

This document is meant purely as a documentation tool and the institutions do not assume any liability for its contents

► **B**

COMMISSION DECISION
of 13 January 1971
on the reorganization of the Joint Nuclear Research Centre (JRC)
 (71/57/Euratom)
 (OJ L 16, 20.1.1971, p. 14)

Amended by:

	Official Journal		
	No	page	date
► <u>M1</u> Commission Decision 74/578/Euratom of 13 November 1974	L 316	12	26.11.1974
► <u>M2</u> Commission Decision 75/241/Euratom of 25 March 1975	L 98	40	19.4.1975
► <u>M3</u> Commission Decision 82/755/Euratom of 2 June 1982	L 319	10	16.11.1982
► <u>M4</u> Commission Decision 84/339/Euratom of 24 May 1984	L 177	29	4.7.1984

Amended by:

► <u>A1</u> Act of Accession of Spain and Portugal	L 302	23	15.11.1985
► <u>A2</u> Act of Accession of Austria, Sweden and Finland	C 241	21	29.8.1994
(adapted by Council Decision 95/1/EC, Euratom, ECSC)	L 1	1	1.1.1995

▼B**COMMISSION DECISION****of 13 January 1971****on the reorganization of the Joint Nuclear Research Centre (JRC)**

(71/57/Euratom)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Atomic Energy Community (Euratom), and in particular Article 8 thereof;

Having regard to the Treaty establishing a single Council and a single Commission of the European Communities, and in particular Article 16 thereof;

Having regard to the rules of procedure of the Commission, and in particular Article 27 thereof;

Having regard to the Opinion of the Scientific and Technical Committee;

Whereas it is necessary to provide the Joint Research Centre with an organization and powers appropriate to its tasks,

HAS ADOPTED THIS DECISION:

▼M3*Article 1*

Within the Directorate-General for Science, Research and Development, the Joint Research Centre (JRC) shall consist of the Research establishments set up by the Commission to carry out the Community's research and training programmes, and of the necessary ancillary services.

▼M4*Article 2*

The organs of the JRC shall be:

- the Director-General, who shall also serve as Deputy Director-General of the Directorate-General for Science, Research and Development,
- the Board of Governors,
- the Scientific Council,
- the Scientific Committee.

▼B*Article 3*

The Joint Research Centre shall be under the authority of a Director-General appointed by the Commission on the basis of a contract of not more than four years' duration, which shall be renewable.

▼M1

Brussels is the place of work of the Director-General and the departments directly attached to him.

▼B

The Director-General shall take all measures necessary for the efficient functioning of the JRC consistent with the regulations in force and the authority delegated to him. In accordance with the procedures hereinafter described:

▼M3

- he shall prepare — in agreement with the Director-General for Science, Research and Development — and submit to the Commission the JRC's draft programmes, indicating the financial aspects thereof,

▼B

- within the total funds provided by the Council for the purpose, he shall negotiate and conclude research contracts, and in doing so shall conform to the tariff rules laid down by the Council on a proposal from the Commission,
- he shall be responsible for the implementation of programmes and for financial administration,
- he shall determine the internal organization of the JRC, taking particularly into account the requirements of a functional budget;
- he shall exercise the powers conferred upon the appointing authority by the Staff Regulations of Officials and the Conditions of Employment of Other Servants.

▼M4*Article 4*

A Board of Governors of the JRC is hereby set up. It shall consist of ►**A2** 16 ◀ members:

- (a) a high-level representative from each Member State, to be appointed formally by the Commission on the basis of nominations by the authorities of the State in question;
- (b) a chairman elected by the ►**A2** 15 ◀ representatives of the Member States referred to in point (a).

All members shall be appointed for a term of three years, which shall be renewable.

The Board of Governors shall draw up its own rules of procedure, within the framework of Council Decision 84/337/Euratom, EEC of 29 June 1984 on the multiannual research and training programmes to be carried out by the joint Research Centre (JRC)⁽¹⁾, and in particular Articles 3 and 4 thereof.

The Board of Governors of the JRC shall assist and advise the Commission in the formulation of strategic decisions concerning the role of the JRC within the Community framework programmes and having regard to the need to develop close cooperation between the JRC and the Member States, in particular in the following fields:

- the drafting of proposals concerning new programmes and their integration into the Community research strategy,
- preparing, each year, the establishment plan for the JRC and its budget,
- implementing the research and development programmes,
- adapting the JRC programme in accordance with Articles 3 and 4 of Decision 84/337/Euratom, EEC,
- drafting an annual JRC management report,
- any other consultation the Commission may request of it.

The Board of Governors of the JRC shall normally be convened twice yearly.

The JRC shall provide the secretariat for the Board of Governors of the JRC and shall make available to it any information it may require for the performance of its function.

