



2015/2166(DEC)

26.1.2016

AMENDMENTS

1 - 16

Draft opinion

Monica Macovei

(PE575.090v04-00)

on the discharge in respect of the implementation of the budget of the
European Union Agency for Fundamental Rights for the financial year 2014
(2015/2166(DEC))

Amendment 1
Traian Ungureanu

Draft opinion
Paragraph -1

Draft opinion

Amendment

-1. Notes the Court of Auditors conclusions that the annual accounts of the European Union Agency for Fundamental Rights present fairly its financial position on 31 December 2014 and that its transactions are legal and regular;

Or. en

Amendment 2
Traian Ungureanu

Draft opinion
Paragraph -1 a

Draft opinion

Amendment

-1a. Welcomes that according to the Court of Auditors Report, the 2014 budget appropriations were fully committed.

Or. en

Amendment 3
Monica Macovei

Draft opinion
Paragraph 1

Draft opinion

Amendment

1. Notes ***with concern from*** the Court of Auditors ***Report*** that the Agency ***carried over 75 % (EUR 5 848 956) of its annual***

1. Notes the Court of Auditors ***conclusions*** that the ***annual accounts of the*** Agency ***present fairly its financial position at 31***

operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where payments are made according to planned schedules; ***urges the Agency to eliminate the ineffective budget planning and implementation by its staff and to adopt adequate and transparent recruitment procedures***;

December 2014 and that its transactions are legal and regular; acknowledges that the ***high*** amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where payments are made according to planned schedules;

Or. en

Amendment 4 Petr Ježek

Draft opinion Paragraph 1

Draft opinion

1. Notes ***with concern*** from the Court of Auditors Report that the Agency carried over 75 % (EUR 5 848 956) of its annual operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where payments are made according to planned schedules; ***urges the Agency to eliminate the ineffective budget planning and implementation by its staff and to adopt adequate and transparent recruitment procedures***;

Amendment

1. Notes from the Court of Auditors Report that the Agency carried over 75 % (EUR 5 848 956) of its annual operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where payments are made according to planned schedules; ***Acknowledges the Agency's response regarding the nature of the carry-overs and the low level of cancellations in its budget; urges the Agency to improve budgetary planning and implementation***;

Or. en

Amendment 5
Traian Ungureanu

Draft opinion
Paragraph 1

Draft opinion

1. Notes with concern from the Court of Auditors Report that the Agency carried over 75 % (EUR 5 848 956) of its annual operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where payments are made according to planned schedules; urges the Agency to *eliminate the ineffective budget planning and implementation by its staff and to adopt adequate and transparent recruitment procedures*;

Amendment

1. Notes with concern from the Court of Auditors Report that the Agency carried over 75 % (EUR 5 848 956) of its annual operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where payments are made according to planned schedules; urges the Agency to *improve its budgetary* planning;

Or. en

Amendment 6
Monika Flašíková Beňová

Draft opinion
Paragraph 1

Draft opinion

1. Notes *with concern* from the Court of Auditors Report that the Agency carried over 75 % (EUR 5 848 956) of its annual operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where

Amendment

1. Notes from the Court of Auditors Report that the Agency carried over 75 % (EUR 5 848 956) of its annual operational expenditure from 2014 to 2015; acknowledges that the amounts carried over under title II mainly relate to the planned purchase of IT goods and services for which payments were only due in 2015, and the carry-overs under title III mainly reflect the multi-annual nature of the Agency's operational projects, where

payments are made according to planned schedules; **urges** the Agency to eliminate **the** ineffective budget planning and implementation by its staff and to adopt adequate and transparent recruitment procedures;

payments are made according to planned schedules; **fully acknowledges the Court of Auditors comment that carry-overs often result from events beyond the agencies' control or are justified by the multi-annual nature of operations, procurement procedures or projects but calls on** the Agency to eliminate **any** ineffective budget planning and implementation by its staff and to adopt adequate and transparent recruitment procedures;

Or. en

Amendment 7
Petr Ježek

Draft opinion
Paragraph 2

Draft opinion

2. Notes that under the new Staff Regulations as amended in 2004 remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; regrets that the Agency did not comply with this requirement in 10 cases; **calls into question the capacity of the Agency to manage human resources;**

Amendment

2. Notes that under the new Staff Regulations as amended in 2004 remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; regrets that the Agency did not comply with this requirement in 10 cases;

Or. en

Amendment 8
Monica Macovei

Draft opinion
Paragraph 2

Draft opinion

2. Notes that under the new Staff Regulations as amended in 2004

Amendment

2. Notes that under the new Staff Regulations as amended in 2004

remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; *regrets* that the Agency did not comply with this requirement in 10 cases; *calls into question the capacity of the Agency to manage* human resources;

remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations *and* that the Agency did not comply with this requirement in 10 cases; *acknowledges that the Agency took corrective measures in 2015; stresses the importance of sound* human resources *management and protection of staff rights*;

Or. en

Amendment 9
Traian Ungureanu

Draft opinion
Paragraph 2

Draft opinion

2. Notes that under the new Staff Regulations as amended in 2004 remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; regrets that the Agency did not comply with this requirement in 10 cases; *calls into question the capacity of the Agency to manage human resources*;

