

EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION

EUROCONTROL

- Measure of the Permanent Commission -

MEASURE N°07/131

Amending the Financial Regulations 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 in particular Articles 6.2a) and 7.2 thereof, as well as Article 11 of its Annex 1 (Statute of the Agency);

On proposal of the Committee of Management and of the Provisional Council,

HEREBY TAKES THE FOLLOWING MEASURE:

Sole article

The text of the Financial Regulations of the Agency is amended as shown in the Attachment to this Measure.

Done at Brussels on 24.04.2007

(Submitted for signature)

M. ÁLVAREZ ARZA
President of the Commission

PROPOSED CHANGES TO THE FINANCIAL REGULATIONS

Part seven of the Financial Regulations of the Agency "Rendering and Auditing of the Accounts" will be modified as follows (changes are marked in bold):

PART SEVEN

RENDERING AND AUDITING OF THE ACCOUNTS

Article 29

1. *The Annual Accounts of the Agency shall incorporate the Budgetary Accounts and the Financial Accounts.*
2. *The Budgetary Accounts shall be based on the principle of a modified cash basis as described in Article 2 above. This principle shall be further explained in the Notes on Accounting Principles accompanying each year's Annual Accounts.*
3. *The Financial Accounts shall be based on the International Accounting Standards (IAS) and the International Financial Reporting Standards (IFRS) drawn up by the International Accounting Standards Board. These standards and the manner of their application shall be set forth in the Notes on Accounting Principles accompanying each year's Annual Accounts.*
4. *The Annual Accounts shall present a true and fair view of the implementation of the budget and the financial situation of the Agency at year-end.*
5. *The format and content of the Annual Accounts shall be defined in the Rules of Application.*

Article 29 bis

1. ***The Annual Accounts of the Pension Fund shall be prepared under the responsibility of the Pension Fund Supervisory Board and the Pension Fund Executive Officer, in accordance with the provisions of the "Regulations of the EUROCONTROL Pension Fund", which are incorporated as an Appendix to the Statute of the Agency (Decision N° 102 of the Permanent Commission) and these Financial Regulations.***
2. ***The Annual Accounts of the Pension Fund shall be based on the International Accounting Standards (IAS). These have now been renamed "IFRS".***
3. ***The Annual Accounts of the Pension Fund shall present a true and fair view of the financial situation of the Fund at year-end.***

Article 30

1. *The Audit Board shall audit the Annual Accounts of the Agency **and the Annual Accounts of the Pension Fund** in strict independence.*
2. *The Audit Board shall be composed in accordance with the provisions of paragraph 3 of Article 22 bis of the Statute of the Agency.*
3. *The Audit Board shall be assisted by external consultant auditors appointed in accordance with the provisions of paragraph 4(a) of Article 22 bis of the Statute of the*

Agency and may be assisted by external consultants appointed in accordance with paragraph 4(b) of Article 22 bis of the Statute of the Agency.

4. *The Audit Board shall have access to all documents deemed necessary by it to carry out its audit, including the internal audit reports.*
5. *In addition to its above-mentioned functions and to its reporting function concerning the level of transparency of the Agency's decisions and procedures as provided for in paragraph 1.(b) of Article 22 bis of the Statute of the Agency, the Audit Board may be requested by the Provisional Council at any time to perform specific analyses.*

Article 31

1. *The draft Annual Accounts of the Agency **and the draft Annual Accounts of the Pension Fund** shall be sent to the Audit Board not later than 15 March of each year.*
2. *The Provisional Council may convey any wishes it may have for auditing of particular areas of **both** Annual Accounts to the Audit Board, not later than 15 March.*
3. *The Audit Board shall present its observations on the audit of the draft Annual Accounts **of the Agency** to the Director General not later than 30 April.*
4. ***The Audit Board shall present its observations on the audit of the draft Annual Accounts of the Pension Fund to the Pension Fund Supervisory Board not later than 30 April.***
5. *The Director General shall send his/her replies to the observations **on the Annual Accounts of the Agency** to the Audit Board not later than **31 May**.*
6. ***The Pension Fund Supervisory Board shall send its replies to the observations on the Annual Accounts of the Fund to the Audit Board not later than 31 May.***
7. *The Audit Board shall submit its final report **on the Annual Accounts of the Agency** including its audit opinion to the Director General not later than 15 June.*
8. ***The Audit Board shall submit its final report on the Annual Accounts of the Pension Fund including its audit opinion to the Pension Fund Supervisory Board not later than 15 June.***
9. *The Annual Accounts **of the Agency and the Pension Fund** for the previous year, including the audit opinions **on both of them** shall be submitted to the Commission via the Provisional Council not later than 30 June.*

Article 32

1. *The Commission shall give a final ruling on the Accounts **of the Agency** for each financial year. It shall decide on the discharge to be given to the Director General in respect of his/her financial and accounting management before 31 December of the year following the financial year concerned.*
2. ***The Commission shall give a final ruling on the accounts of the Pension Fund for each financial year. It shall decide on the discharge to be given to the Pension Fund Supervisory Board in respect of its financial and accounting management before 31 December of the year following the year concerned.***