

# **EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION**

## **EUROCONTROL**

- Decisions of the Permanent Commission -

### **DECISION N°107**

***approving modifications to Annex 1 to the amended Convention (Statute of the Agency)***

THE PERMANENT COMMISSION FOR THE SAFETY OF AIR NAVIGATION:

Having regard to the EUROCONTROL International Convention relating to Co-operation for the Safety of Air Navigation, amended by the Protocol signed at Brussels on 12 February 1981, and in particular Article 32 thereof and Articles 22, 22bis and 23 of Annex 1 thereto, relating to the Statute of the Agency, as amended by Decisions N° 73 of 9 December 1997, N° 76 of 13 November 1998, N° 81 of 12 November 1999 and N° 102 of 5 November 2004;

On the proposal of the Provisional Council,

ACTING ON A UNANIMOUS VOTE, HEREBY APPROVES THE FOLLOWING MODIFICATIONS TO THE STATUTE OF THE AGENCY:

#### **Article 1**

Article 22bis of the Statute of the Agency shall be revoked and replaced by the following:

*"1. An Audit Board shall, inter alia:*

*(a) examine and certify:*

- i. the annual financial statements of the Agency;*
- ii. the annual financial statements of the Agency's Pension Fund, and*
- iii. the annual balance sheet and administrative account of the Route Charges System;*

*(b) report to the Commission on any findings it, or the bodies it reports to, may deem important and significant, including the economy, efficiency and effectiveness of the operations of the Agency, and the level of transparency of the Agency's decisions and procedures.*

*Audit Board expenditure shall be borne by the Organisation.*

*2. The Terms of Reference of the Audit Board shall be approved by the Commission in accordance with the majority provided for in Article 7.4 of the Convention.*

3. *The Commission shall invite six Member States on a rotation basis to designate a representative to sit on the Audit Board for a period of four years.*
4. (a) *For the purpose of the audit referred to in paragraph 1(a) above, the Audit Board shall be assisted in its work by external audit experts. The external audit experts shall be appointed by the Commission in accordance with the voting procedure provided for in Article 7.4 of the Convention after a selection procedure in accordance with the Contract Regulations.*  
  
(b) *For the purpose of the audits referred to in paragraph 1(b) above, the Audit Board may be assisted in its work by external experts, selected in accordance with the Contract Regulations.*
5. *The purpose of the audit referred to in paragraph 1(a) above, which shall be made from vouchers and if necessary in situ, shall be to establish the regularity of receipts and expenditure and to verify that the financial statements give a true and fair view of the state of affairs and financial position of the Organisation. The Audit Board shall present a report to the Commission following the close of each financial year."*

Article 2

These amendments shall come into effect on 1 January 2006.

Done in Brussels on **09.06.06**

For the President of the Commission,

  
B. KVASNICA  
Vice-President of the Commission