Article 4a

A Scientific Council of the JRC is hereby set up. It shall consist of ►**A1** 13 ◀ members:

- (a) the chairman, appointed by the Commission;
- (b) a leading scientist from each Member State, to be appointed by the Commission on the basis of at least two nominations by the authorities of the State in question.

⁽¹⁾ OJ No L 177, 4. 7. 1984, p. 23.

▼M4

All members shall be appointed for a term of three years, which shall be renewable.

The Scientific Council of the JRC shall normally be convened six times a year.

It shall assist and advise the Commission on the following matters:

- the implementation of current research and development programmes and allocation of available resources for these programmes,
- the formulation of proposals relating to new programmes and the funds considered necessary for their implementation,
- the JRC's establishment plan and the recruitment of senior staff (A/1 and A/2 and appointments of comparable importance),
- major investments,
- the internal evaluation of the research results at the halfway stage of the programme.

The JRC shall provide the secretariat for the Scientific Council and shall make available to it any information it may require for the performance of its function.

Article 4b

The Board of Governors and the Scientific Council may meet jointly at the request of either one of the two bodies or of the Commission.

▼B*Article 5*

A scientific committee of the JRC is hereby set up to assist the Director-General.

The Scientific Committee shall be composed as to two-thirds of the main heads of department and project managers and as to one-third of members of the scientific and technical staff elected by that staff as their representatives.

The Scientific Committee shall be duly consulted by the Director-General on all questions of a scientific or technical nature relating to the activities of the JRC. In this connection, it shall take part in the preparation of draft programmes.

▼M3*Article 6*

1. The Director-General of the JRC, having due regard to the general policy adopted by the Council and to the general guidelines issued by the Commission and the Directorate-General for Science, Research and Development, shall prepare the JRC's draft programmes on his own responsibility and in close consultation with the Directorate for Scientific and Technical Coordination, cooperation with non-member countries and COST.

▼M4

2. The Scientific Council of the JRC and the Board of Governors of the JRC shall be consulted on these drafts.

▼M3

3. The Commission shall examine the draft programme in the light of the general policy and budgetary situation of the Community. It shall adopt the proposals in accordance with the provisions of the Treaty and lay them before the Council.

▼B*Article 7*

1. The Director-General shall be responsible for the proper execution of the programmes laid down for the JRC. He shall direct the activities of the departments and services, and in particular decide between the alternative methods of implementing the programme.

▼B

2. He shall provide the Commission ►**M3**, in agreement with the Director-General for Science, Research and Development, ◀ with all information which it needs to draw up the reports required by Article 11 of the Euratom Treaty.

3. The Director-General shall ensure, as necessary, that successive programmes are properly coordinated and inter-related, during implementation and preparation, with particular reference to the scientific and industrial infrastructure of the JRC. The Director-General shall arrange to review the programmes every two years.

Article 8

The Director-General shall keep the ►**M4** Scientific Council of the JRC ◀ duly informed concerning the activities of the Joint Research Centre, in particular as regards major contracts concluded, staff management policy, the detailed elaboration of the Centre's programme and any major amendments to programmes already approved. In the light of this information the ►**M4** Scientific Council of the JRC ◀ may deliver opinions to the Director-General.

Article 9

1. Each year the Director-General shall make an estimate of the funds required for the implementation of the programme, for inclusion under the relevant head of the preliminary draft budget of the Communities. This estimate shall include a forecast of revenue and expenditure. in respect of work done by the JRC under contract.

Article 6 shall apply, *mutatis mutandis*, to the preparation of preliminary draft budgets for research activities.

2. Expenditure of the JRC shall be authorized by the Director-General; he shall sign payment orders and receipts; he shall conclude contracts and authorize transfers of funds.

3. The Director-General shall make a quarterly financial report to the Commission. At the end of the financial year he shall forward to the Commission a statement of revenue and expenditure for that financial year.

4. The Commission shall appoint the officer responsible for the control of the commitment and authorization of expenditure and for the supervision of revenue.

5. The Commission shall appoint the accounting officer responsible for the payment of expenditure and receipt of revenue, for keeping the books and for the safe custody of funds and securities.

Article 10

1. The Director-General shall have such powers over the staff as are conferred upon the appointing authority, with the exception of those laid down in Articles 90 and 91 of the Staff Regulations which are the prerogative of the Commission.

2. However, in respect of officials and other servants of grades A1 and A2, the powers laid down in Articles 29, 49, 50 and 51 and Title VI of the Staff Regulations shall be exercised by the Commission on a proposal from the Director-General.

3. The Director-General shall, on behalf of the Commission, take all measures necessary to ensure the safety of persons and installations for which he is responsible.

▼M2*Article 10 bis*

The Director-General may delegate to the responsible officials of the establishment the powers conferred upon him by this Decision.

The Director-General will keep the Commission informed on effective delegation.

▼ M3

▼ B

Article 12

This Decision shall be published in the *Official Journal of the European Communities*.