

DECISION

ADB(D)08-2016

authorizing the Executive Director of the SESAR Joint Undertaking to sign an agreement with EUROCONTROL in accordance with Article 9.2 of the Statutes

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 European air traffic management system (SESAR), (“SJU Regulation”) as amended by Council Regulation (EC) No 1361/2008 of 16 December 2008 and by Council Regulation (EU) No 721/2014 of 16 June 2014, in particular Article 9(2) thereof;

Whereas:

- The European Union, represented by the European Commission, and the European Organisation for the Safety of Air Navigation (EUROCONTROL), represented by its Agency are Founding Members of the SJU pursuant to Article 1 of the SJU Statutes.
- According to Article 9.2 of the SJU Statutes, EUROCONTROL’s role and its contribution to the SJU shall be defined in an agreement with the SJU. A first agreement was signed on 12 June 2009 in the framework of the SJU’s work programme for the period 2007-2016.
- The extension of the duration of the SJU and its mandate under H2020 for the period 2014-2024 required the SJU to adapt its framework of membership and operations to the new EU Financial Regulation and to the H2020 environment and to adopt a new work programme, called SESAR 2020.
- It is necessary to establish a new agreement between the SJU and EUROCONTROL in the framework of the SESAR 2020 programme.
- On 7 June 2016, the new draft agreement was submitted to the SJU Administrative Board for its opinion through the written procedure, in accordance with Article 9 of the SJU Administrative Board Rules of Procedure. In accordance with Article 11 of these rules, the written procedure was addressed only to the representatives of the European Commission and of the Civil Users of airspace, due to the existence of a potential conflict of interest for the other Members of the Board on the present decision.
- The written procedure was closed on 21 June 2016 with a positive opinion.

HAS DECIDED AS FOLLOWS:

Sole Article

The Executive Director is authorised to sign the agreement with EUROCONTROL annexed to the present decision (Annex I).

This decision shall enter into force on the date of its adoption.

Done in Brussels, 01/08/2016.

For the Administrative Board



The Chairperson
Henrik Hololei

Annex I: Final Draft version "0.94" 27/05/2016 of the agreement between the SJU and EUROCONTROL