

**DIRECTOR DECISION 2012-31**

**of 28 September 2012**

**on budget transfers - September 2012**

HAVING REGARD to Regulation (EC) No 713/2009 of the European Parliament and of the Council of 13 July 2009 establishing the Agency for the Cooperation of Energy Regulators (ACER), and, in particular, Article 17(5) thereof;

HAVING REGARD to Decision AB No 22/2011 of 22 September 2011 on the adoption of the Financial Regulation of the Agency for the Cooperation of Energy Regulators, and, in particular, Articles 23 and 24 thereof;

WHEREAS:

- (1) The Director may make transfers of the appropriations for the financial year without limit from one chapter to the other and from one article to another within the Titles, and from one Title to another up to a maximum of 10% of the appropriation for the financial year shown on both the line from which the transfer is made and the line to which the transfer is made.
- (2) The current budget transfer within Titles is appropriate to ensure an efficient use of resources.
- (3) The transfers concerned are accompanied by appropriate and detailed supporting documents showing the implementation of appropriations and estimates of requirements up to the end of the financial year,

**THE DIRECTOR HAS DECIDED:**

1. to adopt the budget transfers within Titles, as provided in Annex I.
2. to inform the Administrative Board as soon as possible of all the transfers made.

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

Done at Ljubljana on 28 September 2012.

  
Alberto Pototschnig  
Director

## ANNEX I

### BUDGET TRANSFER OVERVIEW AND EXPLANATORY NOTES

Title 1		Budget line	Budget line description	Initial credit	Transfer IN	Transfer OUT	Credit after transfer
(1)		A01101	Family allowances	508,067		(17,500)	490,567
(2)		A01141	Annual travel expenses from the place of work to origin	58,849	2,500		61,349
(3)		A01160	Expenditure related to Recruitment	54,159	15,000	-	69,159
			<b>TOTAL</b>	<b>621,075</b>	<b>17,500</b>	<b>(17,500)</b>	<b>621,075</b>
Title 2		Budget line	Budget line description	Initial credit	Transfer IN	Transfer OUT	Credit after transfer
(4)		A02330	Administrative Board meetings	64,000		(15,000)	49,000
(5)		A02420	Hardware and other equipment	36,000	15,000		51,000
(6)		A02332	Board of Appeal meetings	38,400		(16,000)	22,400
(7)		A02321	Expert consultations	153,800	55,000		208,800
(8)		A02333	External Participants to meetings	40,322		(19,000)	21,322
(9)		A02320	Legal expenses	20,000		(20,000)	-
			<b>TOTAL</b>	<b>352,522</b>	<b>70,000</b>	<b>(70,000)</b>	<b>352,522</b>

- (1) Recent performed recalculation of the family allowances entitlements identified some minor savings under budget line A01101 that could be made available to cover for funding gaps under the recruitment related expenditure and travel allowances.
- (2) With two more employee entitlements to annual travel allowance until the end of the year some additional funding needs have been identified under budget line A01141. The savings identified under budget line A01101 would be used to cover the gap.
- (3) Extra funding is required to cover the expenditure of four more selection procedures that are to be finalised until the year end. The gap will be funded from the savings under the budget line A01101.
- (4) A more precise estimation of the budgetary needs to cover for the expenditure related to the reimbursement of the Administrative Board members revealed some savings that will be made available to cover the costs of video conferencing equipment for the new department of market monitoring.
- (5) The incoming funds will be needed to cover the acquisition costs of video conferencing equipment to be made available on the sixth floor for the new market monitoring department.
- (6) As there was no need for a meeting of the Agency's Board of Appeal until the end of September 2012 an amount of €16,000 will be made available to cover the funding gap related to the tendering procedure for the new premises of the Agency.
- (7) The Agency started with a new market prospection for its new premises and before launching the negotiated tender the Agency will need to contract external expertise in the fields of security, architecture/interior design, mechanical engineering and legal

affairs in order to better define the technical specifications. Based on the estimate additional funding is required to cover the related expenditure. Funds were made available from the budget lines A02320, A02332 and A02333 where savings have been identified.

- (8) Based on reviewed estimation of the expenditure related to external participants to meetings some savings have been identified under budget line A02333 and will be made available to cover the funding needs under budget line A02321.
- (9) There is no expectation for any legal actions against the Agency, therefore the funds available under this budget line will be made available to cover the funding needs under the budget line A02321.