

**DECISION
ADB(D) 07 - 2018**

Concerning the application of Commission Decisions implementing the Staff regulations to the SJU Staff

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

Having regard to:

- The Treaty on the Functioning of the European Union,
- The Staff Regulations of Officials of the European Union ('Staff Regulations') and the Conditions of Employment of Other Servants of the European Union ('CEOS'), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68 and in particular Articles 11, 12 and 13 of Annex VII thereto and 110(2) of the Staff Regulations,
- 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 modified by Council Regulation (EC) No 1361/2008 of 16 December 2008² and amended by Council Regulation (EU) No 721/2014 of 16 June 2014³ ("SJU Regulation") and in particular its Article 2a,
- Communication C(2014)6543 final of 26 September 2014 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 2.B thereof,
- Commission Decision C(2017)5323 on the general provisions for implementing Article 11, 12 and 13 of Annex VII to the Staff Regulations of Officials (mission expenses) and on authorised travel adopted on 27 September 2017,

After consulting the Staff Committee,

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.

Whereas:

- 1) Article 110(2) of the Staff Regulations states that implementing rules referred to in Recital 1 shall apply by analogy to SESAR JU. By way of derogation, an agency may request the Commission's agreement to the non-application of certain implementing rules. The Commission may, instead of accepting or rejecting the request, require the agency to submit for its agreement implementing rules which are different from those adopted by the Commission.
- 2) Commission Decision C(2017)5323 is suitable to apply to SESAR JU provided it is made clear that certain technical adjustments are made to take into account the peculiarities of the Agency.

HAS DECIDED AS FOLLOWS:

Article 1

In accordance to the provisions of Article 110 paragraph 2 subparagraph 2 and following the Commission's recommendation, the Commission Decision C(2017)5323 on the general provisions for implementing Articles 11,12 and 13 of Annex VII to the Staff Regulations of Officials (mission expenses) and authorised travel - Guide to missions and authorised travel, adopted on 27 September 2017 and entered into force on 28 September shall apply mutatis mutandis before the end of the nine months period and as of the date following its adoption by the SJU Administrative Board to the staff of the SESAR Joint Undertaking. The technical modifications will be notified accordingly to the SJU staff.

Article 2

This Decision shall take effect on the day following that of its adoption.

Done at Brussels, on 29 March 2018.

For the Administrative Board
of the SESAR Joint Undertaking



The Chairperson
Henrik Hololei