

DECISION
ADB(D)21-2019

SESAR Joint Undertaking Financial Rules

THE ADMINISTRATIVE BOARD OF THE SESAR JOINT UNDERTAKING (SJU),

HAVING REGARD TO:

- Council Regulation (EC) No 219/2007 of 27 February 2007, on the establishment of the SESAR Joint Undertaking to develop the new generation of the European Air Traffic Management system (SESAR)¹, as amended by Council Regulation (EC)1361/2008 of 16 December 2008² and by Council Regulation (EU) No 721/2014 of 16 June 2014³ ('SESAR JU Regulation'), and in particular Article 4a thereof,
- Regulation (EU, EURATOM) No 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012⁴ ("the General Financial Regulation"),
- Commission Delegated Regulation (EU) 2019/715 of 18 December 2018 on the framework financial regulation for the bodies set up under the TFEU and Euratom Treaty and referred to in Article 70 (1) of Regulation (EU, Euratom) 2018/1046 of the European Parliament and the Council⁵ ("the Framework Financial Regulation"),

WHEREAS:

1. The SJU shall adopt its specific financial rules in accordance with the Framework Financial Regulation. These financial rules may not depart from the rules laid down in the Framework Financial Regulation except where the specific operating needs of the SJU so require and subject to the Commission's prior consent.
2. On 29 March 2019, the SJU requested the Commission's prior consent to deviate from some articles of the Framework Financial Regulation in its financial rules due to the public-private nature of the funds the SJU mobilises and in order to ensure the operational efficiency of the SJU and the overall implementation of the SJU's activities, which are phased over several years.
3. The European Commission granted its consent to some of the requested derogations from the Framework Financial Regulation as set out in Commission Decision ref. C(2019) 5447 of 16 July 2019.

¹ OJ L 64, 2.3.2007, p. 1

² OJ L 352, 31.12.2008, p. 12

³ OJ L 192, 1.7.2014, p. 1

⁴ OJ L 193, 30.7.2018, p. 1

⁵ OJ L 122, 10.5.2019, p. 1

4. In accordance with Article 9 of the SJU Administrative Board's Rules of Procedure, a Written Procedure was launched on 16 September 2019 for the adoption of the new SESAR Joint Undertaking Financial Rules and was concluded with positive results on 9 October 2019.

HAS DECIDED AS FOLLOWS:

Article 1

The SJU Financial Rules herein attached are adopted.

The SJU Financial Rules adopted on 25 June 2015 (decision ref. ADB(D)8-2015) are hereby repealed.

Article 2

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

Done in Brussels, 9 October 2019.

For the Administrative Board

The Chairperson

Henrik Hololei

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the bottom, positioned to the right of the name 'Henrik Hololei'.

Annex: SESAR Joint Undertaking Financial Rules 2019.