practical purposes, for the occupational activities of the Executive Director after leaving the service, the Administrative Board decision will be taken by the three members appointed for this end.

HAS DECIDED AS FOLLOWS:

Article 1

The Appointing Authority powers referred to in paragraphs 2 and 3 of Article 16 of the Staff Regulations concerning the occupational activities of the Executive Director after leaving the service, whether gainful or not, shall be exercised by the Chairperson of the Administrative Board, the Commission representative at the level of Director General on the Administrative Board and the Vice-Chairperson of the Administrative Board (hereinafter referred to as the 'authorised representatives').

Article 2

When the Executive Director or former Executive Director intends to engage in an occupational activity within two years after leaving the service, whether gainful or not, he/she shall submit the 'Application for authorisation to engage in an occupation after leaving EMSA' to the Human Resources and Internal Support Unit of EMSA.

The Human Resources and Internal Support Unit of EMSA shall subsequently transmit the application to the authorised representatives and to the Administrative Board for information. After the decision is taken by the authorised representatives on the requested occupational activity, the Human Resources and Internal Support Unit shall notify the Executive Director or former Executive Director thereof.

Article 3

The authorised representatives shall report to the Administrative Board on their decisions taken on occupational activities of the Executive Director or former Executive Director for information purposes within ten working days.

Article 4

This decision shall take effect on the day following that of its adoption and shall be brought to the attention of staff.

Done at Lisbon on 13 November 2025.



Wojciech Zdanowicz

Chairman of the Administrative Board