

## Management Board Decision

**DECISION N° 21-2014**

**of 09 December 2014**

### **ADOPTING THE EASA FINANCIAL IMPLEMENTING RULES**

THE MANAGEMENT BOARD OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to the Regulation (EC) 216/2008<sup>1</sup> of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC<sup>2</sup>, Regulation (EC) No 1592/2002<sup>3</sup> and Directive 2004/36/EC<sup>4</sup> thereof, hereinafter called “Basic Regulation”, and in particular Article 63 thereof;

Having regard to the Regulation (EU, Euratom) No 966/2012<sup>5</sup> of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union, hereinafter called “General Financial Regulation”, and in particular Article 208 thereof;

Having regard to the Commission Regulation (EU) No 1271/2013<sup>6</sup>, adopted on 30 September 2013, on the Framework Financial Regulation for the bodies referred to in Article 208 of Regulation (EU, Euratom) No 966/2012 and in particular Article 2 thereof;

Having regard to the opinion of the European Commission dated 12 November 2014;

WHEREAS:

- (1) Regulation (EC) 216/2008, established the European Aviation Safety Agency, hereinafter referred to as “the Agency”, a Community body having legal personality and which by virtue of this Regulation, enjoys not only independence in technical matters but also has legal, administrative and financial autonomy;

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<sup>1</sup> OJ L 79, 19.3.2008, p. 1–49

<sup>2</sup> OJ L 373, 31.12.1991, p. 21–25

<sup>3</sup> OJ L 240, 7.9.2002, p. 1–21

<sup>4</sup> OJ L 143, 30.4.2004, p. 76–86

<sup>5</sup> OJ L 298, 26.10.2012, p. 1–96

<sup>6</sup> OJ L 328, 7.12.2013, p. 42–68

- (2) The budget of the Agency is governed by specific financial rules, modelled after the Framework Financial Regulation which lays down the rules governing the establishment, implementation and scrutiny of the budget of the Community bodies that actually receive grants charged to the Community budget;
- (3) The Basic Regulation (EC) 216/2008 lays down the sources of revenue of the Agency, including fees and charges levied by the Agency;
- (4) According to article 3 of the Fees and Charges Regulation, the fees constitute assigned revenue in accordance with Article 64.5 of the Basic Regulation;
- (5) A new Framework Financial Regulation was adopted by the European Commission on 30 September 2013. The new Framework Financial Regulation contains essential rules on the basis of which the Union Bodies referred to in Article 208 of the Regulation of the European Parliament and the Council on the financial rules applicable to the general budget of the Union (General Financial Regulation 966/2012 from 25 October 2012) should adopt their own financial rules;
- (6) The Management Board of the Agency has accordingly adopted the Agency's own Financial Regulation on 10 December 2013 which is based on the Framework Financial Regulations;
- (7) In compliance with the article 113 of the Agency's Financial Regulation, the rules for implementing the Agency's Financial Regulation shall be adopted by the Management Board. To this effect the Agency amended accordingly its Implementing Rules in order to align them with the newly adopted Agency's Financial Regulation.

Has decided to adopt the EASA Financial Implementing Rules, as set out in the annexed document.

Done in Cologne, 09 December 2014

[Signed]

PEKKA HENTTU  
Chair of the Management Board