

Governing Board

**DECISION
GB(D)09-2024**

On the adoption by analogy of Commission Decision C (2024) 1038 final of 21 February 2024, amending Decision C (2011) 1278 of 3 March 2011, on the general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on the transfer of pension rights

THE GOVERNING BOARD OF THE SESAR 3 JOINT UNDERTAKING (“SESAR 3 JU”),

HAVING REGARD TO

- The Council Regulation (EU) 2021/2085 of 19 November 2021 establishing the Joint Undertakings under Horizon Europe and repealing Regulations (EC) No 219/2007, (EU) No 557/2014, (EU) No 558/2014, (EU) No 559/2014, (EU) No 560/2014, (EU) No 561/2014 and (EU) No 642/2014 (“Single Basic Act”), as last amended by Council Regulation (EU) 2023/1782 of 25 July 2023 and in particular Article 16.2 (v) thereof,
- 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) No 259/681, and in particular to Article 110(2) of the Staff Regulations and Articles 11 and 12 of Annex VIII thereto,
- The Communication from Vice-President Šefčovič to the Commission on the guidelines on the implementation of Article 110(2) of the Staff Regulations with regard to the implementing rules applicable in the agencies, and in particular Point 3.1 thereof,

After consulting the Staff Committee,

Whereas:

- (1) On 1 March 2024, DG HR notified the SESAR JU of the adoption of Commission Decision C (2024) 1038 final of 21 February 2024, amending Decision C (2011) 1278 of 3 March 2011, on the general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on the transfer of pension rights.
- (2) The SESAR JU adopted Commission Decision C(2011) 1278 by analogy on 15 December 2011, by means of Decision ADB (D) 11-2011 of 15 December 2021 that was transferred to SESAR 3 JU by decision of the Governing Board 18-2021 of 14 December 2021.

Governing Board

- (3) Pursuant to Article 110(2) of the Staff Regulations, implementing rules such as those referred to in Recital 1 shall apply by analogy to the SESAR 3 JU. By way of derogation, an agency may request the Commission's agreement to the non-application of certain implementing rules.
- (4) Commission Decision C (2024) 1038 final of 21 February 2024 is suitable to apply by analogy to the SESAR 3 JU.

HAS DECIDED AS FOLLOWS:

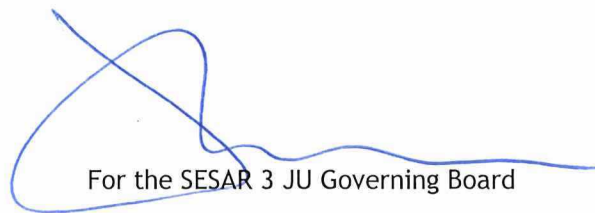
Article 1

Commission Decision C (2024) 1038 final of 21 February 2024, amending Decision C (2011) 1278 of 3 March 2011, on the general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on the transfer of pension rights, shall apply by analogy to the SESAR JU.

Article 2

This decision shall enter into force on the day following that of its adoption.

Done in Brussels, 25 June 2024.


For the SESAR 3 JU Governing Board

*The Chairperson
Filip Cornelis*

Annex I: Commission Decision C (2024) 1038 final of 21 February 2024, amending Decision C(2011) 1278 of 3 March 2011, on the general implementing provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations on the transfer of pension rights