

DECISION AB n° 10/2017

**OF THE ADMINISTRATIVE BOARD OF THE AGENCY FOR THE
COOPERATION OF ENERGY REGULATORS**

of 28 June 2017

**appointing in an *ad interim* capacity the Accounting Officer
of the Agency for the Cooperation of Energy Regulators
and repealing Decision AB No 23/2011 of 22 September 2011**

THE ADMINISTRATIVE BOARD OF THE AGENCY FOR THE COOPERATION OF
ENERGY REGULATORS,

Having regard to Regulation (EC) No 713/2009 of the European Parliament and of the
Council of 13 July 2009 establishing an Agency for the Cooperation of Energy Regulators¹,
and, in particular, Article 13(7) thereof,

Having regard to Decision AB No 22/2013 of the Administrative Board of the Agency for the
Cooperation of Energy Regulators of 12 December 2013 on the adoption of the Financial
Regulation of the Agency for the Cooperation of Energy Regulators (hereinafter 'Agency's
Financial Regulation'), and, in particular, Article 50(1) and 50(2) thereof,

Having regards to the Staff Regulations and the Conditions of Employment of Other Servants
of the European Union ('CEOS')²,

Having regard to Decision AB No 23/2011 of the Administrative Board of the Agency for the
Cooperation of Energy Regulators of 22 September 2011 appointing the Accounting and
Budget Officer,

Whereas:

- 1) In accordance with Article 50(1) of the Agency's Financial Regulation the
Administrative Board appoints an accounting officer of the Agency for the
Cooperation of Energy Regulators (further: 'the Agency'), who should be independent
in performance of his/her duties and covered by the Staff Regulations. Furthermore,
pursuant to Article 50(2) of the Agency's Financial Regulation, two or more union
bodies may appoint the same accounting officer, and the Agency may also agree with
the Commission that the accounting officer of the Commission also acts as the
accounting officer of the Agency.

¹ OJ L211, 14.8.2009, p.1.

² Council Regulation (EEC, Euratom, ECSC) No 259/68 OJ L 56, 4.3.1968, p. 1, as last amended by
Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013, OJ L
287, 29.10.2013, p.15

Pursuant to Decision AB No 23/2011 of 22 September 2011 appointing the Accounting and Budget Officer, Ms Rodica Mandroc was appointed to the function. Ms Mandroc ceased her duties as a staff member of the Agency and from 16 March 2017 subsequently took up duties at another union body. From 16 March 2017 until new accounting officer is appointed Ms Mandroc remained in function as the accounting officer of the Agency with the duty to prepare and present the accounts for the year 2016 in accordance with Title IX of the Agency's Financial Regulation.

- 2) Pursuant to the possibility envisaged in Article 50 (2) of Agency's Financial Regulation, the Agency is currently under discussion with the European Commission with a view to agree that the accounting officer of the Commission also acts as the accounting officer of the Agency as of 1 October 2017.
- 3) Taking all of the above into consideration and to ensure business continuity, it is necessary to repeal the Decision AB No 23/2011 of 22 September 2011, and appoint the accounting officer of the Agency, who shall be covered by the Staff Regulations and functionally independent in the performance of his/her duties, for the limited period of time until it is decided that the accounting officer of the Commission is assigned duties to act as the accounting officer of the Agency;

HAS DECIDED AS FOLLOWS:

Article 1

Decision AB No 23/2011 of 22 September 2011 appointing Ms Rodica MANDROC the Accounting and Budget Officer of the Agency is hereby repealed.

Article 2

Mr Clement MARIN is hereby appointed in an *ad interim* capacity the Accounting Officer of the Agency until the Accounting Officer of the Commission is assigned these duties, or until further notice, whichever occurs first.

Article 3

This Decision shall take effect on the day of its adoption.

Done at Ljubljana, on 28 June 2017

SIGNED

