

**DECISION n°75
of the Administrative Board of the European Railway Agency adopting an
Opinion on the Annual Accounts 2011**

THE ADMINISTRATIVE BOARD OF THE EUROPEAN RAILWAY AGENCY,

Having regard to Regulation (EC) No 881/2004 of the European Parliament and of the Council⁽¹⁾ establishing a European Railway Agency (hereinafter referred to as "the Agency") as amended by Regulation (EC) No 1335/2008² of the European Parliament and of the Council of 16 December 2008 and in particular Article 39, thereof, requiring that the Administrative Board shall give an opinion on the final accounts drawn up under the responsibility of the Director;

Having regard to the Agency's Financial Regulation adopted on 15 July 2004 as amended by decision 21/2008 on Regulation of the European Railway Agency amending the financial regulation of 5 July 2004 following Commission Regulation (EC, Euratom) n 652/2008 of 9 July 2008 adopted by the Administrative Board on 28 October 2008, and in particular article 83 thereof;

Having regard to the preliminary observations of the European Court of Auditors on the Agency's revised provisional accounts 2011, dated 15 June 2012, forwarded to the Chairman of the Board by the President of the Court;

HAS DECIDED TO GIVE THE FOLLOWING OPINION:

The Administrative Board of the European Railway Agency, having taken note of the European Court of Auditors preliminary observations on the Agency's revised provisional accounts and having examined the final accounts presented to it by the Accounting Officer has considered the 2011 annual accounts as annexed to this decision.

The Administrative Board has concluded, subject to an unqualified opinion from the Court of Auditors, that the said accounts, taken as a whole, and drawn up under the responsibility of the Agency's Executive Director, reflect the implementation of the Agency's 2011 budget and the activities undertaken by it during this year

Done, on 26/06/2012 in Lille

For the Administrative Board

The Chairman

MICHAEL HARTING

Annex 1: ERA Final Annual Accounts 2011

¹ OJ L 220, 21.6.2004, p. 3

² OJ L 354, 31.12.2008 p.51