

Annex. Comments on the draft ACER Financial Regulation to be taken into account in the final version of the document:

1. Article 1 should be redrafted as follows: *"This Regulation lays down the essential financial rules of the Agency for the Cooperation of Energy Regulators. It is based on the Commission Delegated Regulation on the framework financial regulation for the bodies referred to Article 208 of Council Regulation (EU, Euratom) No 966/2012 from which it does not depart."*
2. Article 113 should be deleted as obsolete. Article 115 should be redrafted as follows: *"The Financial Regulation applicable to the Agency of [date] is repealed with effect from 1 January 2014. However, Article 40 shall continue to apply until 31 December 2014 and paragraphs 4 and 7 of Article 27 shall continue to apply until 31 December 2015."*
3. Article 116 should be redrafted as follows: *"This Regulation shall enter into force on the day following the date of its adoption. It shall apply from 1 January 2014. However, Articles 47 and 82(5) shall apply from 1 January 2015 and Article 32 and paragraphs 5 and 8 of Article 33 shall apply from 1 January 2016."*
4. Additionally, the following technical modifications are necessary¹:
 - in Article 8(3)(a):
for: 'Articles 96 and 97'
read: 'Articles 108 and 109'.
 - in Article 50(1) b, c, d:
for: 'Title VII'
read: 'Title IX'.
 - in Article 50(2), last sentence:
for: 'in the case referred to in this subparagraph'
read: 'in the cases referred to in this paragraph'.
 - in Article 53(2):
for: 'Articles 47,48 and 49'
read: 'Articles 54, 55, 56 '.
 - in Article 88(3):
for: 'provided for in paragraph 4'
read: 'provided for in paragraph 1'.

¹ These modification will be introduced to FFR