

EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION

EUROCONTROL

- Decisions of the enlarged Commission -

DECISION N° 48

amending the Principles for Establishing the Cost-Base for Route Facility Charges, the Conditions of Application of the Route Charges System and Conditions of Payment and the Financial Regulations (and Rules of Application thereof) applicable to the Route Charges System

THE ENLARGED COMMISSION,

Having regard to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation, as amended at Brussels on 12 February 1981, and in particular Article 5.2 thereof;

Having regard to the Multilateral Agreement Relating to Route Charges, dated 12 February 1981, and in particular Articles 3.2(a), 3.2(d), 3.2(e), 3.2(h) and 6.1(a) thereof;

On a proposal of the enlarged Committee and the Provisional Council,

HEREBY TAKES THE FOLLOWING DECISION:

Article 1

The euro shall be the unit of account of the Route Charges System with effect from 1 January 1999.

Article 2

The Principles for Establishing the Cost-Base for Route Facility Charges and the Calculation of the Unit Rates shall be amended as follows:

- 2.1. Throughout the text and its Appendices the term "ecu" shall be replaced by "euro".
- 2.2. In paragraphs 1.1 and 2.11 of Appendix IV, the reference to ICAO Document 9082/4 shall be replaced by a reference to ICAO Document 9082/5.
- 2.3. In paragraph 1.7, the words "of the European Monetary System (EMS)" shall be replaced by "of the Economic and Monetary Union (EMU)".

Article 3

- 3.1. Article 7 of the Conditions of Application of the Route Charges System shall be replaced by the following provisions:

"1. The unit rate of charge shall be established in euro.

2. Unless decided differently by the State concerned, the unit rate of charge for a Contracting State for which euro is not the national currency shall be recalculated monthly by applying the average monthly rate of exchange between the euro and the national currency for the month preceding the month during which the flight takes place. The exchange rates applied shall be the monthly average of the "Closing Cross Rates" calculated by Reuters based on daily BID rates."

- 3.2. In Article 9 of the Conditions of Application of the Route Charges System, the term "ecu" shall be replaced by "euro".

- 3.3. In subparagraphs 2.1, 2.3, 4.1 and 6.2 of the Conditions of Payment, the term "ecu" shall be replaced by "euro".

Article 4

- 4.1. In Articles 6.6, 11.1 and 14.2 of the Financial Regulations Applicable to the Route Charges System, the term "ecu" shall be replaced by "euro".

- 4.2. Article 13.2 of the Financial Regulations shall be replaced by the following provisions:

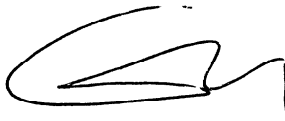
"The reimbursements to the Contracting States shall be made in euros. However, a Contracting State whose national currency is not the euro may request reimbursement in its currency. In such a case, the reimbursement shall be made at the daily rate of exchange, according to the availability of this currency. The State shall bear the exchange risk."

- 4.3. In Articles III.3, IV.1, IV.2, V.1(b), VII.1 and IX.2 of the Rules of Application of the Financial Regulations Applicable to the Route Charges System, the terms "ecu" shall be replaced by "euro".

Article 5

This Decision shall enter into force on 1 January 1999.

Done at Brussels, on **10.12.98**



Caspar EINEM
President of the Commission