

EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION

EUROCONTROL

- Measures of the Permanent Commission -

MEASURE N° 87/70

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, and in particular Articles 6.2.a) and 7.2 thereof, as well as Article 11 of its Annex 1 relating to the Statute of the Agency;

Having regard to Decision N° 81 of 12 November 1999 approving modifications to the Statute of the Agency, with a view to the disbandment of the Control Board and the absorption of its functions by the Audit Board;

Considering that these modifications require amendments to the Financial Regulations of the Agency;

On the proposal of the Committee of Management,

HEREBY TAKES THE FOLLOWING MEASURE:

Article 1

Article 5.6 of the Financial Regulations of the Agency shall be replaced by the following:

"6. The Internal Auditor may bring matters which in his/her view are significant to the attention of the Audit Board, the Provisional Council and the enlarged Committee."

Article 2

Article 30 of the Financial Regulations of the Agency shall be replaced by the following:

"Article 30

- 1. The Audit Board shall audit the annual accounts of the Agency in strict independence.*
- 2. The Audit Board shall be composed in accordance with the provisions of paragraph 3 of Article 22bis 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 22bis of the Statute of the Agency and may be assisted by external consultants appointed in accordance with paragraph 4.(b) of Article 22bis 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 22bis of the Statute of the Agency, the Audit Board may be requested by the Provisional Council at any time to perform specific analyses."*

Article 3

Article 31 of the Financial Regulations of the Agency shall be replaced by the following:

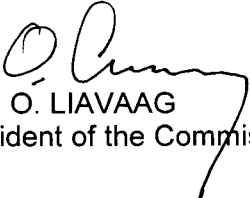
"Article 31

1. *The annual accounts of the Agency shall be sent to the Provisional Council and to the Audit Board not later than 31 March each year.*
2. *Upon receipt of the annual accounts, the Provisional Council may submit any comments it has to make to the Audit Board not later than 31 May.*
3. *The Audit Board shall present its observations on the audit of the annual accounts to the Director General not later than 30 June.*
4. *The Director General shall send his/her replies to these observations to the Audit Board within two months of receipt.*
5. *The Audit Board shall submit its final report to the Commission, via the Provisional Council, not later than 31 October.*
6. *The Agency shall submit the accounts for the previous financial year to the Commission not later than 31 October."*

Article 4

1. *The amendments to the Financial Regulations of the Agency approved by this measure shall be applied as from the financial year 2000.*
2. *Notwithstanding the present Measure, the Control Board shall examine and report on the accounts for the financial year 1999 and, for this purpose, the provisions of Articles 5.6, 30 and 31 of the Financial Regulations in force prior to the present Measure shall apply until the Commission gives a final ruling on the said accounts.*

Done at Brussels on 12 November 1999.


O. LIAVAAG
Vice-President of the Commission