

DECISION
ADB(D) 20-2010

Revised Budget 2010 and 2010 transfers

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

Having regard to Article 5(c) of Council Regulation (EC) 219/2007 as last modified by Council Regulation (EC) 1361/2008, hereafter the “SJU Regulation”,

Having regard to Article 23.1 of the SJU Financial Rules adopted by the Administrative Board on 28 July 2009, which establishes that “*the Executive Director may make transfers from one chapter to another and from one article to another without limit and from one title to another up to a maximum of 10 % of the appropriations for the financial year shown on the line from which the transfer is made*”,

Having regard to Article 23.2 of the aforementioned SJU Financial Rules, which establishes that “*beyond the limit referred in the first paragraph, the Executive Director may propose to the Administrative Board transfers of appropriations from one title to another. The Administrative Board shall have three weeks in which to oppose such transfers. After this time-limit they shall be deemed to be adopted*”,

Considering that in order to ensure the adequate management of the budget appropriations, the Executive Director authorized budget transfers within the limits defined in Article 23.1 of the SJU Financial Rules,

Considering that it would be appropriate to transfer the appropriations of Title 1 that will not be used by year end and cannot be carried over in accordance with Article 10.2,

Considering that the outturn estimated at year-end 2010 in terms of commitment and payment appropriations would allow the SJU to implement the 2011 Budget without having to implement the process of one twelfth of the appropriations of the previous year (Article 14.2 of the SJU Financial Rules) in the absence of the adoption of the EU Budget for 2011 before year end,

In its ordinary meeting of 14 December 2010, **HAS DECIDED AS FOLLOWS:**

Article 1

The Administrative Board takes note of the following budget transfers between Chapters and/or Titles authorized by the Executive Director during 2010:

1. *Transfer between Chapters within the same Title of the Statement of Expenditure*
 - from Chapter 1.1 to Chapter 1.3 for the amount of EUR 641.034, in both commitment and payment appropriations, due to the fact that the recruitment processes launched during end 2009 / beginning 2010 for Temporary Agents positions were unsuccessful and the positions were covered with secondments from Members of the SJU;

- from Chapter 1.1 to Chapter 1.2 for the amount of EUR 40.000 to cover the costs of a contractual agent recruitment for a short period of time to cover the maternity leave of the Legal Officer;
- from Chapter 2.6 to Chapter 2.4 for the amount of EUR 26.000, in both commitment and payment appropriations, to increase the budget appropriations for Postage & Telecommunications which were initially underestimated compared to the number of staff and activities carried out. The total increase in this chapter amounts to 76.000 EUR and the remaining 50.000 EUR are explained in the "*Transfers between Titles within the limit of 10%*";
- from Chapters 2.1 and 2.6 to Chapter 2.7 for the amount total amount of EUR 44.000, in both commitment and payment appropriations, to cover the cost related to the IT maintenance and implementation of the ABAC/sTesta services;
- from Chapter 3.1 to 3.3 for the amount of EUR 7.2 million in terms of payment appropriations, considering that the year-end payments for Chapter 3.1 are expected at the level of EUR 20.8 million for the Studies conducted by the SJU while those related to Chapter 3.3 are estimated at EUR 73.1 million considering the almost completed launch of the projects for the studies conducted by the Members. These transfers do not have an impact on the contents and execution of the Work Programme 2010.

2. *Transfer between Titles within the limit of 10%*

- from Chapters 1.2, 1.6 and 2.6 to Chapter 2.1 for the total amount of EUR 38.000 to increase commitment and payment appropriations available for cleaning and reception services,
- from Chapter 1.5 to Chapter 2.4 for the amount of EUR 50.000 to increase commitment and payment appropriations available for Postage & Telecommunications to cover especially Web conferencing and reducing for the same amount the appropriations available for Missions.

Article 2

The Administrative Board approves the revised Budget 2010 and its Annexes I and II attached to this decision with regard to the following items:

1. Statement of Revenue

- reduction of the amount of the 2009 cash contribution from the other Members from EUR 4.4 million to EUR 3.6 million, in both commitment and payment appropriations, due to the fact that the Budget was estimated considering contributions of the Members resulting from the IBAFO I and II, while in fact the IBAFO II amendment entered into force only in 2010. The difference will be cashed by the SJU in 2011 as part of the other Members' cash contribution for 2010;
- reduction of the amounts, in terms of payments appropriations, of the EU FP7 contribution from EUR 41 million to EUR 22 million and of the TEN-T contribution from 25 million to EUR 19 million. Considering the important cash balance available at the end of 2009 and the estimated amount of resources which will be available at the end of 2010, in accordance with the recommendations of the European Court of Auditors, the SJU considers appropriate to request the remaining funds in the following years;

- the inscription in the Revised Budget 2010, of the 2009 outturn in terms of commitment and payment appropriations of respectively EUR 14.4 million and EUR 86.5 million, in accordance with Article 16 of the SJU Financial Rules.

2. Statement of Expenditure

- the reduction of payment appropriations for Chapter 3.1 for EUR 6.4 million considering the overall estimated payments until year end. This reduction does not have an impact on the execution of the Work Programme 2010.
- the increase of the payment appropriations for Chapter 3.3 by EUR 27.6 million considering the overall estimated payments until year end taking into account the adjustment of the pre-financing on the actual duration of the projects, the requests of Members who did not submit any pre-financing claim until October 2010 and the kick-off projects with important Pre-Financing amounts before year end.

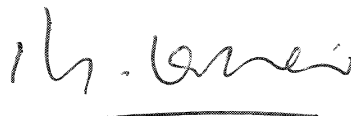
Article 3

The Administrative Board:

- authorizes the Executive Director to transfer, before year end, to Title 2 the commitment and payment appropriations not used under Title 1;
- authorizes the Executive Director to inscribe in the 2011 Budget the 2010 outturn in terms of payment and commitment appropriations and use them to finance the SJU expenditure as necessary;
- requests the Executive Director to report on the final transfers at its next meeting.

Done in Brussels, 14 December 2010

For the Administrative Board



Daniel Calleja Crespo
The Chairperson