Amendment

2. Notes that under the new Staff Regulations as amended in 2004 remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; regrets that the Agency did not comply with this requirement in 10 cases; *takes note that following the Court of Auditors observations, the Agency has taken the necessary corrective measures and executed the supplementary salary payments*;

Or. en

Amendment 10
Monika Flašíková Beňová

Draft opinion
Paragraph 2

Draft opinion

2. Notes that under the new Staff

Amendment

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Regulations as amended in 2004 remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; regrets that the Agency did not comply with this requirement in 10 cases; ***calls into question the capacity of the Agency to manage human resources;***

Regulations as amended in 2004 remuneration of officials and other servants recruited before 1 May 2004 should not be less than the one under previous Staff Regulations; regrets that the Agency did not comply with this requirement in 10 cases;

Or. en

Amendment 11
Petr Ježek

Draft opinion
Paragraph 3

Draft opinion

3. ***Expresses its concern*** that the Agency ***did not adopt any internal binding rules for the protection of whistle-blowers, even though the Agency is obliged to do so according to Article 22c of the EU Staff Regulations and despite the recommendation made by Parliament in 2015;*** urges, ***therefore,*** the Agency to adopt ***binding*** rules on the protection of whistle-blowers ***and to provide the discharge authority with a track record of whistle-blowing cases handled in accordance with those rules;***

Amendment

3. ***Notes*** that the Agency ***applies the Commission whistleblowing guidelines following an Executive Board decision in 2012;*** urges the Agency to adopt ***new*** rules on the protection of whistle-blowers ***in accordance with Article 22c of the EU Staff Regulations;***

Or. en

Amendment 12
Monica Macovei

Draft opinion
Paragraph 3

Draft opinion

3. Expresses its concern that the Agency ***did not adopt any*** internal binding rules for

Amendment

3. Expresses its concern that the Agency ***still does not have its own*** internal binding

the protection of whistle-blowers, *even though the Agency is obliged to do so according to Article 22c of the EU Staff Regulations and despite the recommendation made by Parliament in 2015; urges, therefore, the Agency to adopt binding rules on the protection of whistle-blowers and to provide the discharge authority with a track record of whistle-blowing cases handled in accordance with those rules;*

rules for the protection of whistle-blowers, *despite the recommendation made by the Parliament in 2015, although draft provisions pending formal adoption existed since 2012; notes that the Agency follows the Commission guidelines and requires for these internal rules to be adopted and published without delay, according to Article 22c of the EU Staff Regulations; asks for a track record of whistle-blowing cases handled in accordance with those rules;*

Or. en

Amendment 13

Monika Flašíková Beňová

Draft opinion Paragraph 3

Draft opinion

3. Expresses its concern that the Agency did not adopt any internal binding rules for the protection of whistle-blowers, even though the Agency is obliged to do so according to Article 22c of the EU Staff Regulations and despite the recommendation made by Parliament in 2015; urges, therefore, the Agency to adopt binding rules on the protection of whistle-blowers and to provide the discharge authority with a track record of whistle-blowing cases handled in accordance with those rules;

Amendment

3. Reminds the Agency that it must adopt internal binding rules on whistle-blowers, as required under Article 22c of the EU Staff Regulations, which came into force on 1 January 2014;

Or. en

Amendment 14

Petr Ježek

Draft opinion Paragraph 4

Draft opinion

4. Acknowledges that the Agency adopted in 2014 a practical guide on management and prevention of conflict of interest for its staff; asks the Agency to provide the discharge authority with a track record of cases of conflict of interest identified, to **publish** the CVs and declarations of interest of its experts and **staff** and to establish **severe and** clear rules **against** "revolving doors".

Amendment

4. Acknowledges that the Agency adopted in 2014 a practical guide on management and prevention of conflict of interest for its staff; asks the Agency to provide the discharge authority with a track record of cases of conflict of interest identified, to **continue publishing** the CVs and declarations of interest of its **Management Board**, experts and **management team** and to establish clear rules **regarding** "revolving doors".

Or. en

Amendment 15
Monica Macovei

Draft opinion
Paragraph 4

Draft opinion

4. Acknowledges that the Agency adopted in 2014 a practical guide on management and prevention of conflict of interest for its staff; asks the Agency to provide the discharge authority with a track record of cases of conflict of interest identified, **to publish the** CVs and declarations of interest of its **experts and staff and to establish severe and** clear rules against "revolving doors".

Amendment

4. Acknowledges that the Agency adopted in 2014 a practical guide on management and prevention of conflict of interest for its staff; asks the Agency to provide the discharge authority with a track record of cases of conflict of interest identified **and to make sure that all** CVs and declarations of interest of its **Management Board members are published, along with a** clear **set of** rules against "revolving doors".

Or. en

Amendment 16
Monika Flašíková Beňová

Draft opinion
Paragraph 4

Draft opinion

4. Acknowledges that the Agency adopted in 2014 a practical guide on management and prevention of conflict of interest for its staff; asks the Agency to provide the discharge authority with a track record of cases of conflict of interest identified, to publish the CVs and declarations of interest of its experts and staff and to establish *severe and* clear rules against "revolving doors".

Amendment

4. Acknowledges that the Agency adopted in 2014 a practical guide on management and prevention of conflict of interest for its staff; asks the Agency to provide the discharge authority with a track record of cases of conflict of interest identified, to publish the CVs and declarations of interest of its experts and staff and to establish clear rules against "revolving doors".

Or. en