



European Maritime Safety Agency

**DECISION OF THE ADMINISTRATIVE BOARD
OF THE EUROPEAN MARITIME SAFETY AGENCY**

of 10th November 2011

amending the

**DECISION OF THE ADMINISTRATIVE BOARD
OF THE EUROPEAN MARITIME SAFETY AGENCY**

of 24 November 2006

on general provisions for implementing Article 43 of the Staff Regulations

THE ADMINISTRATIVE BOARD OF THE EUROPEAN MARITIME SAFETY AGENCY (EMSA),

Having regard to Regulation (CE) N° 1406/2002 of the European Parliament and of the Council establishing a European Maritime Safety Agency, amended by Regulations (CE) N° 1644/2003 and 724/2004, in particular Article 6.

Having regard to the Staff Regulations of Officials of the European Communities and the Conditions of Employment of Other Servants of the European Communities laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68 and last amended by Council Regulation (CE, EURATOM EC) No 723/2004 of 22 March 2004 and in particular Article 43 thereof.

Having regard to the Decision of the Administrative Board of 24 November 2006 on general provisions for implementing Article 43 of the Staff Regulations.

Having regard to Article 43 of the Financial Regulation, adopted by the Administrative Board on 18 December 2008.

Whereas,

- (1) Implementing rules for the Agency should be adopted pursuant to Article 110 of Staff Regulations.
- (2) The implementing rules on Article 43 of the Staff Regulations shall contain special rules reflecting the particular role of the Administrative Board with regard to the Accounting Officer.
- (3) The Staff Committee has been consulted and has given its opinion.
- (4) The Commission has given approval to the present decision.

HAS DECIDED AS FOLLOWS:

ARTICLE 1

A new Article 3 *bis* is inserted in the Decision of the Administrative Board on general provisions for implementing Article 43 of the Staff Regulations adopted on 24 November 2006. This Article shall read:

'The Executive Director shall act as Reporting Officer for the Accounting Officer of the Agency. The Chairman of the Budget Committee of the Administrative Board shall act as Countersigning Officer.'

ARTICLE 2

A new Article 6 (1) *bis* is inserted in the decision of the Administrative Board on general provisions for implementing Article 43 of the Staff Regulations adopted on 24 November 2006. This Article shall read:


'In case of an appeal of the Accounting Officer the Chairman of the Administrative Board shall replace the appointed Chairman of the Joint Evaluation Committee for the deliberations of the Committee as regards this appeal. The appointed Chairman shall assist the Chairman of the Administrative Board in this capacity but shall have no voting rights.'

ARTICLE 3

These rules shall take effect on the day following its adoption. It shall first be implemented during the appraisal exercise covering the year 2011 which shall take place during the first quarter of 2012.

Done at Lisbon, on 10 November 2011

For the Agency:



Jørgen Hammer Hansen

Chairman of the Administrative Board