

DECISION
ADB(D)18-2017

adopting the amended consolidated SESAR JU Single Programming Document 2017-2019

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 a Joint Undertaking to develop the new generation of the European Air Traffic Management system (SESAR)¹ as amended by Council Regulation (EC) No 1361/2008² of 16 December 2008 and by Council Regulation (EU) No 721/2014 of 16 June 2014³ ('SJU Regulation'), and in particular Article 2a (4) of the SJU Regulation, and Article 5(1)(c) and Article 12(4) of the SJU Statutes annexed thereto ('SJU Statutes');
- Regulation (EU) No 1291/2013 of the European Parliament and of the Council of 11 December 2013 establishing Horizon 2020 - the Framework Programme for Research and Innovation (2014-2020) and repealing Decision No 1982/2006/EC, ("H2020");
- Regulation (EU) No 1290/2013 of the European Parliament and of the Council of 11 December 2013 laying down the rules for participation and dissemination in "Horizon 2020 - the Framework Programme for Research and Innovation (2014-2020) and repealing Regulation (EC) No 1906/2006 ("the Rules for Participation"), and in particular to Article 15(7) thereof;
- Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002⁴ ("the Financial Regulation"), and in particular Articles 54(2)(a) and 58(1)(c)(iv);
- European Parliament resolution of 13 September 2017 on the Council position on Draft amending budget No 3/2017 of the European Union for the financial year 2017 increasing the budgetary resources of the Youth Employment Initiative to pursue the reduction of youth unemployment across the European Union and updating the staff establishment plans of the decentralised agency ACER and the joint undertaking SESAR2
- Commission delegated regulation (EU) No 1271/2013 of 30 September 2013 on the framework financial regulation for the bodies referred to in Article 208 of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council;
- Communication from the Commission C(2014) 9641 on the guidelines for programming document for decentralised agencies and the template for the Consolidated Annual Activity Report for decentralised agencies;
- The SJU Financial Rules, adopted by the Administrative Board on 25 June 2015, and in particular to Articles 32 and 33 thereof;
- Decision of the SJU Administrative Board ADB(D)22-2016 of 15 December 2016, adopting the Single Programming Document (SPD) 2017-2019 ('SPD 2017-2019').

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 298, 26.10.2012, p. 1

- Decision of the SJU Administrative Board ADB(D) 02-2017 of 07 March 2017, on the extension of the mandate and reclassification of the SJU Executive Director;
- Decision of the SJU Administrative Board ADB(D)07-2014 of 4 July 2014, on the General Implementing Rules Following the Adoption of the New EC Staff Regulation Applicable to the SJU as of 1 January 2014.

Whereas:

- Over the course of 2017, the need for adjustments of some of the SJU ongoing activities has been identified which has to be reflected in the Work Programme and annual budget, including the staff establishment plan;
- In accordance with Article 5(1)(c) of the SJU Statutes, the Administrative Board is responsible for approving the SJU Work Programme, annual budget and staff establishment plan;
- In accordance with Article 26 of the SJU Financial Rules, the Executive Director may transfer appropriations between titles with certain limits, and inform the Administrative Board when beyond those limits; the proposal for transfer shall be documented and show the implementation of appropriations and estimates of requirements up to the end of the financial year;
- The following changes are required with respect to Section 1 (SESAR 1) in part 4.1 of Annex XII 'Budget 2017' and to the corresponding sections of the Single Programming Document for 2017:
 - o A net increase in commitments and payments appropriation amounting to 1 954 260 EUR through the partial reuse of the budget outturn from the previous year to cover the following expenditure:
 - secondment costs of staff from one of the SJU members amounting to 165 000 EUR under Chapter 1.3;
 - costs related to the transition of the telecommunication system amounting to 41 500 EUR under Chapter 2.4;
 - costs of renewing the SJU's website amounting to 21 000 EUR under Chapter 2.7;
 - costs of EUROCONTROL with the IT transition in 2016 amounting to 83 470 EUR under Chapter 2.7;
 - expenditure for the development of the SJU data management system and archiving of SESAR 1 related data stored on the Extranet amounting to 275 874 EUR under Chapter 2.8;
 - costs of possible legal actions in relation to SESAR 1 estimated at 100 000 EUR under Chapter 3.1;
 - final cost claim received from one consortium's member amounting to 131 665 EUR under Chapter 3.1;
 - costs of audit services related to the closure of the SESAR 1 programme estimated at 998 143 EUR under Chapter 3.1;
 - final payment of one members' contribution to the SESAR 1 programme upon receipt of audit certificate amounting to 137 608 EUR under Chapter 3.3.
- The following changes are required with respect to Section 2 (SESAR 2020) in part 4.2 of Annex XII 'Budget 2017' and to the corresponding sections of the Single Programming Document for 2017:
 - o An adjustment of 4 188 945 EUR to align the EU contribution to the SJU administrative and operational activities to the Commission Decision C(2017) 4097 of 19 June 2017;

