



**2021/2116(DEC)**

3.3.2022

# **AMENDMENTS**

## **1 - 9**

**Draft report**  
**Lefteris Christoforou**  
(PE698.956v01-00)

2020 discharge: European Union Agency for the Cooperation of Energy  
Regulators  
(2021/2116(DEC))



## Amendment 1

Katalin Cseh, Ramona Strugariu, Olivier Chastel, Pierre Karleskind, Michal Wiezik, Alin Mituța, Gilles Boyer

### Motion for a resolution

#### Recital A

##### *Motion for a resolution*

A. whereas, according to its statement of revenue and expenditure<sup>1</sup>, the final budget of the Agency for the Cooperation of Energy Regulators (the ‘Agency’) for the financial year 2020 was EUR 17 297 383, representing an increase of 7,12 % compared to 2019, whereas the budget of the Agency derives entirely from the Union budget;

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<sup>1</sup> OJ C 114, 31.03.2021, p. 245

##### *Amendment*

A. whereas, according to its statement of revenue and expenditure<sup>1</sup>, the final budget of the Agency for the Cooperation of Energy Regulators (the ‘Agency’) for the financial year 2020 was EUR 17 297 383, representing an increase of 7,12 % compared to 2019, whereas the ***inflation rate was 0,7 % in the Union in 2020; whereas the*** budget of the Agency derives entirely from the Union budget;

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<sup>1</sup> OJ C 114, 31.03.2021, p. 245

Or. en

## Amendment 2

Caterina Chinnici

### Motion for a resolution

#### Paragraph 3

##### *Motion for a resolution*

3. Notes that the Agency continues to use certain measures as key performance indicators to assess the performance of its activities; notes that for each task of the Agency a priority level is given (critical, important), objectives are defined in the annual work plan and performance indicators are defined; notes that the Agency reports that ***many targets, regardless whether they are critical or important, are not met***, due to constraints in human resources;

##### *Amendment*

3. Notes that the Agency continues to use certain measures as key performance indicators to assess the performance of its activities; notes that for each task of the Agency a priority level is given (critical, important), objectives are defined in the annual work plan and performance indicators are defined; notes ***with satisfaction that the Agency reports that despite the COVID-19 pandemic, the objectives of the 2020 work programme were largely met, with the exception of some goals related to Regulation (EU) No 1227/2011<sup>1a</sup> that were performed to a***

*lesser extent* due to constraints in human resources;

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*<sup>1a</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 3**

**Katalin Cseh, Ramona Strugariu, Olivier Chastel, Pierre Karleskind, Michal Wiezik, Alin Mituța, Gilles Boyer**

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

##### *Motion for a resolution*

5. *Notes that* the agency reported to have one woman (16,7 %) in its senior management and five men (83,3 %); *notes that* among *its* staff overall, the gender *ratio* is 68 men (67,3 %) and 33 women (32,7 %); notes that the Agency's management board is composed of four men (44,4 %) and five women (55,6 %);

##### *Amendment*

5. *Reiterates its concern on the gender distribution within the Agency's senior management as* the agency reported to have one woman (16,7 %) in its senior management and five men (83,3 %); *is of the opinion that the gender balance among the staff overall needs to be improved and notes that* the gender *distribution* is 68 men (67,3 %) and 33 women (32,7 %); notes that the Agency's management board is composed of four men (44,4 %) and five women (55,6 %);

Or. en

### **Amendment 4** **Caterina Chinnici**

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

##### *Motion for a resolution*

5. Notes that the agency reported to have one woman (16,7 %) in its senior

##### *Amendment*

5. Notes *with concern* that the Agency reported to have one woman (16,7

management and five men (83,3 %); notes that among its staff overall, the gender **ratio** is 68 men (67,3 %) and 33 women (32,7 %); notes that the Agency's management board is composed of four men (44,4 %) and five women (55,6 %);

%) in its senior management and five men (83,3 %); notes that among its staff overall, the gender **distribution** is 68 men (67,3 %) and 33 women (32,7 %); **encourages the Agency to take measures to improve the gender balance**; notes that the Agency's management board is composed of four men (44,4 %) and five women (55,6 %);

