Basic information

2002/0181(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
European Aviation Safety Agency: budget and finances, access to documents Amending Regulation (EC) No 1592/2002 2000/0246(COD) **Subject** 1.20.05 Public access to information and documents, administrative practice 8.40.08 Agencies and bodies of the EU 8.70.02 Financial regulations	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
BUDG Budgets	DELL'ALBA Gianfranco (NI)	28/08/2002

Former committee responsible	Former rapporteur	Appointed
BUDG Budgets	DELL'ALBA Gianfranco (NI)	28/08/2002

Former committee for opinion	Former rapporteur for opinion	Appointed
CONT Budgetary Control	VAN HULTEN Michiel (PSE)	02/09/2002
LIBE Citizens' Freedoms and Rights, Justice and Home Affairs	HERNÁNDEZ MOLLAR Jorge Salvador (PPE-DE)	12/09/2002
AFCO Constitutional Affairs	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
Economic and Financial Affairs ECOFIN	2513	2003-06-03

European Commission

Commission DG	Commissioner
Budget	

Key events

Date	Event	Reference	Summary
17/07/2002	Legislative proposal published	COM(2002)0406	Summary
02/09/2002	Committee referral announced in Parliament, 1st reading		
02/10/2002	Vote in committee, 1st reading		
02/10/2002	Committee report tabled for plenary, 1st reading	A5-0331/2002	
22/10/2002	Decision by Parliament, 1st reading	T5-0474/2002	Summary
03/06/2003	Council position published	08241/1/2003	Summary
19/06/2003	Committee referral announced in Parliament, 2nd reading		
30/06/2003	Vote in committee, 2nd reading		
01/07/2003	Decision by Parliament, 2nd reading	T5-0300/2003	Summary
22/07/2003	Final act signed		
22/07/2003	End of procedure in Parliament		
29/09/2003	Final act published in Official Journal		

Technical information

Procedure reference	2002/0181(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 1592/2002 2000/0246(COD)
Legal basis	EC Treaty (after Amsterdam) EC 080-p2 Rules of Procedure EP 66_o-p4
Stage reached in procedure	Procedure completed

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0331/2002	02/10/2002	
Text adopted by Parliament, 1st reading/single reading		T5-0474/2002 OJ C 300 11.12.2003, p. 0022-0075 E	22/10/2002	Summary
Text adopted by Parliament, 2nd reading		T5-0300/2003 OJ C 074 24.03.2004, p. 0021-0043 E	01/07/2003	Summary

Council of the EU

Document type	Reference	Date	Summary
Council statement on its position	09309/2003	15/05/2003	
Council position	08241/1/2003 OJ C 219 16.09.2003, p. 0009-0012 E	03/06/2003	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2002)0406	17/07/2002	Summary
Commission communication on Council's position	SEC(2003)0718	17/06/2003	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES1364/2002	11/12/2002	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2003/1643
OJ L 245 29.09.2003, p. 0007-0009 Summary

European Aviation Safety Agency: budget and finances, access to documents

2002/0181(COD) - 22/07/2003 - Final act

PURPOSE : to bring into line the constituent acts of the decentralised Community bodies with the new Financial Regulation of June 2002 as well as with the Regulation on public access to documents of May 2001. LEGISLATIVE ACT : Regulation 1643/2003/EC of the European Parliament and of the Council amending Regulation 1592/2002/EC on common rules in the field of civil aviation and establishing a European Aviation Safety Agency. CONTENT : this Regulation amends Regulation 1592/2002/EC concerning, on the one hand, the financial and budgetary rules of the Agency with a view to ensuring consistency with the new Financial Regulation which entered into force on 1 January 2003 and, on the other hand, the access to documents with a view to implementing Regulation 1049/2001/EC of the European Parliament and of the Council of 30 May 2001 on public access to European Parliament, Council and Commission documents. ENTRY INTO FORCE : 01/10/2003.