- An increase by 3 199 700 EUR of the EUROCONTROL financial contribution to the running costs of the SJU for the year 2017;
 - Postponing the financial contribution towards the running costs of the SJU amounting to 2 646 009 EUR for next year given the positive cash position of the SJU in 2017;
 - An increase of 53 691 EUR in Chapter 2.3 to cover required public relations and planned events in support of the U-space mandate;
 - An increase of 300 000 EUR in Chapter 2.7 to cover the revised costs of the IT projects as part of the transformation exercise towards standardisation and IT architecture alignment;
 - An increase of 200 000 EUR within Chapter 2.8 to cover the acquisition, implementation and maintenance of a document management system;
 - A transfer of appropriation amounting to 170 000 EUR from Chapter 1.3 to Chapter 3.3 related to secondments from members to align the nature of expenditure;
 - A net adjustment of 4 358 945 EUR between Chapter 3.2 and 3.3 to reflect the real needs in payment appropriations for the year 2017 and align it to the EU contribution received via Commission decision C(2017) 4097 of 19 June 2017.
- The Budgetary Authority approved, on 13 September 2017, the third amendment of the EU budget (COM(2017) 288). This amendment was requested in accordance with Administrative Board decision ADB(D)02-2017 of 07 March 2017 and the need to align with the reclassification performed in accordance with Commission decision C(2013) 2529;
 - The SESAR JU has been entrusted by the Commission under delegation agreement EC/SESAR JU ref. MOVE/E3/DA/2016-669/SI2.743803 signed on 06/12/2016 with the mission to implement a budget of EUR 500 000 for a call on geo-fencing demonstrations (SESAR-2017-1 Geo-fencing VLD call). Therefore, the SPD 2017-2019 needs to be updated in order to include the conditions of the call;
 - In March 2017, the SJU has received a mandate to deliver a Common Project 2 proposal;
 - The SJU has identified the need, in some specific cases, to move results of Exploratory Research into Very Large-Scale Demonstration activities directly;
 - The SJU has received a mandate from the Commission to organise a call for proposals on U-space demonstrations activities, with an additional funding of EUR 10 million⁵;
 - The SJU has received a mandate from the Commission to develop a proposal for the future architecture of the European Airspace⁶;
 - Consequently, the SPD 2017-2019 needs to be amended as it comprises the Annual Work Programme 2017 the Multi-Annual Work Programme 2017-2019, the Budget 2017, the Staff Establishment Plan 2017, and serves as financing decision for the activities performed by the SJU in 2017;

HAS DECIDED AS FOLLOWS:

Article 1

The Decision of the SJU Administrative Board ADB(D)22-2016 of 15 December 2016 adopting the Single Programming Document (SPD) 2017-2019 is repealed.

The amended SPD 2017-2019 annexed to this decision is adopted.

⁵ subject to the signature of a Delegation Agreement between the SJU and the Commission by end 2017

⁶ subject to the signature of a Delegation Agreement between the SJU and the Commission by end 2017

Article 2

The financial contribution to the running costs of the SJU from the members other than EUROCONTROL for the year 2017 amounting to 2 646 009 EUR is postponed for next year.

Article 3
(Staff Establishment Plan)

The Staff Establishment Plan in table 2 of the Annex III of the Single Programming Document 2017-2019 is approved.

Article 4
(Adoption and publication)

This decision shall enter into force on the day following its adoption.
Upon adoption, the amended SPD 2017-2019 will be made publicly available.

Done in Brussels, 15 September 2017.

For the Administrative Board

The Chairperson
Henrik Hololei



Annex: Amended Single Programming Document (SPD) 2017-2019.