

Written Procedure

Subject:	Decision of the Management Board to adopt the Single Programming Document 2023-2025 and the Financial Statement of Revenue and Expenditures for the Financial Year 2023
Phase:	Closure of the procedure
From:	Chairperson of the Management Board
To:	Management Board
Previous documents:	2022-414 REV1, 2022-421, 2022-444, 2022-446, 2022-445

Pursuant to Article 19(1) (r) the Management Board has to adopt, before 30 November each year, by a two-thirds majority of its members with the right to vote, and in accordance with the annual budgetary procedure, the single programming document taking into account the opinion of the Commission and ensure that the definitive version of this single programming document is transmitted to the European Parliament, to the Council and to the Commission and is published.

Pursuant to Article 44 (4) the single programming document becomes definitive after the adoption of the general budget of the Union, and if necessary, shall be adjusted accordingly.

Pursuant to Article 19(1) (b) the Management Board has to adopt the annual budget of the Agency by a majority of two thirds of members entitled to vote. In accordance with Article 45 (7), the budget voted by the Management Board becomes final once the general budget of the Union is definitively approved. In order to become final, the Agency's voted budget is adapted to the final general budget of the Union as appropriate.

Due to the close relationship between the single programming document and the annual budget, the two documents are combined in a single decision.

As the formal opinion of the Commission on the Single Programming Document 2023-2025 was received with a significant delay, the adoption of the document is not within the legal deadline set in the establishing Regulation – that is, by 30 November 2022.

On 6 December 2022, the final version of the Single Programming Document 2023-2025 (document 2022-414 REV 1) and the Financial Statement of Revenue and Expenditures for the Financial Year 2023 (document 2022-421) were sent for the decision of the Management Board via fast-track written procedure.

By the deadline of the written procedure on 12 December 2022 COB, comments were received from the European Commission (without opposing to the adoption of the documents). The comments do not affect the overall content of the document but rather bring additional precision. They have been addressed in the revised version of the Single Programming Document 2023-2025 (document 2022-414 REV 2) by adding a note to clarify the approval process of the second extension of the operational site, by removing the reference to Bulgaria and Romania receiving full access to VIS and by clarifying references to additional staff for 2023 in the Annexes of the document.

Considering the above and in accordance with the provisions of Article 8 of the Rules of Procedure of the Agency, the Management Board decides to adopt the following decision by written procedure:

The Management Board decides to adopt the Single Programming Document 2023-2025, as set out in document 2022-414 REV 2 and asks the Executive Director to ensure that the document is transmitted to the European Parliament, the Council and the Commission and published.

The Management Board decides to adopt the Financial Statement of Revenue and Expenditures for the Financial Year 2023 as set out in document 2022-421.

Zsolt Szolnoki

Chairperson of the Management Board