

DECISION
ADB(D)04-2017

**on the Specific Amendment Procedure based on Budgetary Grounds for
SESAR 2020 IR-VLD Wave 1 Actions**

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 1361/2008 of 16 December 2008² and by Council Regulation (EU) No 721/2014 of 16 June 2014³ ('SJU Regulation') and in particular Article 3 of the Annex (the Statutes);
- SJU Annual Work Programme (Plan) 2015 as amended by SJU Administrative Board Decision ref. ADB(D)03-2016 of 8 April 2016;
- SJU Annual Work Programme (Plan) 2016 as amended by SJU Administrative Board ref. Decision ADB(D)11-2016 of 3 October 2016;
- SJU Single Programming Document (SPD) 2017-2019 as adopted by SJU Administrative Board Decision ref. ADB(D)22-2016 of 15 December 2016;
- Call for proposal H2020-SESAR-2015-2 published by SJU on the Horizon 2020 portal on 22 October 2015;
- The Actions selected as a result of Call for proposal H2020-SESAR-2015-2 and their related Grant Agreements (the "SESAR 2020 IR-VLD Wave 1 Actions");
- SJU Membership Agreement ref. SJU/LC/307-CTR signed on 6 July 2016;

Whereas:

- Due to SJU constraints resulting from the EC budget 'annuality principle'⁴, the initial maximum grant amount indicated in the grant agreements for a given Action awarded as a result of Call for proposal H2020-SESAR-2015-2 is inferior to the total SJU contribution requested in the selected proposals;

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 As detailed in Section 3.5 of SJU amended Annual Work Programmes (Plans) 2015 and 2016 (i.e., budgetary constraints and related amendment process described thereof) and recalled in call documentation, in the evaluation result letters for call H2020-SESAR-2015-2 (the "IR call") as well as in the Single Programming Document 2017-2019.

- As a consequence, the total SJU contribution to a given Action will be broken down into several instalments, each corresponding to specific activities under this Action;
- The first instalment ("First SJU Contribution" to the Action), corresponding to the initial "maximum grant amount" as per Article 5.1 of the Grant Agreement, has been allocated to perform a first set of activities of the selected proposals on the basis of the evaluation of the Action and of the available budget at the time of signature of the Grant Amendment by the SJU and its Beneficiaries;
 - Upon availability of next SJU annual budgets, a systematic collaborative process will be initiated with the SJU Members through the SESAR Project governance, as per Appendix E of SJU Membership Agreement;
 - In accordance with Article 9 of the SJU Administrative Board's Rules of Procedure, a Written Procedure was launched on 23 March 2017 for the adoption of the Specific Amendment Procedure based on Budgetary Grounds for SESAR 2020 IR-VLD Wave 1 and was concluded with a positive result on 5 May 2017;

HAS DECIDED AS FOLLOWS:

Article 1

The Specific Amendment Procedure based on Budgetary Grounds for SESAR 2020 IR-VLD Wave 1 Actions set out in the Annex is hereby adopted.

Article 2

This Decision shall enter into force retroactively on 1 January 2017.

Done in Brussels, 5 May 2017.

For the Administrative Board


The Chairperson
Henrik Holmér

Annex: Specific Amendment Procedure based on Budgetary Grounds