



2017/2169(DEC)

2.3.2018

AMENDMENTS

1 - 23

Draft report

Bart Staes

2016 discharge: European Union Agency for Law Enforcement Cooperation
(Europol)
(2017/2169(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 Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016 / *Postpones its decision on granting the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016;*

Amendment

1. Grants the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016;

Or. en

Amendment 2

Monica Macovei

Proposal for a decision 1

Paragraph 1

Proposal for a decision

1. Grants the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016 / *Postpones its decision on granting the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016;*

Amendment

1. Grants the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016;

Or. en

Amendment 3

Proposal for a decision 1

Paragraph 1

Proposal for a decision

1. ***Grants the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016*** / Postpones its decision on granting the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016;

Amendment

1. Postpones its decision on granting the Executive Director of the European Union Agency for Law Enforcement Cooperation discharge in respect of the implementation of the Europol's budget for the financial year 2016;

Or. en

Amendment 4

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 Europol for the financial year 2016 / ***Postpones the closure of the accounts of Europol for the financial year 2016;***

Amendment

1. Approves the closure of the accounts of Europol for the financial year 2016;

Or. en

Amendment 5

Petri Sarvamaa

Motion for a resolution

Paragraph 2

Motion for a resolution

2. Notes that, according to the Court's
PE618.268v01-00

Amendment

2. Notes that, according to the Court's

report, the carry-overs of committed appropriations for Title II (administrative expenditure) were at EUR 3 500 000 (39 %), compared to EUR 4 200 000 (41 %) in 2015; notes that these carry-overs mainly concerned the Europol's headquarters, which will only be invoiced by the host state in 2017 (EUR 2 000 000); acknowledges the fact that Europol will continue its efforts to ensure efficient and compliant budget implementation, in particular concerning carry-overs in relation to administrative expenditure; notes that due to the work regarding the Europol's headquarters performed under the authority of the host state as an external party, the handling of building-related costs is also expected to spread across financial years in future; notes that this is due to the inherent administrative set-up whereby Europol receives the related invoices after the host state has liaised with contractors at national level;

report, the carry-overs of committed appropriations for Title II (administrative expenditure) were **high** at EUR 3 500 000 (39 %), compared to EUR 4 200 000 (41 %) in 2015; notes that these carry-overs mainly concerned the Europol's headquarters, which will only be invoiced by the host state in 2017 (EUR 2 000 000); acknowledges the fact that Europol will continue its efforts to ensure efficient and compliant budget implementation, in particular concerning carry-overs in relation to administrative expenditure; notes that due to the work regarding the Europol's headquarters performed under the authority of the host state as an external party, the handling of building-related costs is also expected to spread across financial years in future; notes that this is due to the inherent administrative set-up whereby Europol receives the related invoices after the host state has liaised with contractors at national level;

Or. en

Amendment 6 Monica Macovei

Motion for a resolution Paragraph 4

Motion for a resolution

4. Notes that a total number of 48 transfers were made for a total amount of almost EUR 4 960 000 (4,9 % of the budget); notes furthermore that some transfers were necessary to take into account differences between the planning and the implementation of the budget due to urgent situations in certain crime areas, for instance activities related to the hotspots;

Amendment

4. Notes that a total number of 48 transfers were made for a total amount of almost EUR 4 960 000 (4,9 % of the budget); notes furthermore that some transfers were necessary to take into account differences between the planning and the implementation of the budget due to urgent situations in certain crime areas, for instance activities related to the hotspots; ***notes that transfers done in order to temporarily cover grant expenditure under the regular budget, due to the late cashing of the pre-financing amount of the grant agreement, were then reversed when the pre-financing was***

received;

Or. en

Amendment 7
Monica Macovei

Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

Amendment

4 a. Notes that contracts with a value not exceeding EUR 15 000 can be awarded without any publication; notes that this is in line with the Europol's current legal obligations; calls for Europol to advertise all its contracts; highlights that transparent public procurement is key in upholding citizens' trust in the Union and its institutions;

