

DECISION ADB(D)13-2019

adopting the third amended SESAR JU Single Programming Document 2019-2021

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

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 1361/2008 of 16 December 2008² and by Council Regulation (EU) No 721/2014 of 16 June 2014³ ('SESAR JU Regulation'), and in particular Article 5(1)(c) of the SESAR JU Statutes annexed thereto ('SESAR JU Statutes'),
- Regulation (EU, Euratom) 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, and in particular Articles 6, 70 and 110,
- 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/EC⁵ ('H2020 Regulation'), and in particular Articles 23 and 25,
- 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 1906/2006⁶ ('the Rules for Participation'), and in particular Article 11,
- Communication from the Commission C(2014) 9641 final on the guidelines for programming document for decentralised agencies and the template for the Consolidated Annual Activity Report for decentralised agencies,
- The SESAR JU Financial Rules adopted by the Administrative Board on 25 June 2015 (ref. SJU-AB-033-15-DOC-01), and in particular Articles 13(1), 31, 32, 33 and 37,

Whereas:

1. By decision ADB(D)19-2018 of 12 December 2018, the SESAR JU Administrative Board adopted the SESAR JU Single Programming Document 2019-2021 ('SPD 2019-2021'). It was subsequently amended by the decisions of the SESAR JU Administrative Board ADB(D)02-2019 of 7 February 2019 and ADB(D)08-2019 of 24 April 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 347, 20.12.2013, p. 104

⁶ OJ L 347, 20.12.2013, p. 81

2. The planning of the calls for proposals launched in 2019 (ER4 and IR-VLD Wave 2) and of calls to be launched in 2020 (VLD Open 2 and IR Wave 3) has been revised. To ensure adequate timing of the IR Wave 3 restricted call for proposals, the indicative planning of that call needs to be aligned with the planning of the VLD Open 2 call for proposals. Additionally, the 2019 objectives of the IR-VLD Wave 2 call for proposals need to be adjusted in accordance with the revised planning. Therefore, the related figures 7, 11, 13 and 15 and related 2019 objectives in Section III, chapters 2.3 and 2.4 and paragraph 2.6.10 need to be adjusted.
3. The SESAR JU delivered the Airspace Architecture Study (containing ‘a proposal for the future architecture of the European airspace’) to the European Commission in February 2019. To follow on the conclusions of that study, the European Commission has requested the SESAR JU to develop a transition plan for implementing the recommendations of the study, in close coordination with the Network Manager and EUROCONTROL. Consequently, the mentioned objective should be included in Section II, paragraph 2.2.4 and Section III, paragraphs 2.1.3 and 2.1.4.
4. For the sake of clarity, the composition of in-kind and financial contributions of EUROCONTROL (Founding Member of the SESAR JU) to the SESAR JU should be further described in Section II, paragraph 3.2.2.1, and EUROCONTROL’s in-kind contributions in table 42 should be adjusted to present the net amounts instead of the gross amounts.
5. The European Commission will provide the remaining EU and EFTA financial contributions under the Horizon 2020 programme to the SESAR JU in 2020. In order to ensure the functioning of the SESAR JU until 31 December 2024, as stipulated in Article 1(2) of the SESAR JU Regulation, the amount of EUR 13.383.404 will need to be frontloaded in 2020 to cover the expected administrative (Budget Title I) and operating (Budget Title II) costs during the 2021-2024 period. Consequently, the expected revenue and expenditure in the SESAR JU 2020 budget request (‘FiFi 2020’) have been revised to include that frontloading element of the SESAR JU budget. The same amount has been included in the official EU 2020 draft budget, on top of the requested appropriations for 2020. Additionally, revenues for 2020 should be adjusted, taking into account an updated EFTA ‘proportionality factor’ of 2,41% instead of 2,38%. Therefore, Section II, paragraph 3.2.2.2 and Annexes I and II of the SPD should be aligned with the revised 2020 budget request of the SESAR JU and with the EU 2020 draft budget.
6. In consultation with European Commission services, it has been concluded that reinforcement of the SESAR JU financial management system would provide additional budget scrutiny and budget quality control for future financial periods. To attain the reinforcement of its financial management system, the SESAR JU plans to establish a Budget Control Committee and introduce a Chief Financial Officer (CFO) function into its organisational structure. These measures should therefore be included in Section III, paragraph 2.6.2 and in Annex X.
7. In line with the 10% margin set out in Article 37 ‘Rules on the establishment plans for staff’ of the SESAR JU Financial Rules, the number of posts in AST2, AST3, AD8 and AD9 grades in the 2019 Staff Establishment Plan has been updated in Annex III, table 2, of the second amended version of the SPD 2019-2021, as adopted by Administrative Board Decision ADB(D)08-2019 of 24 April 2019. To ensure a clear distinction between the SESAR JU Establishment Plan authorised in the adopted 2019 EU Budget and the modified SESAR JU 2019 Staff Establishment Plan laid out in the SPD 2019-2021, an additional column, representing only the modifications of the authorised 2019 EU budget, needs to be introduced in Annex III, table 2. Consequently, the number of posts in AST2, AST3, AD8 and AD9 grades, as authorised in the adopted 2019 EU Budget, should be reinstated in the appropriate column in Annex III, table 2. Additionally, the number of posts for 2020 and 2021 needs to be aligned with the updated 2020 budget request of the SESAR JU and with the latest available forecasts.
8. It is necessary to ensure full consistency of information and terminology across the document. Therefore, minor editorial and non-substantial adjustments of the text, figures and tables need to be implemented throughout the document.

9. The SPD 2019-2021 needs to be amended as it comprises the Annual Work Programme 2019 / Annual Work Plan 2019 in the meaning of Article 2(1)(22) of the Horizon 2020 Rules for Participation, the Multi-Annual Work Programme 2019-2021, the Budget 2019 and the Staff Establishment Plan 2019, and serves as financing decision for the activities performed by the SESAR JU in 2019.
10. In accordance with Article 9 of the Rules of Procedure of the Administrative Board, a Written procedure for the adoption of the third amended SESAR JU SPD 2019-2021 was launched on 26 June 2019 and concluded on 26 July 2019 with a positive result,

HAS DECIDED AS FOLLOWS:

Article 1

The SESAR JU SPD 2019-2021 adopted by ADB decision of 12 December 2018, as amended on 7 February 2019 and 24 April 2019 respectively, is replaced by the third amended SESAR JU SPD 2019-2021 annexed to this decision.

Article 2

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

Upon adoption, the third amended SPD 2019-2021 shall be made publicly available on the website of the SESAR JU.

Done in Brussels, 26 July 2019.

For the Administrative Board

The Chairperson
Henrik Hololei



Annex: SESAR JU's third amended SPD 2019-2021, amended on 26 July 2019