

DECISION No 8/2021

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

of 7 June 2021

**establishing the rules on the reimbursement of expenses and compensation of costs
incurred by Members and Alternates of the Administrative Board of the European Union
Agency for the Cooperation of Energy Regulators participating to the activities of the
Administrative Board**

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

Having regard to Regulation (EU) 2019/942 of the European Parliament and of the Council of 5 June 2019 establishing a European Union Agency for the Cooperation of Energy Regulators¹, and, in particular, Article 24(1)(h) thereof,

Having regard to the Decision No 07/2020 of the Administrative Board of the European Union Agency for the Cooperation of Energy Regulators of 17 June 2020 on the adoption of the Rules of Procedure of the Administrative Board of the European Union Agency for the Cooperation of Energy Regulators, and, in particular, Article 16(1) thereof,

Having regard to Decision No 8/2019 of the Administrative Board of the Agency for the Cooperation of Energy Regulators of 21 June 2019, on the Financial Regulation of the Agency for the Cooperation of Energy Regulators, and, in particular, Article 94 thereof,

Whereas:

- (1) Pursuant to Article 94 of Decision No 8/2019 ('Agency's Financial Regulation') the European Union Agency for the Cooperation of Energy Regulators ('the Agency'), in application of Article 238 of Regulation (EU, Euratom) 2018/1046², may reimburse travel and subsistence expenses incurred by persons invited or mandated by the Agency, and, where appropriate, pay any other indemnities to these persons.
- (2) With the exception of the members and alternates appointed by the European Commission, the members and alternates of the Administrative Board of the Agency, appointed by the European Parliament and the Council, act in their individual capacity.
- (3) The members of the Administrative Board shall undertake to act independently and objectively in the interest of the Union as a whole, and shall neither seek nor follow instructions from Union institutions, bodies, offices or agencies, from any government of a Member State or from any other public or private body.
- (4) In light of the above, it is appropriate to ensure that the members and alternates of the Administrative Board can perform their role.

¹ OJ L 158, 14.6.2019, p.22

² Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012, OJ L 193, 30.7.2018, p. 1–222.

- (5) It is appropriate to maintain transparent and non-discriminatory rules for the reimbursement of the travel and subsistence expenses incurred by Members and Alternate Members of the Administrative Board of the Agency in the performance of their duties.
- (6) It is also appropriate to grant an indemnity to Members of the Administrative Board of the Agency taking into consideration the additional administrative expenses they incur at the time of performing their duties.
- (7) Alternate Members of the Administrative Board should be granted the same conditions in terms of reimbursement of the travel and subsistence expenses, as well as of provision of indemnities when acting in replacement of Members of the Board of the Administrative Board.

HAS ADOPTED THIS DECISION:

Article 1

Unless covered by other means, travel and subsistence expenses incurred by the Members and Alternates of the Administrative Board in the exercise of their duties pursuant to Regulation (EU) No 2019/942, shall be reimbursed according to the rules applicable at the Agency for the reimbursement of expenses of non-remunerated experts.

Article 2

- (1) Members of the Administrative Board shall be entitled to an indemnity of EUR 450 for each full day of meeting attendance, being ordinary or extraordinary. A half-day meeting, or half-day meeting attendance, shall result in half the indemnity being paid.
- (2) A meeting lasting six hours or more shall be considered a full-day meeting and any meeting lasting less than six hours shall be considered a half-day meeting.
- (3) The payment of the indemnity shall be initiated after the conclusion of each meeting and it shall follow the submission by each Member of the Administrative Board of a request for indemnity, duly completed and signed, on the basis of relevant templates provided by the Agency to that end.
- (4) The Secretariat of the Administrative Board shall inform the Authorising Officer about the attendance of the Member of the Administrative Board in each meeting, indicating the entitlements to be granted.

Article 3

Article 2 shall also apply to Alternate Members of the Board of Appeal when replacing Members in the exercise of their duties.

Article 4

- (1) The Members of the Administrative Board may be invited to other meetings in the exercise of their duties. In such circumstances, Articles 1 and 2 may be applicable if included in the invitation of the Secretariat of the Administrative Board.

Article 6

- (1) This Decision shall enter into force on the day of its adoption and it shall apply to the meetings that took place in the course of the year 2020.
- (2) This Administrative Board shall be informed of this Decision.

Done at Ljubljana on 7 June 2021.

For the Administrative Board

The Chair

Dr. J. PENKER