FRONTEX MANAGEMENT BOARD DECISION No 021/2008
of 12 June 2008

on the practical arrangements for participation of the United Kingdom in Frontex' operational activities

THE MANAGEMENT BOARD


Whereas:

(1) In accordance with Article 12(1) of the Frontex Regulation, Frontex shall facilitate operational cooperation of the Member States with the UK in matters covered by its activities and to the extent required for the fulfillment of its tasks.

(2) In accordance with Article 12(2) of the Frontex Regulation, support provided by Frontex shall cover the organisation of joint return operations of the Member States in which the UK participates.

(3) In accordance with Article 19(1)(b) of the Frontex Financial Regulation², the items of revenue which shall be used to finance specific items of expenditure include specific financial contributions by the UK to Frontex' activities.

(4) In accordance with Article 19(3) of the Frontex Financial Regulation, the budget shall carry headings to accommodate categories of assigned revenue, such as financial contributions made by the UK and shall wherever possible indicate the amount thereof.

(5) In accordance with Article 7 of the Implementing Rules to the Frontex Financial Regulation³, special financial contributions made by the UK are paid as follows:
   (a) seven twelfths of the sum entered in the budget no later than 31 January of the current year;
   (b) the remaining five twelfths no later than 15 July of the current year.

(6) The Management Board deems it necessary to lay down the procedures to be followed regarding requests for participation by the UK in Frontex' activities,

HAS ADOPTED THIS DECISION:

Article 1

ANNUAL REQUEST

1. Within two months after the adoption of the Frontex Annual Work Programme, the UK may submit an Annual Request to participate in some or all of the activities listed in the Programme.

2. The Annual Request shall include reference to the UK’s financial contribution.

3. The Management Board decides on the Annual Request for the UK’s participation by the majority stipulated in Article 20(5) of the Frontex Regulation.

² Decision of the Management Board of 30 June 2005.
Article 2

SPECIFIC REQUEST

1. On the basis of the activities in the Annual Request in which the UK has been allowed to participate, the UK shall submit a Specific Request for each particular activity in which it is willing to participate.

2. Each Specific Request shall be submitted to Frontex for onward circulation to the Members of the Management Board.

3. The Management Board decides on each Specific Request separately, in accordance with Article 20(5) of the Frontex Regulation.

4. The Management Board decides on a Specific Request by written procedure under Article 8 of the Rules of Procedure of the Management Board.

5. Tacit approval for UK's participation is considered to have been given in the absence of sufficient number of explicit objections submitted within five working days, or less if the Executive Director has set a shorter time limit justified by operational needs.

Article 3

ADDITIONAL SPECIFIC REQUEST

1. The Annual Request referred to in Article 1, does not prejudice the UK's ability to make additional Specific Requests for participation in Frontex activities during the course of the year.

2. The procedure outlined in Article 2 shall apply.

Article 4

FINANCIAL PROVISION

Each Management Board Decision on a request by the UK to participate in Frontex' activities shall set out the financial contribution of the UK in relation to the activities concerned.

Article 5

This decision repeals and replaces Frontex Management Board Decision of 24 March 2006 on the Frontex Framework Decision on Practical Arrangements for UK Participation in Frontex Operational Activities.

Done in Warsaw, 12 June 2008

For the Management Board

[signed]

Robert Strondl
Chairperson