European Aviation Safety Agency: budget and finances, access to documents

2002/0181(COD) - 17/07/2002 - Legislative proposal

PURPOSE : to present a proposal for amendment of the constituent acts of Community bodies following the adoption of the new financial regulation. CONTENT : the new Financial Regulation applicable to the general budget of the EC will enter into force on 1 January 2003 (see CNS/2000/0203). It presents a new approach concerning the budgetary and financial status of the decentralised Community Agencies. The most important novelties concerning Community Agencies are as follows: - Article 185: the Commission adopts a framework Financial Regulation applicable to the bodies set up by the Communities, having legal personality and which actually receive grants from the general budget (see CNS/2002/0902). The financial rules of these bodies may not depart from the framework Regulation unless specifically required for their operation and with the Commission's prior consent; discharge for the implementation of the budgets of the bodies is to be given by the European Parliament, acting on a recommendation by the Council; the Commission's internal auditor exercises the same powers over these bodies as over Commission departments; the above-mentioned bodies must apply the accounting rules established by the Commission's accounting officer so that their accounts can be consolidated with the Commission's accounts; - Article 46(3)(d) : the establishment plans of the bodies are to be decided by the general budgetary authority. These novelties require corresponding amendments to the legal acts establishing the Agencies concerned in order to implement the new system. These changes are the subject of the present proposals. In these proposals the Commission also tackles two further questions concerning the decentralised Community bodies. The first is connected with the current general reform process, viz. the question of transparency and public access to documents. The second question concerns the procedure for appointing the Directors of the Community bodies. Taking into account the above-mentioned development of the general recasting process, it is assumed that the new arrangements (Articles 185 and 46(3)(d)) will apply to the thirteen existing Community Agencies, namely: - the European Centre for the Development of Vocational Training (Thessaloniki); - the European Foundation for the Improvement of Living and Working Conditions (Dublin); - the European Environment Agency (Copenhagen); _ the European Training Foundation (Turin); _ the European Monitoring Centre for Drugs and Drug Addiction (Lisbon); - the European Agency for the Evaluation of Medicinal Products (London); _ the European Agency for Safety and Health at Work (Bilbao); _ the Translation Centre for the Bodies of the EU (Luxembourg); _ the European Monitoring Centre on Racism and Xenophobia (Vienna); _ the European Agency for Reconstruction (Thessaloniki); _ the European Food Safety Authority; _ the European Aviation Safety Agency; _ the European Maritime Safety Agency; as well as to one body established under the Third Pillar, buttreated as a traditional Community body in budgetary and financial terms, Eurojust. There are two decentralised Community bodies which do not receive grants from the general budget, namely the Office for Harmonisation in the Internal Market (Alicante) and the Community Plant Variety Office (Angers). They therefore do not fall within the definition of Article 185. However, they are affected by the proposals to bring their internal control mechanisms into line with the new Financial Regulation.

European Aviation Safety Agency: budget and finances, access to documents

2002/0181(COD) - 22/10/2002 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted its resolution drafted by Gianfranco DELL'ALBA (Ind, It) on the amendments to the constituent acts of the European Aviation Safety Agency following the adoption of the new Financial Regulation. (Please refer to the document dated 02/10/02.) Parliament inserted some further amendments of note into the act: -before taking any decision which has financial implications and which may have an impact on the amount of the Community subsidy, the management will notify the Commission and the budgetary authority. If neither arm of the budgetary authority has raised any objection within six weeks, the management board will adopt the final decision; -the Executive Director may delegate his powers of budget implementation to Agency staff under certain conditions; -administrative, preparatory or ancillary tasks involving neither the exercise of public authority nor the use of discretionary powers of judgement may be entrusted to the private sector; -this Regulation will not come into effect until a decision has been taken on a definitive seat for the Agency.

European Aviation Safety Agency: budget and finances, access to documents

2002/0181(COD) - 01/07/2003 - Text adopted by Parliament, 2nd reading

The European Parliament adopted a resolution approving the common position. The act was accordingly deemed adopted in accordance with the common position.

European Aviation Safety Agency: budget and finances, access to documents

2002/0181(COD) - 17/06/2003

The Commission is satisfied with the content of the common position, in that it allows Parliaments amendments to be incorporated either in the body of the Regulations or in the form of declarations, while respecting the structure of the initial proposal.

European Aviation Safety Agency: budget and finances, access to documents

2002/0181(COD) - 03/06/2003 - Council position

At a trialogue meeting held on 18/03/03, the European Parliament and the Council agreed that the text of the Regulation should incorporate four Parliament amendments relating to: - notification of the budgetary authority regarding the evaluation procedures; - the conditions for the final adoption of the Agency's budget; - notification of the budgetary authority regarding projects, in particular those relating to property, which might have significant financial implications for the budget; - the discharge procedure. The Council did not adopt the Commission's proposal for the procedure to appoint the director, as it was not technically an amendment to the existing rules. Three other European Parliament amendments were not included in the Regulation but were accepted in substance in the form of statements which appear in Addendum 2 to the common position and will be published in the Official Journal. These draft statements are as follows - Statement by the European Parliament, the Council and the Commission : The European Parliament, the Council and the Commission would point out that the budget of the bodies referred to in Article 185 of the Financial Regulation may include a financial contribution from the host Member State. - Statement : It is highly desirable that the competent bodies make every endeavour to settle the question of the definitive location of the new agencies as early as possible. - Statement by the European Parliament and the Council : the European Parliament and the Council request that the Commission, in the event of revision of the Framework Financial Regulation for the bodies referred to in Article 185 of the General Financial Regulation, should first consult the European Parliament, the Council and the Court of Auditors. The Commission undertakes to submit the draft to these bodies for their opinion.