Or. en

Amendment 8
Petri Sarvamaa

Motion for a resolution
Paragraph 6

Motion for a resolution

Amendment

6. **Deeply** regrets that, having regard to the number of all posts occupied on 31 December 2016, gender balance **has not been achieved since the** ratio is 32,4 % female to 67,6 % male and that, **even more alarming**, female staff represented only 14 % in senior specialist / senior analyst positions and that the percentage of female staff in business manager and equivalent or higher positions was only 6,1 % (two members of staff); calls on Europol to take the gender balance issue into account **when recruiting new staff** and to inform the discharge authority during the next discharge procedure of the progress made

6. Regrets that, having regard to the number of all posts occupied on 31 December 2016, gender balance ratio **was** 32,4 % female to 67,6 % male and that female staff represented only 14 % in senior specialist / senior analyst positions and that the percentage of female staff in business manager and equivalent or higher positions was only 6,1 % (two members of staff); calls on Europol to take the gender balance issue into account and to inform the discharge authority during the next discharge procedure of the progress made at the end of 2017;

at the end of 2017;

Or. en

Amendment 9
Luke Ming Flanagan

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Deeply regrets that, having regard to the number of all posts occupied on 31 December 2016, gender balance has not been achieved since the ratio is 32,4 % female to 67,6 % male and that, even more alarming, female staff represented only 14 % in senior specialist / senior analyst positions and that the percentage of female staff in business manager and equivalent or higher positions was only 6,1 % (two members of staff); calls on Europol to take the gender balance issue into account when recruiting new staff and to inform the discharge authority during the next discharge procedure of the progress made at the end of 2017;

Amendment

6. Deeply regrets that, having regard to the number of all posts occupied on 31 December 2016, gender balance has not been achieved since the ratio is **more than two to one** - 32,4 % female to 67,6 % male - and that, even more alarming, female staff represented only 14 % in senior specialist / senior analyst positions and that **moreover, with the worst ratio of all**, the percentage of female staff in business manager and equivalent or higher positions was only 6,1 % (two members of staff); calls on Europol to **be more proactive, and to** take the gender balance issue into account **as a matter of urgency** when recruiting new staff and to inform the discharge authority during the next discharge procedure of the progress made at the end of 2017;

Or. en

Amendment 10
Petri Sarvamaa

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Notes that the Europol's staff spent an average of 1,2 % of the working days in 2016 on sick leave; observes **with some concern** that the number of days spent per member of staff on wellbeing activities in

Amendment

8. Notes that the Europol's staff spent an average of 1,2 % of the working days in 2016 on sick leave; observes that the number of days spent per member of staff on wellbeing activities in 2016 was less

2016 was less than one day; notes that Europol did not name different wellbeing activities put in place in 2016, as requested by Parliament, but reported on the costs spent per staff on the medical provider and related costs; calls on Europol to report on the sick leave overview counted in days *and introduce additional wellbeing activities for its staff and invites the whole staff to take part in it;*

than one day; notes that Europol did not name different wellbeing activities put in place in 2016, as requested by Parliament, but reported on the costs spent per staff on the medical provider and related costs; calls on Europol to report on the sick leave overview counted in days;

Or. en

Amendment 11
Luke Ming Flanagan

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Notes that the Europol's staff spent an average of 1,2 % of the working days in 2016 on sick leave; observes with some concern that the number of days spent per member of staff on wellbeing activities in 2016 was less than one day; notes that Europol did not name different wellbeing activities put in place in 2016, as requested by Parliament, but reported on the costs spent per staff on the medical provider and related costs; calls on Europol to report on the sick leave overview counted in days and introduce additional wellbeing activities for its staff and invites the whole staff to take part in it;

Amendment

8. Notes *with satisfaction* that the Europol's staff spent an average of *only* 1,2 % of the working days in 2016 on sick leave; observes with some concern that the number of days spent per member of staff on wellbeing activities in 2016 was less than one day; notes that Europol did not name different wellbeing activities put in place in 2016, as requested by Parliament, but reported on the costs spent per staff on the medical provider and related costs; calls on Europol to report on the sick leave overview counted in days and introduce additional wellbeing activities for its staff and invites the whole staff to take part in it;

