

DECISION n°33

of the Administrative Board of the European Railway Agency the establishing a Sub-Committee on financial, budgetary and staff-related issues

THE ADMINISTRATIVE BOARD OF THE EUROPEAN RAILWAY AGENCY,

Having regard to Regulation (EC) N° 881/2004 of the European Parliament and of the Council of 29 April 2004 (hereafter 'the Regulation')¹ establishing a European Railway Agency (hereafter the 'Agency') as amended by Regulation (EC) No 13352008² of the European Parliament and of the Council of 16 December 2008, and in particular Articles 25 paragraph 2 (d), 38 and 39 thereof,

Whereas;

- (1) According to Article 38 (4) of the Regulation the Administrative Board produces a statement of estimates of revenue and expenditure for the Agency including the establishment plan for the following financial year and forwards it to the Commission by 31 March at the latest;
- (2) According to Article 38 (8) of the Regulation the budget of the Agency shall be adopted by the Administrative Board;
- (3) According to Article 39 (5) of the Regulation the Administrative Board shall deliver an opinion on the Agency's final accounts;
- (4) In order to facilitate the decision making of the Administrative Board on financial, budgetary and staff – related issues, it has been proposed by Members of the Administrative Board to set up a Sub-Committee.

HAS DECIDED :

Article 1

A Sub-Committee of the Administrative Board on financial, budgetary and staff – related issues is established.

Article 2

The Terms of Reference of the Sub-Committee on financial, budgetary and staff – related issues, set out in the Annex, are hereby approved.

Article 3

The present decision enters into force on the day of its adoption

Done at Lille, on 23/06/2009

For the Administrative Board

The Chairman

MICHAEL HARTING

¹ OJ L 220, 21.6.2004, p.3.

² OJ L 354, 31.12.2008 p.51

ANNEX

Terms of Reference of the Sub-Committee of the Administrative Board of the European Railway Agency on financial, budgetary and staff – related issues

Objective

1. The overall objective of the Sub-Committee is to advise the Administrative Board on all issues related to the drafting, the implementation of the budget and staff-related issues within the Agency. The Sub-Committee also advises the Administrative Board on the compliance of proposed amendments to the budgetary procedures.

Composition

2. The Sub-Committee shall be composed of the chairperson of the Administrative Board ,two members representing Member States and two members representing the Commission.
3. Each Administrative Board member is entitled to propose one expert as candidate-member for the Sub-Committee. The members of the Sub-Committee must have proven experience of budgeting.
4. The Commission representatives in the Administrative Board shall propose the two members representing the Commission in the Sub-Committee.
5. The members are appointed by the Administrative Board which also appoints the chairperson of the Sub-Committee.
6. The Agency's staff takes part in the Sub-Committee as experts-secretariat. The Executive Director shall assist the work of the sub-committee and shall appoint a member of the Agency staff to act as a secretary of the sub-committee.
7. The Sub-Committee can be dissolved by the Administrative Board.

Tasks, functions and working methods

8. The Sub-Committee has a consultative function. It issues its opinion to the Administrative Board on matters related with the establishment and implementation of the budget as well as staff-related matters. The opinions of the Sub-Committee are not superseding or replacing the opinions of the Administrative Board.
9. The Sub-Committee does not intervene in the general management of the Agency.
10. The Sub-Committee shall adopt its working methods by consensus.
11. The Sub-Committee shall adopt its opinions by consensus. If so requested, a member may have his/her dissenting opinion reflected.
12. The members of the Sub-Committee are not entitled to any reimbursement of costs except the reimbursement of travel costs in accordance with the relevant rules applicable for the Administrative Board.

Meetings

13. The Sub-Committee shall meet according to its objectives, namely prior to the meetings of the Administrative Board and prior to decisions of the Administrative Board on important financial, budgetary and staff – related matters.