



2.3.2018

# **AMENDMENTS**

## **1 - 8**

**Draft report**

**Bart Staes**

2016 discharge: Agency for the Cooperation of Energy Regulators (ACER)  
(2017/2174(DEC))



## **Amendment 1**

**Bart Staes**

on behalf of the Verts/ALE Group

### **Proposal for a decision 1**

#### **Paragraph 1**

##### *Proposal for a decision*

1. Grants the Director of the Agency for the Cooperation of Energy Regulators discharge in respect of the implementation of the Agency's budget for the financial year 2016 / ***Postpones its decision on granting the Director of the Agency for the Cooperation of Energy Regulators discharge in respect of the implementation of the Agency's budget for the financial year 2016;***

##### *Amendment*

1. Grants the Director of the Agency for the Cooperation of Energy Regulators discharge in respect of the implementation of the Agency's budget for the financial year 2016;

Or. en

## **Amendment 2**

**Ryszard Czarnecki, Notis Marias, Beata Gosiewska, Richard Sulík, Raffaele Fitto**

### **Proposal for a decision 1**

#### **Paragraph 1**

##### *Proposal for a decision*

1. ***Grants the Director of the Agency for the Cooperation of Energy Regulators discharge in respect of the implementation of the Agency's budget for the financial year 2016*** / Postpones its decision on granting the Director of the Agency for the Cooperation of Energy Regulators discharge in respect of the implementation of the Agency's budget for the financial year 2016;

##### *Amendment*

1. Postpones its decision on granting the Director of the Agency for the Cooperation of Energy Regulators discharge in respect of the implementation of the Agency's budget for the financial year 2016;

Or. en

## **Amendment 3**

**Bart Staes**

on behalf of the Verts/ALE Group

**Proposal for a decision 2**  
**Paragraph 1**

*Proposal for a decision*

1. Approves the closure of the accounts of the Agency for the Cooperation of Energy Regulators for the financial year 2016 / ***Postpones the closure of the accounts of the Agency for the Cooperation of Energy Regulators for the financial year 2016;***

*Amendment*

1. Approves the closure of the accounts of the Agency for the Cooperation of Energy Regulators for the financial year 2016;

Or. en

**Amendment 4**  
**Petri Sarvamaa**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

3. Notes from the Court's report that the carry-overs for Title III (operational expenditure) were at EUR 4 900 000 (86 %) of its committed appropriations, compared to EUR 1 400 000 (59 %) in 2015; notes furthermore that these carry-overs were predominantly related to the long-term nature of the implementation of Regulation (EU) No 1227/2011 of the European Parliament and of the Council<sup>12</sup> with EUR 4 700 000 in 2016, compared to EUR 1 100 000 in 2015;

---

<sup>12</sup> Regulation (EU) No 1227/2011 of the European Parliament and of the Council of 25 October 2011 on wholesale energy market integrity and transparency (OJ L 326, 8.12.2011, p. 1).

*Amendment*

3. Notes from the Court's report that the carry-overs for Title III (operational expenditure) were ***very high*** at EUR 4 900 000 (86 %) of its committed appropriations, compared to EUR 1 400 000 (59 %) in 2015; notes furthermore that these carry-overs were predominantly related to the long-term nature of the implementation of Regulation (EU) No 1227/2011 of the European Parliament and of the Council<sup>12</sup> with EUR 4 700 000 in 2016, compared to EUR 1 100 000 in 2015;

---

<sup>12</sup> Regulation (EU) No 1227/2011 of the European Parliament and of the Council of 25 October 2011 on wholesale energy market integrity and transparency (OJ L 326, 8.12.2011, p. 1).

Or. en

**Amendment 5**  
**Petri Sarvamaa**

**Motion for a resolution**  
**Paragraph 5**

*Motion for a resolution*

5. *Points out* that carry-overs *are* often partly or fully justified by the multiannual nature of the agencies' operational programmes, and do not necessarily indicate weaknesses in budget planning and implementation nor are they always at odds with the budgetary principle of annuality, in particular if they are planned in advance by the Agency and communicated to the Court;

*Amendment*

5. *Notes* that carry-overs *may* often *be* partly or fully justified by the multiannual nature of the agencies' operational programmes, and do not necessarily indicate weaknesses in budget planning and implementation nor are they always at odds with the budgetary principle of annuality, in particular if they are planned in advance by the Agency and communicated to the Court; *points out, however, that the high share of cancelled carry-overs (9,8 %) could be considered a sign of inaccurate budget planning;*

Or. en

**Amendment 6**  
**Petri Sarvamaa**

**Motion for a resolution**  
**Paragraph 15**

*Motion for a resolution*

15. Note the grounds for refusal to access to document; *calls on* the Agency to use in the most *restricted* manner the possibility to refuse access to document while protecting confidential or personal data;

*Amendment*

15. Note the grounds for refusal to access to document; *expects* the Agency to use in the most *lawful and regular* manner the possibility to refuse access to document while protecting confidential or personal data;

Or. en

**Amendment 7**  
**Petri Sarvamaa**

**Motion for a resolution**  
**Subheading 6**

*Motion for a resolution*

*Amendment*

***Performance-Based Budgeting (PBB)***

***Main achievements***

Or. en

**Amendment 8**  
**Petri Sarvamaa**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

17. Welcomes the fact that the Agency uses impact indicators and outcome indicators to measure its performance;

17. Welcomes the fact that the Agency uses impact indicators and outcome indicators to measure its performance; ***regrets, however, that there are no systematic ex ante assessments for planning and controls, and no systematic ex post evaluations to measure performance;***

Or. en