Or. en

Amendment 12
Luke Ming Flanagan

Motion for a resolution
Paragraph 13

Motion for a resolution

Amendment

13. Notes that the Internal Audit Function carried out a review of the implementation of the Internal Control Standards in Europol in the first semester of 2016; notes that Europol prepared an action plan to address 15 out of the 40 recommendations by the end of 2016 **and that**, out of those recommendations, 20 were graded as “very important” and one was considered “critical”, namely a recommendation related to the adoption of an anti-fraud strategy, which was endorsed by the management board on 31 January 2017;

13. Notes that the Internal Audit Function carried out a review of the implementation of the Internal Control Standards in Europol in the first semester of 2016; notes that Europol prepared an action plan to address 15 out of the 40 recommendations by the end of 2016; **notes with real concern that** out of those recommendations, 20 were graded as “very important” and one was considered “critical”, namely a recommendation related to the adoption of an anti-fraud strategy, which was endorsed by the management board on 31 January 2017; **calls on Europol to address those problems fully and promptly, and to report on the results to the discharge authority;**

Or. en

Amendment 13 **Luke Ming Flanagan**

Motion for a resolution **Paragraph 14**

Motion for a resolution

14. Notes that 83 % of all audit recommendations by the Court, the Internal Audit Service (IAS), the Europol Joint Supervisory Body, the Commission’s data protection officer, and the Internal Audit Function, graded as “critical” or “very important”, were addressed in 2016;

Amendment

14. Notes **with satisfaction** that 83 % of all audit recommendations by the Court, the Internal Audit Service (IAS), the Europol Joint Supervisory Body, the Commission’s data protection officer, and the Internal Audit Function, graded as “critical” or “very important”, were addressed in 2016, **but notes also that 17% of the recommendations, graded as "outstanding", is still a substantial number;**

Or. en

Amendment 14 **Monica Macovei**

Motion for a resolution **Paragraph 14**

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Motion for a resolution

14. Notes that 83 % of all audit recommendations by the Court, the Internal Audit Service (IAS), the Europol Joint Supervisory Body, the Commission's data protection officer, and the Internal Audit Function, graded as "critical" or "very important", were addressed in 2016;

Amendment

14. Notes that 83 % of all audit recommendations by the Court, the Internal Audit Service (IAS), the Europol Joint Supervisory Body, the Commission's data protection officer, and the Internal Audit Function, graded as "critical" or "very important", were addressed in 2016, ***representing an increase of 12% compared to 2015;***

Or. en

Amendment 15

Monica Macovei, Dennis de Jong

Motion for a resolution

Paragraph 16

Motion for a resolution

16. Notes ***with satisfaction*** that on 1 May 2017 the Europol's management board adopted rules for the prevention and management of conflicts of interest in respect of its members, including in relation to their declarations of interests; notes that management board members and alternate members have been invited to complete, sign and submit their ***respective*** declarations together with their curricula vitae by 15 December 2017 for subsequent publication on the Europol's website; calls on Europol to report back to the discharge authority if management board members ***did so*** by the set deadline;

Amendment

16. Notes that on 1 May 2017 the Europol's management board adopted rules for the prevention and management of conflicts of interest in respect of its members, including in relation to their declarations of interests; notes ***with regret that Europol's approach has been to declare that there is no conflict of interest; notes with concern that the management board members have continued to publish declarations of absence of conflict of interest; calls for the management board members to publish their declarations of interests instead of declarations of absence of conflict of interest which will list their membership to any other organisations; stresses that it is not for the management board members to declare themselves out of conflict of interest; notes*** that management board members and alternate members have been invited to complete, sign and submit their declarations ***of interests*** together with their curricula vitae by 15 December 2017 for subsequent publication ***on the Europol's website;***

welcomes the publication of the management board members' curricula vitae on the Europol's website; calls on Europol to report back to the discharge authority if management board members *have actually published their declarations of interests* by the set deadline;

Or. en

Amendment 16
Luke Ming Flanagan

Motion for a resolution
Paragraph 17

Motion for a resolution

17. Notes that in 2016 Europol received 107 requests for access to documents (related to 138 documents) and that Europol granted full access to 39 documents, partial access was granted to 20 documents and access was refused to 79 documents;

Amendment

17. Notes that in 2016 Europol received 107 requests for access to documents (related to 138 documents) and that Europol granted full access to 39 documents, partial access was granted to 20 documents and access was refused to 79 documents; ***calls on Europol to be as open as possible in addressing those requests, bearing in mind the legal constraints but also the duty to openness and transparency;***