Or. en

#### **Amendment 5**

**Katalin Cseh, Ramona Strugariu, Olivier Chastel, Pierre Karleskind, Michal Wiezik, Alin Mituța, Gilles Boyer**

#### **Motion for a resolution Paragraph 5 a (new)**

*Motion for a resolution*

*Amendment*

**5 a. Welcomes the efforts made in staff policy to promote teleworking and healthy life and continues to encourage the Agency to pursue the development of a long term human resources policy framework that addresses work-life balance, lifelong guidance and career development, gender balance, teleworking, geographical balance and the recruitment and integration of people with disabilities;**

Or. en

#### **Amendment 6 Caterina Chinnici**

#### **Motion for a resolution Paragraph 6 a (new)**

*Motion for a resolution*

*Amendment*

**6 a. Notes that the Agency needs more staff and resources, primarily for implementing its tasks related to wholesale energy market integrity and**

*transparency and for monitoring  
unprecedentedly increased energy market  
transactions;*

Or. en

#### **Amendment 7**

**Katalin Cseh, Ramona Strugariu, Olivier Chastel, Pierre Karleskind, Michal Wiezik,  
Alin Mituța, Gilles Boyer**

#### **Motion for a resolution Paragraph 9**

##### *Motion for a resolution*

9. Notes that the Court has issued a qualified opinion regarding the legality and regularity of the payments underlying the accounts for the financial year **2020**; notes that for the 2019 financial year, the Court concluded that several specific contracts under a framework contract for IT services were irregular, because no competitive procurement procedure had been followed by the Agency, and more precise, certain ordered items and services were not covered by the price lists of the bids submitted for the contract; notes that payments made in 2020 for out-of-price list items under this framework contract amounted to EUR 752 654 (3,71 % of the total payment appropriations available in 2020); notes the statements of the director of the Agency in the discharge hearing with the agencies on 29 November 2021, and the Agency's reply to written questions that the Court's finding was related to an excessive use of the option of 'out-of-price list items', and that the Agency has taken steps to prevent this from happening in the future;

##### *Amendment*

9. Notes **with concern** that the Court has issued a qualified opinion regarding the legality and regularity of the payments underlying the accounts for the financial year **2019**; notes **with concern** that for the 2019 financial year, the Court concluded that several specific contracts under a framework contract for IT services were irregular, because no competitive procurement procedure had been followed by the Agency, and more precise, certain ordered items and services were not covered by the price lists of the bids submitted for the contract; notes that payments made in 2020 for out-of-price list items under this framework contract amounted to EUR 752 654 (3,71 % of the total payment appropriations available in 2020); notes the statements of the director of the Agency in the discharge hearing with the agencies on 29 November 2021, and the Agency's reply to written questions that the Court's finding was related to an excessive use of the option of 'out-of-price list items', and that the Agency has taken steps to prevent this from happening in the future; ***calls on the Agency to report to the Court and the discharge authority on the above mentioned framework contracts as well as on the steps taken;***

Or. en

**Amendment 8**

**Katalin Cseh, Ramona Strugariu, Olivier Chastel, Pierre Karleskind, Michal Wiezik, Alin Mituța, Gilles Boyer**

**Motion for a resolution**

**Paragraph 10 a (new)**

*Motion for a resolution*

*Amendment*

**10 a. Notes that the Agency failed to report on the number of cases of harassment; asks therefore the Agency to report to the discharge authority on the figures of harassment cases in 2020 as well as on the results of closed harassment cases;**

Or. en

**Amendment 9**

**Katalin Cseh, Ramona Strugariu, Olivier Chastel, Pierre Karleskind, Michal Wiezik, Alin Mituța, Gilles Boyer**

**Motion for a resolution**

**Paragraph 17 a (new)**

*Motion for a resolution*

*Amendment*

**17 a. Recalls the importance to increase the digitalisation of the Agency in terms of internal operation and management but also in order to speed up the digitalisation of procedures; stresses the need for the agency to continue to be proactive in this regard in order to avoid a digital gap between the agencies at all costs; draws attention, however, to the need to take all the necessary security measures to avoid any risk to the online security of the information processed; calls on the Agency to speed up the development of its cybersecurity policy and to inform the discharge authority on its completion;**

Or. en

