



DECISION OF THE GOVERNING BOARD

on the approval of the amended membership agreements between the Shift2Rail Joint Undertaking and the members other than the Union

N° 01/2019

THE GOVERNING BOARD OF THE SHIFT2RAIL JOINT UNDERTAKING,

Having regard to Council Regulation (EU) No 642/2014 of 16 June 2014 establishing the Shift2Rail Joint Undertaking¹ (S2R JU Regulation), in particular Article 3(2), Article 8(f), and Article 17 of the Statutes annexed thereto,

Having regard to the Governing Board Decision N°09/2018 on the outcome of the invitation to S2R JU Associated Members to submit an answer in view of the alignment of their activities and additional commitment to the S2R JU Programme,

Having regard to the Governing Board Decision N°16/2018 regarding the amendment of the membership agreements between the Shift2Rail Joint Undertaking and the members other than the Union,

Whereas:

- (1) Following the approval by the S2R JU Governing Board of the “Report regarding the outcome of the invitation to S2R JU Associated Members to submit an answer in view of the realignment of their activities and additional commitment to the Shift2Rail Programme”, the negotiation process indicated in Article 2 of the Governing Board Decision N°09/2018 was launched with the aim to amend the Membership Agreements to the Shift2Rail Joint Undertaking (S2R JU).
- (2) The amendments reflect the results of the Invitation to Associated Members as set out in the aforementioned Report.
- (3) Furthermore, during the aforementioned negotiation process, the S2R JU Founding Members were requested to submit any possible adjustments to their contributions, considering the focus and priorities of the Programme.
- (4) In addition, in order to ensure more flexibility in prioritizing the implementation of the programme research and innovation activities and to contribute to the achievement of the S2R JU objectives, there was a need to amend the provisions of Article 2(2) of the current membership agreements between the S2R JU and the members other than the Union. By Decision N°16/2018 the S2R JU Governing Board adopted a new “Template Membership Agreement of the Shift2Rail Joint Undertaking”.

¹ OJ L 177, 17.06.2014, p.9

- (5) Article 3(2) of the Governing Board Decision N°16/2018 states that the Executive Director of the S2R JU shall transmit the draft amended membership agreements to the Governing Board for approval.
- (6) Article 3(3) of the Governing Board Decision N°16/2018 states that upon approval of the amended membership agreements by the Governing Board and based on a delegation of signature, the S2R JU Executive Director shall sign them on behalf of the S2R JU,

HAS DECIDED AS FOLLOWS:

Article 1

The Governing Board approves the amended membership agreements of the following twenty-seven members of the S2R JU other than the Union, as set out in Annexes I- XXVII to this Decision:

Founding Members

1. Alstom Transport
2. Ansaldo STS
3. Bombardier Transportation
4. Construcciones y Auxiliar de Ferrocarriles
5. Network Rail
6. Siemens Aktiengesellschaft
7. Thales
8. Trafikverket

Associated Members

9. AERFITEC
10. Amadeus
11. AZD
12. CFW
13. DB
14. Diginext
15. EUROOC
16. Faively
17. HaCon
18. Indra
19. Kapsch
20. Knorr-Bremse
21. MerMec
22. SmartDeMain
23. SmartRaCon
24. SNCF
25. Switracken
26. Talgo
27. VVAC⁺

Article 2

The Governing Board requests the Executive Director to sign the amended Membership Agreements as set out in Annexes I-XXVII on behalf of the S2R JU.

Article 3

The amended Membership Agreements supersede the previous Membership Agreements and enter into effect on the date they are signed by the last party.

Article 4

This Decision shall enter into force on the day following that of its adoption.

Done at Brussels, on 22nd March 2019.

For the Governing Board



Henrik HOLOLEI
The Chairperson

- Annex I: Amended membership agreement between the Shift2Rail Joint Undertaking and Alstom Transport
- Annex II: Amended membership agreement between the Shift2Rail Joint Undertaking and Ansaldo STS
- Annex III: Amended membership agreement between the Shift2Rail Joint Undertaking and Bombardier Transportation
- Annex IV: Amended membership agreement between the Shift2Rail Joint Undertaking and Construcciones y Auxiliar de Ferrocarriles
- Annex V: Amended membership agreement between the Shift2Rail Joint Undertaking and Network Rail
- Annex VI: Amended membership agreement between the Shift2Rail Joint Undertaking and Siemens Aktiengesellschaft
- Annex VII: Amended membership agreement between the Shift2Rail Joint Undertaking and Thales
- Annex VIII: Amended membership agreement between the Shift2Rail Joint Undertaking and Trafikverket
- Annex IX: Amended membership agreement between the Shift2Rail Joint Undertaking and AERFITEC
- Annex X: Amended membership agreement between the Shift2Rail Joint Undertaking and Amadeus

- Annex XI: Amended membership agreement between the Shift2Rail Joint Undertaking and AZD
- Annex XII: Amended membership agreement between the Shift2Rail Joint Undertaking and CFW
- Annex XIII: Amended membership agreement between the Shift2Rail Joint Undertaking and DB
- Annex XIV: Amended membership agreement between the Shift2Rail Joint Undertaking and Diginext
- Annex XV: Amended membership agreement between the Shift2Rail Joint Undertaking and EUROOC
- Annex XVI: Amended membership agreement between the Shift2Rail Joint Undertaking and Faively
- Annex XVII: Amended membership agreement between the Shift2Rail Joint Undertaking and HaCon
- Annex XVIII: Amended membership agreement between the Shift2Rail Joint Undertaking and Indra
- Annex XIX: Amended membership agreement between the Shift2Rail Joint Undertaking and Kapsch
- Annex XX: Amended membership agreement between the Shift2Rail Joint Undertaking and Knorr-Bremse
- Annex XXI: Amended membership agreement between the Shift2Rail Joint Undertaking and MerMec
- Annex XXII: Amended membership agreement between the Shift2Rail Joint Undertaking and SmartDeMain
- Annex XXIII: Amended membership agreement between the Shift2Rail Joint Undertaking and SmartRaCon
- Annex XXIV: Amended membership agreement between the Shift2Rail Joint Undertaking and SNCF
- Annex XXV: Amended membership agreement between the Shift2Rail Joint Undertaking and Switracken
- Annex XXVI: Amended membership agreement between the Shift2Rail Joint Undertaking and Talgo
- Annex XXVI: Amended membership agreement between the Shift2Rail Joint Undertaking and VVAC⁺