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**HIGH COUNCIL DECISION No. 7/2019**

**of 6 December 2019**

**and namely amending the Financial Rules outlined in  
High Council Decision n° 6/2015 of 4 December 2015 as subsequently amended  
by High Council Decision n° 4/2016 of 3 June 2016,  
regarding Title V on Public Procurement in order to introduce rules on concessions  
by High Council Decision n° 8/2018 of 7 December 2018,  
amending article 74 and article 92 of the Financial Rules**

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**THE HIGH COUNCIL,**

Having regard to the Convention setting up the European University Institute (hereinafter the “EUI” or “the Institute”), and in particular Article 6(5)(a), Article 21, Article 23 and Article 26 thereof,

**Whereas:**

- The Convention setting up the EUI stipulates in its article 21 that :
  - 1) The Principal shall implement the budget in accordance with the financial rules and within the limits of the appropriations granted. He shall report on his management to the High Council.
  - 2) The financial rules may lay down provisions concerning the transfer of appropriations from one chapter to another or from one subdivision to another.
  
- The Convention stipulates in its article 23 that:
  - 1) The High Council shall appoint two auditors of different nationalities for a period of four years. These auditors’ term of office shall not be renewable. The purpose of the audit, which shall be based on records and, if necessary, performed on the spot, shall be to establish that all revenue has been received and all expenditure incurred in a lawful and regular manner and that the financial management has been sound. The auditors shall submit their report to the High Council annually. The Principal shall supply any such information and assistance as the auditors may require in the performance of their duties.
  - 2) The financial rules shall lay down the terms on which the Principal shall be given a discharge in respect of the implementation of the budget.
  
- The European University Institute’s Financial Rules revised by High Council Decision N° 6/2015 of 4 December 2015 have been subsequently amended by High Council Decision N° 4/2016 of 3 June 2016 regarding Title V of the Financial Rules on Public

Procurement and High Council Decision N. 8/2018 of 7 December amending article 74 and article 92 of the Financial Rules.

- The Financial Authorities see a need to clarify on which basis is given the opinion delivered by the Budget and Finance Committee regarding the decision discharging the President for the implementation of the budget.
- The High Council Financial Working Group entrusted with giving guidance to the High Council has proposed the following clarification.

**HAS DECIDED AS FOLLOWS:**

*Sole Article*

The text of article 93 of the Financial Regulations is replaced as follow:

“On the basis of the opinion delivered by the Budget and Finance Committee, the High Council shall take a decision discharging the President for the implementation of the budget in the terms foreseen in Article 23 of the Convention, that is, that all revenue has been received and all expenditure incurred in a lawful and regular manner and that the financial management has been sound.

The President shall take all appropriate steps to act on the observations in the discharge decision.”

Done at Florence, 6 December 2019

For the High Council

*The President*



Gunta ARĀJA