Or. en

Amendment 17
Monica Macovei, Dennis de Jong

Motion for a resolution
Paragraph 18

Motion for a resolution

18. Notes that Europol launched an additional 'ethics package' communication campaign in October 2017 to raise awareness among all Europol staff and seconded national experts about the updated versions of the Europol's Code of Conduct and guidance documentation on

Amendment

18. Notes that Europol launched an additional 'ethics package' communication campaign in October 2017 to raise awareness among all Europol staff and seconded national experts about the updated versions of the Europol's Code of Conduct and guidance documentation on

the handling of gifts, conflicts of interest and whistleblowing; notes with satisfaction that the guidance on whistleblowing underlines that Europol commits itself to protect the identity of whistleblowers;

the handling of gifts, conflicts of interest and whistleblowing; notes with satisfaction that the guidance on whistleblowing underlines that Europol commits itself to protect the identity of whistleblowers; *welcomes the publication of the guidance on whistleblowing arrangements on the Europol website; asks Europol to provide details on whistleblowing cases in 2016, if any, and how they were handled;*

Or. en

Amendment 18

Benedek Jávor, Bart Staes

on behalf of the Verts/ALE Group

Motion for a resolution

Paragraph 18 a (new)

Motion for a resolution

Amendment

18 a. Expresses the need to establish an independent disclosure, advice and referral body with sufficient budgetary resources, in order to help whistleblowers use the right channels to disclose their information on possible irregularities affecting the financial interests of the Union, while protecting their confidentiality and offering needed support and advice;

Or. en

Amendment 19

Petri Sarvamaa

Motion for a resolution

Subheading 8

Motion for a resolution

Amendment

Performance-based budgeting

Main achievements

Or. en

Amendment 20
Luke Ming Flanagan

Motion for a resolution
Paragraph 21

Motion for a resolution

21. Notes with satisfaction that ***Europol has***, in cooperation with Eurojust formalised a combined approach for the ISO14001/EMS Certification; acknowledges the fact that Europol has put in place numerous measures to ensure a cost-effective and environmentally friendly workplace and to further reduce or offset CO₂ emissions;

Amendment

21. Notes with satisfaction that in cooperation with Eurojust, ***Europol has*** formalised a combined approach for the ISO14001/EMS Certification; acknowledges the fact that Europol has put in place numerous measures to ensure a cost-effective and environmentally friendly workplace and to further reduce or offset CO₂ emissions;

Or. en

Amendment 21
Monica Macovei, Petri Sarvamaa, Patricija Šulin, Tomáš Zdechovský

Motion for a resolution
Paragraph 21 a (new)

Motion for a resolution

21 a. Notes with satisfaction that Europol continued to cooperate with a number of international partners as well as other Union agencies and bodies, and in particular, in view to the migration crisis, Europol further strengthened its cooperation with Frontex;

Or. en

Amendment 22
Petri Sarvamaa

Motion for a resolution
Paragraph 22

Motion for a resolution

22. Notes that, according to Europol's answers, there are substantial financial and operational risks due to the Brexit; calls on Europol to keep the discharge authority fully informed of the future impact of the Brexit on Europol;

Amendment

22. Notes that, according to Europol's answers, there are substantial financial and operational risks due to the Brexit; calls on Europol to keep the discharge authority fully informed of the future impact of the Brexit on Europol ***and to work in close cooperation with the Commission regarding Brexit negotiations in order to be sufficiently prepared to minimize any negative operational or financial impact that may occur;***

Or. en

Amendment 23
Luke Ming Flanagan

Motion for a resolution
Paragraph 22

Motion for a resolution

22. Notes that, according to Europol's answers, there are substantial financial and operational risks due to ***the*** Brexit; calls on Europol to keep the discharge authority fully informed of the future impact of the Brexit on Europol;

Amendment

22. Notes that, according to Europol's answers, there are substantial financial and operational risks due to Brexit; calls on Europol ***to remain proactive in identifying and addressing those risks, and*** to keep the discharge authority fully informed of the future impact of the Brexit on Europol;

Or. en