

**DECISION**  
ADB(D) 12-2008

**Decision on the accession of the SESAR Joint Undertaking to the Inter-Institutional Agreement of 25 May 1999 between the European Parliament, the Council and the Commission concerning internal investigations by the European Anti-Fraud Office (OLAF)**

**THE ADMINISTRATIVE BOARD OF THE SESAR JOINT UNDERTAKING**

Having regard to the Statutes of the SESAR Joint Undertaking annexed to Council Regulation (EC) 219/2007 of 27 February 2007 and in particular article 20 thereof<sup>1</sup>

Whereas:

- (1) Regulation (EC) No 1073/1999 of the European Parliament and of the Council<sup>2</sup> concerning investigations conducted by the European Antifraud Office provides that the Office is to initiate and conduct administrative investigations within the institutions, bodies and offices and agencies established by or on the basis of the EC Treaty;
- (2) An Inter-Institutional Agreement between the European Parliament, the Council and the Commission concerning internal investigations by the European Anti-Fraud Office (OLAF) was concluded on 25 May 1999, with the aim to agree on common rules for ensuring the smooth operation of investigations carried out by OLAF;
- (3) The decision of the Administrative Board of 1 December 2008 concerning the terms and conditions for internal investigations in relation to the prevention of fraud, corruption and any illegal activity detrimental to the Communities' interests<sup>3</sup>, adopted on the basis of a model attached to the Inter-institutional agreement, provides for measures needed to facilitate internal investigations conducted by OLAF;
- (4) In accordance with article 20(2) of the Statutes, the Joint Undertaking shall accede to the Inter-institutional Agreement of 25 May 1999 referred to in point (2) here above;

In its ordinary meeting of 1 December 2008, **HAS DECIDED AS FOLLOWS:**

**Article 1**

The accession of the Joint Undertaking to the Inter-institutional Agreement is hereby approved and the Executive-Director shall forward a declaration to that effect to the Presidents of the European Parliament, the Council of the European Union and the European Commission.

<sup>1</sup> OJ L64, 2.3.2007, p. 11

<sup>2</sup> OJ L136, 31.5.1999, p. 1

<sup>3</sup> Document SJU/AB-08-08-DOC-06

**Article 2**

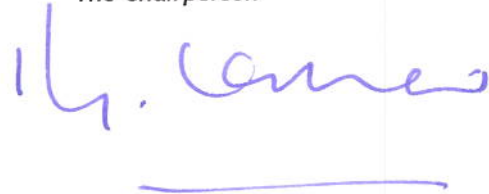
The Executive Director of the Joint Undertaking shall communicate to the Director General of the European Anti-Fraud Office the Administrative Board decision of 1 December 2008<sup>4</sup>, concerning the terms and conditions for internal investigations in relation to the prevention of fraud, corruption and any illegal activity detrimental to the Communities' interests .

This Decision shall take effect on the date of its approval.

Done in Brussels, 1 December 2008

For the Administrative Board

Daniel Calleja Crespo  
*The Chairperson*



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<sup>4</sup> Document SJU/AB-08-08-DOC-06