

Governing Board

DECISION GB(D)13-2024

Delegation of power of signature of Amendment 2 to the SESAR 3 JU - EUROCONTROL Data Protection Administrative Arrangement to the SESAR 3 JU Executive Director

THE GOVERNING BOARD OF SESAR 3 JOINT UNDERTAKING ("SESAR 3 JU"),

Having regard to:

- Council Regulation (EU) 2021/2085 of 19 November 2021 establishing the Joint Undertakings under Horizon Europe and repealing Regulations (EC) No 219/2007, (EU) No 557/2014, (EU) No 558/2014, (EU) No 559/2014, (EU) No 560/2014, (EU) No 561/2014 and (EU) No 642/2014¹ ("Single Basic Act" or "SBA"), as amended by Council Regulation (EU) 2023/1782 of 25 July 2023 amending Regulation (EU) 2021/2085 establishing the Joint Undertakings under Horizon Europe, in particular Articles 19(2), 35 and 157,
- Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data ("EUDPR"), and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, in particular Articles 41 (1) and 48 (3) (b),
- The Governing Board Decision GB(D)16-2022 of 13 October 2022 on Delegation of power of signature of the Data Protection Administrative Arrangement to the SESAR 3 JU Executive Director,
- The Decision of the European Data Protection Supervisor (Case 2022-0933) of 14 December 2022 temporarily authorising the use of the administrative arrangement between the SESAR 3 JU and Eurocontrol ("EDPS Decision" or "EDPS Authorisation"),
- The Data Protection Administrative Arrangement between the SESAR 3 JU and Eurocontrol S3JU/LC/006-CTR of 15 December 2022 as amended on 09 October 2023 ("Administrative Arrangement"),
- The Decision of the European Data Protection Supervisor (Case 2024-0345) of 28 June 2024 authorising the use of the administrative arrangement between the SESAR 3 JU and EUROCONTROL ("EDPS final authorisation"),

Whereas:

- (1) EUROCONTROL approved a new Regulation on Personal Data Protection by Permanent Commission Measure No 24/288, on 20 March 2024 (the "EUROCONTROL Regulation").
- (2) The EDPS final authorisation recommends the introduction of changes to the

¹ OJ L 427, 30.11.2021, p. 17

Administrative Arrangement to reflect the appropriate safeguards, including enforceable data subject rights and effective legal remedies for data subjects, introduced by the EUROCONTROL Regulation.

- (3) The EDPS recommends introducing the changes to the Administrative Arrangement at the latest by 31 December 2024.
- (4) In line with Article 14 (2) of the Administrative Arrangement, changes to the Administrative Arrangement require a formal amendment.
- (5) The EDPS was consulted on the final text of the amendment,

HAS DECIDED AS FOLLOWS:

Article 1

Amendment 2 of the SESAR 3 JU - EUROCONTROL Data Protection Administrative Arrangement attached hereto as Annex I is approved.

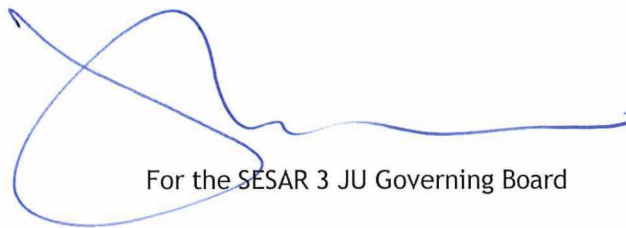
Article 2

The powers of signature of Amendment 2 of the SESAR 3 JU - EUROCONTROL Data Protection Administrative Arrangement are delegated to the Executive Director of SESAR 3 JU.

Article 3

This Amendment shall enter into force on the day of its adoption.

Done in Brussels, 12 December 2024.

A handwritten signature in blue ink, consisting of a large loop followed by a horizontal line.

For the SESAR 3 JU Governing Board

*The Chairperson
Filip Cornelis*